

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, October 2, 2018 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, Police Chief Walsh (absent), Maria Beltrametti, Don Berger, Kevin Conero, Pat Imbriani, Sophia Romano, John Byrnes, Branden Raab, Jason Koch, Kathryn Meador, Marc Devitt, Bob Beggin, David Holbert, Maureen Holbert, Mary Ann Lindner, Johanna Sweikata, Erin Crowley.

RE: OPEN THE REGULAR MEETING

Mayor Brescia called for a motion to open the regular meeting.

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board opened the regular meeting. Motion carried, 5-Ayes, 0-Nays.

RE: MINUTES

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board approve the minutes of September 18, 2018. Motion carried, 5-Ayes, 0-Nays.

RE: ABSTRACT NO. 09-2018

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, all bills listed on ABSTRACT NO.09-2018 were audited and approved for payment with \$120,483.86 from the General Fund, \$104,169.29 from the Water Fund, \$29,333.39 from the Sewer Fund and totaling \$253,986.54. Check No: 76278 – 76377, 1259 - 1283. Motion carried 5-Ayes, 0-Nays.

Treasurer Griffith reported a CASH BALANCE for the month of September 30, 2018, as follows: General Fund \$2,591,805.07, Water Fund \$255,709.98, Sewer Fund \$424,741.89.

RE: OLD BUSINESS

Mayor Brescia asked the Board to table a decision on adopting short term rental policy, Airbnb's for the next meeting of October 16, 2018. Bill Freeman would like to provide input through his experience.

Atty. Dowd stated the Village Clerk contacted Greenwood Lake as well as the Town of Warwick regarding their experiences on the newly adopted policy of short term rentals. The Town of Warwick have not yet had enough time to provide information as the policy is new with no history. Greenwood Lake is currently receiving a lot of inquires how to file and waiting to see how it proceeds. Both of them are fairly new, so there is not much history to provide much feedback.

RE: DEPARTMENT REPORTS – DPW

DPW Supt. Nelson reported on an emergency situation with the breakdown of the backhoe. It is not able to be repaired, however, it can be traded in. Therefore, to keep up on all of the coming projects purchasing a new backhoe is urgently needed and the funding is able to done from various departments. Mayor Brescia recommends that it be done but keep in mind that we might have to bond some other equipment at budget time, to stay close to the cap as much as possible.

DPW Supt. Nelson stated at last year's budget preparations, he gave back a lot. He should have purchased equipment last year. This particular backhoe has become too old and irreparable, which has caused us to rent equipment at the cost of \$10,000.00 for the summer alone. We are the only municipality in the County that does not have a front loader. Mayor Brescia suggested putting that on the radar for the future.

Trustee Lindner suggested setting funds aside each year to pay for things of this nature. DPW Supt. Nelson said reserve accounts have been used before. Mayor Brescia stated this is an emergency situation that is not able to be budgeted for.

RE: UNION STREET BID OPENING RESULTS

Union Street Bid opening results of Thursday, September 27, at 2:00 pm, held at the Village Hall.

	<u>Bidder's</u>	<u>Base Bid Amount</u>	<u>Base Bid with Alternative Bid Items</u>
a.	Catalyst Construction LLC	\$87,312.00	\$109,102.00
b.	CMC Construction Group, Inc.	\$134,712.00	\$115,845.00
c.	Boyce Excavating Co., Inc.	\$296,428.00	\$276,853.00

RE: UNION STREET BID AWARDED

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board awarded the Union Street Bid to Catalyst Construction, LLC for the Base Bid amount of \$87,312.00. Motion carried, 5-Ayes, 0-Nays.

RE: CONTINUED DPW REPORTS

DPW Supt. Nelson reported a portion of the concrete building for the Holt Well filtration system has been installed and more of the equipment has been ordered. We have made the first payment on the filtration system. The force main has also been started from Weaver Street into the manhole already, with one hundred feet of pipe in. If the weather holds up, in a week and a half we can have the forth main in. The hope is to have everything put in the ground before the cold season comes.

RE: APPROVE PURCHASE OF A NEW HOLLAND BACK HOE

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board approve the purchase of a New Holland Back Hoe in the amount of \$75,164.80 which includes the trade in of \$12,000.00. Motion carried, 5-Ayes, 0-Nays

RE: APPOINT DPW LABORER

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board appointed Richard Sztynor as a laborer at the rate of \$35.00 an hour effective immediately. Motion carried, 5-Ayes, 0-Nays.

RE: APPROVE BUDGET ADJUSTMENTS

Moved by Trustee Andolsek, seconded by Trustee Lindner, the Board approved the budget adjustments of \$8,000.00 from refuse and Garbage Contractual to Refuse & Garbage Equipment and \$8,000.00 from Transmission & Distribution Contractual to Transmission & Distribution Equipment. Motion carried, 5-Ayes, 0-Nays.

RE: ADOPT A RESOLUTION AUTHORIZING THE MAYOR TO FILE AN APPLICATION FOR FUNDING FROM THE STATE OF NEW YORK UNIFIED COURT SYSTEM THROUGH THE JUSTICE COURT ASSISTANCE PROGRAM AND ENTER INTO AND EXECUTE A PROGRAM AGREEMENT FOR SUCH FINANCIAL ASSISTANCE

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board adopt a resolution authorizing the Mayor to file an application for funding from the State of New York Unified Court System through the Justice Court Assistance Program and enter into and execute a program agreement for such financial assistance. Motion carried, 5-Ayes, 0-Nays

RE: APPROVE VACATION TIME EXTENSION

Moved by Trustee Andolsek, seconded by Trustee Hembury, the Board approved the extension of Deputy Treasurer Palmieri vacation time of 63.5 hours to be carried over her anniversary date of October 7th and used before the end of the year, December 31, 2018. Motion carried, 5-Ayes, 0-Nays.

RE: CONSIDER A LEASE AGREEMENT WITH AT&T AND FIRSTNET FOR CELL EQUIPMENT ON OR NEAR VIKING HEIGHTS WATER STORAGE TOWER

Consider a lease agreement with AT&T and FirstNet for cell equipment to be placed near the Viking Heights water storage tower. Mayor Brescia asked for rendition of what it would look like.

RE: EVENTS

Village Wide Yard Sale, Saturday, October 6th from 10:00 am to 5:00 pm.

Hydrant Flushing, October 15th through October 26th.

Candle Light Ghost Tour, Saturday, October 27, 7:00 pm, beginning at the Village Hall at the cost of \$5.00 per person.

RE: CODERED ANNOUNCEMENT

Mayor Brescia asked the Village Clerk Fernandez to launch a CodeRed for the Village Wide Yard Sale and extending it into Sunday in case of inclement weather, and another for the Hydrant Flushing.

RE: TRICK OR TREAT

Moved by Deputy Mayor Scheels, seconded by Trustee Hembury the Board set the date and hours for Trick or Treat in the Village of Montgomery to be observed on Wednesday, October 31st from 6 pm to 8 pm. Motion carried, 5-Ayes, 0-Nays.

RE: ACCEPT RESIGNATION OF DPW LARBORER

Moved by Trustee Andolsek, seconded by Deputy Mayor JoAnn Scheels, the Board accepted the resignation of Dennis Matthews, effective as of October 1, 2018. Motion carried, 5-Ayes, 0-Nays.

RE: MES RIBBON CUTTING FOR PLAYGROUND EQUIPMENT

Montgomery Elementary is having a ribbon cutting for the playground equipment on October 17th at 1:45 pm.

RE: ATTORNEY DOWD ASKED BY THE COURT TO STEP IN ON A DANGEROUS DOG CASE

Atty. Dowd was asked by the Village Court to step in on a dangerous dog case. The dog was seized, and is now under observation, it is due to come back a week from Friday. They need someone to prosecute the case at the rate of \$175.00.

Moved by Trustee Andolsek, seconded by Trustee Lindner, the Board authorized Attorney Dowd to prosecute the case on a dangerous dog for the people at the rate of \$175.00, if necessary. Motion carried, 5-Ayes, 0-Nays

Trustee Lindner mentioned the Veterans lunch on November 8th, held at the Senior Center. All Veterans will receive a free lunch. The senior dining program is providing the food. County Executive Steve Neuhaus will be in attendance as well.

Mayor Brescia reads a thank you letter from Brian Fitzpatrick.

On Saturday, September 8th, I had the privilege of serving as the 29th Grand Marshal for this year's General Montgomery Day Parade. Despite my initial reluctance and personal anxiety for being selected, I can candidly state without any hesitation, it was one of the greatest days of my life. From the moment I woke up that morning to my final good night at Copperfields, I savored every moment and cherished every congratulatory message I received.

Throughout my entire professional career I was fortunate many times to be recognized for my contributions to the US Postal Service, but walking down Union St and realizing that all those waving hands, hugs and smiling faces, were honoring my voluntary involvement to the people and the village that I love was a new emotional high point in my life.

During the past few weeks, I've continued to receive complimentary messages and comments from the people I meet in my daily travels. My response remains the same... thank you; it was one of the greatest day in my life. No different than the article that was published in our village magazine, or Wallkill Valley Times, my selection was the culmination of working with a countless number of village employees, community volunteers, and a network of business partners, whom all share the same passion and vision for the future of our village. It was only after standing on that reviewing stand, with my wife, Charlene, our daughter Alison, her husband Craig and my two best buddies Kelson and McKenna, that every thought or life goal I ever had about making a difference in this world came to fruition.

In closing, I will never be able thank you, the village board, and your entire staff for the unconditional support, trust and confidence given to me. Serving as the General Marshal will forever remain a highest of my life.

Sincerely,

Brian Fitzpatrick

Mayor Brescia thanked Brian and Mike for all of their efforts with the Clinton St. Car Show.

RE: PUBLIC PORTION

Mr. Berger asked DPW Supt. Nelson were all of the tests done on the Holt Well for the Department of Health and what is the time frame for completion. DPW Supt. Nelson replied, yes, it was done

in March or April. We are two weeks ahead of schedule and the hope is for December or mid-January. There is a lot of ground work to be done to get to that point.

RE: BID WESLEY HALL ROOF MATERIALS ONLY

Moved by Trustee Andolsek, seconded by Trustee Lindner, the Board authorized to bid for the Wesley Hall Roof materials only, with a bid opening date of October 16th at 2 pm. Motion carried, 5-Ayes, 0-Nays.

Jen Bissinger thanked the Village Board for their continued support the All Stars, acknowledging our two championship teams. We are in the middle of Fall Ball with 150 participants registered for this year. We are interested in have a fundraiser with a food truck event and hope to have it organized by the spring.

Trustee Hembury mentioned Toys for Tots train is scheduled for December 2nd, the Little League is welcome to participate as a group along with the girls scouts and the VC JROTC.

Ms. Beltrametti asked what the Justice Grant program is for. DPW Supt. Nelson replied that the Justice Court Program Grant is for safety purposes.

RE: ADJOURNMENT

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board adjourned the meeting of October 2, 2018. Motion carried, 5-Ayes, 0-Nays.

Monserrate Rivera-Fernandez, Village Clerk