

Minutes of the Public Hearing for the 2019 CDBG Proposed Project (Clinton Street Drainage), 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, April 3, 2018 at 6:50 pm.

Present: Mayor Brescia, Deputy Mayor Scheels, Trustee Andolsek, Trustee Hembury, Trustee Lindner, Atty. Dowd, Village Clerk Rivera-Fernandez, DPW Supt. Nelson, Treasurer Griffith, Police Chief Walsh, B/I Inspector Yancewicz, Justice Court Clerk Nelson, Kerron Barnes, Ron Clum, Maria Beltrametti, Mel Frumes, Don Berger, Al Baty, Johanna Sweikata.

Mayor Brescia asked the Village Clerk if all the paperwork has been filed to hold this Public Hearing. Village Clerk Rivera-Fernandez replied, yes, all the paperwork has been filed.

Mayor Brescia called of a motion to open the public hearing for the 2019 CDBG proposed project (Clinton Street Drainage).

**RE: OPEN PUBLIC HEARING**

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board opened the Public Hearing for the 2019 CDBG Proposed Project (Clinton Street Drainage). Motion carried, 5-Ayes, 0-Nays.

Mr. Kerron Barnes, Grant writer, addressed the Board of Trustees and the public present about the 2019 CDBG for the proposed project, for the Clinton Street drainage and informed them of the application being due by April 27, 2018. However, the understanding is if you apply for a multi-year grant, the following year is not approved. Mayor Brescia stated that the 2017 CDBG Clinton Street Water main replacement was a single year grant, and the 2018 CDBG was not awarded due a shortage of grant funds. Mr. Barnes said, the first step in the process is to hold a public hearing, invite public comment, or suggestions. The public could suggest another project or you are able to apply for more than one project, or you could apply for a multi- year, single project. I am here to answer any questions that you may have. Based on the hearing and any conversation I have, will proceed with an application that is due on the 27<sup>th</sup> of April. DPW Supt. Nelson stated his thoughts are to submit for a drainage project on the west end of Clinton Street, where the water main replacement was just completed. There is no drainage on Clinton Street. We have been awarded a grant to pave the west end of Clinton Street. We would like to add drainage on Clinton Street and delay the paving until after the drainage can be done. Mr. Barnes said he will make sure to see if it's eligible. He knows a blight and demographics study was done years ago. DPW Supt. Nelson said especially the crosswalks downtown always have water problems with flooding. Mayor Brescia also mentioned that the grant was eligible for the water lines from Bridge Street to Wallkill Avenue. Mr. Barnes said the water lines tend to be eligible because of the demographics of the Village are such that you have at least forty percent of the people below eighty percent of the median of income and the same would apply for the drainage. It is determined by the census statistics and blight study. He will check into it to make sure. DPW Supt. Nelson feels it is eligible, as he understands it to be from the last demographic study; anything north of Boyd Street is eligible and anything south of Boyd Street is not eligible. Mayor Brescia asked if that was agreeable with everyone on the Board. The Board replied unanimously, yes.

Ms. Beltrametti asked if that would encompass the four corners of Clinton Street and Union Streets and the curbing. DPW Supt. Nelson replied, it will encompass the two corners on Clinton Street on the west end. The curbs will be addressed at a later time, of which grant funds were awarded for them as well as the four corners, and in front of all of the shops with all new sidewalks, from Clinton Street to Union Street on the west side, across from the Pharmacy. We are working with

NY State on the height of the curbing. If the curbing is lowered, it would have the wrong pitch for handicap accessibility to the buildings. This is the issue we are trying to resolve with NYS and Lanc and Tully Engineering. Once a resolution is met, it will be addressed thereafter. Mayor Brescia asked Mr. Barnes if his fee is covered in with the grant. Mr. Barnes stated that his fee is \$750.00, and the County will reimburse you for \$400.00 to \$500.00. Mayor Brescia asked if there were any further questions on the grant application.

Mayor Brescia asked for any additional comments from the public, and with no further questions or concerns, Mayor Brescia called for a motion to close the Public Hearing.

**RE: PUBLIC HEARING CLOSED**

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board closed the Public Hearing at 7:03 pm, for the 2019 CDBG Proposed Project Clinton Street Drainage. Motion carried, 5-Ayes, 0-Nays.

---

Monserrate Rivera-Fernandez, Village Clerk

Minutes of the Public Hearing for the FY 2018-2019 Tentative Budget, 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, April 3, 2018 at 7:04 pm.

Present: Mayor Brescia, Deputy Mayor Scheels, Trustee Andolsek, Trustee Hembury, Trustee Lindner, Atty. Dowd, Village Clerk Rivera-Fernandez, DPW Supt. Nelson, Treasurer Griffith, Police Chief Walsh, B/I Inspector Yancewicz, Justice Court Clerk Nelson, Ron Clum, Maria Beltrametti, Mel Frumes, Don Berger, Al Baty, Johanna Sweikata.

Mayor Brescia asked the Village Clerk if all the paperwork has been filed to hold this Public Hearing. Village Clerk Rivera-Fernandez replied, yes, all the paperwork has been filed.

Mayor Brescia called of a motion to open the public hearing for the 2018-2019 Tentative Budget.

**RE: OPEN PUBLIC HEARING FOR THE FY 2018 – 2019 TENTATIVE BUDGET**

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board opened the Public Hearing for the 2018-2019 Tentative Budget. Motion carried, 5-Ayes, 0-Nays.

Mayor Brescia stated that he will be going through the budget section by section, if there are questions, raise your hand please.

Starting with:

**LEGISLATIVE**

No public comment.

**BOARD OF TRUSTEES**

Mayor Brescia asked, are there any questions? No public comment.

**JUDICIAL**

Any questions? No public comment.

**EXECUTIVE**

No public comment.

**AUDITOR**

No public comment. Mayor Brescia asked Ron Clum if his fees have gone up that much. Ron Clum stated, I am not the auditor. Me fee is in the audit line. Mayor Brescia said we have called you in for extra necessary work, I am not going to complain about that. It is money well spent.

**FINANCE**

Mayor Brescia asked, if there are any questions on the Treasurer line?

**VILLAGE CLERK**

Mr. Berger questioned the contractual increase of \$3,500. The Village Clerk Rivera-Fernandez replied, the increase is for sending the Deputy Village Clerk Murphy to NYCOM training.

Mayor Brescia continued to the next budget line item, with no further questions on the Village Clerk budget line items.

## **LAW**

Ms. Beltrametti said during the recent campaign, I foiled the year to date legal fees through the last day in February, the total spending includes the Atty. Dowd retainer and traffic court totaling \$27,000. Mayor Brescia asked year to date? Ms. Beltrametti replied, yeah. Mayor Brescia said ok, we still have three months in this fiscal year. Atty. Dowd said his retainer is \$3,500.00 dollars a month. Ms. Beltrametti said she noticed Atty. Dowd had an increase last year and it was not taken. Atty. Dowd replied, he has not had an increase in the last three to four years. Mayor Brescia said Atty. Dowd's retainer fee of \$3,500.00 covers other work as well. Atty. Dowd said that the \$3,500.00 covers everything with the exception of traffic court and any type of litigation. Law contractual covers other Labor Counsel fees. Mayor Brescia mentioned that Labor Counsel contractual could change from year to year. Ms. Beltrametti also mentioned seeing a separate billing for Planning Board. Atty. Dowd replied, it is billed so that the Village can then bill back the applicants for that money. I do not get paid extra, I bill it so the client can be billed. Mayor Brescia said it be can found on page nine as a revenue listed as 2115A Planning fees at \$6,000. Atty. Dowd mentioned there are months that the Planning Board has not had any Planning Board fees, meaning nothing was being built during that time. We currently have several open applications at the moment. Everything that he does for those applications, is billed to the Village. You do not pay me any more than my retainer, and therefore, the Village is recovering those fees. Mayor Brescia the same applies for the Engineering fees. Any other questions?

Ms. Beltrametti said, so contractual would then be, what is it in this case? Atty. Dowd said if there is a need for Labor Counsel or a litigation matter that is not traffic court that is outside of my retainer, then that will come out of the law contractual line item. It is mostly for Labor Counsel if it is needed. Ms. Beltrametti asked, as far as this year is concerned, has there been expenses in that regard? Mayor Brescia stated, the Labor Attorney was not used that much for the DPW Union Contract negotiations. However, we are going to keep that money in there. If we cut that line item and next year during contract negotiations, if no agreement is met, the expenses could very well be above that amount. Luckily, we settled the Police Contract for the next two to three years. Trustee Hembury said, four more years. Mayor Brescia said that is great. A grievance could be filed tomorrow and easily cost twenty to thirty thousand dollars easily. With no further question Mayor Brescia moved onto the next line item.

## **ENGINEERING**

No public comment.

## **ELECTIONS**

Mr. Berger mentioned as a reminder, he has brought up this subject a number of times about the single election. Moving the election to where the Judge runs in an election along with the Trustees or with the Mayoral election. It would save in a four year cycle, it is only three grand but it is something to think about. Secondly, in the grand scheme of things a consideration, at least finding out the actual limitations of it, is moving the entire Village Election to November. I know you guys have said that it will affect the fiscal year of our budget, but you have not explained how it would affect it. So I guess, what I am asking you to do is come up an answer. Mayor Brescia said, as far as I am concerned, I do not know if we are going to come up with that answer. I am content with the way the election has been handled forever. I do know if I am going to give you the answer you

want. I have told you we would consider staggering the terms of the Village Justice and maybe we will certainly do that. It used to be on the same cycle as the Trustee's. I am not certain how the Board feels on the rest, changing the Election to November. I know there are only one or two Villages in the County that hold their Elections in November. I just do not see the necessity to change when our Elections are held. Trustee Lindner asked if the Justice term could be extended by two years. Mayor Brescia said the Justice Terms can be changed from three to five year term. Atty. Dowd said at the next Judicial Election you have to either change the term to be three or a five year term. Mayor Brescia said it could be done for a three year term. I know JoAnn and I made a change and staggered our terms to have them coincide with one another. Mr. Berger said, so what you are saying, at the next Election, you would have to make that determination, would it be a referendum. Atty. Dowd said, you're changing the term only so that it is staggered, to meet the terms of others terms that are coming up. Mayor Brescia asked if that could be done now. Atty. Dowd said it is too early to do that now. As you approach the next Judicial Election, it needs to be done ahead of time. Therefore, the sitting Judge and any candidates know that they are running for a three for a five year term. Mayor Brescia asked Mr. Berger if there are any further questions. Mr. Berger replied, no, that is good. No other public comment.

### **BOARD OF ETHICS.**

No public comment.

### **SHARED SERVICES.**

Mayor Brescia said, everything is basically the same. Ms. Beltrametti said before moving on too far from the judicial section, with the current situation and the way we are losing money with the Court, is untenable. We are engaging in debit of spending, after four years of losing money, each year we are losing more money. Mayor Brescia said we do not necessarily agree with that, not with what you are saying. We agree there is a revenue loss. We just had an election and hopefully we can improve it there. Trustee Lindner said the purpose of the Court is not to raise revenue. Mayor Brescia said that is correct. Ms. Beltrametti said that it is. Trustee Lindner said, it is not. Mayor Brescia said he agrees with Walt, we would like to be closer to the black that is for certain. We are getting further in the red, however, it wasn't that way two years ago. I do not know why it has changed all of a sudden. Ms. Beltrametti said the furthest that she has gone back is four years. It was then \$7,900.00 in revenues. The court traffic court fees were \$17,000 thousand and change, which is a lot of money. This year we are going to lose \$100,000.00 that is deficit spending. I am pretty sure that is not allowed. Trustee Lindner said it is the cost of doing business, and the costs running the Village. Ms. Beltrametti said, I understand the Village is not supposed to have debt other than bonded debt. Mayor Brescia said that is not true. We have debt at every budget that we adopt. Salaries are a debt, it is not long term debt. Ms. Beltrametti said we get work for it, it is an equal exchange. Mayor Brescia asked if Ms. Beltrametti if she had any questions about the budget. One thing that came out of the campaign is that there is no solution, it is certainly not in the judges hands. The police officers can only write the tickets for the violations that occur. Trustee Lindner said, the court is not designed to be a revenue producing event. Like the garbage collection, it is not a revenue producing event. It is a service that the Village provides and the courts provides a service. Ms. Beltrametti asks of what? Trustee Lindner said the court is a protection of equal rights, it is part of our constitution. Ms. Beltrametti said it is traffic court. Trustee Lindner asked Ms. Beltrametti, so you think there shouldn't be any traffic violations submitted and people could speed through the Village at any speed that they want. Ms. Beltrametti, said no not at all, we can still write tickets and consolidate the judicial services with the Town. Trustee Lindner said, so you think the Town is going to do that for free and it would not cost us anything. Mayor Brescia said

there is going to definitely be a fee in the A fund, if we do that. It is certainly in the Judges hands, the judge can fine \$150.00 or \$200.00 for a cell phone violation but the judge decides to fine \$50.00. Ms. Beltrametti said Judge Roepe says, and I quote, "It is not my job to worry about money". Mayor Brescia said, it is ours and he certainly should. The fine fits the crime. Jessica would you like to say something about the Court at all. Jessica said, Walt is correct, you cannot ever say that it is for a financial gain, it is a code of ethics violation. (In audible) people speaking over each other. Like you said Maria they can only write tickets for what is happening. This in itself speaks volumes of how well protected and it's strange how people know not to speed coming through this area. Ms. Beltrametti said she agrees completely, everybody knows not to speed in Montgomery. It's diminishing return from a money stand point. I realizes it seems unethical and unseemly frankly, using our court to make money but I suggest you read the action plan for the justice courts. The fact is these Village courts are allowed to exist. It is not the same as the Town courts, Town courts can only be abolished with a two thirds referendum. Village can choose not to have court and the Village Board can abolish a court with or without a referendum.

Trustee Hembury asked Mayor Brescia if we are going to get back to the budget. Mayor Brescia said let's get back to the budget. We could limit a public hearing questions to three minutes allowing you to speak. We are going through the budget and trying to answer questions. You are going on about your opinions about the court. Maria if you have a specific question about a budget line item, ask it and we try to explain it. We are not going to go off on this tirade.

### **SPECIAL ITEMS**

Ms. Beltrametti asked who is covered under Shared Services personal services. Would that be Steve? DPW Supt. Nelson said, yes, the part time cleaner, the painter, the electrician, the plumber, and the carpenter fall under the personal services of the Shared Services. Ms. Beltrametti asked under repairs to building, is that normal everyday wear and tear. DPW Supt. Nelson said, it includes everything, such as the Senior Center, Museum (Wesley Hall), Village Hall, the heat, and the plumbing. For instance, if a contractor comes out to work on the furnace that too is under the repairs to building. The furnace will need to be replaced, it is not cheap to work on. Mayor Brescia mentioned three Village Hall windows were replaced recently.

### **AGAIN, SPECIAL ITEMS**

Ms. Beltrametti asked why there aren't payroll fees amounts for the previous years. Treasurer Griffith said it was moved from the Treasurers line to the special items. It needs to be a separate line.

### **POLICE DEPARTMENT**

Mr. Berger said he noticed that were no changes were made to the Police budget since the budget work shop. It is about a \$75,000 increase. If I have it right, perhaps I am wrong, but I thought you guys had said you would perhaps hire three part timers and a sergeant. Mayor Brescia said we have budgeted for a sergeant with the sergeant's exam coming out this June. Mr. Berger asked what the necessity of having a sergeant is. Police Chief Walsh replied, you know Don that I and the Lieutenant are part timers. It is difficult to manage without full time management. A fulltime sergeant will help us with our administrative duties. The Board knows I put in more hours than I should. I am salaried so regardless of the hours I work, I get paid at the same rate. Having a full time sergeant will definitely help me and cut my hours a little. The Lieutenant is paid hourly and works full time in Walden, he has limited time that is can lend to management of the Police Department. It gives us some continuity. Mr. Berger said, with that being said, this increase is

only for the sergeant and it is not going to include three part timers. Police Chief Walsh stated the personnel numbers are going to stay the same. It includes the collective bargaining agreement increases, the differentials. Mr. Berger said, as you guys know I brought this up in the past two years, with the constant increase to the police line. The misperception is that you think I do not want a police department. Yes, I do but I want a managed police department. The increases that we have here in the past three years, it's a lot of money. Police Chief Walsh stated if you compare what is budgeted for this year compared to 2012, it is about \$40,000 more. If you would like to go back a little further, and talk about large increases, it is just not true. Mr. Berger stated \$75,000 is a lot of money to me. Police Chief Walsh said comparing it to 2012 it is not, it is less. Mr. Berger said we are not in 2012, we are here today. Police Chief Walsh said there is a lot to be said for that. Mr. Berger said he is concerned about the huge police budget that we have here. Somehow I talked about trying to control it last year. Last year you wanted the sergeant and you did not add but this year you have added it back in. Again, I am concerned about the amount of money, it is a big hit to the taxpayers. I think we have a good police force here and I know Steve you do a great job. You are here all the time, I'm concerned, and when does it end? Mayor Brescia said you are going to see spikes of more than two percent in the police budget, it is just a different culture. We have our police contracts which we cannot get around the shift differentials and the step increases. We could try to budget it down in arbitration and chances are that we are not going to win. We try to keep it flat on the other personal services line. You foiled a copy of the CBA, if you can find a way around those increase we would be happy to hear it. I know Walt and Darlene and I went up to Albany several times for arbitration cases. Ms. Beltrametti said the contract increases are a given, we have a choice on adding a head count. Police Chief Walsh said we are not actually adding head count, we are promoting from within the Department. Mr. Berger said I do not want you to get upset but I am putting it out there. I see the sergeant coming on board as person of authority to regulate the existing police force that you have. The article that was in the record Steve, did not look so great for you, regarding the revenue. Mayor Brescia asked are you referring to court revenue article. It was before the election on March 16<sup>th</sup>. I am looking to add a sergeant to make sure the policeman are issuing tickets. Mayor Brescia said the policeman are issuing tickets, the tickets are not far off from what they were, and they are very close. Mr. Berger said the moving violations are way down. Police Chief Walsh said that is not true. Mayor Brescia said the paper printed that, don't believe everything you read in the paper. Police Chief Walsh said the equipment violations is accounted for about thirty percent of the tickets issued last year. Mr. Berger said, so you are saying these stats are wrong. Police Chief Walsh replied, his earlier statement is fact about the equipment violations. Mayor Brescia stated that statement published in the newspaper was taken for one of the candidates, it was made known as if it were verbatim. They are never going to make me look good Don, so I am not going to worry about it. Mr. Berger stated, not have all the stats that you have; so when I see that, I ask, what we're doing. We are putting a sergeant on to make sure the policemen are taking these moving violations. Trustee Hembury said, the Sergeant is put on for supervision, the days of officers being in charge are gone. You have to have a supervisor on duty to hold them responsible. For instance, the Rodney King instance, the sergeant went to prison. He never laid a hand on Rodney King, he did not stop the incident from happening. This is why you need a supervisor, I have been a supervisor in the police department for most of my career. You need someone to be held accountable. You just cannot have bunch of Indians running around, you need a chief, someone in control. Our department cannot have a chief and a lieutenant, who could be a home with a patrolman out there responding without direction. It's not just tickets, what if the officer is responding to a burglary, or responding to an incident where a decision from a sergeant is needed. "The officer could be asking for instruction such as, "Sergeant how should I respond." The Sergeant is the decision maker. Again, the days of officers

in charge are gone. I was on an incident once in another Town, with an officer in charge. The wrong decision was made, they went to bring him up on charges. The officer in charge then stated oh, wait, I did not want to be a supervisor and stated he had never taken the sergeants exam. He had two days on the job more than the other officer and he was being held accountable, no way. This is why, it is needed to have someone who raises his hand, takes the test and wants to be a sergeant. This who we hold accountable and not to supervise tickets. This is what comes from working over forty years of doing this job. Mayor Brescia said, let me put this in perspective, of this seventy five thousand dollar increase, we are taking about four to five thousand for the sergeants position. Police Chief Walsh stated that it is twelve percent pay and grade increase, and it is depending on who gets promoted. Trustee Hembury said, don't have a sergeant on duty and have something happen, then we are all held accountable for whatever that could possibly happen. I as a taxpayer do not want to be paying for any type of litigation for wrong decisions. Mr. Berger asked, what is the rest of the money for in personal services for? Police Chief Walsh replied, it includes shift differentials, overtime, holiday pay, two percent increases, and the step increases; as it is stated in the Collective Bargaining Agreement. You are welcome to come down and I will show you the CBA. Mr. Berger said, he will come down on Monday. Mayor Brescia asked, if there were any further questions on the Police budget line items?

### **SAFETY FROM ANIMALS**

Mayor Brescia said we use the Town of Montgomery animal control officer.

No public comment

### **SAFETY INSPECTION/BUILDING INSPECTOR/FIRE INSPECTOR**

Ms. Beltrametti said, we have talked over the years about Bruce's work habits, I guess. Mayor Brescia stated, let's not get into that. We are not going to get into that here. We are not going to have personal character assassinations at the Village Board Meeting. Ms. Beltrametti said, it's not personal character assassinations, it is about our money. Mayor Brescia stated, again we are not going to talk about anyone's work habits, otherwise I am going to have to ask you to leave. Ms. Beltrametti said, the point that she wants to make is that, you have told me several times, Bruce only gets paid for the work that he does, in terms of the fire inspections. She feels that is not true, she has seen year after year. His bills are the same amount every single month. You should know or must know that because you approve all of the bills. Deputy Mayor Scheels stated, he submits a monthly report with all of the location that have been inspected. He inspects the same number of businesses each month, evidently. Ms. Beltrametti said, he is pulling your leg, is her best guess. Mayor Brescia said moving forward.

### **REGISTRAR OF VITAL STATISTICS**

\$800, No public comment.

### **DRUG ABUSE D.A.R.E PROGRAM**

Most of this is funded by the Orange County Youth Bureau. Police Chief Walsh stated that is correct. Mayor Brescia mentioned the Board attending the D.A.R.E graduation a few weeks ago, it was excellent.

### **STREET DEPARTMENT**

Any questions under the Street Department. No hands up, moving on.

## **SNOW REMOVAL**

Mayor Brescia asked, DPW Supt. Nelson if we took a big hit on the snow removal this year. DPW Supt. Nelson replied, actually he thinks we might be ok. We are over on contractual but under on overtime. We just might make our alright. He does not want to be ten thousand dollars in the hole because he usually fills the salt barn before the end of the winter. This is done in preparation for next winter. Depending on the price, he will have to order another ten thousand dollars to of fill at the beginning of the season. Mayor Brescia said over all, you have made out and you are not in the red yet. This Friday the weather forecast is predicting some type of a storm. DPW Supt. Nelson said, we are supposed to get something Friday night and Saturday.

## **STREET LIGHTING**

Mayor Brescia mentioned, its being kept pretty much the same.

Ms. Beltrametti asked DPW Supt. Nelson, why do you spend so much money in contractual for Street Lighting. What does that include? DPW Supt. Nelson replied, this is all the street lights in the Village. Ms. Beltrametti said, so like bulbs. DPW Supt. Nelson replied, no that is Central Hudson, they bill us a rate per pole because it is hard to determine the amount of electricity each pole uses. We are hoping to reduce that by going with LED street lighting. We've already begun with Viking Heights and we're almost done, with only ten more to be done. Central Hudson will be able to determine the savings and we will receive a reduction. Lakeside and Rolling Meadows will be next. Mayor Brescia stated it covers the Central Hudson charges and we maintains our own poles in Viking Heights, Angelo Drive and a few other developments. Are there any other questions?

## **SIDEWALK MAINTENANCE**

No public comment.

## **PARK & RECREATION**

No public comment.

## **YOUTH PROGRAM**

Mayor Brescia stated Recreation Supervisor, Jackson will provide an update, it is pretty much self-sufficient. Rec. Supr. Jackson replied, that is correct. Mr. Berger questioned the personal services line went up \$30,000. Mayor Brescia stated it is due to the minimum wage increase. Rec. Supr. Jackson replied, minimum wages goes up and it is all estimated depending on the staff that returns. If we lose a few that are older, which we have already been informed that are not returning; then it will go to the new staff that we hire. Mr. Berger asked what the minimum wage rate is. Rec. Supr. Jackson replied, believes it to be \$10.50. Mayor Brescia stated the minimum wage rate will be going up to \$12.50. We should see another spike in next year's budget. He is thankful that this area did not go to \$15.00, like NYC has, NYS was restructured and upstate is at a lower rate. He feels it is crazy but we have to abide by it. I don't mean to get off the subject, but that's why you see McDonald's renovating everywhere and going automated, people are losing jobs but minimum wage is on the rise. Are there any further questions?

## **LIBRARY**

No public comment.

## **MUSEUM**

No public comment. Mayor Brescia mentioned it has stayed the same.

## **CELEBRATIONS**

Mr. Baty asked if General Montgomery Day event is self-sustaining. Mayor Brescia replied, yes, General Montgomery Day is self-sustaining, and the parade has always paid for itself. Mr. Berger asked he knows that it does pay for itself because of the income that it draws. Why isn't General Montgomery Day separate item away from the budget, such as the St. Pat's Ramble? Mayor Brescia stated that it has always been handled in this manner. Anyone making a donation for General Montgomery, can write it off on their taxes, the checks are made payable to the Village of Montgomery. Mr. Berger feels the \$33,000 is virtually seven tenths of one percent of a tax burden to the residents, even with the income offsetting the expense; that hits your tax ratable. Mayor Brescia replied, no, it does not. The revenue offsets the expense evenly. Trustee Lindner said, you don't think the revenue affects the ratable at all. Mr. Berger said I do believe it does. What I'm trying to say is, why it has to be a budget line item and run it independently. Mayor Brescia stated it is difficult to do that, as you know it was difficult for the St. Pat's Ramble to set up as 501C3. He believes they are now operating in that manner. Again, it is not easy to do. It is the same principle as the Summer Concert Series that we receive donations for as well. It is covered in full by donations. We will continue to do it this way. Mr. Berger said he is asking a simple question, why is it separate from our budget that is all I'm asking. I am not saying one way or the other, whether if it's profitable or not. It seems to him that it does affect the ratable. Trustee Lindner said it does not affect the ratable, Don. For Instance, it is the same as the Youth program because that is revenue neutral as well, taking that out of the budget and making that a separate entity, it does not make sense. It does not affect the ratable at all, the ratable stays the same as long as there is no sway either way on the revenue side. It is revenue neutral, so going to be ratable neutral. Mr. Berger said am I wrong in thinking that once you put this all together, and you receive what I call the mil rate, it is based on all of the expenses, correct? Trustee Lindner replied it is based on all of the expenses minus the revenue. Mayor Brescia stated that is what your tax levy basically is. It is revenues and expenses. Moving forward, are there any other questions?

## **PROGRAM FOR THE AGED**

Mayor Brescia mentioned being able to increase funding for the Program for the Aged without piercing the cap. No public comment.

## **ZONING BOARD OF APPEALS (ZBA)**

Remains the same. No public comment.

## **PLANNING BOARD**

No public comment.

Ms. Beltrametti asked if the Program for the Aged is self-sustaining through grant funding. Mayor Brescia replied we get some money from the Town. We used to get money from Maybrook and Walden proper. Trustee Lindner stated, the Senior Dining program is included in the personal services and the contractual lines of \$2,244 which we are reimbursed by the County. The personal services is the salary for Rebecca and the contractual is for supplies, paper goods. Mayor Brescia stated we are fully subsidized on the dinning program. Ms. Beltrametti questions the Program for the Aged contractual of \$39,200. Trustee Lindner replied that includes the activities for the Senior Center, the Wesley Hall senior advisory board was getting \$14,200 from the Village and \$15,000 from Town also receive money from Jonah Mendelbaum. Maybrook is no longer contributing and

therefore they have asked the Village for additional funding due to their increased programs. Ms. Beltrametti asked, what our gross obligation to that for them is. Trustee Lindner asked are you referring to the dining program, the County pays the Village for the use of the building. Mayor Brescia asked are there any other questions. No additional comment.

#### **ARCH. & HISTRIC REVIEW BOARD (AHRB)**

No public comment.

#### **REFUSE & GARBAGE**

No public comment.

#### **SHADE TREES**

No public comment.

#### **EMPLOYEE BENEFITS**

No public comment.

#### **BONDED INDEBITEDNESS**

No public comment.

Page 9

#### **ESTIMATED REVENUES OTHER THAN REAL PROPERTY TAXES TO BE LEVIED**

Mayor Brescia asked are there any questions? Ms. Beltrametti questions General Montgomery Day Income of \$5,000 and the expenses are at \$33,000. How do we make up for the difference? Mayor Brescia stated that is in the Recreation Concessions GMD at \$40,000. Mr. Berger asked if those two revenue lines will cover the Police, DPW and all that. Mayor Brescia said yes, we figure what is above and beyond the normal patrols for that day. However, we have not included that in for the St. Pat's Ramble. It has been discussed with John and Amy about reimbursing the Village for about \$2,000 next year to cover the police. Police Chief Walsh stated we do not get billed for the outside agencies who help us, because when they ask us for help, we send help. Mayor Brescia moved forward with no other questions.

Page 10

#### **ESTIMATED REVENUE – WATER FUND**

Mayor Brescia asked if there are any questions. It is all user fee based basically.

Page 11

#### **WATER ADMINISTRATION**

Ms. Beltrametti stated it's amazing on how expensive it is from year to year. DPW Supt. Nelson said if we do not raise the rates, then we have less to work with. The surplus could be up or down, this is all we can do. You have to take from one to pay for the other, for instance; if I go over in one line, I have to borrow from another line. I have a testing line and that will be over this year, without a doubt. Mayor Brescia stated with our Bonded Indebtedness, once the filtration system is

in, it will spike. I do believe there is a capital water tower reserve set aside. DPW Supt. Nelson replied yes, the capital reserve is for the maintenance of the water tower.

Page 12

STATUATORY INSTALLMENTS BONDS

BOND ANTICIPATION NOTES (BAN'S)

Page 13

ESTIMATED REVENUE – SEWER FUND

Page 14

STATUATORY INSTALLMENTS BONDS

BOND ANTICIPATION NOTES (BAN'S)

Mayor Brescia asked if there were any additional questions on the budget as whole before closing the public hearing. Mr. Baty said, he has no comments on the line items. However, in the past the budget had been posted online with the last one was for 2013 -2014. Is there any reason why it was discontinued? Village Clerk Rivera-Fernandez replied, is not aware of the budget ever being posted online. Mayor Brescia mentioned there is no reason why it cannot be posted. He asked the Village Clerk Rivera-Fernandez to have Carol post the budget online. Mr. Baty said secondly, in the past as of FY 2012- 2013, 2013-2014 the budget used to follow up a schedule of salaries and wages for all employees. Can we see that again in the future with a breakdown of each employee? Mayor Brescia mentioned several staff including the DPW Supt., the Village and myself are paid out of several different line items. Mr. Baty said he understands that he is requesting a defined schedule of salaries and wages corresponding the budget. Mayor Brescia mentioned it is available online at <http://seethroughny.net/> . He asked the Village Clerk Rivera-Fernandez to provide a breakdown by position. Mr. Berger mentioned asking for this last year to be added to the budget for all of the salaries. If you do not follow the budget, the average person does not know that the Mayors salary is a total of three different line items, the Mayor's line, and the water and sewer line items. It would be nice thing to have. Mayor Brescia stated, I understand the point. Are there any other questions?

Mayor Brescia entertained a motion to close the public hearing of April 3<sup>rd</sup>.

**RE: CLOSE THE PUBLIC HEARING**

Moved by Deputy Mayor Scheels, seconded by Trustee Hembury, the Board closed the public hearing for the Tentative budget FY 2018-2019 at 7:50 pm. Motion carried, 5-Ayes. 0-Nays.

---

Monserrate Rivera-Fernandez, Village Clerk

Minutes of the Organizational 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, April 3, 2018 at 7:51 pm.

Present: Mayor Brescia, Deputy Mayor Scheels, Trustee Andolsek, Trustee Hembury, Trustee Lindner, Atty. Dowd, Village Clerk Rivera-Fernandez, DPW Supt. Nelson, Police Chief Walsh, Treasurer Griffith, B/I Inspector Yancewicz, Justice Court Clerk Nelson, Recreation Supervisor Jackson, Ron Clum, Maria Beltrametti, Mel Frumes, Don Berger, Al Baty, Johanna Sweikata, Little League President, Jennett Bissinger.

Mayor Brescia open the meeting with a pledge of Allegiance to the flag.

**RE: MINUTES**

Mayor Brescia called for a motion to approve the minutes of March 20<sup>th</sup>.

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board approved the minutes of March 20, 2018. Motion carried, 5-Ayes, 0-Nays.

**RE: ABSTRACT NO. 03-2018**

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, all bills listed on ABSTRACT NO.03-2018 were audited and approved for payment with \$116,911.38 from the General Fund, \$2,727.66 from the Water Fund, \$25,043.68 from the Sewer Fund and totaling \$144,682.72. Check No: 75703 – 75789, 1156 - 1170. Motion carried 5-Ayes, 0-Nays.

Treasurer Griffith reported a CASH BALANCE for the month of March 31, 2018, as follows: General Fund \$1,264,981.79, Water Fund \$384,400.82, Sewer Fund \$551,367.03.

**RE: ANNUAL APPOINTMENTS**

Mayor Brescia called for a motion to reappointment the following Village employees:

Deputy Village Clerk, Tina Murphy, Deputy Treasurer, Fran Palmieri, P/T Clerk, Veronica Rickerd, P/T Clerk, Cathie Raia, P/T Clerk, Patricia Imbriani, all with a one year term through April 2, 2019.

VILLAGE JUSTICE COURT - Acting Justice, Tina Fassnacht, and Clerk to the Village Justice, Jessica Nelson, both with a one year term through April 2, 2019.

Planning Board Member, Thomas Steed, with a five year term through April 2, 2023.

AHRB Member, Amelia McKenna, with a three year term through April 2, 2021.

ZBA Member, Gillon McAdam may be moving out of the Village, he is to be held over until a decision is made to stay in the Village. We will make it a permanent appointment then.

BOARD OF ETHICS Member, Judith Lozier, with a five year term through April 3, 2023.

B/I Bruce Yancewicz, Sr., with a one year term through April 2, 2019.

Historian, Marion Wild, with a one year term through April 2, 2019.

School Crossing Guard P/T, Cariann Petit, with a one year term through April 2, 2019.

Recreation Director, Thomas Taylor, Recreation Supervisor, Jennifer Jackson, both with a one year term through April 2, 2019. Recreation Leader, Vacant.

Town of Montgomery Assessor Dennis R. Ketcham.

Village Attorney Kevin T. Dowd, with a one year term through April 2, 2019.

Engineer: Lanc & Tully, PC, with a one year term through April 2, 2019.

**LIAISON COMMITTEES** remain the same –

Easter/Summer Recreation/Christmas	–	Deputy Mayor Scheels
Planning Board	–	Trustee Andolsek
Arch. & Historic Review Board	–	Deputy Mayor Scheels & Trustee Hembury
Street Department	–	Mayor Brescia
Police Department	–	Trustee Andolsek
Buildings	–	Mayor Brescia
Wesley Hall Board	–	Board of Trustee/Trustee Lindner
Master Plan	–	Deputy Mayor Scheels & Trustee Andolsek

**DESIGNATIONS**

**DEPOSITORY OF VILLAGE FUNDS**

Orange Bank & Trust Company

**OFFICIAL NEWSPAPER**

Wallkill Valley Times

**REGULAR MEETING OF THE BOARD OF TRUSTEES**

1st & 3rd Tuesdays of each month at 7:30 P.M.

**SUMMER SCHEDULE OF THE BOARD OF TRUSTEES**

July & August 1st Tuesday of month at 7:30 P.M.

**REGULAR MEETING OF THE PLANNING BOARD**

4th Wednesday of each month at 7:30 P.M.

**REGULAR MEETING OF THE ARCHITECTURAL HISTORIC REVIEW BOARD**

Second Monday of each month at 7:30 P.M.

REGULAR MEETING OF THE ZONING BOARD OF APPEALS  
4th Monday of each month at 7:30 P.M.

MASTER PLAN COMMITTEE  
3rd Thursday of each Month at 7:30 P.M.

AUDIT OF CLAIMS:

- Deputy Mayor Scheels
- Trustee Andolsek

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board approved all of the appointments. Motion carried, 5-Ayes, 0-Nays.

**RE: DEPARTMENT REPORTS – SUMMER RECREATION**

Recreation Supervisor Jackson provided an update on the registration enrollment for the Summer Recreation Day Camp. On the first day of registration, the enrollment was at 263 registered campers and now we have well over 310 enrolled for Summer Camp. Registration is now closed. We allowed for Town and Village residents only for the first four hours, then opened the enrollment to everyone else with documentation provided as proof of residency. More than 50 percent are residents outside of the Village, especially with Maybrook Elementary School being closed, a lot of our registrants live outside of the Village of Montgomery. Mayor Brescia asked about the raises with the minimum wage rate as it is now, are they are not too far above and beyond that. Rec. Supr. Jackson replied, the starting makes minimum wage and goes on from there. We have a lot of counselors returning, and the raises are kept within the two percent rage. We are waiting to hear on who is not going to be returning as counselors and therefore we are accepting applications for new counselors. We have changed the criteria for the CIT's, the applicant cannot be a CIT unless they are entering High School in September. Now camp will be allowed up to the age of thirteen. The problem we experienced with the CIT's, the individuals were turning thirteen in May or June and other were still campers, making the separation was the issue. The number of CIT's reflects the number of counselors that is needed. We were policing the CIT's as campers and it became a difficult situation, the feeling is that the maturity has to settled in a little bit. We have required a fifty word paragraph on why they want to become a CIT along with three letters of references, and will required to go through the interview process. To be considered as a counselor, the applicant must sixteen by the first day of camp. We will be moving forward with interviews at the beginning of May. Mayor Brescia asked if the new pavilion is working out well. Rec. Supr. Jackson replied, it is except with the rain comes down on a slant. However, we keep camp open when it rains and when field trips are scheduled, most other camps are closed during these times. Mayor Brescia stated it is a great program and thank you very much for the update.

**RE: CONTINUED REPORTS – MONTGOMERY LITTLE LEAGUE**

Mayor Brescia mentioned that a CodeRed announcement will be made for the Montgomery Little League opening day parade and flag ceremony.

Little League President, Jennett Bissinger updated the Board on their enrollment of 375 which is short by 35 over last year's enrollment of 410. She feels it is due the International Little League age change, our shortage is reflected by the 30 children who have aged out. We are all ready for opening day, the fields looked good before all of this rain. We will parade on Saturday, if we

cannot get on the fields, it will be due to safety reasons. We have fifteen games scheduled for Saturday starting at 12:00 noon until 8:00 pm. Stewart Air National Guard will be attending, the Maybrook Boy Scout band will be performing. She is hopeful that the flag pole location will be settled and installed. Buddy and Gary Demaris will be meeting to discuss it. She requested a location for the red clay to be stored, a couple of truck loads are ordered every year. It should not be exposed to the elements or where it will not be disturbed until it is ready to be used on the fields. DPW Supt. Nelson said an area behind the shop may be the best possibility and have it covered. Mayor Brescia stated once we receive money In Lieu of Parkland, we will consider doing a couple of things for Little League. She thanked the Board for their support.

## **RE: POLICE DEPARTMENT REPORTS**

Police Chief Walsh reported on the D.A.R.E graduation that was held on March 23<sup>rd</sup> and the Village Board members were in attendance at the ceremony at Montgomery Elementary School. He commends D.A.R.E officer Smith for another year on the books and job well done for him and the D.A.R.E. program. Furthermore, of the two recent hires, Kyle Vetro completed his phase II academy training and he will begin his field training next week. Police officer Jeff Blackford begins at the Orange County Police Academy on April 9<sup>th</sup>. The St. Pat's Ramble parade went extremely well with no major incidents reported. John O'Brian and Amy McKenna did a great job organizing the parade. We also completed the application process for the State Law Enforcement Terrorist Prevention Program grant which is administered by the Orange County Sheriff's office. We are requesting funding for two additional mobile terminals which is the laptops in the vehicles, including the mounting hardware and money for the installation. We should hear back by May. We are also in the process of writing our grant for the governor's traffic safety committee, Police Traffic Services grant. It covers Distracted Driving, Buckle up NY, the Red Light Detail for following school buses, once you receive funding for this you do not have to agree to participate in the State wide initiatives. However, Distracted Driving initiative is assumed to be for which we will be participating in. In addition, the D.A.R.E. Bike Rodeo is coming up on May 12<sup>th</sup> from 9 am to 12:00 Noon, held at the Senior Center. Once again this year, this is our third year for having the child seat inspection station running in conjunction with the Bike Rodeo. Mayor Brescia asked the Village Clerk Rivera-Fernandez to launch a CodeRed announcement for the D.A.R.E. Bike Rodeo, the Little League parade and the hydrant flushing. He mentioned that the car seat inspection station has a low turnout. Police Chief Walsh was hoping to have more recent parents and grandparents. Trustee Hembury asked if the school Thursday folders could be added as a form of advertising for the Bike Rodeo. Village Clerk Rivera-Fernandez said, yes it can be done. Police Chief Walsh continued with his report, Officer Katiria Narain recently attended training in NJ for Officer Conference Child Seat Safety inspection technicians. Her attendance was paid for through grant through the Governor's Traffic Safety Committee. Mayor Brescia asked if Officer Smith will be utilized at the school, using his D.A.R.E. hours for the remained of school year. Police Chief Walsh replied, yes.

## **RE: DEPARTMENT REPORTS – DPW**

DPW Supt. Nelson mentioned wanting to have the numbers for Atty. Dowd to start the bonding process for the filtration system. He has most of the figures but is waiting on the cost for the building. He is working on it with Lanc and Tully. The filters without delivery is \$221,000.00, the piping and pump is \$85,000.00, and estimates the building to be around \$75,000; he feels the total cost could easily be \$400,000.00. Atty. Dowd mentions the bonding will have to be for more than five years. DPW Supt. Nelson and Mayor Brescia both agree, it will be for more than a five year bond. Mayor Brescia stated that might be subject to a permissive referendum. If the Village wants

a filtration system to take care of the brown water then this is how it can be resolved. We are going to do another bond for five years, for the repairs to Wesley Hall, behind the Village Hall, the Municipal Parking lot, DPW Supt. Nelson's truck, and possibility the Village Hall front windows also. The Police Department has an old vehicle that needs to be surplus. We have been posting everything on Auctions International so far. He is not certain what we could get for the surplus vehicle, the computer makes the car run; possibly setting a minimum bid at \$300.00 or \$250.00.

Mayor Brescia called for a motion to set the minimum bid price of \$300.00 for the surplus police vehicle.

**RE: SET MINIMUM BID PRICE ON SURPLUS POLICE VEHICLE**

Moved by Trustee Andolsek, seconded by Trustee Hembury, the Board set the minimum bid price of \$300.00 for the surplus police vehicle. Motion carried, 5-Ayes, 0-Nays.

Mayor Brescia called for a motion to adopt a resolution to set FY 2018-2019 regular meeting for all boards.

**RE: ADOPT A RESOLUTION TO SET FY 2018-19 REGULAR MEETINGS FOR ALL BOARDS**

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board adopted a resolution to set the FY 2018-2019 regular meetings for all boards. Motion carried, 5-Ayes, 0-Nays.

**RE: ADOPT A RESOLUTION TO AUTHORIZE PAYMENT IN ADVANCE OF AUDIT FOR UTILITIES, POSTAGE, FREIGHT & EXPRESS**

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board adopted a resolution to authorize payment in advance of audit for utilities, postage, freight and express. Motion carried, 5-Ayes, 0-Nays.

**RE: ADOPT A RESOLUTION TO AUTHORIZE MUNICIPAL OFFICIALS, EMPLOYEES TO ATTEND SCHOOL, CONFERENCES, SEMINARS, ETC. CONDUCTED FOR THE BENEFIT OF THE VILLAGE OF MONTGOMERY**

Moved by Deputy Mayor Scheels, seconded by Trustee Lindner, the Board adopted a resolution to authorize municipal officials, employees to attend school, conferences, seminars, etc. conducted for the benefit of the Village of Montgomery. Motion carried, 5-Ayes, 0-Nays.

**RE: ADOPT A RESOLUTION TO ANNUALLY AUDIT/EXAMINE COURT RECORDS**

Moved by Trustee Andolsek, seconded by Trustee Lindner, the Board adopted a resolution to annually audit/examine court records. Motion carried, 5-Ayes, 0-Nays.

**RE: ADOPT A RESOLUTION TO DESIGNATE OFFICIAL DEPOSITORY FOR ALL MUNICIPAL FUNDS**

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board adopted a resolution to designate official depository for all municipal funds. Motion carried, 5-Ayes, 0-Nays.

**RE: ADOPT A RESOLUTION TO SET THE REIMBURSEMENT MILEAGE AT THE IRS ALLOWANCE AT .545 CENTS**

Moved by Trustee Andolsek, seconded by Trustee Lindner, the Board adopted a resolution to set the reimbursement mileage at the IRS allowance at .545 cents. Motion carried, 5-Ayes, 0-Nays.

**RE: ADOPT A RESOLUTION TO RE-LEVY OUTSTANDING WATER/SEWER BILLS OF FY 2017-2018 RENTS AND APPROVE PAYMENT**

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board adopted a resolution to re-levy outstanding water/sewer bill of FY 2017-2018 and approve payment of \$40,390.50 for water, \$ 65,957.02 for sewer, for a total of funds in the amount of \$106,347.52. Motion carried, 5-Nays, 0-Nays.

**RE: ADOPT FY 2018-2019 BUDGET**

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board adopted the FY 2018-2019 Budget. Motion carried, 5-Ayes, 0-Nays.

**RE: ADOPT A RESOLUTION TO LEVY FY 2018-2019 TAXES AND GRANT EXECUTION OF TAX WARRANT BY MAYOR AND CLERK**

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board adopted a resolution to levy the FY 2018-2019 taxes and grant execution of tax warrant by Mayor Brescia and Village Clerk Rivera-Fernandez. Motion carried, 5-Ayes, 0-Nays.

**RE: EVENTS & SERVICES**

April 7<sup>th</sup>, 9:00 am, Little League Opening Day and Parade & Flag ceremony

April 16<sup>th</sup> thru April 27<sup>th</sup>, Hydrant Flushing is scheduled between hours of 7:00 am and 4:00 pm

May 6<sup>th</sup>, 3:00 pm, Grand Montgomery Chamber Music Series Concert, presents Greg Michalak, piano, held at the Montgomery Senior Center 36 Bridge Street.

**RE: ADOPT A RESOLUTION FOR THE 2019 CDBG**

“The Village of Montgomery is hereby submitting its application for consideration under the FY-2019 Orange Urban County Consortium Community Development Program and that the Chief Elected Official or Executive Officer is hereby authorized to submit this application. They further certify that they have read and understand the Orange Urban County Consortium Community Development Guidelines for the FY-2019 program year, and have met all of its applicable requirements and that the information contained in the application is accurate and true to the best of their knowledge.”

Following a motion to adopt this resolution by Deputy Mayor Scheels and seconded by Trustee Andolsek, Mayor Brescia declared the resolution adopted after a vote of 5-Ayes, 0-Nays, and 0-Abstentions.

## **RE: PUBLIC PORTION**

Ms. Beltrametti is concerned that the DPW Supt. Nelson and Trustee Lindner are not aware of where trash receptacles are located when they not out for collection. She urges to issue two 95 gallon trash containers to the businesses so they can fit in variety of places. In addition, she pleads for the collection not to be picked less frequently. Trustee Lindner said we are planning on reducing the number of days of the trash collection. As for as the size of the container, a 95 gallon container can hold up to 330 pounds of refuse. It does not take up any more room than three 33 gallon containers. Ms. Beltrametti said they fit differently. Trustee Lindner stated they fit differently but again the square footage of one 95 gallon container verse 33 gallon can. The Business will be offered to purchase to be in effect by June 1<sup>st</sup>. Any of the business not in compliance by the date set for of June 1<sup>st</sup> will not have their refuse collected by the Village of Montgomery.

## **RE: EXECUTIVE SESSION**

Mayor Brescia called of a motion to enter into Executive Session under section § 7(d) of the open meetings law to discuss a potential litigation with B/I Yancewicz, PB Chairman Conero, Atty. Dowd and the Village Clerk Rivera-Fernandez in attendance.

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board entered into Executive Session at 8:23 pm under the section §7 (d) of the open meeting law to discuss a potential litigation with B/I Yancewicz, PB Chairman Conero, Atty. Dowd and the Village Clerk Rivera-Fernandez in attendance. Motion carried, 5-Ayes, 0-Nays.

## **RE: EXITED EXECUTIVE SESSION**

Moved by Trustee Andolsek, seconded Trustee Hembury, the Board exited Executive Session at 8:46 pm. Motion carried, 5-Ayes, 0-Nays.

## **RE: ADJOURNMENT**

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board adjourned the meeting of April 3, 2018 at 8:48 pm. Motion carried, 5-Ayes, 0-Nays.

---

Monserrate Rivera-Fernandez, Village Clerk