

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, June 6, 2017 at 7:30 pm.

Present: Mayor Brescia, Deputy Mayor Scheels, Trustee Andolsek, Trustee Hembury, Trustee Lindner (absent), Atty. Dowd, Village Clerk Rivera-Fernandez, DPW Supt. Nelson, Chief of Police Walsh, Maria Beltrametti, Melanie Zerah, Johanna Sweikata, Marc Devitt, Don Berger

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

RE: MINUTES

Mayor Brescia called for a motion to approve the minutes of May 16, 2017.

Moved by Deputy Mayor Scheels, seconded by Trustee Hembury, the Board approved the minutes of May 16, 2017. Motion carried, 4-Ayes, 0-Nays, 1-Absent (Trustee Lindner).

RE: ABSTRACT NO. 04-2017

Moved by Trustee Andolsek, seconded by Trustee Hembury, all bills listed on ABSTRACT NO.04-2017 were audited and approved for payment with \$98,573.25 from the General Fund, \$3,789.09 from the Water Fund, \$23,520.15 from the Sewer Fund and totaling \$125,882.49. Check No: 50510 – 50581, 40766 - 47837. Motion carried 4-Ayes, 0-Nays, 1-Absent (Trustee Lindner).

Treasurer Griffith reported a CASH BALANCE for the month of April 30, 2017, as follows: General Fund \$1,083,252.91, Water Fund \$285,465.05, Sewer Fund \$303,993.69.

RE: DEPARTMENT REPORTS

- Police Department

Chief of Police Walsh reported on the firearms training being completed. In addition, Lieutenant Herlihy will be attending the Breathalyzer Academy. The Village of Montgomery Police Department participated in the State Wide Buckle up initiative along with the other Villages. It is amazing how many people do not buckle up, twelve seat belt summonses were issued.

Furthermore, the (PBA) Police Benevolent Association has ratified the (CBA) Collective Bargaining Agreement by their Board. The final agreement will be presented to the Board of Trustee meeting at the next for it to be signed.

Mayor Brescia asked the Chief of Police Walsh to keep Trustee Andolsek and Trustee Hembury up to date on the (CBA).

Chief of Police Walsh also reported on the Bike Rodeo going well despite the weather conditions.

- Department of Public Works

DPW Supt. Nelson reported on the Lamp posts being installed at the Bandstand in time for the Downtown Montgomery Summer Concert Series to begin.

He made a suggestion to the Board to accept verbal resignation of Laborer Jack E. James and hire Justin Medina as a Laborer at \$20.00 an hour.

Mayor Brescia called for a motion to remove Laborer Jack E. James and hire Justin Medina as a Laborer.

RE: DPW HIRE AND ACCEPT VERBAL RESIGNATION

Moved by Deputy Mayor Scheels, seconded by Trustee Hembury, the Board accepted the verbal resignation of Laborer Jack E. James and to hire Justin Medina as a Laborer at \$20.00 an hour. Motion carried, 4-Ayes, 0-Nays, 1-Absent (Trustee Lindner).

DPW Supt. Nelson also reported on the pre-construction meeting scheduled for June 7, 2017 at 1:30 pm with the Joanne Fazzino, Orange County Office of Community Development, Sita Construction Co. Inc., Dawn Kalisky from Lanc and Tully Engineering & Surveying, P.C., DPW Supt. Nelson to be held in the Village Hall Meeting Room. The construction is expected to begin in two weeks and finish in August. The Sita Construction Bond is pending.

Mayor Brescia asked the DPW Supt. Nelson to check within the businesses and keep them informed.

DPW Supt. Nelson mentioned the tests on both wells as being perfect, even though this is the worst time, due to all of the rain. Lanc and Tully has prepared their review to be submitted to the Department of Health. A copy will also be provided to the Village Clerk. It is not sure if a pilot study will be needed, if required the cost is \$20,000. He is hopeful that Lanc and Tully's letter will move things along. Furthermore, on Saturday, June 3rd the Village of Montgomery and eight other municipalities participated in the Annual Drinking Water Contest, they are waiting on the results. Also, the DPW contract period has expired, and the Union is expected next week to discuss negotiations.

Mayor Brescia stated that it will be discussed in the Executive Session. He also mentioned that the Park Benches need to be painted, using the same color. There is no need to paint the trash cans, they are still in good condition.

Deputy Mayor Scheels mentioned Summer Recreation Day Camp registration is at full capacity and all is looking well with the first day to begin on Monday, June 26th.

RE: DAISY TROOP REQUEST USE OF THE RECREATION CENTER

Mayor Brescia called for a motion to approve use of the Recreation Center by Daisy Troop.

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board approved the Daisy Troops request to use the Recreation Center on Wednesday's beginning in September 6th through June 20th from 6:00 pm to 7:00 pm with the proper certificate of insurance provided, listing the Village of Montgomery as the additional insured. Motion carried, 4-Ayes, 0-Nays, 0-Absent.

RE: ADOPT A RESOLUTION FOR THE UNDERTAKING FOR THE BENEFIT OF NYS DOT IN CONNECTON WITH WORK AFFECTING STATE HIGHWAYS.

Moved by Trustee Hembury, seconded by Trustee Andolsek, the Board adopted a resolution for the Undertaking for the benefit of NYS DOT in connection with work affecting State Highways. Motion carried, 4-Ayes, 0-Nays, 1-Absent.

RE: CONSIDER ADOPTING A RESOLUTION IN SUPPORT OF THE HUDSON RIVER SLOOP CLEARWATER'S SAIL TO WASHINGTON, DC TO MAINTAIN CLEAN WATER AND OTHER ENVIRONMENTAL PROTECTIONS.

Mayor Brescia asked Atty. Dowd to check into it and draft a brief general purpose resolution in support of the concept. A decision will be tabled for the next meeting of June 20th.

RE: REVIEW OF THE GENERAL CODE PROPOSAL FOR THE ONLINE PUBLICATION OF THE VILLAGE CODE

Mayor Brescia and the Board suggested tabling a decision for the next meeting of June 20th in order to obtain further details.

RE: EVENTS

2017 Summer Concert Series begins on Thursday, June 29th, presenting the "River's Edge Band" from 6:30 pm to 8:30 pm. In addition to the "Nash Band" on Friday, June 30th, at 6:30 to 8:30 pm at the Downtown Montgomery Bandstand.

Mayor Brescia asked the Village Clerk Rivera-Fernandez to launch a CodeRed announcement on Friday of the week before for both concerts.

RE: PUBLIC PORTION

Ms. Beltrametti inquired about the resolution for the Undertaking for the NYS DOT and its purpose.

DPW Supt. Nelson stated it is a formal written document for everything we are already doing for the road work done on the NYS Highways and in right of ways.

Mayor Brescia mentioned several of the anticipated construction projects slated for this year on Route 211 near Brian's Back Yard Barbeque and on Route 17K as also.

Ms. Zerah asked what type of water system the Village of Montgomery has.

DPW Supt. Nelson replied, the Village of Montgomery municipal water supply is provided by Village owned wells.

Mayor Brescia and the Board welcomed the Ms. Zerah the Walkkill Valley Times reporter.

Mr. Berger asked the Board for the formula that Law §150 is figured on. He stated that the information provided did not delineate the financial formula that would be imposed onto the Village residents. He further feels the Police Department budget is high and should be monitored to keep costs down.

Atty. Dowd mentioned the Village receiving a call from Senator Larkins office, regarding the Town Law §150, the legislation did not allow the Village of Montgomery to seek any alternative means but to comply with the law or pay the fees as it's written. Therefore, the Village made the necessary attempts for the benefit of residents and hired the four full times.

Trustee Hembury stated that the Village of Montgomery is a very sought after community to live, due to the low crime rate. The Village of Montgomery is a Clean and Safe place to live in and raise children.

Ms. Beltrametti asked about the status of garbage receptacles for the businesses. Again, she feels the businesses are not putting out their garbage properly and not enough is being done to correct the matter. She also asked when another Master Plan Public Hearing is to be scheduled.

DPW Supt. Nelson replied the garbage receptacles for the Village Businesses is a work in progress and the purchasing and pricing is being reviewed.

Mayor Brescia said he is not sure when the next Master Plan Public Hearing will be held. The final revisions since the last meeting have not been presented to the Board.

Marc asked if the Master Plan census calculations were correct and what project could have caused the increased population published in the paper.

Mayor Brescia feels the published population in the paper is incorrect. The Village has not had any large projects to reflect the vast population increase as the newspaper claims.

Marc replied to Ms. Beltrametti comment, he feels there is not a problem with the garbage in the Village of Montgomery.

Mayor Brescia asked DPW Supt. Nelson to check into replacing the Street Banners.

RE: EXECUTIVE SESSION

Mayor Brescia called for a motion to enter into Executive Session under section § (e) of the open meeting law to discuss the collective negotiations.

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board entered into Executive Session at 8:04 pm under section § (e) of the open meetings law to discuss the collective negotiations pursuant to the Taylor Law with the DPW Supt. Nelson, Atty. Dowd and the Village Clerk Rivera-Fernandez to be in attendance. Motion carried, 4-Ayes, 0-Nays, 1-Absent (Trustee Lindner).

RE: EXIT EXECUTIVE SESSION

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board exited the Executive Session at 8:23 pm. Motion carried, 4-Ayes, 0-Nays, 1-Absent (Trustee Lindner).

RE: ADJOURNMENT

Moved by Trustee Hembury, seconded by Trustee Andolsek, the Board adjourned the meeting of June 6, 2017 at 8:25 pm. Motion carried, 4-Ayes, 0-Nays, 1- Absent.

Monserrate Rivera-Fernandez, Village Clerk

