

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 November 18, 2014 at 7:30 pm.

Present: Mayor Brescia, Deputy Mayor Scheels, Trustee Andolsek, Trustee Hembury, Trustee Lindner, Atty. Dowd, Village Clerk Rivera-Stanley, Barbara Jennings, Barbara Nickerson, Dianne Moore, Charles Moore, Betty Locke, Jean Edwards, Joy Murphy, Joan Ruger, Al Ruger, Lillian Tripoli, Alice Eckler, Alice Privitera, Rosemarie Tocco, Faith Mitchell, Theresa Algared, Betty Stuhmer, Luisa Beltrametti, Pat Baumann, Janice Cornell, Louise Miller, Beverly HornKohl, Olga Conway, Catherine Pakowski, Maria Beltrametti, Charles Stuhmer, Nancy Nola, Carol Sweet, James Nola, Diane Karsten, Patricia Imbriani, Shirley Morea, Virginia Moore, Margaret Petrie, Anne Ryerson, Dolores Hayes, Robert Hayes, Irene Cooney, Charles Cooney, Rachel Coleman, Felicia Wehr, Jake Wehr, Johanna Sweikata, Ginger Moore, Marc Devitt.

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

RE: MEETING MINUTES

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels the Board approved the meeting minutes of October 29, 2014. Motion carried, 5-Ayes, 0-Nays.

RE: REQUEST TO MEET WITH THE BOARD

Ginger Moore a member of the New Horizons Senior Club of Montgomery, NY, addressed the Board of Trustees with the concerns and request for the need to establish a written policy for the use of the Senior Center that is fair to all users; yet sets priorities for use by the Senior citizens for whom it was constructed.

We are petitioning for the following reasons.

1. Due to the lack of communication and prior planning, confusion exists among the groups presently using the Senior Center.
2. Contracts with outside groups are being signed by the Village Board allowing times of use which overlap long-time usage of the building by the New Horizons Senior Club, thus setting the stage for conflict.
3. New Horizon Seniors feel alienated and disrespected. For example: we are not able to enter or use the kitchen at all while the other group is present, not for a drink of water, to fill our coffee urn, or place something in the refrigerator (some medications need refrigeration).
4. Our annual calendar is created in December for the coming year. We have been flexible regarding changing our meeting dates when elections are held at the Center. We are now being asked to make further sacrifices of our long standing meeting dates and times.

5. It is a hardship for members who are in their 70's and 80's to transport carloads of items to other facilities for our special events. Additionally, we must enlist family members and friends to help us set up tables and chairs in advance of the event, and to take down the furniture afterward. Of course, we are grateful that other groups in the village allow us to use their facilities, but it is yet another expense for the Club as donations are expected and most certainly warranted.

For the Board's knowledge, on a typical meeting day members begin arriving at 12:30 pm, unless prior set up is needed for a meal. It takes quite a while for 80+ to sign in but it provides a time for socialization with friends before the meeting, which begins at 1:30 pm.

Asking us to start at a later time is unacceptable. In the winter months it is almost dark by 4 pm, and many seniors will not, or should not drive after dark. Those who depend on the Dial-A-Bus are picked up around 3 pm, further limiting their time at the Center. In addition, there are no exterior lights at the ends of the building to provide a safe exit into the parking area. We suggest that motion sensor lights would be an economical solution.

Considering that we use the Senior Center for meetings about 23 days out of a total of 365 a year, we do not feel we are taking advantage of the privilege of using our own building. The Meal Program run by the Office of the Aging is a God-send to many homebound people in the county and we want it to continue, of course, but changes need to be made.

A couple members of the Board have joined us for meals or meetings and some of us have heard you mention that the priority for use of the building should be for senior activities. However, actions speak louder than words. When contracts are signed with other groups with no consideration for the people who presently use the building, you lose credibility and we feel slighted. In addition, when a leader of one of these groups states to our president that they cannot "coexist" with our Senior Club, something is very wrong. We believe we can coexist in harmony with any group that is willing to communicate and compromise in good faith.

To summarize, a written policy by the Village Board would clarify the use of the center, avoid conflicts between groups, and reinforce the original purpose of the Senior Center, which is to provide a safe environment for seniors to socialize and to participate in educational and recreational activities.

If contracts are being signed for 2015, common courtesy would dictate that our president Pat Baumann or another officer acting in her stead be included in the planning stages so that our input can be considered.

The Village of Montgomery has always supported its seniors. We have contributed to our communities for decades and many of us still do despite our limitations. We want to maintain active lifestyles and the pleasure we derive from our beautiful Senior Center contributes to our health and well-being.

We have attached an addendum regarding our six catered luncheon events for 2015. The exact dates have not yet been determined, but most, if not all of them, will coincide with

our regular Tuesday meeting dates. For these events we will need access to the kitchen early enough to prepare for a noon meal.

New Horizons Seniors thank you for this opportunity to bring our concerns to you this evening. The petition we are submitting contains the signatures of 67 members of our club. We look forward to a response from the Village Board and wish you all a blessed Thanksgiving Holiday!

Addendum for 2015:

February - Valentine's Day / New Horizon's Senior Club Anniversary

March - St. Patrick's Day

May or June - Mother's and Father's Day

October - Halloween

November - Thanksgiving

December – Christmas

Trustee Lindner thanked Ginger very much as the liaison to the Board for the Center. I will address a couple of things. I like to think it is a wonderful idea to have a set of rules for the use of the hall. It is something we have worked on to have a better coordination between the two major groups; one being the New Horizon and the other is the Wesley Seniors advisory board; of which Audrey and Frank are hired by to run the center. I have spoken with them and their advisory board to form a committee that would interact with your group, with the Village Board in an attempt to get a coordination of activities. I think a calendar is a great one. We will definitely work on that. I will speak with DPW Supt. Nelson on the lighting and see what can be done. There is one issue that you have brought up regarding the kitchen use. As you know we have a contract with the senior dining program that goes from 11:30 am to 1:30 pm five days a week with the exception of two Tuesdays a month which they are there until 1:00 pm. They are the ones, who came to us with the Department of Health and OSHA rules, with hot oven doors being opened you can not have people coming in and out of the kitchen. Stephanie, who is the coordinator for the dining program and works for the Village, has been very helpful with you folks refrigerating any medications. Stephanie has been more then helpful with getting things in and out of the kitchen such as water and coffee. She is definitely working in that direction with that aspect of it being taken care of. I will work on the rules and that aspect of it regarding the use. Having someone from your group and the advisory board have a sit down meeting together to work on a schedule, to see what we can do to work on communication.

Ms. Moore said Thank you that sounds like a good idea.

Ms. Beltrametti asked the Board for clarification on how the building code is enforced. As you all know, the court yard behind my building, of which I have certain deeded rights, as do two other property owners, has been subject to much controversy for the last year. All the work done has been under the auspice of the building inspector. There have been two cases working thru the Village Court, one case brought on by me and another by a co-property owner. When I had to act on my civil case, I asked Bruce to attend. We had several conversations that he would be there. He just did not show. I called him a week later and he informed me that he is not allowed to testify on his own behalf because this is a job he was supervising. He stated having to be subpoenaed by the court; I find that hard to believe and I would like clarification. Show me where it states in the bylaws

of the Village where the Building inspector can not stand up for his own self. It is not on my behalf it is a project that involves several other residents.

Mayor Brescia said he did not want to comment on a pending case.

Atty. Dowd said the Building Inspector is a part time employee and the Board sets his hours. Obviously, if he appears at night on Village business, he will put in for the hours; that is one of the issues. I do not think you want him appearing on his own accord in any Village dispute. I believe that is why the Building Inspector said, if you want me to appear you subpoena me. Then I would show the subpoena to my employer and they will tell me I have to answer the subpoena; therefore, be paid to appear.

Mayor Brescia said then the Building Inspectors hours will be adjusted accordingly for the week. He works a maximum of nineteen hours a week.

Ms. Beltrametti asked if he was subpoenaed to attend the meeting tonight.

Mayor Brescia stated no, he knew you were on the agenda and asked to be here tonight.

Ms. Beltrametti said he can show up any time he wants then.

Mayor Brescia said no, he received permission from me.

Ms. Beltrametti said speaking of the hours, it is posted for twelve hours and he is paid for twenty hours a week. Although thanks to Obama care, I am quoting, he is reduced to nineteen hours a week. I frankly find that ludicrous. I would just like to put this on the front of the table for you to consider that this is no way to run an airline.

Mayor Brescia said the Building Inspector Yancewicz is only paid for the hours he works. I just want to clarify that; you just can not make blanket statements that are not true.

Ms. Beltrametti said well it seems to me that the Building Inspector has a responsibility. His posted hours are twelve hours a week, so who is keeping track, controlling that and keeping tabs? I do not think anyone is.

Mayor Brescia said he is on call to do inspections other than that, as well. He also does fire inspections. That is your opinion, is that all you wanted to know?

Ms. Beltrametti said there is one other thing that was discussed at the last August meeting or perhaps the first September meeting before Montgomery Day. Susann Wasson, her husband was here for clarification on the clearing of her lot on Elizabeth Street. It was the home of the fox's. I think it was Mr. Lindner that said that lots within the Village limits have to be kept cleared. It still has not been done. I brought it to Bruce's attention and he said it is to his discretions to either ignore or not ignore these kind of decisions. It was a decision that was made at this meeting. It seems to me as slumming management.

Trustee Lindner said I do believe we gave them a time frame.

Ms. Beltrametti said yes, it was October 1st and it is still not done.

Mayor Brescia asked the Building Inspector, if there has been any clearing there.

Building Inspector Yancewicz said yes, they have cleared the corner. After the meeting, we talked and I rescinded clearing the whole lot and to maintain a fifty to fifty foot corner clearance for the sight distance of cars and pedestrian safety. Otherwise we would be in a predicament in the Village clearing lots, including the parkland. I just used common sense. I have the right to waive and rescind that.

Ms. Beltrametti said it was discussed at this meeting.

Mayor Brescia asked Bruce if they cleared the corners for visibility.

Building Inspector Yancewicz said they have cleared the corners and maintained it.

Ms. Beltrametti said the corner was already cleared when we had the meeting. I walk the area everyday, so I would know, I keep tabs.

Mayor Brescia asked if there was anything else.

No additional response or concerns from the public present.

Mayor Brescia asked Jake Wehr if he wanted to say anything or just observe.

Jake Wehr, Boy Scout, Troop 386 of Montgomery stated he wanted just to observe and thanked the Board.

RE: RENEW TOWN OF MONTGOMERY CODE RED SERVICE AGREEMENT

Mayor Brescia asked the Village Clerk Rivera-Stanley about the complaints regarding the Code Red announcements.

Village Clerk Rivera-Stanley said sixteen out of three thousand, six hundred and seventy two Village and Town residents reached, complained. Otherwise, the general and emergency announcements' are well received.

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board approved to renew the Town of Montgomery Code Red Service Agreement. Motion carried, 5-Ayes, 0-Nays.

RE: ACCEPT ORANGE COUNTY YOUTH BUREAU 2015 DARE FUNDING

Moved by Trustee Lindner, seconded by Trustee Hembury, the Board accepted the 2015 DARE funding from the Orange County Youth Bureau in the amount of \$4,000.00. Motion carried, 5-Ayes, 0-Nays.

RE: VILLAGE OFFICES WILL BE CLOSED

Village offices will be closed on November 27th and 28th in observance of Thanksgiving and the day after.

RE: BOARD MEETING RESCHEDULED

Village Board Meeting of Tuesday, December 2nd is rescheduled for Wednesday, December 3rd at 7:30 pm.

RE: APPROVAL FOR PAYMENT OF SPRINGBROOK REPRESENTATIVE LODGING, EXPENSES, AND TRAVEL EXPENSES FOR THE PAYROLL SOFTWARE TRAINING

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board approved the lodging and travel expenses for the payment of Springbrook representative lodging, expenses, and travel expenses for the payroll software training for the week of December 1st. Motion carried, 5-Ayes, 0-Nays.

Mayor asked is there was anything else before going to the public portion.

Trustee Hembury reported on the meeting for the planning of the next car show with Brian Fitzpatrick, Paul Teutul, and Herb from Rhinebeck Car Show.

Mayor Brescia said good, and is all is set for the Toys for Tots.

Trustee Hembury stated he has the collection boxes available if anyone would like one. They are in the Post Office, my wife's school bus company in Wallkill, Coldenham Fire Department.

Marc Devitt said he will take a box for the toy collection at the Hotel.

Mayor Brescia asked if the gifts are wrapped or unwrapped.

Trustee Hembury said all the gifts are to be unwrapped. The train comes in at 1:15 pm, JROTC will have the chocolate, the Girl Scouts will have the cookies, and there will be a DJ. My wife and daughter will be the elves on the train. It will be a good group.

Mayor Brescia said good and reported on the committee with Walt, Maryann, Stacy, and Brain, and a few other people working on the Old Fashioned Weekend on December 13th. They are doing a great job. The Maybrook Boy Scouts called me too; they are scheduled to play from 12:30 pm to 1:00 pm, when Santa Claus arrives, I do believe. We have also set up the Dial-A-Bus. The Horse and Carriage ride is from 11:00 am to 4:00 pm; it has been donated. We should set up a tip bucket for him. He asked Maryann to give him an update on the events for the 13th.

Maryann Lindner reported on the activities for December 13th. There will be ornament decorating, the Fire Department will be giving us two Christmas Trees for the right of the bandstand, where the sponsor signs are located. The children will be decorating the ornaments to be hung on the two Christmas trees with white lights. The tree lighting will be at dusk.

Mayor Brescia said the Newsletter will be ready and distributed before Thanksgiving, with an insert of the events on the Toys for Tots and all the events on the 13th as well.

Maryann said there will be music playing all day. Santa will be in the Village Hall, however if it is warm; we may have him outside. It all sounds great and thanked everyone for a fantastic job.

Mayor Brescia said Marc Devitt mentioned having a small Mardi gras parade in February to start with and at no cost with regular patrols. If there is any cost you will be thru donations.

Marc Devitt said the Mardi gras parade would be from the Firefighters museum to the end of Clinton Street, something very small.

Mayor Brescia asked if everything for St. Patrick's Day is going well.

Marc commented on St. Patrick's Day; Paul Satkowski from Copperfield's raised \$400 with a trivia night. He plans on having three more trivia nights for the benefit of St. Patrick's Day.

Mayor Brescia asked Marc to let us know before hand to be able to advertise. Is there anything else to report?

Trustee Hembury mentioned posting and Code Red general notice before both events of the 7th (Toys for Tots) and the 13th (Old Fashioned Holiday Weekend).

Mayor Brescia and the Board agreed to the Code Red general notices. Trustee Hembury will announce the 7th event. I will announce the event for the 13th.

Mayor Brescia asked the Village Clerk Rivera-Stanley to look into the Square in order to accept debit or credit card payments for the residents.

Ms. Beltrametti asked the Board if they had seen the newspaper article regarding the use of the Code Red announcements for a message to promote gambling. I wanted to see if you had a comment on it and clarify it. I understand the need for the Code Red announcements for changing traffic patterns and the closing of streets.

Trustee Lindner said it was thought to be in the best interest for the residents. If gambling does come to Montgomery, certainly the Village will benefit. That was the mind set when it was sent out.

Mayor Brescia said in hind sight; it might not have been the best use it. I will think with more discretion on that in the future. I wanted to get supporters for Resorts World, it is not just a gambling casino; it has many other venues' such as conference center, a hotel, and many other fine features. It will bring a lot of revenue to the Village and the Town of Montgomery as well. The casino passed on the ballot in 2013 by 71% of the vote. I was not speaking from a minority position. In hind sight that is the only one I might have re-thought. It was not just about casinos, it was about Resort World.

Ms. Beltrametti I just do not think it was an emergency. I have no objection to the concert series announcements'. I just think it should not be used indiscriminately.

RE: PUBLIC PORTION

Mayor Brescia recused himself from this portion of the meeting at 8:00 pm, leaving the Deputy Mayor Scheels to carry the remained of the meeting.

Deputy Mayor Scheels opened the public portion at 8:01pm.

RE: CHANDLER LANE PDD

Marc Devitt said at the last meeting, the Trustees wanted to submit the information to the consultants and get back some feed back and comment.

Atty. Dowd said the three of us did meet about a week ago. We are all going to issue a letter to the Board and have it in time for the December 3rd meeting. We met for about an hour and a half at Dawn's Office. It is Dawn Kalisky from Lanc and Tully, Alan Sorenson from Planit Main Street and I, that will be issuing a letter of comments on the last submission regarding the Chandler Lane PDD.

Marc Devitt asked if the comments are on the latest plans that were presented to the Board.

Atty. Dowd said the comments are on the latest changes submitted to the Board. I am sure there will be some engineering questions. You will get copies of those letters as well.

Deputy Mayor Scheels asked if there is anything else.

Ms. Beltrametti asked Marc if he is planning on having another public meeting on the project.

Marc said yes he is planning on having another public meeting on the Chandler Lane PDD project. Depending on the comments at the next meeting of December 3rd it may be possible to set a date for a public meeting.

RE: ADJOURNED

Moved by Trustee Andolsek, seconded by Trustee Lindner, the Board adjourned the meeting of November 18, 2014 at 8:02 pm.

Monserate Rivera-Stanley, Village Clerk