

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, November 1, 2016 at 7:30 pm.

Present: Mayor Brescia, Deputy Mayor Scheels, Trustee Andolsek, Trustee Hembury, Trustee Lindner, Atty. Dowd, Village Clerk Rivera-Fernandez, DPW Supt. Nelson, Chief of Police Walsh, Victor Horton, Joan Horton, Tom Steed, Christina Luciano, Maria Beltrametti, Don Berger, Hannah Schmitt, Jessica Cohn

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

RE: MINUTES

Mayor Brescia called for a motion to approve the meeting minutes of October 18, 2016. Moved by Deputy Mayor Scheels, seconded by Trustee Hembury, the Board approved the meeting minutes of October 18th. Motion carried, 5-Ayes, 0-Nays.

RE: ABSTRACT NO. 09-2016

Mayor Brescia called for a motion to approve the Abstract No. 09-2016.

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, all bills listed on ABSTRACT NO.09-2016 were audited and approved for payment with \$127,888.89 from the General Fund, \$3,889.03 from the Water Fund, \$28764.37 from the Sewer Fund and totaling \$160,542.29. Check No: 49916-49997 – 47686 - 47716. Motion carried 5-Ayes, 0-Nays.

Treasurer Griffith reported a CASH BALANCE for the month of September 30, 2016, as follows: General Fund \$2,450,778.98, Water Fund \$317,910.52, Sewer Fund \$329,743.50.

RE: DEPARTMENT REPORTS

Chief of Police Walsh request for the Boards approval for the Village of Montgomery Police department to participate as in years past, “No Shave November” in support of Operation Dalmatian which is through the Walden Fire Department to distribute Christmas gifts to the needy children in Walden. It is for our part timers who work in Walden full time.

RE: NO SHAVE NOVEMBER IN SUPPORT OF OPERATION DALMATION

Mayor Brescia called of motion to approve the Village of Montgomery part time police officers who work in Walden full time to participate in the “No Shave November in support of Operation Dalmatian. Moved by Trustee Hembury, seconded by Trustee Lindner, the Board approved the “ No shave November” for the Village of Montgomery part time Police officers that work in Walden full time to participate in support of Operation Dalmatian. Motion carried, 5-Ayes, 0-Nays.

Officer Scherma will be attending Instructor Development School at the police academy which is a two week course. Upon graduation he will be certified as a general topics instructor and therefore administer a lesson plan from DCJS to the police department. This is in addition to myself and hopefully one more full time police officer in the future.

The week of the 20th, we have had three unsecured vehicles having property stolen on River Street. We have had directive patrol in that area, once every two hours which will continue as necessary. In addition, to a couple instances of a couple garage doors being noticed as being left ajar. The officers have notified the residents, it is hoped not to have scared anyone but rather notify them. In each case it has been early during the notifications. The directive patrol seems to be working, moving forward, if the trend continues a code red will be issued.

Mayor Brescia suggests a code red announcement be published to the village residents at the Chief of Police Walsh’s discretion. Furthermore, he stated his caution regarding scam phone calls regarding having won a trip or other scams of that nature and the use of local phone numbers.

Chief of Police Walsh further cautions the residents on the recent telephone scam regarding having won a prize requiring the purchase of a gift card to be presented at the time of the exchange. The phone numbers appear to be a local number and this is not the case. If the number in question is called, it is not a working number or non-existent. They are able to change the number they are spoofing. This is also in addition to calls involving the IRS. The callers are targeting senior’s citizens.

Mayor Brescia again stated that a code red announcement may be in order.

DPW Supt. Nelson reported on Clinton Street Water main replacement is complete under the allotted time frame.

RE: APPROVE LANC & TULLY PROPOSAL FOR SURVEY 2017 CDBG, CLINTON STREET WATERLINE REPLACEMENT

Mayor Brescia called for a motion to approve Lanc & Tully proposal of surveying of the Clinton Street Waterline replacement for the 2017 CDBG in the amount of \$4,200.00. Moved by Trustee Lindner, seconded by Trustee Hembury, the Board approved Lanc & Tully proposal of surveying. Motion carried, 5-Ayes, 0-Nays.

Mayor Brescia is proud of our efforts to obtain grants, the 2016 CDBG for the Clinton Street Water main funding was increased from \$100,000 to \$145,000. It is a testimony to DPW Supt. Nelson.

DPW Supt. Nelson said it is due to Community Development wanting projects ready to go. This is one of the best companies we have dealt with to do our water main. They were easy to work with the changes in the field were simple. It looks a lot nicer than they described. It was a great job working with them.

He submitted the paperwork regarding the filter system earlier today. He hope you were able to review it. He provided pictures of what the filter system will look like. Our operation will be slightly smaller than what is pictured. The current price is \$232,000 for the filter only and it does not include the building, the piping, or the electrical. If we can do all the piping, we may be able to keep it under \$100,000 with some outside contracting for some water main work. This will take care of 75% of the Village water supply. The Jake Street well filtration system would be similar but that will not be for a while.

Mayor Brescia feels a block building is the best option for the filter system housing. This is excellent, good work Buddy and thank Lanc & Tully, too.

DPW Supt. Nelson said, thank you, the Village of South Blooming Grove is using AdEdge and they are next. As well as the Town of New Windsor; they are building a larger plant right now, and using AdEdge too. The operating cost is \$.14 per 1,000 gallons of water and the media is anticipated to last ten years. This is as long as you back wash every one or one and half days. After 2 days to 3 days your media is not as effective. It would be a regular scheduled task, much like the hydrant flushing. It will definitely be more labor to run this. The design is calculated for three tanks for the Village of Montgomery, and adding a tank in the future can be done as needed.

RE: APPROVE PAYMENT #1 PERIOD ENDING 10/27/2016 TO BOYCE EXCAVATING FOR 2016 CLINTON STREET WATER MAIN REPLACEMENT, 2016 COMMUNITY DEVELOPMENT BLOCK GRANT

Mayor Brescia called for a motion to approve payment #1 period ending 10/27/2016 to Boyce Excavating for 2016 Clinton Street Water main replacement, 2016 CDBG in the amount of \$211,200.20. Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board approved payment #1 to Boyce Excavating. Motion carried, 5-Ayes, 0-Nays.

RE: LEAF PICK UP SCHEDULE

Leaf pick up is scheduled for every Tuesday curb side and bagged through the month of November

RE: PUBLIC HEARING SET FOR THE INTRODUCTION OF LOCAL LAW 04 OF 2016, TO REPEAL CHAPTER 84 OF THE CODE OF THE VILLAGE OF MONTGOMERY ENTITLED "PEDDLING AND SOLICITATION" AND ENACTING A NEW CHAPTER 93 ENTITLED "RESIDENTIAL SOLICITATION" TO UPDATE THE REGULATIONS FOR DOOR TO DOOR SOLICITATION WITHIN THE VILLAGE.

Mayor Brescia called for a motion to set the Public Hearing for the introduction of Local Law 04 of 2016 to repeal chapter 84 of the code of the village of Montgomery entitled "peddling and solicitation, and enacting a new chapter 93 entitled "Residential Solicitation" to update the regulations for door to door solicitation within the village. Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board set the Public hearing for November 15, 2016 at 7:15 pm at the Village Hall 133 Clinton St. Montgomery, NY. Motion carried, 5-Ayes, 0-Nays.

RE: NOTICE OF REGULAR MEETING CHANGES

Mayor Brescia called for a motion to change the regular meeting of Tuesday, December 6th to Monday, December 5th at 7:30 pm, held at the Village Hall 133 Clinton Street. Moved by Deputy Mayor Scheels, seconded by Trustee Lindner, the Board approved the meeting change of December 6th to December 5th at 7:30 pm. Motion carried, 5-Ayes, 0-Nays.

Notice of Planning Board Regular Meeting change rescheduled from November 23rd to Wednesday, November 30th at 7:30 pm held at the Village Hall 133 Clinton Street.

RE: USE OF THE SENIOR CENTER BY CUB SCOUTS PACT 30

Mayor Brescia called for a motion authorizing the Montgomery Pack 30 Cub Scouts request to use the Senior Center for their annual Christmas party on December 16th and their Pinewood Derby on February 18, 2017 with no snow date and at no charge with usual certificate of insurance listing the Village of Montgomery as the additional insured. Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board approved Pack 30 Cub Scouts use of the Senior Center for their Christmas party and Pinewood Derby. Motion carried, 5-Ayes, 0-Nays.

RE: PRIMARY ELECTION POLLS OPEN

Tuesday, November 8th, Election Day at the Senior Center the polls are open from 6:00 am to 9:00 pm.

RE: VILLAGE HALL CLOSED

Friday, November 11, 2016 Village Hall Closed in Observation of Veterans Day
Thursday, November 24th, Village Hall Closed in Observation of Thanksgiving Day
Friday, November 25th, Village Hall Closed for Black Friday

RE: EVENTS

Friday, November 25th Sip and Paint to support the St. Pat's Ramble at the Montgomery Senior Center at 7:00 pm, \$40.00 pp register online Theartcottageny.com

RE: TOYS FOR TOTS

Toys for Tots is on Sunday, December 4th from 11:20 am to 12:05 pm.

RE: VILLAGE TO SPONSOR SENIOR CENTER PIANO LESSONS

Mayor Brescia called for a motion for the Village to Sponsor piano lessons at the Senior Center by Aleksander Vezuli on November 20th from 3:00 pm to 4:30 pm at the cost of \$100.00. Moved by Trustee Andolsek, seconded by Trustee Hembury, the Board approved the Village sponsored piano lessons. Motion carried, 5-Ayes, 0-Nays.

RE: MASTER PLAN WORK SESSION

Mayor Brescia called for a motion to set a date for the Master Plan work session. Moved by Andolsek, seconded by Deputy Mayor Scheels the Board set the date for the Master Plan Work Session on November 15th at 6:00 pm at the Village Hall 133 Clinton Street. Motion carried, 5-Ayes, 0-Nays.

RE: PUBLIC PORTION

Mr. Berger expressed his concerns with the recent events involving the Building Inspector. His feels the Board should look into it further.

Mrs. Luciano stated the Building Inspector informed her of owning a company and how he could offer her advice.

Mayor Brescia and the Board stated the matter will be taken under advisement and they will speak with the Building Inspector directly.

Mrs. Luciano stated receiving a building permit and feels the time frame of one year applies and she is in compliance according to the Village code.

Mr. Horton expressed his concerns regarding the tarp being removed from the structure and now is on the fence. It is to his understanding that a time limit was set for compliance or a fine would be imposed. Why haven't they complied with the directive? His hope is for a resolution as soon as possible, he has lived with this since 2012.

Atty. Dowd said, I discussed and advised the Building Inspector regarding the time frame and the enforcement of the village code for building permits.

Mayor Brescia and the Board expressed their displeasure regarding the manner in which the Wallkill Valley Times portrayed and published the recent events involving the Village of Montgomery with regard to the water conditions to the Village Board meetings. It is suggested that all the facts be obtained for a proper accounting of events for the public to be informed correctly.

Ms. Cohn stated, she published information recounted from an individual.

Mayor Brescia said, the Building Inspector will be handling this issue of the building permit. We will have an answer for you Mr. Horton, soon.

RE: EXECUTIVE SESSION

Mayor Brescia called for a motion to enter into EXECUTIVE SESSION under section § (F) of the open meetings law at 8:04 pm for an interview and the possible appointment of a part time police officer. Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels the Board entered into Executive session with the Chief of Police Walsh, Atty. Dowd and the Village Clerk Rivera-Fernandez in attendance. Motion carried 5-Ayes, 0-Nays.

Mayor Brescia called for a motion to exit out of Executive Session at 8:24 pm. Moved by Deputy Mayor Scheels the Board exited out of Executive Session. Motion carried, 5-Ayes, 0-Nays.

RE: APPOINT PART TIME POLICE OFFICER

Mayor Brescia called for a motion to hire Hannah Schmitt as a part time police officer as per the CBA contract reads with a probationary period of 12 months at the rate of \$24.65 an hour. Moved by Trustee Andolsek, seconded by Trustee Hembury, the Board appointed Schmitt as a part time police officer. Motion carried, 5-Ayes, 0-Nays.

RE: ADJOURNMENT

Mayor Brescia called for a motion to adjourn the meeting of November 1, 2016 at 8:25 pm. Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board adjourned the meeting of November 1st. Motion carried, 5-Ayes, 0-Nays.

RE: RECONVENE

Mayor Brescia called for a motion to reconvene the meeting of November 1st at 8:31 pm. Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board reconvened the meeting of November 1st. Motion carried, 5-Ayes, 0-Nays.

RE: ACCEPT THE CONTRACT FROM EDMUNDS & ASSOCIATES FOR THE FINANCE SOFTWARE AND TAX PROGRAM

Mayor Brescia called for a motion to accept the contract from Edmunds & Associates without payroll and for the finance software and tax program in the amount of \$49,535.00 to be paid over a three year period to include annual support and training. Moved by Deputy Mayor Scheels, seconded by Trustee Hembury, the Board accepted the Edmunds & Associates contract for the finance software and tax program. Motion carried, 5-Ayes, 0-Nays.

RE: ADJOURNED

Mayor Brescia called for a motion to adjourn the meeting of November 1, 2016 at 8:32 pm. Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board adjourned the meeting of November 1st. Motion carried, 5-Ayes, 0-Nays.

Monserrate Rivera-Fernandez, Village Clerk