

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, January 17, 2017 at 7:30 pm.

Present: Mayor Brescia, Deputy Mayor Scheels, Trustee Andolsek, Trustee Hembury, Trustee Lindner, Atty. Dowd, Village Clerk Rivera-Fernandez, Maria Beltrametti, Don Berger, Johanna Sweikata, Marc Devitt, Tom Steed, Jessica Cohen.

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 January 3, 2017.

Moved by Deputy Mayor Scheels, seconded by Trustee Hembury, the Board approved the meeting minutes of January 3, 2017. Motion carried, 5-Ayes, 0-Nays.

RE: OLD BUSINESS

Mayor Brescia and the Board agreed that most of the Municipalities water/sewer billing practices are similar to our methods. Therefore, the feeling is that our rates are very fair and reasonable.

RE: ADOPT A RESOLUTION PROVIDING FOR REGISTRATION OF VOTERS AND DESIGNATING LOCATION OF POLLING PLACE AND APPOINTING ELECTION INSPECTORS

Mayor Brescia called for a motion to adopt a resolution providing for Registration of Voters and designating location of polling place for the Village Election on March 21, 2017 at the Senior Center from 8:00 am to 9:00 pm, and thus Appointing Election Inspectors.

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board adopted a resolution providing for Registration of Voters and designating location of polling place for the Village Election on March 21, 2017 at the Senior Center from 8:00 am to 9:00 pm, and thus appointing Election Inspectors. Motion carried, 5-Ayes, 0-Nays.

RE: VOTER REGISTRATION DAY

Voter Registration Day is on Wednesday, March 1, 2017 at Village Hall, 1200 Noon – 5:00 pm.

RE: REQUEST USE OF THE SENIOR CENTER

Friends of the Library requests use of the Senior Center on Sunday, April 23rd to host their Annual Tea from 11:00 noon to 3:00 pm at no charge with the proper certificate of insurance provided listing the Village as the additional insurer.

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board approved use of the Senior Center on April 23rd by the Friends of the Library to host their Annual Tea from 11:00 am to 3:00 pm at no charge and with the proper certificate of insurance provided listing the Village of Montgomery as additional insured. Motion carried, 5-Ayes, 0-Nays.

RE: APPROVE LANC & TULLY PROPOSAL FOR SERVICES, FOR THE 2017 CLINTON STREET WATER MAIN REPLACEMENT DESIGN AND PROJECT BIDDING COST

Mayor Brescia called for a motion to approve Lanc & Tully proposal for services for the 2017 Clinton Street Water Main Replacement design in the amount of \$4,800 and Project bidding cost in the amount of \$1,500.

Moved by Trustee Andolsek, seconded by Trustee Lindner the Board approved Lanc & Tully proposal for the 2017 Clinton Street Water Main Replacement design in the amount of \$4,800 and Project bidding cost in the amount of \$1,500. Motion carried, 5-Ayes, 0-Nays.

RE: ACCEPT POLICE OFFICER TOLVE RESIGNATION

Mayor Brescia called for a motion to accept the resignation from Police Officer Tolve, effective Thursday, January 26th, 2017.

Moved by Deputy Mayor Scheels, seconded by Trustee Hembury, the Board accepted the resignation from Police Officer Tolve, effective Thursday, January 26th, 2017. Motion carried, 5-Ayes, 0-Nays.

RE: SET PUBLIC HEARING DATE FOR INTRODUCTORY LOCAL LAW 1 OF 2017, AUTHORIZING THE BOARD OF TRUSTEES TO OVERRIDE THE TAX LEVY LIMIT

Mayor Brescia called for a motion to set a Public Hearing date for February 7th at 7:30 pm for the Introductory Local Law 1 of 2017, authorizing the Board of Trustees to Override the Tax Levy Limit established in General Municipal Law, Section 3-C.

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board set the Public Hearing date for February 7th at 7:30 pm for the Introductory Local Law 1- of 2017, authorizing the Board of Trustees to Override the Tax Levy Limit established in General Municipal Law, Section 3-C. Motion carried, 5-Ayes, 0-Nays.

Trustee Lindner briefly reported on the status of zombie poles with reference to the Frontier franchise agreement. Central Hudson informed him that the zombie poles are Frontier's issue. Tom was kind enough to provide a list with all the zombie poles in the Village. After speaking with Sue McDermott, all ten or twelve zombie poles are expected to be replaced by the end of February, 2017. Apparently, Central Hudson, usually brings in the new poles. They are the top of the line on the poles, therefore, they then move their lines first to the new pole. Once this is done, the top of the pole is removed. Prior to making the move, the telephone and cable companies are informed, allowing the proper time for the changes to be made. According to Central Hudson, this is not always the case, due to various reasons. Hopefully, all will be reminded and by the end of February the lines will be switched over.

Mr. Berger said, if Central Hudson goes underground and Frontier stays on, then they are responsible for the pole.

Trustee Lindner replied, yes. Central Hudson also mentioned the costs to move the lines underground, it is about a million dollars a mile. It is quite costly.

Mayor Brescia thanked Walt for working on this and on the LED lighting by the statue.

Trustee Hembury mentioned the Toys for Tots train was vandalized with graffiti. The Railroad Cars were parked in New Jersey Railroad Station. The vintage Railroad Mail Car is from the late 20's, early 30's and the Box Car was also vandalized with graffiti, they suffered a lot of damage. The extent of the graffiti was much like a 70's Subway Car. He mentioned speaking with the restoration company, and the Cars are in their care now. Furthermore, they are hopeful for the Cars to be available for next year Toys for Tots event. The Cars are very valuable and we are honored for them to come to our Village. It is unfortunate for this to have happened. He asked the Wallkill Valley Times reporter, Ms. Cohen to please mention it in her next article.

RE: PUBLIC PORTION

Marc asked about when the next Master Plan Work Session is scheduled for?

Mayor Brescia said, the Master Plan Work Session will be at the next meeting on, February 7th at 6:30 pm at the Village Hall.

Mr. Berger inquired about what the next Tax Levy amount is.

Mayor Brescia said, the Tax Levy Limit amount is .0115.

Ms. Beltrametti expressed her concerns and inquired about how the campaign is going to be conducted. She was shocked two years ago, to find out that a party on one petition, only being required to have the same number of signatures as an individual does on a petition. She feels the work of the process is really short circuited and it is not right. She said, "first of all the, Trustees represent everybody and are supposed to be independent." Obviously, you can campaign any way you would like but as far as the work and getting on the ballot, everybody should do it. Do you not agree?

Trustee Hembury asked Ms. Beltrametti, Do you know who is running?

Ms. Beltrametti replied, I know that Trustee's Hembury and Lindner are running.

Trustee Hembury asked Ms. Beltrametti, How do you know I am running? I have not mentioned it to you.

Ms. Beltrametti replied, no.

Trustee Hembury asked Ms. Beltrametti to not assume anything.

Mayor Brescia stated, your gripe is with the State Board of Elections or the State Legislature. These two gentlemen are running and complying with the New York State Elections Laws.

Ms. Beltrametti said, we are conducting the Election and the Board of Elections, I know, they say it is ok.

Mayor Brescia said, you are not conducting the Elections, you are running for office.

Ms. Beltrametti said, the Village is conducting the Election, under the supervision of Monse'.

Mayor Brescia said, that is correct.

Ms. Beltrametti said, I think, especially when it comes to doing more work rather than less. I know the Board of Elections said it is ok, because they are coming from an orientation of Democrats verses Republicans and on a much larger population that they canvas. We have to come up with 75 signatures, I mean that is a pretty low ball.

Trustee Hembury said, it is the law that we are abiding by. There is nothing more to it. We are not going to change the law on this rule. The law reads, that 75 signatures are needed for two people to run. I am not going to break the law.

Deputy Mayor Scheels said, the law reads that 75 signatures are needed on the petition, and on the petition a multiple of people can run.

Ms. Beltrametti asks, where does it say that?

Trustee Hembury said, look it up, it is not up to me to provide it to you. Again, we are abiding by the law.

Ms. Beltrametti said, since it exists, you must know where it says it.

Deputy Mayor Scheels stated, you are insinuating that because the three of us run together that we do not do the same work as one person that is running. I am kind of insulted, yes we do. We all circulate petitions for the three of us. You are allowed to have people circulate petitions for you.

Trustee Hembury said, you have the option of running with someone else.

Ms. Beltrametti said, I understand that. I am not arguing with the process. I am arguing for everyone.

Mayor Brescia asked Ms. Beltrametti, you and Don running on separate petitions?

Ms. Beltrametti said, I am getting my own signatures. Again, she questions the number of signatures needed for an individual verses a party running for office on the petitions. She also questions the layout of election ballot. The placement of the party and the individual.

Mayor Brescia said, the party runs across the ballot.

Atty. Dowd stated, the different positions are in columns, such as Mayor in column one and Trustee in another.

Trustee Hembury said, I would appreciate it that you ask me if I am running, but not in an open meeting. I have not asked you in this manner. Just do not assume. I feel that it is rude.

Ms. Beltrametti apologized.

Mayor Brescia asked the public present, if there were any further questions.

Public present silent.

RE: EXECUTIVE SESSION

Mayor Brescia entertained a motion to enter into Executive Session undersection (f) the open meetings law to discuss the employment history of a particular individual with Atty. Dowd and the Village Clerk in attendance. Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board entered into Executive Session at 7:45 pm. Motion carried, 5-Ayes, 0-Nays.

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board exited Executive Session at 7:48 pm. Motion carried, 5-Ayes, 0-Nays.

RE: TREASURER SALARY INCREASE

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board authorized Treasurer Griffith salary increase to \$44,000 effective April 1, 2017, in addition to a two percent increase effective June 1, 2017. Motion carried, 5-Ayes, 0-Nays.

RE: SET PAY RATE FOR PART TIME BUILDING INSPECTOR

Moved by Trustee Hembury, seconded by Trustee Andolsek, the Board set the pay rate for the Part Time Building Inspector at \$25.00 an hour. Motion carried, 5-Ayes, 0-Nays.

RE: ADJOURNMENT

Moved by Trustee Andolsek, seconded by Trustee Lindner, the Board adjourned the meeting of January 17, 2017 at 7:55 pm. Motion carried, 5-Ayes, 0-Nays.

Monserrate Rivera-Fernandez, Village Clerk