

Minutes of the Regular Meeting of the Board of Trustees of the Village of Montgomery is held in the Meeting Room at 133 Clinton Street, Montgomery, NY 12549 on Tuesday, March 4, 2014 at 7:30 pm.

PRESENT: Mayor Brescia, Deputy Mayor Scheels, Trustee Andolsek, Trustee Hembury, Trustee Lindner, Atty. Dowd, Village Clerk Rivera-Stanley, DPW Supt. Nelson, Deputy Police Chief Walsh, Police Officer Smith, Maria Beltrametti, Lee McKean, Johanna Sweikata

Mayor Brescia opened the meeting with the Pledge of Allegiance to the Flag.

RE: MINUTES

Moved by Trustee Andolsek, seconded by Deputy Mayor, the Board approved the meeting minutes of February 4, 2014 and February 19, 2014. Motion carried, 5–Ayes, 0–Nays.

RE: REQUEST TO MEET WITH THE BOARD

Police/D.A.R.E. Officer Smith presented the Board with a framed DARE program poster made by the 2013 Montgomery Elementary D.A.R.E. class. The Mayor and the Board commended the Montgomery Elementary School D.A.R.E students on the program poster, a job well done.

Moved by Trustee Hembury, seconded by Deputy Mayor Scheels, the Board accepted and approved the D.A.R.E program poster to be displayed at the Montgomery Elementary School. Motion carried; 5-Ayes, and 0-Nays.

Police/D.A.R.E. Officer Smith also presented the Board with a framed D.A.R.E. community sign for the Village Hall.

Police/D.A.R.E. Officer Smith said the graduation is scheduled for March 27, 2014 at 2:00 pm, at the Montgomery Elementary School. The Mayor, the Board and the Deputy Police Chief, Walsh will be in attendance for the graduation. Officer Smith said D.A.R.E dance was well received considering the snow fall, with seventy five in attendance. The normal dance attendance is ninety in better weather conditions. This year the number of students in the D.A.R.E program has increased to one hundred and twenty, with Maybrook Elementary School closing.

RE: REPORTS

DPW Supt., Nelson reported on February 27th having had 45 inches of snow and 76.5 inches since December. The Village has a good supply of road salt, the salt shed is full. The calcium chloride is best used on the slate; however, it poses a problem with melting and refreezing. We have had water leaks, one on River Street and one on Cardinal Drive; which was the morning of minus twelve degrees. Our sewage is down from the results of

the 1989 – 2000 reports provided by Lanc and Tully. On the back pages of the engineering report, recommendations have been provided to be in line with the DEC requests to be addressed in April. Repairs are underway on fixing a few pot holes on Weaver Street. Furthermore, the telecommunications between the Water Tower and Holt well is aging and posing problems. Parts are no longer available for the telecommunications computer; therefore, we are running everything manually. I have two quotes, one from R&R Pump and Control at \$ 7,450 and from Optec in New Jersey at \$ 8,200. I was expecting a third quote, however, they have not responded as of yet. I am requesting an approval on the lowest bidder. The funds for the telecommunications computer will be appropriated from the water fund.

Moved by Trustee Hembury, seconded by Deputy Mayor Scheels, the Board awarded the Water Tower telecommunications bid to the lowest bidder. Motion carried, 5-Ayes, 0-Nays.

RE: DPW APPOINTMENT

Moved by Deputy Mayor, seconded by Trustee Hembury, the Board appointed John Pagliaro as a P/T Laborer to assist in the plumbing for the DPW building at the rate of \$ 20.00 an hour. Motion carried, 5-Ayes, 0-Nays.

RE: APPOINT STREET CROSSING GUARDS FOR ST. PAT'S RAMBLE

Moved by Trustee Andolsek, seconded by Trustee Hembury, the Board appointed up to six Street Crossing Guards for St. Pat's Ramble at the per diem rate of \$ 14.50 an hour. Motion carried, 5-Ayes, 0-Nays.

RE: GIRL SCOUTS TROOP 685 REQUEST USE OF SENIOR CENTER

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board approved the use of the senior center on April 6, 2014 by Girl Scout Troop 685 for Cup Cake Wars providing the proper insurance is obtained. Motion carried 5-Ayes and 0-Nays.

RE: INCLUDE ORANGE COUNTY ON THE EXEMPTION OF MTA CORPORATE INCOME TAX ON MANUFACTURERS RESOLUTION

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board passed a resolution that Orange County be included the exemption of the MTA income tax on manufacturers. Motion carried 5-Ayes and 0-Nays.

RE: PUBLIC PORTION

Maria Beltrametti suggested that the Village law should be enforced on the pet owner's not cleaning up after there pet waste.

Mayor Brescia is in receipt of Ms. Beltrametti letter regarding pet owner's responsibilities for the newsletter. Mayor Brescia will include the Village of Montgomery; cod §34-8 F, Article II "Dogs" adopted 10-7-1985 by L.L. No. 8-1985 in the newsletter. Several complaints have been made regarding the bags of pet feces being left curb and street side around the Village. Mayor Brescia suggested the use of discretion on leaving the bagged feces along the Village streets. It is littering, leaving the bags curb side and along the streets. It is a good thing that Ms. Beltrametti is attempting to accomplish. The Village code on pets will need to be strengthened.

Ms. Beltrametti also commented on the cleanliness of absentee landlords in the business district, the side walks should be cleared of the ice to allow for a safe walking path. Mayor Brescia said the Building Inspector is to be called and the issue will handled accordingly.

Ms. Beltrametti said she had been to see the new DPW and feels the trailer is more than adequate for the needs of the DPW and furthermore, is of the thought that the new building is not necessary. The laboratory facilities also seem sufficient for the needs of the DPW staff.

Mayor Brescia stated the trailer is temporary for the construction of the New DPW office and Garage. The trailer is a rental and it is not allowed except for the use of construction purposes.

Ms. Beltrametti also inquired about the need for \$16,000 in plumbing materials.

DPW Supt. Nelson said the \$16,000 is for plumbing, heating (a furnace), and a shower. The Department of Labor has provided me with a wealth of knowledge regarding the welfare of the DPW staff working with chemicals. In addition, it is an OSHA standard regulation to have the facilities readily available for the employees. This also includes the eating environment for the DPW staff; it is hazardous to have any open food items around fuel, oil and chemicals in general. We are addressing all of these issues for the safety and well being of the DPW staff with the new construction of the DPW office and garage. The new DPW building also needs to be handicap accessible and have the appropriate facilities in place. The Department of Labor is also concerned with work place violence; therefore the public is not to have immediate access to the staff. The public is to enter a reception area and ring a bell for service. The Village Hall has made changes to address these issues as well.

RE: EXECUTIVE SESSION

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board entered into EXECUTIVE SESSION at 8:07 pm under Public Officers Law §7(e) to discuss collective negotiations between the Village of Montgomery and Village of Montgomery Police Benevolent Association to discuss police department personnel with Police Chief Walsh and to discuss the personal and financial employment history of a particular individual

with DPW Supt. Nelson, Atty. Dowd, Village Clerk Rivera-Stanley in attendance.
Motion carried, 5-Ayes, 0-Nays.

Trustee Andolsek, recused herself from the executive session at 8:20 pm.

Moved by Trustee Hembury, seconded by Deputy Mayor, the Board invited P/T Laborer, Eamon Andolsek into the executive session at 8:27 pm to discuss his employment with the Village of Montgomery. Motion carried, 4-Ayes, 0-Nays.

The Board accepted the resignation of Eamon Andolsek, as P/T Laborer, effective on the date his written letter of resignation is submitted to the Village Clerk Rivera-Stanley. Motion carried 3-Ayes, 0-Nays, 1-abstention by Deputy Mayor.

Moved by Trustee Hembury, seconded by Deputy Mayor Scheels, the Board went out of Executive session at 8:47 pm. Motion carried, 4-Ayes, 0-Nays.

RE: ADJOURNMENT

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board adjourned the at 8:49 pm. Motion carried, 4-Ayes, 0-Nays.

Monserrate Rivera-Stanley, Village Clerk