

MINUTES
REGULAR MEETING OF THE BOARD OF TRUSTEES
VILLAGE OF MONTICELLO, N.Y.
MONDAY, FEBRUARY 25, 2008

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: Ray Nargizian, Village Manager
John Barbarite, Deputy Village Manager
E. Danielle Jose, Village Attorney
Tim Havas, Deputy Village Attorney
Douglas Solomon, Chief of Police
Sue Flora, Code Enforcement Officer
Bill Bertholf, Sewer Superintendent

APPROVAL OF MINUTES OF BOARD MEETINGS OF FEBRUARY 11, 2008

A motion was made by Trustee Marinello, seconded by Trustee Schoonmaker, unanimously approved on a roll call vote to adopt the minutes of the meeting of February 11, 2008 as presented.

OLD BUSINESS

Mayor Barnicle announced that today is the first signs of reconstruction of Broadway as from Bank Street down to the new Sprint Office the trees have been trimmed and eventually removed on both sides of the road. The next step will be that DOT and NYSEG are meeting to plot out the movement of the telephone poles which will be relocated closer to the buildings, and therefore the reality of a Broadway Reconstruction Project is upon us and should make every resident and business owner very happy.

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MANAGER'S REPORT

On Wed. Feb. 13 I met with Walter Garigliano and Allan Scott representing the IDA. The nature of this meeting was to discuss the IDA's involvement in tax incentives to help developers, develop properties within the Village.

On Thursday Feb, 14, I met with Empire Resorts CEO, David Hanlon and V.P. Cliff Erlich to discuss the economic impact moving the Track and racino would have on the Village. Discussions of this potential move are in their infancy stage. Track officials assured the Village that they would work with the Village so that there would be no negative impact on the Village. It will take approximately three years for this development to occur.

Shabazz Jackson of Greenway Environmental met with Village officials to discuss recycling options. They have setup a meeting with the County to propose a trial program which will enable the County and the Village to have the facts and figures needed to make a decision as to whether to go forward with their proposal or not.

On Thursday Feb. 21 I met with the Senior Citizens to discuss the court house procedure while they have shuffle board sessions. In the springtime new concrete walkways will be installed to the rear entrances to courthouse and community room.

On Feb. 25, 2008 John Barbarite, Dr. Pat Michel representing the Monticello school system and I met to discuss recycling. We are in the process of going forward with a recycling plan for the entire school system. The target date is this September.

Work is under way to remove the trees on Broadway so that the DOT Broadway project can start this June.

On Saturday the 23, of Feb., I attended the heart-a-thon at Harris Hospital. This year the heart-a-thon raised \$57,000. Many thanks, to all who donated generously to this worthwhile cause.

Trustee Jenkins questioned since Mr. Barbarite is becoming Highway Superintendent what is the Manager's plan is for the Code Enforcement and the Grant's Department.

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The Manager responded that when Mr. Barbarite takes over the duties of Highway Superintendent several people will be interviewed to fill that position.

The Mayor indicated the Ms. Flora is the department head, but the Village is looking to add additional bodies to have more code enforcement people on the street.

Trustee Jenkins questioned why the Village spent thousands of dollars to get Mr. Barbarite certified and then he is sent to the Highway Department.

The Mayor indicated that this issue was discussed in Executive Session and should stay in Executive Session.

Trustee Jenkins disagreed and asked that it be discussed now.

The Village Attorney explained that when the Village Board initially envisioned the position of Deputy Village Manager, because that was the way the law was written, that person was required to be certified, and therefore the Village had an obligation to train Mr. Barbarite while he was in that position and then the Board made a decision to move him.

Trustee Jenkins responded that the Board made that decision, not him.

Trustee Schoonmaker indicated that the Board is taking the person that has code enforcement training, knows the zoning laws and he is being move to the position of Highway Superintendent and then we are going to look for other people to do that job.

Mayor Barnicle responded that there is a department head and we are going to look to bring in (if affordable) someone else to add to go out on the streets to be a code enforcement officer. The majority of the Board agreed to eliminate to dispend the Deputy Manager's position.

PUBLIC COMMENT

27 North Street

Ralph Bonfiglio noted that at the last meeting he was happy that Mr. Barbarite was able to stop the "slum lords" especially at the 27 North Street location, to give people a better quality of life and now he is becoming the Highway Superintendent so the Village of Monticello took one foot forward and three steps backwards. He questioned how many of the Highway employees wanted Mr. Barbarite to be give that position since then there is no incentive to better themselves.

Watchful Eye

Betty Friedland explained that she received a copy of the Watchful Eye (the political newsletter) and it is totally amazing to me that no one is taking credit for this paper. It is her opinion that many facts in this political paper are incorrect. The first of many is the article using the title of Abusing Freedom of Information. She stated that she can fully talk about this article since she does FOIL for information. In the past I have contacted both the Mayor and the Village Manager with questions and both said they would get back to her. Neither one did so when they did not give me answers to my questions; I came to Board meetings and asked the same questions. Like many other citizens we were told at the Board meeting that public comment is not a question and answer time. So again I got no answers so that left me with no other recourse but to FOIL to get answers. Now, if anyone costs the municipality dollars and time for these FOILS it is an elected and appointed official who feel they do not have to provide a taxpayer with answers. People are entitled under the FOIL to get your answers. I have no motives or personal vendettas either know the Manager seems to think that she is after his job. The only thing she wants is good government and answers to her questions which she is duly entitled to. As far as the person who supposedly signed this article, it is her opinion that he did not get accurate information. My FOIL clearly state nine items: the quality of the carpeting, the brand, the grade, the specifications and the wear warranty of the carpet that was put down in the Justice Court. The article stated, "She has even gone so far as to even seek information on thickness.

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Additionally, I would like to know how this particular person who claimed a woman was asking for FOIL requests since he is not employed by the Village and would have no access to this information. I FOILED again to know if anyone requested information on who FOILED for what, and was told that no one FOIL for this information. It is apparent that someone in the Village has supplied information to people without them FOILING for it. It is also my opinion that all this is a smoke screen to take attention from what is really going on now. I, like many other people do not want to find out after the fact that carpeting was purchased and put down before this Board approved it. Usually the procedure is that it is brought to the Board, it is discussed and see if it is what you want. You don't order it; you don't install it and you wait for the Board to make a decision. Bob Freedom, from the State Freedom of Information Law Office said that if information is readily available, it should be given out immediately, it is not the attorney's job to review every FOIL request, and it is the Clerk's job to immediately release the information if it is available. In today's Times Herald Record on page 7 there is an article titled "Cornwall's Plans for an Ethics Board". This would mandate all Board members and full time employees to fill out a disclosure form every year. She strongly recommended that the Village of Monticello adopt a similar yearly Board.

Trustee Jenkins felt that the cowards that wrote that paper should at least put their names on the paper, and if that isn't political, I don't know what you call it. He was concerned that John Barbarite's name wasn't mentioned once and it looks like he did nothing.

Broadway Project

Carmen Rue said "I hope you have your earphones very good today because sometimes you tell me that you don't understand or you don't hear."

Mayor Barnicle responded that if you are going to start your statement off by insulting my hearing loss you are way off base.

Carmen Rue responded that you insulted me before.

Mayor Barnicle responded that he does not say anything to you. I do not speak a word to you. Do not insult my hearing loss.

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Carmen Rue commented that one thing I want to correct you that the Village projects, the Broadway Project and the 42 Project were done by Jim Malloy as the Manager when Bobby Friedland was Mayor in 1993.

Raceway Casino

Trustee Schoonmaker explained that he was concerned that when the Concord addressed the Village Board at the last meeting they said that their partnership with the St. Regis Mohawk's is continuing and he now has correspondence from the tribe indicating that they no longer want to be associated with the raceway.

Mayor Barnicle responded that there is a discrepancy with all of that and they are having a mediator to work it out.

Sleepy Hollow PILOT Agreement

Trustee Schoonmaker questioned the letter that Trustee Gordon wrote dated February 21st that says that it has come to his attention that Henri Shawn has written to the Village, in part, requesting a letter mentioning the primary and favorable view to extend the current PILOT Program would be needed as well. He indicated that the Village Board never gave any review or favorable resolution to extending the present PILOT Agreement.

The Village Attorney responded that Attorney Henri Shawn also wrote her the same letter, asking if she would write the same letter and she responded to him on the phone by telling him that the Village Attorney doesn't write that type of letter and she was drafting a resolution, which the Village Board approved at the January 28th meeting which does not mention the PILOT Agreement.

Trustee Schoonmaker responded that he wants it perfectly clear that that resolution says absolutely nothing about the Village Board approving the PILOT Agreement.

Mayor Barnicle agreed with Trustee Schoonmaker.

Sanitation Fund

Trustee Schoonmaker indicated that he noticed that there is over one million dollars and it is his understanding that a majority of that money is being allocated for landfill tipping fees, however, he noticed just one man operating a garbage truck which is totally unsafe and not acceptable and if that employee injures himself that the Village will be paying workmen's compensation for many years. He felt with the amount of money in the Sanitation Fund he questioned why the Village can't hire several laborers or do something to eliminate only one person on a garbage truck. He felt there should always be enough manpower to do a route. He also indicated that employees are changing positions as they come vacant.

Mayor Barnicle responded that the Sanitation Department has been short a man for a long time and that is why the two part time employees were hired. The Mayor reported that Roy Jones and John Carr will be working in DPW and unnamed employees will be taking those positions.

The Village Attorney explained that all those positions must be posted according to union procedures.

Concord Water Contract

Trustee Schoonmaker questioned whether the contract between the Village's Water Department and the Concord addressed the concerns of the Village's Engineering firm Barton and Lougudis?

The Village Attorney explained that those comments were made before the contract was signed and the Village had two options in respect to that agreement one being to create a new water district or having them purchase water from the Village. Some of those changes that were suggested by the engineering firm was based on which way the Village optioned for and don't apply with the option that was chosen to have them purchase water from the Village. The balance of those changes was address by the Water Superintendent Clarence Decker, the Village Manager and herself. There was a meeting with the Concord Area Limited Partnership where those concerns were addressed, plus the ones the Water

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Superintendent, the Village Manager and she had raised and the changes were made after the presentation of the initial proposed draft. After that there was a series of revision which she can track on her computer because her changes were made in green and theirs are in red and they were passed back and forth through emails. She explained that the Village allows them to develop wells on the Village's property and then the water is all funneled to a central location and then they have control from their point forward. The Village, at these meeting, added oversight and approval of every change that was requested. The Village will have control over the meter and there will possibly be "spot" controls to check their side of the property. She felt that if the Village is selling water to them, then the Village has more control over that process, then if they are developing their own district on the Village's property.

Trustee VanDermark indicated that there would also be wireless meters in the homes so that the Village could send a truck through the development and be able to read water meter to verify the usage going through the main master meter to each individual home to ensure they were being billed properly.

Trustee Schoonmaker indicated that he would like to have those documents by this Friday.

Highway Superintendent Appointment

Trustee Schoonmaker felt that appointing John Barbarite as the new Highway Superintendent is one of the worse moves that this Board could make. He felt this issue needs to be revisited for the simple reason that we know what is happening between the two individuals, but when a man sits in a position and does his job and makes the Village better from what it has been, it seems to him that all that they are doing is punishing the guy and giving him a chance to fail and eventually be fired. He questioned Mr. Barbarite as to what he knows about being a Highway Superintendent such as how to build roads, trenches, etc. He felt that now the Village has to hire two people to take his place in the building department.

Mr. Barbarite responded that he did not.

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The Mayor responded to drawing a parallel that Tommy La Sorda, a Hall of Fame Manager in baseball for the Dodgers never played a day in his life.

Negotiations On A New Municipal Complex

Trustee Schoonmaker felt that at this time the Village should stop negotiations on building a new municipal complex.

The Mayor responded that there are no negotiations; the Village only has a vision and exploration. He felt it does not hurt to look outside the box and see what can help us in the future.

Trustee Jenkins felt the Village should only look at what they can afford as the Village cannot even buy Highway equipment.

Trustee Schoonmaker felt that if the Village needs to be rebuilding, the Board should pick the departments that need to be rebuilt and one of those departments is the Highway Department.

Trustee Jenkins felt that the Watchful Eye paper that was just published made the Village look like there were no problems, although he believes there are a lot of issues in the Village and that is why he is sitting on the Board addressing them. He felt the Manager and the Mayor sold people a dream by publishing and distributing the paper.

Mayor Barnicle felt that progress and vision go hand in hand and the Village has progress and yes, we still have work to do.

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MONTICELLO
AUTHORIZING THE VILLAGE TREASURER TO FILE A NOTICE OF INTENTION
TO CLAIM AGAINST FIRE INSURANCE PROCEEDS IN ACCORDANCE WITH
SECTION 331 OF THE NEW YORK STATE INSURANCE LAW**

WHEREAS, pursuant to New York General Municipal Law § 22, each tax district having the power to enforce the collection of taxes is authorized and empowered to claim against the proceeds of a policy of fire insurance insuring the interest of an owner and issued on real property located therein to the extent of any lean thereon which claim, when made and perfected in the manner

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provided in this section, shall further constitute a lien against such proceeds to which shall, as to such proceeds, be prior to all other leaned claims except the claim of a mortgagee of record named such policy; and

WHEREAS, the Village of Monticello is a tax district having the power to enforce the collection of taxes; and

WHEREAS, in the event of a fire loss where the Village of Monticello has an outstanding tax lien, in order to qualify to assert a claim against proceeds of a policy of fire insurance, the Village of Monticello must have previously filed a notice of intention to claim against fire insurance proceeds in accordance with section 331 of the New York State Insurance Law, thereby being placed on an index of tax districts maintained by the superintendent of the State of New York insurance Department; and

WHEREAS, the Village of Monticello is not presently listed on the superintendent's index of tax districts, and is therefore ineligible to assert any claim against fire insurance proceeds should it become necessary; and

WHEREAS, the Board of Trustees of the Village of Monticello has determined that it is in the best interest of the Village of Monticello to authorize the Village Treasurer to file a notice of intention to claim against fire insurance proceeds in accordance with section 331 of the New York State Insurance Law and General Municipal Law Section 22;

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF MONTICELLO

1. That the Village Treasurer is hereby authorized to file a notice of intention to claim against fire insurance proceeds in accordance with section 331 of the New York State Insurance Law and New York General Municipal Law Section 22; and be it further resolved
2. That this resolution shall take effect immediately.

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

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RESOLUTION AUTHORIZING PAYMENT OF \$2,000.00 FOR POLICE ACADEMY TUITION TO THE ORANGE COUNTY POLICE CHIEF'S ASSOCIATION FOR NEWLY HIRED OFFICER DAVID LINDSAY

WHEREAS, there is presently police academy training available for newly hired officer David Lindsay through the Orange County Police Chief's Association; and

WHEREAS, the training is being offered for \$2,000.00; and

WHEREAS, the Board of Trustees finds that it is in the best interest of the Village residents to properly train its police officers; and

NOW, THEREFORE IT IS HEREBY RESOLVED, that the Village of Monticello is authorized to pay \$2,000.00 for Police Academy tuition for training available for newly hired officer David Lindsay through the Orange County Police Chief's Association.

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

RESOLUTION APPROVING THE PURCHASE OF REPAIR DRIVE ROLLER FOR BELT PRESS FOR THE SEWER DEPARTMENT IN THE AMOUNT OF \$1,400

WHEREAS, the Monticello Sewer Department has a to repair a roller for a belt press for use at the Wasterwater Treatment Plant; and,

WHEREAS, this item is necessary to properly operate the Belt Press at the Wastewater Treatment Plant; and,

WHEREAS, the proposal is from Perma Flex that the Wastewater Treatment Plant Superintendent feels that they have dealt with this company before and they are familiar with their equipment and are best able to repair the equipment; and,

WHEREAS, there funds have been appropriated in the current FY budget; and,

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NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Monticello does hereby approve the purchase for repair of Drive Roller for the Belt Press from Perma Flex for the Sewer Department in the amount of \$1,400.

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

**RESOLUTION APPOINTING INSPECTORS OF ELECTION FOR VILLAGE
ELECTION MARCH 18, 2008**

WHEREAS, the Village of Monticello will hold a Village Election on Tuesday, March 18, 2008; and,

WHEREAS, the Board of Trustees is empowered to appoint inspectors of election for the Village Election.

NOW THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Monticello does hereby appoint the following persons and positions for the Village Election, March 18, 2008.

Election Inspectors: (20)

Democrats: Patricia McKinny, Debra McCreary, Geraldine Cox, Myrtle McKinney, Lenesta Pohl
Ocie Williams, Fannie Valenstein,
Mattie Anderson, Ann Shapiro, Ella
Snowden

Republicans: Marie Harris, June Bartol,
Patricia Richardson, Judy Wolkoff,
Margoth Sanchez, Shirley Rogg, Brian Massey
Chiana Massey, Beverly Santarelli,
Stephanie O'Brien

Cord Pullers: (5)

Democrats: Estelle Davidoff, Louise Davis, Willie Mae
Bonner, Nicole Escolvon, Ramri Caraballo
Recanvassor-Barbara Sush and Ursula Tieger
Machine Custodian-Robert Ottino - Democrat
Phil Sager - Republican

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

EXECUTIVE SESSION

At 7:34 p.m., a motion was made by Trustee Marinello, seconded by Trustee VanDermark unanimously approved on a roll call vote to move into Executive Session to discuss litigation and a personnel matter involving a particular person.

RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MONTICELLO TO APPROVE SETTLEMENT OF A CLAIM WITH SEMMIE AND JAMES JOHNSON, JR.

WHEREAS, Semmie and James Johnson, Jr., had previously filed a Notice of Claim against the Village alleging damage due to sewer back-up at their property at 9 Nelshore Drive; and

WHEREAS, the damage that is alleged is estimated by the property owners to be in the neighborhood of \$5,000.00; and

WHEREAS, in lieu of proceeding with litigation, Village Manager Ray Nargizian after consulting with the Sewer Department Superintendent wishes to offer the Johnsons, \$2,200.00 to settle the claim which would be payable upon receipt by the Village of Monticello of a General Release fully executed by Semmie & James Johnson, Jr.; and

WHEREAS, the Board of Trustees of the Village of Monticello finds that it is in the best interest of the Village to offer the Johnsons \$2,200.00 for settlement of the claim;

NOW, THEREFORE, it is hereby **RESOLVED**, that the Village Manager is hereby authorized to settle the claim of Semmie and James Johnson, Jr., for the sum of TWO THOUSAND TWO HUNDRED (\$2,200.00) DOLLARS; and it is further

RESOLVED, that, in the event the settlement offer is accepted, the Village Treasurer is hereby authorized to make payment to Semmie and James Johnson, Jr., in the sum of TWO THOUSAND TWO HUNDRED (\$2,200.00) DOLLARS to settle said claim upon receipt by the Village of Monticello of a General Release fully executed by Semmie and James Johnson, Jr.

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

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RECONVENING THE REGULAR VILLAGE BOARD MEETING

At 8:02 p.m., a motion was made by Trustee VanDermark, seconded by Trustee Marinello, unanimously approved on a roll call vote to move out of Executive Session into open session.

RESOLUTION TO TERMINATE JOHN BARBARITE WHO HOLDS THE POSITION OF DEPUTY VILLAGE MANAGER EFFECTIVE IMMEDIATELY

Discussion - Mayor Barnicle stated that, "It worked in the beginning and it hasn't worked lately for months and he agreed with Trustee Schoonmaker that it will not work downstairs and to that end the best thing for the Village is to go back to the single manager position and move forward.

The Village Attorney stated for the record that there was a discussion held in Executive Session.

Trustee VanDermark stated, "That we tried this and he was under the intention that something had to be done and I have said from the beginning that whatever had to be done needed to be done before this election so we did not make a mess for whatever Board, whether it be the new Gordon Administration or Jim's continuing administration and I made the case that I wanted to take care of this beforehand. This evidence is becoming compelling and overwhelming and I think we are really opening ourselves up for liability if we continue to go down this road. It seems to me with sworn depositions and recordings, these are all things you can't deny. There is a certain way to do things and there is a certain way not to do things. This problem has been rising and it is continuing to grow every time we turn around. I am not willing to let this go through to the next Board, if the next Board decides to put him on, that's fine, but I am not going to part of any more liability exposure than we are already at.

Mayor Barnicle questioned both Village Attorneys whether the investigation is continuing?

Village Attorney Jose responded that they haven't moved forward in the last five days, but Tim and her have interviewed people and talked to people and the Board also directed us to investigate in a couple of directions.

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Village Attorney Havas indicated that he has spoken with 5 people.

Trustee Marinello stated, "That this is not an easy decision for him either and if you want anything to be taken care of with property and homes, Mr. Barbarite is the man that can get it done, but at the same time the Village has to have professionalism, we have to treat people with respect as we want to be treated and I think the Village should not have to go through this situation where we may have a liability and this is a major, major issue. Trustee Marinello indicated that he loves this job and hopes to be reelected in four more weeks, but I will not make this a political issue, I will do what is best for the Village now, not what is best for the Village after."

Trustee Jenkins stated, "That by the Board firing John Barbarite is wrong, I think it is political, as how can a man be praised by this Village three weeks ago and fired today. He is an African American, I am a Chairman of CORE and why would he sit on this Board and have Mr. Barbarite saying those racist remarks and I would be the first one to call him on those remarks. I think it is all unfounded and the names that the Mayor has mentioned have no character and unfounded information." He felt it is more hearsay that this Board is going by and I don't see how you can take a man that did an outstanding job and all of a sudden kick him to the curb. He felt that it looks political.

Mayor Barnicle stated, "That John's work ethic was never in question, it is everything that has come after that, with treating the people with respect. We do have a sworn statement, on tape that witnessed a racial slur." He felt it is not unfounded, we have been struggling with this issue more than three weeks, more likely two months that the Board has been haggling and fighting over this.

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MONTICELLO
TO TERMINATE JOHN BARBARITE WHO HOLDS THE POSITION OF DEPUTY
VILLAGE MANAGER EFFECTIVE IMMEDIATELY**

WHEREAS, Mr. Barbarite is an "at will" employee of the Village of Monticello¹; and

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WHEREAS, certain compelling and overwhelming negative information has come to light regarding Mr. Barbarite's performance on the job; and

WHEREAS, the Village of Monticello has determined that it is in the best interest of the residents of the Village of Monticello to terminate Mr. Barbarite from employment with the Village of Monticello immediately;

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF MONTICELLO THAT Mr. Barbarite is hereby terminated from employment with the Village of Monticello effective immediately.

¹ Mr. Barbarite has no employment contract with the Village of Monticello, is not a member of a collective bargaining unit having a contract with the Village of Monticello and is thus exempted from civil service as he does not hold any position by permanent appointment in an exempt, noncompetitive or labor class. In the event that Mr. Barbarite did hold his position by permanent appointment in the exempt, noncompetitive or labor class and was honorably discharged war veteran as defined in Civil Service Laws Section 85, he would still be exempt from civil service as he holds the position of a deputy of an official.

A motion was made by Trustee VanDermark, seconded by Trustee Marinello, approved on a roll call vote as follows: Trustee Schoonmaker, nay; Trustee Jenkins, nay; Trustee Marinello, aye; Trustee VanDermark, aye; Mayor Barnicle, aye; Motion carried 3 ayes - 2 nays.

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At 9:02 p.m., a motion was made by Trustee VanDermark, seconded by Trustee Marinello, unanimously approved on a roll call vote to move out of Executive Session into open session.

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**RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MONTICELLO
RECOMMENDING THE VILLAGE MANAGER TO REPOST THE POSITION OF
SUPERINTENDENT OF SANITATION AND HIGHWAYS AND TO OFFER THE
POSITION OF INTERIM SUPERINTENDENT OF SANITATION AND HIGHWAYS TO
WILLIAM MASTERS**

The Village Manager stated, "That he would like to be in a position where he can interview those that are interested in the job. The Manager indicated that Joe Gray, Stanley Calhoun and Herb Smith are interested.

Trustee VanDermark suggested that the Board review the resumes that were received and then the Manager can set up interviews with those men.

WHEREAS, the position of Superintendent of Sanitation and Highways will be vacant on Thursday, February 28, 2008, and

WHEREAS, the Board of Trustees of the Village of Monticello wishes to ensure that all those interested in the position have had the opportunity to apply;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Monticello does hereby recommend that the Village Manager repost the position of Superintendent of Sanitation and Highways and to offer the position of Interim Superintendent of Sanitation and Highways to William Masters.

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

ADJOURNMENT

At 9:30 p.m., a motion was made by Trustee Schoonmaker, seconded by Trustee Marinello, unanimously approved on a roll call vote to adjourn the Regular Village Board meeting.

EDITH SCHOP, Village Clerk

