

Minutes

Board of Trustees

Village of Monticello

November 15th, 2016

5:30 p.m.

Call Meeting to Order

The meeting was called to order at 5:30pm by Mayor Solomon

Pledge to the Flag

Roll Call

Mayor Solomon-Present

Trustee Weyer-Present

Trustee Rue-Present

Trustee Lymon-Present

Trustee Nikolados-Present

Also Present:

David Sager, Village Manager

Michael Davidoff, Special Council

Richard S. Baum, Deputy Special Council

Chief Mir, Monticello PD

Melissa DeMarmels, Village Treasurer

Phil Klemen, Water & Sewer Dept

TJ Brawley, Code Enforcement Officer

Motion to accept the agenda

A motion was made by Trustee Nikolados with a second by Trustee Lymon to accept the agenda. Upon the call of the roll, all were in favor.

Approval of Minutes from the November 1st, 2016 meeting

A motion was made by Trustee Lymon with a second by Trustee Weyer to accept the minutes. Upon the call of the roll, all were in favor.

Public Hearing Continuation- Local Law #3 of 2016- Amending, revising and replacing Chapter 280, Zoning, Sections 280-1 through 280-58, Including re-zoning specific Residential and Commercial Districts within the Village of Monticello, Amending the Schedule of Use, Area & Bulk Regulations, and Amending the Village of Monticello Zoning Map

A motion was made by Trustee Nikolados with a second by Trustee Rue to re-open the Public Hearing at 5:31pm. Upon the call of the roll, all were in favor.

The floor was opened to the Public three (3) times and the following people spoke:

Trustee Rue commented that she feels that the Public Hearings should not be closed and that the adoption of this Local Law should wait because we in the next meeting after this, which is a Joint Public Hearing to annex the jail, that property was not part of the re-zoning project and is going to affect the zoning. Plus, people are still saying that they are just hearing about it.

Trustee Weyer stated that she doesn't see the need to prolong this any further, this re-zoning has been going on for years. We have gone over this for weeks, the Public Hearing has been open for weeks, it has been publicized and noticed in the paper for several times. Plus, any zoning for the jail will be minor and can most than likely done through resolution, but first the annexation has to be completed.

Richard S. Baum, Deputy Special Council also stated that he agrees with Trustee Weyer, any changes to the zones, can be done through resolution and will be quite minor in comparison to the issue before us. The annexation for the jail, I'm not familiar with, and I'd have to look at the property and see where it's located, but if it's being annexed, it would have to be contiguous with the current zone it is in.

Michael Davidoff also stated that there will always be changes due to the growth that we are anticipating with the new casinos. There is no need to hold this up for what is happening in the next meeting. Remember, nothing is being voted on in the next meeting and will probably not happen for a couple of weeks. So really, nothing has anything to do with the other, there may be changes to the Code anyway depending on the needs of the businesses that may potentially want to come into our area. There's only a Public Hearing tonight, no vote will happen for a few meetings.

Trustee Rue asked, what's the rush to close the Public Hearing and adopt this tonight?

Mr. Baum responded, there is no rush, I just think that since it has been seven (7) years contemplating this issue, to keep holding it out really doesn't make any sense, we have finally come to something concrete, that is neighborhood and business friendly and we have discussed it thoroughly. Also, in regards to the issue brought up in the last meeting by Mr. Kurlander regarding pawn shops and things of that nature, I reached out to NYCOM to see how other municipalities handle them, as per NYCOM, #1, we have a statute which governs them regarding permits and licensure since 1974 and I got samplings of various codes, and you can limit them to various areas, but you just cannot eliminate them.

A motion was made by Trustee Weyer with a second by Trustee Nikolados to close the Public Hearing at 5:36pm. Upon the call of the roll, the vote went as follows:

Mayor Solomon-yea

Deputy Mayor Weyer-yea

Trustee Rue-abstain

Trustee Lymon-yea

Trustee Nikolados-yea

SEQR

A fine look was taken at the SEQR and all of the questions were answered successfully.

Negative Declaration

A motion was made by Trustee Nikolados with a second by Trustee Weyer to make a Negative Declaration. Upon the call of the roll, the vote went as follows:

Mayor Solomon-yea
Deputy Mayor Weyer-yea
Trustee Rue-abstain
Trustee Lymon-yea
Trustee Nikolados-yea

Resolution of Adoption of Local Law #3 of 2016 and directing the Village Clerk to complete the necessary filing with the State

A motion was made by Trustee Weyer with a second by Trustee Lymon to adopt Local Law#3 of 2016. Upon the call of the roll, the vote went as follows:

Mayor Solomon-yea
Deputy Mayor Weyer-yea

Trustee Rue-abstain, due to the upcoming big annexation of the property with the County for the jail, I feel that we are moving too fast and should wait to see what happens with this next annexation.

Trustee Lymon-yea
Trustee Nikolados-yea

Public Hearing-Local Law #4 of 2016- Increase in quarterly Water & Sewer Rates in the Village of Monticello for Seasonal and Outside users

A motion was made by Trustee Nikolados with a second by Trustee Lymon to open the Public Hearing at 5:41pm. Upon the call of the roll, all were in favor.

The Village Manager, David Sager, stated that this Public Hearing is for the outside users only. Their rates will increase by 9.2% which equals \$.80/100cu.ft or \$9.50. All of this was discussed prior during our budget time, we just had to figure out the exact dollar amount per outside user. It will affect the bungalow colonies, snow birds, ect.

The floor was opened to the Public three (3) times and the following people spoke:

Rochelle Massey

A motion was made by Trustee Rue with a second by Trustee Nikolados to close the Public Hearing at 5:44pm. Upon the call of the roll, all were in favor.

Resolution of Adoption of Local Law #4 of 2016 and directing the Village Clerk to complete the necessary filing with the State

A motion was made by Trustee Rue with a second by Trustee Weyer who had a question.

Trustee Weyer asked if General Code was called.

The Village Clerk responded that she had spoken with them and they are putting a packet together to present to the Board.

Upon the call of the roll, all were in favor.

Mayors Report

No report

Manager's Report

Mr. Sager reported that he has a meeting at the end of the month with Barton & Loguidice to continue to pursue with the Water Storage Tank agreement and get that Site Plan approved. I would like to appoint Abdul Dr. Shazad as the Police Surgeon for 1 year and that will be effective immediately. Carlos Torres and Dos of Kindness will be having the Holiday and Christmas Event on Sunday, December 18th.

Department Head Reports

Resolution authorizing the payment of bills in the amount of \$673,638.35

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

Resolution authorizing payment to Printable Services, LLC in the amount of \$1,001.89 from the following app#'s G.8130.421, CL.8160.422, F.8310.417, amount paid per appropriation is \$333.98

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

Resolution authorizing the correction of the 2016/2017 tax bill for Monticello Meadows SBL#128.-1-4.2 for the Water/ Sewer/ Sanitation relevy , the corrected amount should be \$123,569.90

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

Resolution authorizing payment to Marshall & Sterling for the 2nd Quarter Insurance invoice from the various funds as listed in the amount of \$74,478.81

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

Resolution authorizing payment to Fellenzer Engineering in the amount of \$1,250.00 from app#A.1620.202. Current account balance is \$2,500.00

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

Resolution authorizing payment to Barton & Loguidice for the Infiltration & Inflow (I & I) Study contract invoices in the amount of \$38,355.00 from app#G.1440.414. Current account balance is \$125,000.00

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

Resolution authorizing payment to Barton & Loguidice for the USDA Water Project in the amount of \$10,788.58 from H.1440.402

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

Resolution authorizing payment to Service Education Inc. for the Court Room Program Annual License/ Maintenance Agreement from November 2016 through October 2017 for the Justice Court in the amount of \$1,087.00 from app#A.110.200. Current account balance after payment is \$53.00

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

Resolution authorizing payment to Bioanalytic Corp for the Sewer Plant Testing in the amount of \$1,800.00 from app#G.8120.233. Current account balance is \$18,716.00

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

Resolution authorizing Form E for the USDA in the amount of \$589,356.10

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

Resolution authorizing payment to OCL Analytical Services for the Leachate Treatment for the Sewer Department in the amount of \$1,615.00 from app#G.8130.421. Current account balance is \$9,967.18

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

Resolution authorizing the Implementation of an Twenty Dollar (\$20.00) Administration Fee for processing Tax Overpayments

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

Resolution authorizing payment to Santa Express and the Sons of Sullivan in the amount of \$250.00 from the Holiday Committee for the upcoming Christmas Events

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

Executive Session

A motion was made by Trustee Lymon with a second by Trustee Nikolados to go into Executive Session at 6:00pm to discuss the following:

Personnel

Upon the call of the roll, all were in favor.

11/15/16-VOM Board Meeting

A motion was made by Trustee Nikolados with a second by Trustee Rue to come out of Executive Session at 6:45pm. Upon the call of the roll, all were in favor.

Adjournment

A motion was made by Trustee Weyer with a second by Trustee Nikolados to close the meeting at 6:45pm. Upon the call of the roll, all were in favor.

Submitted by:

A handwritten signature in cursive script, appearing to read "Janine Gandy-McKinney".

Janine Gandy-McKinney, Village Clerk