

# Un-Approved Minutes of the Board

## Minutes

Board of Trustees

Village of Monticello

April 1<sup>st</sup>, 2014

7:00pm

### **Call Meeting to Order**

The meeting was called to order at 7:00 pm by Mayor Jenkins.

### **Roll Call**

Mayor Jenkins-Present

Carmen Rue-Present

Rochelle Massey-Present

Larissa Bennett-Present

James Matthews-Present

### **Pledge to the Flag**

Mayor Jenkins introduced the new Village Manager, Allan Thompson, to the Public that was present.

Mr. Thompson responded that he looks forward to working with the Board.

### **Motion to accept the agenda**

A motion was made by Trustee Massey with a second by Trustee Matthews to accept the agenda with the following add-ons:

1. Village Manager Report & Village Manager Appointments
2. Holding of the Village Mayor's Appointments for Village Clerk & Village Treasurer
3. The omission of the March 11<sup>th</sup> -14<sup>th</sup>, 2014 meeting minutes

Upon the call, the vote went as follows:

Trustee Rue made the following statement:

The Village Clerk circulated an Agenda for a Reorganizational Meeting to be held tonight. The reorganizational meeting of the Board of Trustees is when newly elected members are sworn into office and annual appointments are made by the Mayor or Manager, including any that are subject to approval of the Board of Trustees. When the unlawful nature of tonight's scheme was pointed out to her, the Clerk sent an e-mail admitting that, after she checked the law and with NYCOM, she discovered that I was correct – holding the reorganization meeting prior to the installation of the newly elected trustees was illegal.

But, instead of changing the nature of the meeting, she edited the Agenda to delete the word "Reorganizational" from the meeting's agenda, but did not change the purpose or intent of tonight's unlawful meeting. Not only that, NYCOM also explained to Janine that the term of office for appointees currently in place do not expire until the 7th.

I hereby declare this meeting, and any of the actions which may be taken here tonight to be null and void, subject to approval of the duly elected Board of Trustees at the annual meeting to be held April 7, 2014. I advise anyone whose contracts or interests may be on tonight's agenda not to rely on these votes, and to take no action on these matters until they are considered at the annual meeting of Trustees on April 7, 2014, as any or all of the votes which may taken at tonight's meeting are presented with fraudulent intent and may be null and void unless or until ratified by the elected board.

Trustee Rue-nay  
Trustee Bennett-nay  
Trustee Matthews-yea  
Trustee Matthews-yea  
Mayor Jenkins-yea

**Approval of Minutes from the March 19<sup>th</sup> & 24<sup>th</sup>, 2014 meetings**

A motion was made by Trustee Massey with a second by Trustee Matthews to approve the minutes. Upon the call, the vote went as follows:

Trustee Rue-nay  
Trustee Bennett-nay  
Trustee Matthews-yea  
Trustee Matthews-yea  
Mayor Jenkins-yea

**Mayor's Appointments w/Board Approval-Two (2) Year Appointment-on hold until 4/7/14**

<i>Village Clerk</i>	Term Expiration
Janine Gandy	April 2014

<i>Treasurer</i>	Term Expiration
Lilu Li	September 2014

**Mayor's Appointments w/Board Approval-One (1) Year Appointment-on hold**

<i>Village Special Council</i>	Term Expiration
Ferick, Lynch, MacCartney, LLC	September 2012-on hold

*Deputy Village Attorney*  
Vacant

Term Expiration

**Mayor's Appointments w/Board Approval-Five (5) Year Appointment**

*Planning Board Members*

Term Expiration

Oswald Allen

April 2018

A motion was made by Trustee Massey with a second by Trustee Matthews to appoint Mr. Allen to the Planning Board. Upon the call, the vote went as follows:

Trustee Rue-nay

Trustee Bennett-nay

Trustee Matthews-yea

Trustee Matthews-yea

Mayor Jenkins-yea

**Monticello Housing Authority-Mayor's Appointments w/o Board Approval-Five (5) Year Appointment**

Jeff Branch

April 2019

DaShawn York

April 2019

Kenny Sanders

April 2019

Evelyn Glasgow

August 2013-on hold

**Mayor's Appointments -One (1) Year Appointment-on hold**

*Deputy Mayor*

Term Expiration

Vacant

April 2014

*Board Auditors*

Term Expiration

Carmen Rue

April 2013-on hold

Larissa Bennett

April 2013-on hold

**Resolution re-adopting the 6-Month Moratorium for Multiple Family Residences in the Village of Monticello previously passed on October 15, 2013**

A motion was made by Trustee Massey with a second by Trustee Matthews. Upon the call of the roll, the vote went as follows:

Trustee Rue commented that it is already known that this moratorium cannot be passed because we never did the Village completely. The lawyer said that this is a one-time moratorium and so why are we now extending the moratorium when we never did the Village completely and also do the, the, you know, because you were there present, why we

did not pass it in October as law. It was only a temporary moratorium, now you have to wait for this, to completely do the whole Village, the re-zoning the whole Village and that's the reason why it was a temporary moratorium.

Trustee Rue-nay  
Trustee Bennett-nay  
Trustee Matthews-yea  
Trustee Matthews-yea  
Mayor Jenkins-yea

**Resolution authorizing an equal disbursement of the \$150.00 delinquent charge for unpaid water, sewer & sanitation fees to those departments**

A motion was made by Trustee Massey with a second by Trustee Matthews. Upon the call of the roll, the vote went as follows:

Trustee Rue-abstain  
Trustee Bennett-abstain  
Trustee Matthews-yea  
Trustee Matthews-yea  
Mayor Jenkins-yea

**Resolution authorizing the extension of the current 2013 Black Top bid for 1 year from Monticello Black Top**

A motion was made by Trustee Massey with a second by Trustee Matthews. Upon the call of the roll, the vote went as follows:

Trustee Rue-nay  
Trustee Bennett-nay  
Trustee Matthews-yea  
Trustee Matthews-yea  
Mayor Jenkins-yea

**Resolution authorizing the purchase of various size drainage pipe from Chemung Supply Corp off the Orange County bid in the amount of \$10,000.00 from app#A.5110.228 for the Highway Department. Current account balance is \$20,000.00**

A motion was made by Trustee Massey with a second by Trustee Matthews. Upon the call of the roll, the vote went as follows:

Trustee Rue-nay  
Trustee Bennett-nay  
Trustee Matthews-yea  
Trustee Matthews-yea  
Mayor Jenkins-yea

**Resolution authorizing the purchase of 9 various size Catch Basin Frames & Grates from Woodard's Concrete Products off the Sullivan County Bid in the amount of \$6,000.00 from app#A.5110.228 for the Highway Department. Current account balance is \$10,000.00**

A motion was made by Trustee Massey with a second by Trustee Matthews. Upon the call of the roll, the vote went as follows:

Trustee Rue-nay  
Trustee Bennett-nay  
Trustee Matthews-yea  
Trustee Matthews-yea  
Mayor Jenkins-yea

**Resolution authorizing the purchase of liquid calcium chloride from Peckham Materials Corp. for approx. 1000gals. @ \$1.06 per gal. from the town of Mamakating bid for 2013/2014 year from app#A.5142.469 for the Highway Department. Current balance is \$3,000.00**

A motion was made by Trustee Massey with a second by Trustee Matthews. Upon the call of the roll, the vote went as follows:

Trustee Rue-nay  
Trustee Bennett-nay  
Trustee Matthews-yea  
Trustee Matthews-yea  
Mayor Jenkins-yea

**Resolution setting a Special Meeting date for Monday, April 7<sup>th</sup>, 2014 at 7:00pm for the swearing in of the newly elected officials and re-organizational meeting**

A motion was made by Trustee Rue with a second by Trustee Bennett. Upon the call of the roll, all were in favor.

**Resolution accepting the lowest bids for the Justice Court debris removal**

A motion was made by Trustee Massey with a second by Trustee Matthews. Upon the call of the roll, the vote went as follows:

Trustee Rue commented that this is still in investigation, I spoke with the Engineer today, John Fuller, and he told me that he was waiting for the lower bid to bring a contract and another requirement and he never did, so I never saw anything, I never saw the bid or any of the things and he said that he asked for other documents that he never submitted, this is from the Engineer and I just talked to him like two hours ago. He told me that and he told me that he is not supporting this because the appropriate paperwork was never submitted.

Mayor Jenkins responded that I said that I was not going to back and forth with you but I disagree with that. I sat here in a meeting

Trustee Rue interjected that it's still under investigation.

Mayor Jenkins continued to comment that I sat in a meeting with John Fuller and the bid came in at \$62,500.00 and it was the lowest bid and that's what happened. You know something, I'm sorry that certain promises were made to some of these union people, I see flyers, but the bids came in at \$62,500.00.

Trustee Rue commented is it somebody's pick, is it somebody's friends here that you want to go for the guy who is not qualified? It is still in investigation with the PBA, it's still in investigation with the DEC. The DEC is going to come again to the Village to fine them.

Trustee Rue-nay

Trustee Bennett-nay

Trustee Matthews-yea

Trustee Matthews-yea

Mayor Jenkins-yea

Trustee Matthews stated that if this stuff is so dangerous, how long are you going to let it stay there?

Trustee Massey commented right, right.

Mayor Jenkins stated that I think it would be wise that if certain people came here in this Village to try to move it forward and start talking to who know what's going on in this Village. I mean we are not just saying these things for our health; it's the honest truth, what we do here. Mr. Fuller was here and he opened the bids up and that's what it is.

Trustee Rue continued that he still does not have the qualifications.

### **Manager's Report & Manager's Appointments**

Mr. Thompson stated that I respectfully ask that we wait until the next meeting to make any additional appointments, but what I will do is try to accumulate as much of the information that I have been give and those that I have been able to get on my own. Nut I would like to say is that it takes quite a bit of time go through everything that's here, but I will tell you that all those I have spoken to, the Department Heads and others, are very cooperative, so I know that at the next Board meeting I will have a full report for the Board.

**There was no Executive Session**

**Adjournment**

A motion was made by Trustee Massey with a second by Trustee Bennett to close the meeting at 7:26pm. Upon the call of the roll, all were in favor.

Submitted by:



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Janine Gandy, Village Clerk