

Minutes of the Public Hearing, for the 2021 Community Development Block Grant, of the Board of Trustees, of the Village of Montgomery is held in the Court Room at 133 Clinton Street, Montgomery, NY 12549 on Tuesday, April 7, 2020 at 6:48 pm.

Present: Mayor Brescia, Deputy Mayor Scheels, Trustee Andolsek (Absent), Trustee Hembury (Absent), Trustee Hembury, listened in by phone, but not able to make any motions, Trustee Lindner, Atty. Dowd, Village Clerk Rivera-Fernandez, Treasurer Griffith, DPW Supt. Nelson, Police Chief Herlihy, Building Inspector, Court Clerk Nelson, William Ibberson.

PLEASE TAKE FURTHER NOTICE, that due to the current COVID-19 pandemic and the applicable Executive Orders heretofore issued by New York State Governor Andrew Cuomo suspending certain provisions of the New York State Open Meetings Law, physical attendance by the public at the hearing will not be permitted. The public may view the Hearing live using the Village's website www.villageofmontgomery.org or by logging onto the Village's Facebook page. The public will be able to submit questions or make comments by using the chat function on the Facebook page or by texting or emailing questions and comments directly to the Village's website and/or to a phone number assigned for that purpose at the commencement of the Hearing.

OPEN PUBLIC HEARING FOR THE 2021 CDBG – SENIOR CENTER ADDITION

Mayor Brescia called for a motion to open the Public Hearing for the 2021 Community Development Block Grant, proposed for the Senior Center Addition; so, moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board opened the Public Hearing. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

Mayor Brescia asked the Clerk Rivera-Fernandez, if all the paperwork has been filed to hold this public hearing.

Clerk Rivera-Fernandez replied, yes.

Mayor Brescia announced that the meeting location has been changed to the Village Court Room due to the connectivity issues with the internet at the Montgomery Senior Center. Residents can submit questions via email at vombudgetquestions@gmail.com or on the Village Facebook page, Village of Montgomery NY. Residents must be viewing live stream on the Facebook page itself, not in a watch party to submit questions to be seen by the moderator. Text 845-629-4329, if you have questions regarding the Senior Center Addition for this Public Hearing. Do we have any questions from the public? No questions were submitted prior to the Public Hearing thus far.

The Clerk was asked to conference Trustee Hembury into the meeting by phone, he was placed on speaker to hear the proceedings of the meeting. He was then asked to mute his phone due to the background noise.

Don Berger has a question, are tax payers paying anything to bond?

Trustee Lindner said the is Village applying for a grant. Based on grant process and the amount of funding is determined, by then we may know what the cost of the addition will be, and take action accordingly, by bonding funds towards the addition.

Mayor Brescia said we usually do not bond. We pay for the grant project and submit for reimbursement but have on a rare occasion.

DPW Supt. Nelson stated, it is very seldom that we had to take out a bond for a grant. If you go with a two-year grant instead of a one-year grant, he is hopeful we may get \$250,000 and can't imagine the cost of the addition exceeding that amount.

Mayor Brescia asked that one of the phones be muted, due the background noise coming through.

Trustee Hembury said at his location there is not background noise, he is in a closed place. He will mute his in any case. Mayor Brescia asked Trustee Hembury to text him if he has any questions or answers. Trustee Hembury said he would.

Mayor Brescia read Don Berger text saying it was not posted on the website.

Atty. Dowd replied it was noticed.

Mayor Brescia said it was noticed. The criteria and the qualifications for the block grants has been limited, to anything involving senior citizens, ADA. In the past we have had a bit of flexibility for sidewalks, water mains, sewer mains, and various other things of this nature.

Trustee Lindner said, due to the income level of the Village, the grant only allows us to be eligible for senior citizen projects.

Mayor Brescia said that is correct. It has always been low to moderate income level areas to benefit from block grants. Are there any other questions?

Treasurer Griffith said no questions have come in via email.

Mayor Brescia said usually there are not many questions for a grant, it's pretty straight forward. The plan is to put an addition on the northern end of the Montgomery Senior Center, for storage and for a causal meeting area for seniors.

Trustee Lindner said it will extend twenty feet, with three quarters to be used for the seniors to gather privately and the remaining to be used for storage.

Mayor Brescia asked are there any other questions? Mayor Brescia asked Atty. Dowd if he is able to extend for additional questions and close for comments for now.

Atty. Dowd replied there is still four minutes remaining until the next Public Hearing is to begin.

Mayor Brescia said he will keep it open four minutes.

CLOSE PUBLIC HEARING FOR THE 2021 CDBG

Mayor Brescia called for a motion to close the Public Hearing for the 2021 CDBG; so, moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board closed the Public Hearing. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

Minutes of the Public Hearing, for the Fiscal Year 2020-2021 Tentative Budget, of the Board of Trustees, of the Village of Montgomery is held in the Court Room at 133 Clinton Street, Montgomery, NY 12549 on Tuesday, April 7, 2020 at 7:00 pm.

Present: Mayor Brescia, Deputy Mayor Scheels, Trustee Andolsek (Absent), Trustee Hembury (Absent), Trustee Hembury, listened in by phone, but not able to make any motions, Trustee Lindner, Atty. Dowd, Village Clerk Rivera-Fernandez, Treasurer Griffith, DPW Supt. Nelson, Police Chief Herlihy, Building Inspector, Court Clerk Nelson, William Ibberson.

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OPEN PUBLIC HEARING FOR THE 2020-2021 TENTATIVE BUDGET

Mayor Brescia called for a motion to open the Public Hearing for the Fiscal Year 2020-2021 Tentative Budget; so, moved by Deputy Mayor Scheels, seconded by Trustee Lindner, the Board opened the Public Hearing. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

Mayor Brescia asked the Clerk Rivera-Fernandez, if all the paperwork has been filed to hold this public hearing.

Clerk Rivera-Fernandez replied, yes.

Mayor Brescia announced that the meeting location has been changed to the Village Court Room due to the connectivity issues with the internet at the Montgomery Senior Center. Residents can submit questions via email at vombudgetquestions@gmail.com or on the Village Facebook page, Village of Montgomery NY. Residents must be viewing live stream on the Facebook page itself, not in a watch party to submit questions to be seen by the moderator. Text 845-629-4329, if you have questions regarding the Senior Center Addition for this Public Hearing.

Mayor Brescia said he will go through the budget.

General Fund \$4,879,372
Water Fund \$423,585
Sewer Fund \$541,246

General Fund Estimated Revenues \$1,247,673
Water Fund Estimated Revenues \$303,585
Sewer Fund Estimated Revenues \$416,246

General Fund Appropriated Fund Balance \$675,000
Water Fund Appropriated Fund Balance \$120,000
Sewer Fund Appropriated Fund Balance \$125,000

General Fund Estimated Total Funds Available \$1,922,673
Water Fund Estimated Total Funds Available \$423,585
Sewer Fund Estimated Total Funds Available \$541,246
Assessed Valuation \$183,976,829

Tax Rate \$16.071, which is less than the two percent tax cap over last year.

LEGISLATIVE: This was a question received from Don and Al. The Board of Trustees rather than the two percent will be getting a zero increase. It is reflected in the budget that he has. Contractual is a little bit lower.

JUDICIAL: The employee and the Judge receive a two percent raise. Most of the other lines are basically in line and are flat.

EXECUTIVE: Mayor salary is the same as last year, as well as for the water and sewer funds.

AUDITOR: \$3,500.

FINANCE-TREASURERS: Basically, everything is in line. He asked the Treasurer why the Contractual line; it is down \$15,000. Treasurer Griffith replied it is due to not have an Audit, therefore, it's been reduced.

Mayor thanked the Treasurer.

CLERK: Is up by two percent for salaries and Contractual is little bit lower. Most of the other lines are flat.

LAW: Same as last year. Basically \$500 difference for traffic court and other legal issues.

ENGINEER: Same as last year.

ELECTIONS: Total is the same. The contractual is less but Inspectors/Custodians have increased by that amount.

BOARD OF ETHICS: \$10 increase for salaries.

SHARED SERVICES: Is down by a little. Buddy tries to keep it flat every year. We are going to do less this year. Due the Coronavirus and the current situations we are facing.

DPW Supt. Nelson said it is down due to the new heating system. He has decreased Repairs to Buildings by \$10,000 and put it towards the BAN.

Mayor Brescia said we are saving with the heating system in the Village Hall. We took a hit with the boiler issues.

SPECIAL ITEMS: Insurance is down a little but liability is up.

POLICE DEPARTMENT: We are going into Executive Session to have a discussion it is up ten percent. It was one of Don's questions. We do have the Collective Bargaining Agreement; it doesn't just cover the two percent increases; it covers the shift differential, holidays, longevity raises, among other things such as the cost of bail reform. Although crime is down, there is a lot of extra paperwork with the bail reform. He will stop to allow Chief Herlihy to provide a synopsis. Although we are going

into Executive Session to make a revision and if we do make a revision, it is either to add to contingency or a reduction to sales tax. The projected sales tax is about the same as last year. We could lose two to three hundred thousand dollars in our sales tax revenue with the Coronavirus. Every municipality in Orange County including the County of Orange are going to have a reduction in sales tax revenue, substantially. However, we are going to keep it the same and make a reduction in other areas during the year.

Police Chief Herlihy said for the overtime budget went up by a half of a percent and personal services went up by 10.04%, he will explain. Crossing Guard and the two Clerks are at a two percent increase, with an overall total for personal service, is up by 8.8%. Equipment went up by 8.1% roughly by three thousand dollars, with the expiration of taser or Axon contract. We have a new contract coming up, it will cost us an additional \$3,600.00 next year; however, if we're to go into a contract with them, they will eliminate the payment due May 1st of this year which is \$2,300.00, so it would offset some of the cost.

The contractual line is down by thirty-six percent with the introduction of the sub hundred-megahertz radio system that the County is offering. It eliminated our payment to NYCOMCO for the radio system we used to have. The only thing the County won't do in about three to five years is to cover the warranty, we will have to look into that later on. We would be responsible for the batteries for antenna's, should they break.

Supplies have gone up by 4.6%, due to allowance for uniforms. The cost for uniforms is \$5,000 twice a year for full timers, and once a year for part timers, leaving room for new hires. A new hire uniform is roughly estimated to be at \$1300.00 for a brand-new outfit. We do get some of that money back for first best.

Utilities, Insurance, and Equipment Repairs have stayed the same. The overall increase is 6.13% for the entire budget. We now have a lot to deal with the bail reform He took an average over the past few years arrests and basically applied what the norm has been for the prosecuted arrests. It has been averaging about three hours per arrest to do the paperwork from start to finish. However, it does not include the follow up time.

Personal services line also includes shift differentials, vacation coverage that needs to be a certain number of hours due to two officers per shift, three shifts per day, for 365 days. We have coverage for comp time, personal time, the part timer pick-up some of the slack. We wanted to bring Sgt. Briere in for more of an administrative roll and start introducing him into it, removing him from the road; allowing him to watch over the officer's more carefully, check their work load to make sure nothing is lagging behind, staying close with everything. He also wants to introduce once again, or bring back the foot and bike patrols during the summer and fall months, possibly June to September roughly for about eighteen weeks, which would cover about 432 hours. His implantation plan for the foot patrols is three days a week, by having an officer on in the morning beginning at 10 am to 2 pm in the business district walking around the area and in the evening from 6 pm to 10 pm to keep an eye on the business area also. If that is something we can explore, then we can talk about it during the executive session. For the most part the increases in the lines for coverages that we have to do; overtime, specific holidays that are two times the rate of pay, and holidays that are one time the rate of pay. He reduced the hours for the part timers of which they are allotted to work up to 1040 hours, reduced to 1000 hours to alleviate some of the budget expenses initially. We have per-diem workers for GMD, overtime in addition to the regular time covers all of the parades; such as GMD, Tractor Parade, Memorial Day Parade, St. Pat's Ramble next year, as well as the Fireman's Parade, it will be all hands on, (every officer that we have working will be on duty) as we do for GMD.

There are certain provisions in the contract with the language that indicates a certain number of hours on GMD is automatically double time, if they are here for it. If we have officers that's already working overtime. We are normally working a sixteen-hour day from start to finish on GMD. The equipment line increase was for the 3662, for the new tasers and body cams. The body cams are an essential part of policing these days, they assist the police with a lot of mis-representation or mis-claims against; either society or us. They are good to have for documentation. The contract is set for five years, of which is about to expire. It would be beneficial to stay with the contract, we would get nine brand new cameras and nine new tasers, with cartridges, batteries, and holsters; which should supply us for the entire year for training and for use on the road. It is all included in the contract with the licensing fees with unlimited storage data. It has the ability to keep videos and photos, along with the ability to citizen assist; it is something that Axon offers. Where the citizen may see something or has a video of an incident, they can send it using a link. Once it is sent, it gets uploaded to our data base. There is no inclusion of their device or property as evidence under the new rules. He doesn't have much in the other line items.

Mayor Brescia said the Chief covered enough. However, we are going to discuss it a bit further. He realizes that the bail reform administrative work has quadrupled. The crime rate is down thirty to forty percent, he asks the Chief curtail some patrols at this time. We can always reinstate the patrols as the Coronavirus hopefully subsides. GMD may not be quite the size this year. We are going to have to put a plan together and see what we actually need. Hopefully we can cut a little bit of your budget and put it into contingency. If we need, we can pull it out of contingency. We do not want sacrifice the number 74 in the country for the safe villages. It is something that Trustee Mike Hembury brags about rightfully so. It is a big honor and we want to keep the Village as safe as possible.

Police Chief Herlihy again, would like implement the foot and the bike patrols. The residents would love to see the interaction with police officers and get to know who they are and not just seeing the car drive by and wave. This would open up the communication lines between the residents and the police officers, by doing so, the residents to not feel afraid to reach out to the police department. He would like the residents to feel comfortable reporting an incident by calling it in immediately, rather for us to say we will get right on that. Instead of getting the information a day or two later.

Mayor Brescia said he has always pushed for foot patrols, every time an officer is interviewed for a position. It's one of his first questions. It is certainly a good idea, you are certainly not going to get an argument here, especially during these uncertain times. Very good report Chief, if we have any questions; we will call you. Thank you.

Mayor Brescia move to the next budget line.

SAFETY FROM ANIMALS: None, we've relied on the Town for years.

SAFETY INSPECTION: The building inspector budget is only two percent.

Mayor Brescia said Don is texting. No problem with the police, they do a good job.
(in audible) Thanks Don we are trying.

REGISTRAR OF VITAL STATISTIC: is the same.

DRUG ABUSE D.A.R.E: The D.A.R.E. program is phenomenal as we know, of which the Police Chief fully endorses it as well. Great job, it is basically the same with a little bit of an increase. Police Chief Herlihy said the increase in the D.A.R.E. line is for the second officer association dues that we are responsible for, in the amount of \$450.00.

Mayor Brescia said Jack Smith is loved by everybody, and me most of the time. He does a phenomenal job in the community.

STREET DEPARTMENT: The personal services is increased by a two percent raise for another year. We will start the collective bargaining next year. They do an extraordinary job as we all now and Buddy is on top of everything.

DPW Supt. Nelson said the two percent is being negotiated, it is not signed yet. We have that figured in, with enough to cover but to do a one-year extension; we are going to have to meet. It is difficult now, but we are working together to extend the DPW union contract for one year at a two percent pay increase. A lot of guys are fine with it, but it has to be a majority vote.

Mayor Brescia said maybe he should not have jumped the gun to saying that.

DPW Supt. Nelson said if you know who we are working with, it should be ok. He does not foresee any problems. Nothing is guaranteed right now.

Mayor Brescia asked if there are any other highlights that we need to address.

DPW Supt. Nelson said in the personal service part-time is up by \$10,000 because this is his first year with a Clerk that is working 20 hours a week. The last Clerk worked 10 hours a week. She has been a life saver.

Court Clerk said his part-time Clerk is a wife saver.

Mayor Brescia and the Board, along with the other present laughed.

DPW Supt. Nelson mentioned that is his only increase.

SNOW REMOVAL: Is down by a couple of thousand. We got away with a good year this year, however, that may not be the case next year.

DPW Supt. Nelson said if we have a year like this year, we will be ok.

Mayor Brescia said we have to understand we may not be able pave a street or add sidewalks. There are a couple of areas that we want to install sidewalks, among other things. Due to the short fall in sales tax, that we definitely going to have. We will prioritize and put a plan together, as well as formulate a plan with the police department.

DPW Supt. Nelson said he is getting chips money from Albany, and the Extreme Winter Recovery was being cut, but it got put back in. He hopes to receive \$100,000 in chips money. We will be able to pave roads out of that, of which is not coming out of the Village budget.

Mayor Brescia said he hopes the money stays there.

STREET LIGHTING: Is up by \$1,000

SIDEWALK MAINTENANCE: Is the same.

PARK & RECREATION: basically, repairs to buildings is the same. Personal service is Summer Rec, is that correct.

DPW Supt. Nelson said the personal service/parks is his department.

Mayor Brescia said the other should be fully subsidized by fees, for Summer Rec. It is in the black each year.

Deputy Mayor JoAnn confirmed that it is.

Mayor Brescia said we have to make sure that is the case this year, if we can have Summer Rec. Hopefully, we can because that is an excellent program.

YOUTH PROGRAM: That is under youth program for Summer Rec.

LIBRARY: Is up by \$1,000

MUSEUM: Is basically the same.

CELEBRATIONS: We will address this; it was one of Don's and Alan's questions. It will be off set in revenue basically for the increase. We will get addition revenue, he is sorry, he wasn't clear.

PROGRAM FOR THE AGED: Is up by a little bit.

ZBA: Is up by 2%.

PLANNING BOARD: Is up by 2%.

AHRB: Is up by 2%.

REFUSE AND GARBAGE: The \$18,000 increase is an anticipation of the tipping fees going up.

DPW Supt. Nelson said the recycling fees are equal to the garbage dumping fees, at \$106.00 a ton. He is been working a company from Beacon, John Bolzano, he has been charging us \$80.00 to \$85.00 a ton. However, the fees change from month to month. He is having to pay for tolls to cross the bridge, however, he is still saving a few hundred dollars a week.

Mayor Brescia said ok thanks. Don said he went through the salaries very fast. He and Jo Ann are received a zero increase, as well as the rest of the Board. We originally had a little bit higher increment for himself and JoAnn. We are now back a zero increase.

Mayor Brescia said to Don, he would answer his question about GMD at the end. Please be patient.

SHADE TREES: Is the same.

EMPLOYEE BENEFITS: Are not as much as projected, its basically up by \$6,000 with Workers Comp, unemployment, Medicare, State and Police Retirement.

BOND INDEBTEDNESS: He feels that we are in pretty good shape on this. Total indebtedness is \$4,879,372. He asked the Treasurer if he is reading that correctly.

Treasurer Griffith: Replied, yes.

Mayor Brescia said moving to page 9 which reflects our revenues. Are there any questions on the revenues? He is going to go through the water/sewer budget quickly. It is basically straight forward. He asked DPW Supt. Nelson to provide a quick synopsis or summary of the water and sewer budget. Then we will go back to questions on the main part of the budget.

DPW Supt. Nelson said water has not increased; so, we've had to work with what we have. If salaries go up, we have to adjust it from another line. Personal services are going to go up, eventually it will dwindle down, however, everything else is basically the same. Going line by line.

PURIFICATION: Is for the purchase of chlorine, orthophosphate, and anything to repair the chlorine pumps. (in audible).

TRANSMISSION AND DISTRIBUTION: The for any work done on the fire hydrants or water mains, water main breaks.

Mayor Brescia asked where the bond is for water filtration system.

Treasurer Griffith replied it is on page 12.

SERIAL BOND: is \$63,157 per year for the filtration system?

Treasurer Griffith replied that is the total line.

Mayor Brescia said the filtration system is \$31, 505 per year. He asked the DPW Supt. Nelson to provide a synopsis for the sewer budget.

DPW Supt. Nelson said the SEWER, is a little lower but there are not a lot of lines. The sewer rates have not been raised in quite a while. Everything stays the same just need to pay the personal service the service lines.

TREATMENT & DISPOSAL: the biggest line is contractual which is the JCO contract to run our sewer plant and getting rid of the sludge. Equipment is for the replacement of pumps. One pump can be over \$20,000 alone, which can also come out of contractual. It is pretty much straight forward. Testing and Utilities is what it is. He is hopeful it will that low again.

Mayor Brescia read Don's text. Don feels industrial water and sewer fees should be more than residential. Mayor Brescia does not agree with the that.

Going back to the main budget, to answer Alan Baty questions. He asked that this be read into the minutes on 7th of April, 2020; regarding the 2020-2021 Public Budget Hearing. My concerns for the Village Board moving forward:

1. The proposed 2020-21 Budget increase of 2% with the current environment and the possibility of yearlong consequences should be reduced to an 0% budget increase at the minimum.
2. Deny Mayor Brescia receiving a 4.3% wage increase after just receiving an of 20% increase in the 2019-20 Village Budget.

- Reply: It is at a zero increase.

3. Deny Trustee Scheels (Deputy Mayor) receiving a 9.2% increase in the 2020-21 Village Budget (a 2% increase would be appropriate).
 - Reply: it is at zero increase also.
4. The possibility of cancellation of non-essential line items to include upcoming events and celebrations “GMD” to meet the goal.
 - Reply: Don asked that question also. He summed it up briefly, for the record GMD every year is in the black. We actually make money on GMD. He believes we had about \$12,000 to \$13,000 last year.
 - Treasurer Griffith mentioned the total was approximately \$13,900 and looking at the budget that additional \$5,000 is offset by revenues on the page 9. Looking at page 9 you will see \$50,000 in revenue.
 - Mayor Brescia feels it is an essential activity, we will know more as we get closer and how the Coronavirus fairs. People are certainly going to look forward to GMD after this dooms day that we are experiencing. If we get less donations from the businesses, then we will down size GMD by 50%. We are still going to have it, as we’ve had for the last thirty years.
 - Don you asked the same question. Some of that \$12,300 that we made, helped pay for the St. Pat’s Ramble. We do not receive money to pay for the Police or DPW expenses for the St. Pat’s Ramble. It is certainly a wonderous event, Amy McKenna does a fantastic job and the committee that you are on does a fantastic job. He helped form that committee. He is proud of the job you guys do but it would help if you guys you gave the Village at least \$500 for the expenses of Police and DPW. However, you don’t. GMD makes up for that. He takes it as a bit of an insult, when people ask about GMD, as if it’s not essential. It definitely is.
5. I believe a wage increase of 1.6% to 2% which is the cost of living increase many residents received for 2020 from their jobs and retirement sources in addition to most village employees receiving an approximate 2% wage increase for 2020-21.
 - REPLY: Mayor Brescia said the difference from 1.6% to 2% isn’t going to amount to hardly anything in the budget.

Treasurer Griffith did a comparison which is inclusive of your raise at that point, which is \$4,400.00 on salaries that could be touched. It does not include the contract salaries.

Mayor Brescia said with the increases for the Deputy Mayor and myself have been reduced to a zero increase, the total increase from a 1.6 % to a 2% is \$4,400.00. So, it is probably \$3,500.00 to \$3,600.00 toward the .4 percent.

6. I’m respectfully requesting that the Village Board no longer use the Times Herald Record as the Village’s Official Newspaper and return to using our local paper the Wallkill Valley Times as it’s Official Newspaper moving forward. Reason being:
 - a. The Times Herold Record has become increasingly expensive which is nearly \$700.00/year on a subscription basis and even at a higher price over the counter.

Wallkill Valley Times is only \$1 over the counter and cheaper if one subscribes by mail.

- b. The Times Herold Record is extremely difficult and time consuming trying to find a Village of Montgomery legal notice. Wallkill Valley Times, the municipality legal notices stand out and one does not have to hunt to find it and again it's our local newspaper.
- REPLY: Mayor Brescia said, I apologize we are going to stay with the Times Herald Record. The price differential is not that much as we discussed last year. We get a much wider coverage with the Times Herold Record. We felt last year that is what we were going to do and we will continue that theme.

Mayor Brescia continued to read Mr. Baty letter.

7. Personally, I'd been led to believe that in years past the Villages official paper is at the whim of negative political commentary of our elected officials. I would like to just say that all elected officials should have the public's interest at heart and not have it be about negative political commentary.
- REPLY: Mayor Brescia said he's been beat up the Times Herold Record just as much as the Wallkill Valley Times has. He is pretty fixed in when it comes to that. So, it is not at a whim. We are trying to be objective. Thank you for your comment.

Mayor Brescia continued reading Mr. Baty letter.

8. Under revenues, what does line "2012A" represent? Both Recreation and GMD Concessions incomes? Is there a breakdown for each source and if so, what are they? In the 2015-16 budget this line represented only Recreation Concession Income and in 2016-17 budget and forward it represented (2) income sources (Recreation and GMD), is that correct.
- REPLY: Mayor Brescia said the answer to that is 2012A only represents GMD which consists of all the donations. The crap shoot proceeds and other various income. I cannot speak for the 2015-16 budget, however, moving forward 2012A only represents the GMD line. Recreation has its own line 2089A. Mayor Brescia thanked Treasurer Griffith.
9. Again, under revenues, what does line "2015A" represent? There is always as \$5,000 anticipated GMD income but this line just seems to push forward the proposed income year after year since budget year 2016-2017 (\$5,000). Budget year 2015-16 was the last budget that any actual income was entered for this line item. Why hasn't this income been entered since and what would this GMD income be from?
- REPLY: Mayor Brescia said the answer to that is 2015A represent GMD income, however, I project that the line be at zero, as we cannot know what the income might be. Going forward, we placed the previous year's income in that line. However, there is a possibility it won't be that (in audible). The income will be the difference between 2012A GMD revenue and 7550.400A GMD expenses.

Mayor Brescia moved to Don's questions.

1. The tax cap is not given.

- REPLY: Mayor Brescia said the answer is the Tax Cap Limit is \$3,014,471. It is not a requirement to put this number on the budget document.
2. A 2.03% tax increase is presented in tentative budget.
 - REPLY: Mayor Brescia read the Ron's response; I do not know how he comes up with 2.03%. The tax increase per \$1,000 is 1.95%. $(16.064-15.757)/15.757 = 1.95\%$. Even if you look at the TAX LEVY it is 1.09% $(2,955,410-\$2,923,432)/\$2,932,432$. Without knowing what two numbers he compared I cannot calculate but it's NOT 2.03%. He hopes that answers your question Don.
 3. A 4.3% Pay increase for Mayor and a 9.2% for Deputy Mayor. Why? At last year's Budget meetings, I suggested to have pay raises to mirror collective bargaining agreements in the village. These raises are well above cost of living guidelines. These raises need to be adjusted.
 - REPLY: We addressed that already, it is at a zero increase for both the Mayor and Deputy Mayor.
 4. Why is Mayor Brescia Contractual AO-1210-400 have a \$1460 increase, this is a 18.25% increase from previous year. Needs to be adjusted.
 - REPLY: His numbers are correct but I am assuming that there is a planned purchase or new item in the upcoming year.
 5. Police- Our Police Department has now gone over \$1 million in this budget. I have warned the village of this for a number of years. This is a 6.1% increase. Why? Adjustments must be made.
 - REPLY: Mayor Brescia said, we are going to make some adjustments tonight. He feels the Chief explained what the increases represent. If we can save that money, that would be fine and it goes into surplus, we will certainly try to do that. Yes, we did make adjustments to the original budget after it was submitted, rather I made the changes.
 6. Celebrations - needs to be adjusted.
 - REPLY: Treasurer Griffith said it was increased because it was constantly overbudget. Therefore, it was increase to alleviate the need for budget adjustments moving forward.

Mayor Brescia said Don messaged to say this might be the best budget yet. He does not have any further questions.

Mayor Brescia invited Trustee Hembury to speak if he wanted to say something. (He was conferenced in, on the phone, and listening). Trustee Hembury said he is good, and has nothing to add.

Mayor Brescia said we are going to close the Public Hearing. We should go into Executive session to discuss personnel. Maybe we don't need to go into executive session but wants to take \$10,000 out of Police personal services and move it to contingency. If we have costs overrun, we will certainly move money accordingly.

Mayor Brescia asked if there were any further questions in the session; and moves to close the budget Public Hearing at 7:40 pm, and close the CDBG Public Hearing also, accepting written comments for 10 days on the CDBG.

CLOSE FY 2020-2021 BUDGET PUBLIC HEARING

Mayor Brescia called for a motion to close the Budget Public Hearing, so moved by Deputy Mayor Scheels, seconded by Trustee Lindner. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

CLOSE PUBLIC HEARING ON THE 2021 CDBG WITH A 10 DAY COMMENT PERIOD

Mayor Brescia called for a motion to close the 2021 CDBG Public Hearing, with a ten-day comment period, so moved by Trustee Lindner, seconded by Deputy Mayor Scheels. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

Monserate Rivera-Fernandez, Village Clerk

Minutes of the Regular Meeting, of the Board of Trustees, of the Village of Montgomery is held in the Court Room at 133 Clinton Street, Montgomery, NY 12549 on Tuesday, April 7, 2020 at immediately following the closing of the Budget Public Hearing.

Present: Mayor Brescia, Deputy Mayor Scheels, Trustee Andolsek (Absent), Trustee Hembury (Absent), Trustee Hembury, listened in by phone, but not able to make any motions, Trustee Lindner, Atty. Dowd, Village Clerk Rivera-Fernandez, Treasurer Griffith, DPW Supt. Nelson, Police Chief Herlihy, Building Inspector, Court Clerk Nelson, William Ibberson.

Mayor Brescia opened the meeting with a Pledge of Allegiance to the flag.

MINUTES

Moved by Trustees Lindner, seconded by Deputy Mayor Scheels, the Board approved the minutes of March 3, 2020. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

ANNUAL APPOINTMENTS

Mayor Brescia read the names out loud of the appointed staff by departments.

Clerk Staff:

Deputy Village Clerk, Tina Murphy, Deputy Treasurer Fran Palmieri, Part-Time Clerk Veronica Rickerd, DPW/Police Clerk Stephanie Cockburn and Part-Time Clerk Patricia Imbriani were appointed through to April 6, 2021.

Village Just Court:

Acting Justice Frederick Gorss, Clerk to Village Justice Jessica Nelson were appointed through to April 6, 2021.

Planning Board:

Member Sophia Romano was appointed through to April 1, 2025.

AHRB:

Member Larry Frumes, Member Robert Wiggins were appointed through to April 4, 2023.

ZBA:

Member Antonio Marano was appointed through to April 1, 2025.

Board of Ethics:

Member Dennis Rickerd was appointed through to April 1, 2025.

Building Inspector:

B/I Bruce Yancewicz, Sr. was appointed through to April 6, 2021.

Historian:

Historian Brian Fitzpatrick was appointed through to April 6, 2021.

Traffic Control Officer:

Part-Time School Crossing Guard Anne Bombino was appointed through to April 6, 2021.

Recreation Department:

Recreation Director Thomas Taylor, Recreation Supervisor Jennifer Jackson, Recreation Leader Michele Donovan were appointed through to April 6, 2021.

Assessor:

The Village uses the Town of Montgomery Assessor Dennis R. Ketcham.

Village Attorney:

The Village of Montgomery retains the services of Attorney Kevin T. Dowd through to April 6, 2021.

Engineer:

The Village of Montgomery uses the services of Lanc & Tully, P.C. through to April 6, 2021.

Liaison Committees:

- 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

Times Herald Record

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

FY 2020 - 2021 APPOINTMENTS

Moved by Deputy Mayor Scheels, seconded by Trustee Lindner, the Board appointed all the names read aloud. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

MOMENT OF SILENCE

Mayor Brescia asked everyone to exercise a moment of silence for Melanie Lanc, who was a wonderful lady. He thanked everyone.

ABSTRACT NO 03-2020

Moved by Deputy Mayor Scheels, seconded by Trustee Lindner, all bills listed on ABSTRACT NO.03-2020 were audited and approved for payment with \$105,905.58 from the General Fund, \$11,091.82 from the Water Fund, \$19,634.33 from the Sewer Fund and totaling \$136,631.73. Check No: 77707 – 77774, 1607-1621. Motion carried 5-Ayes, 0-Nays.

Treasurer Griffith reported a CASH BALANCE for the month of March 31, 2020, as follows: General Fund \$1,295,924.95, Water Fund \$222,548.99, Sewer Fund \$460,891.61.

Moved by the Board approved Treasurer and Village Clerk to pay the necessary bills before the next audit. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

REQUESTS TO MEET WITH BOARD

Canceled due the Coronavirus pandemic concerns.

OLD BUSINESS

None

ADOPT A RESOLUTION TO SET THE FY 2020-2021 REGULAR MEETING FOR ALL BOARDS

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board adopted a resolution to set FY 2020-2021 regular meetings for all boards. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

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

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board adopted a resolution to authorize payment in advance of audit for utilities, postage, freight & express. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

ADOPTED A RESOLUTION TO AUTHORIZE MUNICIPAL OFFICIALS, EMPLOYEES TO ATTEND SCHOOL, CONFERENCES, SEMINARS, ETC. CONDUCTED FOR THE BENEFIT OF THE VILLAGE OF MONTGOMERY WITH THE CONDITIONS FOR ONLY RECERIFICATION PURPOSES ONLY AND NO OVERNIGHT LODGING EXPENSES

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, with the conditions of recertification purposes only and with no overnight lodging expenses. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

ADOPT A RESOLUTION TO ANNUALLY AUDIT/EXAMINE COURT RECORDS

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board adopted a resolution to annually audit/examine court records. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

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, 3-Ayes, 0-Nays, 2-Absent.

ADOPT A RESOLUTION TO SET THE REIMBURSEMENT MILEAGE AT THE IRS

Moved by Deputy Mayor Scheels, seconded by Trustee Lindner, the Board adopted a resolution to set the reimbursement mileage at the IRS allowance at 57.5 cents for 2020. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

ADOPT A RESOLUTION TO RE-LEVY OUTSTANDING WATER/SEWER BILLS OF FY 2019-2020 RENTS AND APPROVE PAYMENT

Moved by Deputy Mayor Scheels, seconded by Trustee Lindner, the Board adopted a resolution to Re-levy outstanding water/sewer bills of FY 2019-2020 rents and approve payment of \$ 35,211.59 for water, \$ 49,490.67 for sewer, for a total of funds in the amount of \$ 84,702.26. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

ADOPT A RESOLUTION TO LEVY FY 2020-2021 TAXES AND GRANT EXECUTION OF TAX WARRANT BY MAYOR AND CLERK

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board adopted a resolution to levy FY 2020-2021 taxes and Grant Execution of Tax Warrant by Mayor and Clerk. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

ADOPT LOCAL LAW NO. 1 OF 2020, A LOCAL LAW, AMENDING CHAPTER 122 OF THE CODE OF THE VILLAGE OF MONTGOMERY ENTITLED "ZONING" TO ESTABLISH LIMITS ON THE NUMBER OF WINDOW SIGNS PERMITTED FOR BUSINESS AND INDUSTRIAL USES

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board adopted Local Law No. 1 of 2020, a local law, amending Chapter 122 of the Code of the Village of Montgomery Entitled "Zoning" to establish limits on the number of window signs permitted for business and Industrial uses. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

Attorney Dowd said at the March meeting the negative declaration and there has been no response from the Department of Planning.

ADOPT A RESOLUTION OF THE BOARD OF TRUSTEES, OF THE VILLAGE OF MONTGOMERY, REAFFIRMING ITS SEQRA FINDINGS AND NEGATIVE

DECLARATION FROM THE 2008 COMPREHENSIVE PLAN FOR THE MARCH 17, 2017, COMPREHENSIVE PLAN UPDATE

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board adopted a resolution of the Board of Trustees, of the Village of Montgomery, reaffirming its SEQRA findings and negative declaration from the 2008 Comprehensive Plan for the March 17, 2017 Comprehensive Plan update. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

ADOPT A RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MONTGOMERY FOR THE 2017 COMPREHENSIVE PLAN UPDATE

Moved by Deputy Mayor Scheels, seconded by Trustee Lindner, the Board adopted a resolution of the Board of Trustees of the Village of Montgomery for the 2017 Comprehensive Plan Update. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

Mayor Brescia asked Attorney Dowd to provide a synopsis for the Introduction of Local Law No. 2 of 2020, a local law establishing a six-month moratorium on all business, industrial and multi-family uses in the Village. Therefore, this applies to all application uses in the Village, this would be the time to look at the zoning laws.

INTRODUCTION OF LOCAL LAW NO. 2 OF 2020, A LOCAL LAW ESTABLISHING A SIX-MONTH MORATORIUM ON ALL BUSINESS, INDUSTRIAL AND MULTI-FAMILY USES IN THE VILLAGE

Moved by Deputy Mayor Scheels, seconded by Trustee Lindner, the Board Introduce Local Law No. 2 of 2020, a local law establishing a six (6) month moratorium on all business, industrial and multi-family uses in the Village. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

PUBLIC HEARING SET FOR LOCAL LAW NO. 2 OF 2020

Moved by Deputy Mayor Scheels, seconded by Trustee Lindner, the Board set the date for a Public Hearing for Local Law No. 2 of 2020, May 12th, 7 pm. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

CHANGE BOARD MEETING DATE

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board changed the meeting date of May 5th, to May 12th, at 7 :30 pm. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

ACCEPT THE RESIGNATION OF PART TIME COURT CLERK

Moved by Deputy Mayor Scheels, seconded by Trustee Lindner, the Board accepted the resignation of Part Time Court Clerk Tracey Floor effective immediately. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

APPROVE BUDGET ADJUSTMENTS

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board approved the Budget adjustment as Treasurer Griffith has outlined. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

ADOPT A RESOLUTION, APPROVING THE VILLAGE OF MONTGOMERY TO HEREBY SUBMIT ITS APPLICATION FOR CONSIDERATION UNDER THE FY-21 ORANGE URBAN CONSORTIUM COMMUNITY DEVELOPMENT PROGRAM AUTHORIZING MAYOR BRESCIA TO SUBMIT THIS APPLICATION. THEY FURTHER CERTIFY THAT THEY HAVE READ AND UNDERSTOOD THE ORANGE URBAN

COUNTY CONSORTIUM COMMUNITY DEVELOPMENT GUIDELINES FOR THE FY 2021 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

Moved by Deputy Mayor Scheels, seconded by Trustee Lindner, the Board adopted a resolution, approving the Village of Montgomery to hereby submit its application for consideration under the FY-21 Orange Urban Consortium Community development program authorizing Mayor Brescia to submit this application. They further certify that they have read and understood the Orange Urban County Consortium Community Development Guidelines for the FY 2021 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. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

ADOPT A RESOLUTION, AS IT IS WORDED IN THE EXHIBIT F OF THE FY 2021 CDBG APPLICATION, FOR THE VILLAGE OF MONTGOMERY SUPPORTING TITLE VIII OF THE CIVIL RIGHTS ACT OF 1968 (FEDERAL HOUSING LAW) AND THE NEW YORK HUMAN RIGHTS LAW

Moved by Deputy Mayor Scheels, seconded by Trustee Lindner, the Board adopted a resolution, as it is worded in the Exhibit F of the FY 2021 CDBG application, for the Village of Montgomery supporting Title VIII of the Civil Rights Act of 1968 (Federal Housing Law) and the New York Human Rights Law. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

APPROVE GIRL SCOUTS BRONZE AWARD PROJECT “LITTLE FREE PANTRY”

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board approved the Girl Scouts from Troop 61, Melanie Montenora and Jessica DiLauro Bronze award project “Little Free Pantry” similar to the “Little Library”, that is in front of the Village Hall; with the conditions of the location yet to be determined. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

EVENTS & SERVICES

All events have been canceled until further notice, exercise social distancing. The playing of Basket Ball is to be avoided, during the Coronavirus pandemic, until further notice. The playground equipment has not been banned as of yet. If its abused, we may have to do it; in the interest of public safety.

The Village Hall is closed to the public, call 845-457-9661 to schedule an appointment for urgent matters.

Bulk Pick-up has been postponed until further notice.

Meter readings – Please call the Village Hall 845-457-9661, to provide your meter reading.

DEPARTMENT REPORTS – DPW

DPW Supt. Nelson said the Department has been cut back a little bit. Sanitation, Water and Sewer is continues to operate. Jake and himself are working alternate days. We are doing our best to keep everyone separated. He has limited the guys to one per truck, unless it is absolutely necessary. We are working on the Building Inspectors office. He is hopeful to have the flooring installed this week. It isn't going as fast as he would as it should due to one guy working alone. It's a big improvement. Trying to keep healthy.

ALL METER READINGS DELAYED BY 45 DAYS

Moved by Deputy Mayor Scheels, seconded by Trustee Lindner, the Board extended the meter readings by 45 days due the Coronavirus pandemic concerns. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

DEPARTMENTS REPORTS – POLICE

Police Chief Herlihy said business is as normal. (in audible) The acoustics make it difficult to understand with the distance. He urges the residents to call 845-457-3666, 24/7, for any assistance.

Mayor Brescia said we do have a list of seniors to be checked on occasionally, to make sure they are doing well. He also urges the public to check in on their neighbors and take the precautions as the Police Department has as well as the other department have. All are exercising the social distancing. He is aware that the Town of Montgomery response team is doing a fantastic job; Brian Mahr, the Town Board and his team are reaching out to the public. We have not put out too many CodeRed announcements in the Village of Montgomery, one could be expected very soon though.

APPROVE VISTAMOR AGREEMENT

Moved by Deputy Mayor, seconded by Trustee Lindner, the Board approved the Vistamor agreement. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

PUBLIC PORTION

Mr. Berger inquired about the paying of the bills. Mayor Brescia replied the urgent bills will be paid and the rest to be addressed at the next meeting.

He asked everyone to be safe and hopefully we will be back in business before long. God Bless.

ADJOURNMENT

Moved by Deputy Mayor Scheels, seconded by Trustee, the Board adjourned the meeting of April 7, 2021 at 8:10 pm. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

RECONVENE

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board reconvened the meeting of April 7th. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

ADOPT FY 2020-2021 BUDGET

Moved by Deputy Mayor Scheels, seconded by Trustee Lindner, the Board adopted the FY 2020-2021 Budget. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

ADJOURNMENT

Moved by Deputy Mayor Scheels, seconded by Trustee Lindner, the Board adjourned the meeting of April 7, 2021 at 8:16 pm. Motion carried, 3-Ayes, 0-Nays, 2-Absent.

Monserrate Rivera-Fernandez, Village Clerk