

Meeting Minutes

Board of Trustees

Village of Monticello

Tuesday, September 5<sup>th</sup>, 2017

5:30 p.m.

**Call Meeting to Order**

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

**Pledge to the Flag**

**Roll Call**

Mayor Solomon-Absent

Trustee Weyer-Present

Trustee Rue-Present

Trustee Lymon-Present

Trustee Nikolados-Present

**Also Present:**

David Sager, Village Manager

Michael Davidoff, Special Council

**Motion to accept the agenda**

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

**Approval of Minutes from the August 15<sup>th</sup>, 2017 meeting**

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

**Public Hearing-CDBG Housing Rehab & Development Grant**

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

Deputy Mayor Weyer stated that this is an opportunity for the Village residents to get monies to rehabilitate their homes. These grants will most likely be awarded in the spring of next year, so in order for the Village and its residents to have a chance at receiving a grant award, we need to apply now before the deadline approaches.

**The floor was opened to the Public and the following people spoke:**

Gordon Jenkins

Trustee Rue

Steve Kurlander

Beverly Paige

A motion was made by Trustee Rue with a second by Trustee Lymon to close the Public Hearing

at 5:37pm. Upon the call of the roll, all present were in favor.

**Mayors Report**

There was no report

**Manager's Report**

Mr. Sager reminded everyone that there will be the ribbon cutting tomorrow at the Sewer Plant at 1:00pm. The entire ceremony thing should last about a 30 to 45 minutes, tours will also be given of the improvements.

Things are also moving forward at the West Broadway Water Storage Tank Project. It will not solve the water issues in the Village completely, but will help improve some of them. The USDA Water Improvement Project will help solve a lot of the water problems that we currently face with the looping throughout and around the Village so that there aren't any more "dead ends" where sediment can build up. Also putting in new tanks at the other various stations around the Village will definitely improve the water quality for the Village residents.

**Discussion- 2017 Fall Clean Up**

Mr. Sager stated that he was made aware by the Highway Superintendent that there is tonnage available at the County and that the Village should schedule a Fall Clean Up. The County will be sending out the official information within the next couple of days notifying everyone. A date will be set at the next Village Board Meeting.

**Resolution authorizing the payment of bill's in the amount of \$536,973.38 for Fiscal Year ending July 31, 2017 and \$661,317.68 for the 2018 Fiscal Year**

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

**Resolution authorizing Budget Transfers for Fiscal Year ending July 31, 2017**

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

**Resolution authorizing Budget Transfers for Fiscal Year ending July 31, 2018**

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

**Resolution authorizing an Emergency Purchase of parts for Sanitation Truck #12 in the amount of \$3,718.64 from CEJJ, Inc.-Sole Source Provider from app#CL.8160.423. Current account balance is \$47,339.02**

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

**Resolution authorizing an Emergency Purchase of Vertical Non-Clog Pumps for the Sewer Department in the amount of \$20,251.00 from Smith & Loveless, Inc. from app#G.8120.233. Current account balance after purchase is \$30,000.00**

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

all present were in favor.

**Resolution authorizing an Emergency Purchase of a PH Meter for the Lab for the Sewer Department in the amount of \$1,003.66 from North Central Lab from app#G.8130.419. Current account balance is \$13,950.00**

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

**Resolution authorizing payment to B& L in the amount of \$23,980.43 and Glenn Smith in the amount of \$2,006.00 from app# H.5020.325 from the Sullivan County Jail Offsite Utilities reimbursement check#11382**

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

**Resolution authorizing payment to the Monticello Housing Authority for 2016 Youth Services reimbursed by Sullivan County check#265912 from account #A.0631**

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

**Resolution authorizing payment to the Sullivan County Risk Management Department for the 2018 Worker's Compensation in the amount of \$224,563.00 to be paid from the following app #'s: A.9040.800=\$160,569.00, CL.9040.800=\$18,832.00, F.9040.800=\$23,740.00, and G.9040.800=\$21,422.00**

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

**Resolution authorizing payment to Sullivan County Paving for the 30% balance due from invoice #3327 in the amount of \$23,261.09 for the Jefferson Street project from app#H.5110.106**

A motion was made by Trustee Rue with a question a second by Trustee Lymon.

Trustee Rue commented that she drives on Jefferson Street a lot and she has noticed that a lot of the paving and sidewalks are damaged and seems to be crumbling in certain areas. Her concern is that in the winter, it will get worse due to the elements.

Mr. Sager responded that he would have to speak with Anthony about it, but this resolution is specifically for the black-topping services for the actual street. Monies were withheld from each contractor when we had the pooling of the water at the intersection of Jefferson Street and Raceway Road until we were able to figure out who was responsible for it, now being that the issue has been rectified, this is the monies due to them for the actual street paving because they were not responsible for the water pooling. I can certainly bring up to Barton & Logudice regarding the materials.

Trustee Weyer commented that she thinks the concrete damage is from the plowing in the winter months.

Mr. Sager stated that he can talk to Shawn about putting in stakes of some sort along the curbs so that the workers can see the outline of it and know where to plow. Those responsible for the black topping had nothing to do with the drainage issues. They did their job and this is the payment that was withheld for the work they completed.

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

**Resolution authorizing payment to the Courtyard by Marriott for 2 rooms from invoice #99371871 in the amount of \$1,074.00 for the NYCOM Fall Conference in Saratoga from app #'s A.1230.45 & A.1325.408, account balances after budget transfers will be \$540.00 each respectively**

A motion was made by Trustee Lymon with a question and second by Trustee Rue.

Trustee Lymon asked who will be attending the training.

Mr. Sager responded that the attendees will be the Treasurer and himself.

Trustee Lymon asked if Janine was going.

The Village Clerk responded that she didn't know that anyone was going.

Trustee Lymon stated that she thinks that this is an important training for the Clerk to be attending and she should be going as well. I don't know if she was included in the plan, but she should be going as well, as these are trainings for her.

Trustee Rue asked the Clerk will she be able to attend this training.

The Clerk responded that she couldn't attend this one, but the one after this.

Trustee Rue commented that the money has already been budgeted for, so it will have to be used for that, so we need to include for Janine to go too, so that the money is not spent.

Trustee Weyer asked when the training is.

Mr. Sager responded the training is next week, so he would just add something to the resolution stating that if the Village Clerk is able to go during that time frame that there also be an amount to cover for her as well.

Mr. Davidoff said to amend the resolution for the additional \$540.00 to include the Clerk expenses.

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

**Resolution authorizing payment to KS State Bank in the amount of \$13,391.23 from app #'s A.9785.600 & A.9785.700 for the 2016 Dodge Charger**

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

all present were in favor.

**Resolution authorizing payment to Montague Tool & Supply for the purchase of Iron Chains in the amount of \$1,042.00 from app#F.8340.421 account balance after purchase is \$2,383.61**

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

**Resolution authorizing payment to TAM Enterprises for the Emergency Cleaning at the Sewer Plant in the amount of \$1,288 from app#G.8130.421, account balance after cleaning is \$1,845.99**

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

**Resolution authorizing payment to NYSHIP for the Village employee's Health Insurance August 2017 invoice in the amount of \$201,857.98 from the various funds as listed**

A motion was made by Trustee Lymon with a question and a second by Trustee Rue.

Trustee Lymon asked the Village Manager if he had a chance to look into finding cheaper rates.

Mr. Sager responded that he hasn't gotten to it yet. I will try to have something for you in the next meeting.

Trustee Rue stated that remember, we must have something that is equal or better because of the Union contracts.

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

**Resolution authorizing payment to NYSHIP for the Village employee's Health Insurance September 2017 invoice in the amount of \$198,933.23 from the various funds as listed**

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

**Resolution authorizing the Village Justice Court to apply for the 2017/2018 JCAP Grant**

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

**Resolution authorizing the Village Manager to sign the amendment to the Inter-municipal agreement with the County of Sullivan Concerning the Jail**

A motion was made by Trustee Lymon with a second by Trustee Rue.

Trustee Weyer asked what the amendment is.

Mr. Davidoff responded that we had the original agreement and it had to be modified in that the County is responsible for the maintenance of the infrastructure and any cost incurred at no expense to the Village. The amendments have already been presented to the Board.

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

**Resolution authorizing payment to Marshall & Sterling in the amount of \$76,742.09 for the 1<sup>st</sup> quarter insurance invoice from the various funds as listed**

A motion was made by Trustee Rue with a question and a second by Trustee Nikolados. Trustee Rue asked if there was a presentation.

Mr. Sager responded that this is on him. He has to get them to come and do a presentation. It was outlined as a \$9,000.00 increase due to the new police officers hired and there has also been increased coverage on properties and coverage due to prior law suits and things of that sort. It's all discussed in this packet that I have to get copies of, but I am planning to have them here at the next meeting so that they can go over everything in detail. But I would hope that you would go ahead and vote to pay this bill anyway so that we do not have a lapse in coverage.

Upon the call of the roll, all present were in favor of making the first payment only with the condition of the Insurance Company coming and making a presentation to the Board.

**Resolution authorizing the USDA form E in the amount of \$17,313.20 for the WWTP Project**

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

**Resolution authorizing the Village Manager and Treasurer to prepare the necessary documents to secure the Short Term Financing for the Waste Water Disinfection Project and authorizing the Treasurer to open a separate account for the project and authorizing the Treasurer to pay the eligible project expenses in the amount of \$136,200.00**

A motion was made by Trustee Nikolados with a second by Trustee Lymon with a question.

Trustee Lymon asked what the need for the separate account is.

Mrs. DeMarmels responded that it is required by the DEC, it will be out the same fund in the budget, just a separate account in the bank for budgeting purposes.

Mr. Sager responded that this is from the grant that we received two years ago for the UV Treatment and a requirement of the DEC, with a 10% contribution on our part.

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

**Resolution authorizing the Engagement Letter for the 2016/2017 Village Audit from Cooper Arias, LLP in the amount of \$24,240.00 and an additional \$1,600.00 for the NYS Comptroller electronic filling of the Annual Financial Report and acknowledging the Village Manager's signature**

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

**Resolution authorizing going out to bid for the annual Sludge Cake for the Sewer Department,**

**bid opening date to be set for Thursday, September 28<sup>th</sup>, 2017 at 2:00pm**

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

**Resolution authorizing In-Place Paving and Milling RFP for the following streets: Morris Drive, Thomas Street, South Street, York Ave, & Floral Drive. RFP opening date will be set for Thursday, September 21<sup>st</sup>, 2017 at 2:00pm**

A motion was made by Trustee Rue with a second by Trustee Lymon with a question.

Trustee Lymon asked how they picked these streets, because I've seen some streets that look worse.

Mr. Sager responded that these streets are pretty bad. South Street looks like Beirut and we know that there are other streets that are in just as bad condition and we are hopeful that the RFP's come in low so that we can possibly add a few streets before the plants close for the season.

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

**Resolution authorizing the Manager to sign the new lease for the 2017/2018 Dodge Durango SXT Police Vehicle. Payments to begin August 2018 in the amount of three (3) payments of \$11,165.24**

A motion was made by Trustee Lymon with a question and a second by Trustee Rue.

Trustee Lymon asked is it always been that the Manager to sign these items like these.

Mr. Davidoff responded yes.

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

**Executive Session**

A motion was made by Trustee Nikolados with a second by Trustee Rue to go into Executive Session at 6:08pm to discuss the following:

- Possible Litigation*
- Contract Negotiations*
- Personnel*

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

A motion was made by Trustee Rue with a second by Trustee Lymon to come out of Executive Session at 6:42pm. Upon the call of the roll, all were in favor.

**Resolution Regarding Litigation**

A motion was made by Trustee Rue with a second by Trustee Lymon retaining Drew, Davidoff & Edwards Law Offices, LLP to represent the Village of Monticello in the lawsuit Joseph Kowalczyk

v. Village of Monticello, at the hourly rate of \$175.00 plus reimbursement for costs and disbursements. Upon the call of the roll, all present were in favor.

**Adjournment**

A motion was made by Trustee Rue with a second by Trustee Lymon 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, reading "Janine Gandy-McKinney".

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Janine Gandy-McKinney, Village Clerk