

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 2, 2018 at 7:30 pm.

Present: Mayor Brescia, Deputy Mayor Scheels, Trustee Andolsek (absent), Trustee Hembury, Trustee Lindner, Atty. Dowd, Village Clerk Rivera-Fernandez, Police Chief Walsh, DPW Supt. Nelson (absent), Maria Beltrametti, MaryAnn Lindner, Johanna Sweikata, Don Berger, Tom Steed, James Farr.

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 December 19, 2017.

Moved by Deputy Mayor Scheels, seconded by Trustee Lindner, the Board approved the Meeting Minutes of December 19, 2017. Motion carried, 4-Ayes, 0-Nays.

RE: ABSTRACT NO. 12-2017

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, all bills listed on ABSTRACT NO.12-2017 were audited and approved for payment with \$172,488.73 from the General Fund, \$6,624.95 from the Water Fund, \$ 23,461.45 from the Sewer Fund and totaling \$202,575.13. Check No: 75438 – 75538, 1108 - 1122. Motion carried 4-Ayes, 0-Nays.

Treasurer Griffith reported a CASH BALANCE for the month of December 31, 2017, as follows: General Fund \$ 1,684,77.61, Water Fund \$357,957.76, Sewer Fund \$462,381.83.

RE: POLICE DEPARTMENT REPORTS

Police Chief Walsh reported on the year-end statistics, with 174 arrests, which is 63 over last year, with the bulk of them being vehicle and traffic misdemeanors. Our calls for services are down by three percent to 5,474. The cases investigated are actually up by twenty six percent to 249. The summonses issued for traffic tickets are up by 252, over the previous year which was 1,412, that is a twenty two percent increase. Our traffic accidents were at 61, which is one over the previous year. The felony arrests were at four which is down by half over the previous year. Things are going well at the Police Department.

RE: APPROVE BUDGET ADJUSTMENT

Mayor Brescia called for a motion to approve the budget adjustments as \$13.00 from DARE Contractual to DARE Supplies, \$800.00 from ZBA Personal services to ZBA Secretary Personal Services, \$300.00 form AHRB Contractual to AHRB Secretary Personal Services.

Moved by Deputy Mayor Scheels, seconded by Trustee Lindner, the Board approved the Budget Adjustments as stated by Mayor Brescia. Motion carried, 4-Ayes, 0-Nays.

RE: DPW DEPARTMENT REPORTS

Mayor Brescia mentioned DPW Supt. Nelson was not in attendance due to an injury.

RE: VILLAGE HALL IS CLOSED

Village Hall will be closed on Monday, January 15th in observance of Martin Luther King Jr. Day

RE: RESOLUTION ADOPTION PULLED – OFFICER DECLINED

The Board pulled the resolution to be adopted, establishing a one-time policy authorizing Village Employees to donate sick leave hours for use by injured part-time Police Officer Kristopher D. Kolvenbach. Officer Kolvenbach thanked the Board, but has declined the donation.

RE: EVENTS AND SERVICES

Friday, January 12th, Movie Night Series, held at the Montgomery Senior Center, featuring “Ice Age”, Concession Stand opens at 6:30 pm, and the Showtime is at 7:00 pm. (Sponsored by Oliver Anne)

Sunday, January 21st, The Grand Montgomery Chamber Music Series presents a performance by Alacorde Triond. The concert starts at 3p.m. at the Village of Montgomery Senior.

RE: OLD BUSINESS – SOLAR PROPOSAL

James Farr has prepared a solar proposal provided by General Electric with a letter of intent for the Mayor to sign that is non-binding. This is to develop a solar energy project at the Village of Montgomery wastewater treatment plant located at Bachelor Street Site. Upon signing this non-binding Letter Of Intent, the Village of Montgomery will provide GE access to the Site and agree to work solely and exclusively with GE for a duration of four (4) months on the Proposed Transaction. GE will complete an initial feasibility study, develop a preliminary system design, complete all documents, forms and analysis required to be eligible for utility interconnection approval. GE will also assist the Village of Montgomery in securing a favorable queue position to expedite future incentive management, to qualify the solar energy project for scheduled 2018 completion.

By executing this LOI, each party agrees to pursue the Proposed Transaction in good faith and expend the necessary time and resources to complete the solar development activities as stated. Neither party is obligated to enter into an agreement to proceed with the Proposed Transaction. Any obligation other than those explicitly agreed to herein will arise only in accordance with, and subject to, a definitive agreement, if such agreement is executed by GE and the Village of Montgomery.

If the Village, at its sole discretion decides not to proceed to contract with GE, with respect to the Proposed Transaction; the Village of Montgomery agrees to reimburse GE for the hard cost of the required utility interconnection application fees, not to exceed \$5,000.

Trustee Hembury was concerned about the application fee and asks for references. Mr. Farr explained that the application fee transfers with the utility agency, should the Village decided not to use GE. The Village owes the application.

RE: LETTER OF INTENT APPROVED ALLOWING FURTHER REVIEW BY ATTORNEY DOWD

Mayor Brescia called for a motion to approve the Letter of Intent for the Proposed Transaction with GE, for the application, with the provisions of allowing Attorney Dowd to review the agreement.

Moved by Trustee Hembury, seconded by Deputy Mayor Scheels, the Board approved the Mayor to sign the LOI for the Proposed Transaction with GE, for the application, with the provisions of allowing Attorney Dowd to review the agreement. Motion carried, 4-Ayes, 0-Nays.

Trustee Lindner mentioned attending a solar conference with NYSERDA. It was very informative, he will ask them to attend the next Village Board meeting.

RE: PUBLIC PORTION

Mr. Berger asked, what is the benefit to the Village to power the STP with solar? Mayor Brescia asked Mr. Berger to wait until the next meeting for additional information. Trustee Lindner said, the State has issued incentives to go green and come up with renewable energy sources. Our hope is to have him come to the next meeting and if that is not possible, then possibly the first meeting in February.

Ms. Beltrametti asks for an update on the Dunn Road project. Trustee Lindner stated the problem is with the height and the size of the building. The foot print is taller than the proposed plan provided to the Planning Board. Ms. Beltrametti also asked, How did this happen? Trustee Lindner stated, after the Building Inspector made his initial site visit on Friday, to inspect the footings going in, by Monday morning the building was up. At that point, the work ceased, and a stop work order is to be issued by the end of the week, with an order to remedy. Atty. Dowd mentioned once the order to remedy is issued, the building has to conform to the Planning Board approved site plan.

RE: ADJOURNMENT

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board adjourned the meeting of January 2, 2018 at 7:47 8:16 pm. Motion carried, 4-Ayes, 0-Nays.

Monserrate Rivera-Fernandez, Village Clerk