

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, August 5, 2014 at 7:30 pm.

Present: Mayor Brescia, Deputy Mayor Scheels, Trustee Andolsek, (Trustee Hembury, Absent), (Trustee Lindner; late arrival at 7:35 pm), Atty. Dowd, Village Clerk Rivera-Stanley, DPW Supt. Nelson, Police Chief Walsh, Maria Beltrametti, Johanna Sweikata, Parinaz Mokhtari, Rachel Coleman, Marc Devitt, John Kinney, Michael Horgaden, Larry Bealer, Gabriel Ames, Shayha Plothin, Michael Clark

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

RE: MINUTES

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board approved the meeting minutes of July 1, 2014. Motion carried, 3-Ayes, 0-Nays.

RE: REQUEST TO MEET WITH THE BOARD

Parinaz Mokhtari of the Montgomery Montessori School is requesting approval for the “Little Free Library” with several locations in the Village. 140 Clinton Street, Senior Center and Walden Savings Bank parking lot grassy area in between the two benches.

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board approved three sites for the “Little Free Library” 140 Clinton, Senior Center and Walden Savings Bank parking area to be installed and maintained by Parinaz Mokhtari. Motion carried, 3-Ayes, 0-Nays.

RE: ABSTRACT 07-14

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board approved the 07-14 Abstract, all bills listed on ABSTRACT NO.07-2014 were audited and approved for payment with \$575,364.21 from the General Fund, \$17,041.51 from the Water Fund, \$29,373.30 from the Sewer Fund and totaling \$621,779.02. Check No: 46571-46747. Motion carried, 3-Ayes, 0-Nays

Treasurer Benedict reported a CASH BALANCE for the month July 31, 2014, as follows: General Fund \$3,087,128.80, Water Fund \$351,529.85, Sewer Fund \$323,823.90.

RE: DEPARTMENT REPORTS

DPW Supt. Nelson stated Central Hudson is replacing the gas lines on Mason Street and outside meters as well. They had not planned on replacing all the meters and moving them outside, and therefore making the process longer than anticipated. He feels it is good safety issue. While the road is torn up, it is best time to resurface the road and pave it.

The bandstand is complete and all is well there. We are having problems with skateboards.

Mayor Brescia said placing a chain across the stairs or ramp is not advisable. We need to revise the Village Code Park Regulations.

Police Chief Walsh stated the Police Department is aware and will patrol more frequently.

Atty. Dowd suggested amending the Park regulations, chapter 97 to include the Bandstand Park.

RE: PUBLIC HEARING DATE SET FOR LOCAL LAW I-2 OF 2014

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board approved to set a Public Hearing date on September 2, 2014 at 7:15 pm for A Local Law amending Chapter 97 of the code of the Village of Montgomery entitled "Skateboards" to prohibit the operation or use of skateboards at the Village Bandstand Park. Motion carried, 4-Ayes, 0-Nays.

RE: APPOINT DPW LABORER

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board approved the appointment of Dennis Matthews, as Laborer B rate with a probationary period of one year. Motion carried, 4-Ayes, 0-Nays

RE: EXTEND VACATION LEAVE TIME

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board approved to extend vacation leave time for DPW Supt. Nelson for three months. Motion carried, 4-Ayes, 0-Nays.

RE: RESIDENT REQUEST TO WAIVE WATER/SEWER PENLTY

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board approved to waive the water/sewer penalty for 108 Washington Avenue, 251 Tompkins Road, 105 Washington Avenue and 180 Water Edge; only for this one time. A letter is to be sent indicating when the billing periods occur. Motion carried, 4-Ayes, 0-Nays.

RE: THREE QUOTES FOR PAINTING OF THE DPW

1. MJM AT \$ 3,500.00
2. B&L AT \$ 4,200.00
3. PRECISION BUILDERS AT \$ 3,950.00

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board approved the MJM quote of \$3,500.00 to paint the DPW. Motion carried, 4-Ayes, 0-Nays.

RE: APPOINT DPW LABORER

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board appointed Doug Siamonte as F/T Laborer at the rate of \$ 30.00 an hour, to install DPW flooring, contingent on the completion of his application. Motion carried, 4-0, 0-Nays.

RE: SPECIAL MEETING CARDINAL WATER STORAGE TANK II BOND

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board authorized to publish a notice to bidders and set a bid opening date for the Cardinal Water Storage Tank II for September 8th, 2014 at 2:00 pm at the Village Hall 133 Clinton Street. Motion carried, 4-Ayes, 0-Nays.

RE: AWARD STP SLUDGE HAULING BID

Moved by Trustee Lindner, seconded by Trustee Scheels, the Board awarded the STP Sludge Hauling bid to Synagro Northeast at 91.50/per ton for three years. Motion carried, 4-Ayes, 0-Nays.

RE: POLICE DEPARTMENT

Police Chief Walsh reported the second DWI enforcement period of stop DWI and have received funds from the County. Therefore, I have assigned DWI patrol mostly on the weekends, Saturday and Sunday.

Nuisance gray fox on Jennings and Harmony, we are working with the DEC and hopefully be able to trap them.

I spoke with Dr. Carey regarding the Tour De Goshen and they are only planning to be coming through the Village.

Mayor Brescia suggested that we should have a patrol unit alter as they come through the Village.

RE: SLOW DOWN TRAFFIC SIGN ON CHARLES STREET

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board authorized DPW Supt. Nelson to put up a sign on Charles Street to slow down traffic for children. Motion carried, 4-Ayes, 0-Nays.

RE: RESOLUTION IN SUPPORT OF THE REFORM TO NYS LL, SECTION 240 & 241, SCAFFOLD LAWS

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board adopted a resolution in support of the reform to NYS Local Law, section 240 and 241, Scaffold Laws. Motion carried, 4-Ayes, 0-Nays.

RE: REQUEST FOR HANDICAP PARKING IN FRONT OF WALDEN SAVINGS BANK

Mayor Brescia and the Board do not recommend a Handicap parking spot in front of the Walden Savings Bank on Clinton Street. The Bank has a Handicap parking spot in their parking lot. In addition, to the three handicap parking spot in the municipal parking lot.

RE: REQUEST TO BE ADDED TO THE VILLAGE TOW LIST

Mayor Brescia and the Board agree to consider adding Lighting Auto & Truck of Maybrook when a vacancy becomes available.

RE: MONTGOMERY SELF STORAGE (9 FACTORY) REQUEST REDUCTION OF PERFORMANCE BOND

Moved by Deputy Mayor Scheels, seconded by Trustee Lindner, the Board approved to reduce the Montgomery Self Storage (9 Factory) performance bond from \$50,000 to \$20,000. Motion carried, 4-Ayes, 0-Nays.

RE: FOX NUISANCE ON JENNINGS AND HARMONY

Larry Bealer, 36 Jennings Street is concerned for the safety of the children with a gray fox moving into the area. I have phoned the animal control officer and was referred to an outside contractor. The DEC needs to issue a permission to trap the animal. The fox is living in the vacant building lot, owned by Wasson. It was hard to see around the bend with the brush. She has cleared fifty feet from the road on both sides. I have prices for a contractor to trap the animals. The traps would be set for two weeks at the rate of \$250.00 a week.

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board approved to pay \$250.00 a week for up to two weeks, contingent on the approval of the DEC, along with Police Chief Walsh, DPW Supt. Nelson and Atty. Dowd. Motion carried, 4-Ayes, 0-Nays.

RE: TWO VACANT BUILDING LOTS OVER GROWTH

The residents of Harmony and Jennings ask the Board if the two vacant lots be cleared out of the brush preventing nuisance animals. We had issues previously with raccoons and now the gray fox.

Mayor Brescia asked the Village Clerk to have Building Inspector Yancewicz phone the property owners of the two vacant building lots regarding the over growth and maintenance as noted in the Village Code. We do have a deer issues in the Village.

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RE: NY SECURITY SYSTEMS, INC. PRICING IS NOT CLEAR

Mayor Brescia stated holding off on the cameras until the next meeting in order to clarify the pricing.

RE: PUBLIC PORTION

Marc Devitt suggested to having an opera at the bandstand for the Chamber Music Series.

Trustee Lindner said he has spoken with Howard Garrett and the use of the Bandstand. It has to be a free concert in order to do so.

Middletown High School students to attended a government meeting and request the Board members to sign that they were in attendance.

RE: EXECUTIVE SESSION

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board entered to EXECUTIVE SESSION at 8:13 pm under Public Officers Law §7(f) to discuss the employment of a particular individual of the police officer and under the Public Officers Law §7(e) to discuss collective negotiations between the Village of Montgomery and Village of Montgomery Police Benevolent Association pursuant to the Taylor Law with Deputy Police Chief Walsh, Atty. Dowd, Village Clerk Rivera-Stanley in attendance. Moved carried 4-Ayes, 0-Nays.

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board went out of EXECUTIVE SESSION at 8:32 pm. Motion carried, 4-Ayes, 0-Nays.

RE: ADJOURNMENT

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board adjourned the meeting of August 5, 2014 at 8:33 pm. Motion carried, 4-Ayes, 0-Nays.

Monserrate Rivera-Stanley, Village Clerk