

Minutes of the Public Hearing, for the Fiscal Year 2021-2022 Tentative Budget, of the Board of Trustees, of the Village of Montgomery, 133 Clinton Street, Montgomery, NY 12549, was held at the Montgomery Senior Center, 36 Bridge Street, Montgomery, NY 12549, on Tuesday, April 6, 2021 at 7:00 pm.

Present: Mayor Brescia, Deputy Mayor Scheels, Trustee Andolsek, Trustee Hembury (absent), Trustee Lindner, Atty. Dowd, Village Clerk Rivera-Fernandez, Treasurer Griffith, DPW Supt. Nelson (absent), Police Chief Herlihy, Justice Court Clerk Nelson, B/I Yancewicz, Recreation Director Taylor, John Vero, Don Berger, Marc Devitt, Maryann Lindner, Fred & Vicki Gorss, Maria Beltrametti, Alan Baty, AHRB Mbr. Williams, PB Chairman Conero, PB Mbr. Romano, PB Mbr. Steed.

CALL TO ORDER

Mayor Brescia called for a motion to open Public Hearing, for the FY 2021-2022 Tentative Budget Hearing, so moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board opened the Public Hearing. Motion carried, 4-Ayes, 0-Nays, 1-Absent

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

Village Clerk Rivera-Fernandez replied, yes, all the paper has been filed.

Mayor Brescia opened the meeting to receive public comment going through the tentative budget page by page.

Page 1, Village of Montgomery Tentative Budget for Fiscal Year June 1, 2021 through May 31, 2022.

Total of All Funds: \$5,791,713.

Summary of Budget Funds:

General Fund: \$4,840,625

Water Fund: \$410,588.

Sewer Fund: \$540,500.

Less:

Estimated Revenues:

General Fund: \$1,169,225.

Water Fund: \$301,270.

Sewer Fund: \$415,500.

Appropriated Fund Balance:

General Fund: \$625,000.

Water Fund: \$109,318.

Sewer Fund: \$125,000.

Estimated Total Funds Available:

General Fund: \$1,794,225.

Water Fund: \$410,588.

Sewer Fund: \$540,500.

Balance of Appropriation to be raised by Real Estate Tax Levy: \$3,046,400.

Assessed Valuation: \$185,160,257

Tax Rate: \$16.453

The budget is within the tax cap of 1.0131.

Mayor Brescia moved to Page 2:

Schedule 1-A Appropriations:

He asked if there were questions regarding...

Legislative:

Board of Trustees:

Mr. Berger said he is for the Mayor and Board of Trustees to receive a wage increase, matching the collective bargaining agreement for either the Police Department or the DPW. He also questions the Mayor's wages from the Water and Sewer appropriation lines from the previous year's tentative budget, as being different from the adopted budget for FY 2020-2021. The schedule of wages for the Mayor's line, from water is \$1,664.00 as well as the sewer line. The FY 2020-2021 adopted budget reads \$1,435.00 from both the water and sewer lines.

Mayor Brescia asked the Village Clerk to obtain the correct information to answer Mr. Berger.

Village Clerk Rivera-Fernandez replied Mayor Brescia opted to not take a wage increase for FY 2020-2021 and therefore, the document Mr. Berger is referring to is what was proposed and not what was adopted.

Judicial:

No comments.

Executive:

No comments.

Auditor:

No comments.

Finance:

No comments on page 2. Mayor Brescia moved to page 3. He asked if there were questions regarding the following appropriations.

Clerk:

No comments.

Law:

No comments.

Engineering:

No comments.

Elections:

Mr. Berger asked why are there budgeted lines for Elections with no election for the coming fiscal year. He feels it would be best to leave the funds in the appropriated surplus.

Mayor Brescia explained should the need arise for a special election, it's already budgeted. He continued onto the next department.

Ethics:

No comments.

Shared Services:

No comments.

Special Items:

Mr. Berger questioned the drop in contingency. In the actuals, there was nothing expensed out of contingency. Why?

Mayor Brescia said we are thankful that nothing has been expensed out of the contingency line as of yet. The difference was used to keep the budget within the tax cap.

With no further comments, Mayor Brescia moved to page 5. He asked if there were any questions regarding the following appropriations. The appropriations are basically

Street Department:

No comments.

Snow Removal:

No comments.

Street Lighting:

No comments.

Sidewalk Maintenance:

No comments.

Park & Recreation:

No comments.

Youth Program:

Mr. Berger asked if the Summer Recreation Program will ever go back to full capacity.

Mayor Brescia said it's uncertain with the pandemic. We are hopeful for next year to be at full capacity for the Summer Recreation Program. And with no further comments, he moved to page 6. He asked if there were any questions on the following appropriations.

Library:

No comments.

Museum:

No comments.

Celebrations:

No comments.

Mayor Brescia said this year's events will be held.

Program for the Aged:

No comments.

Zoning Board of Appeals:

No comments.

Planning Board:

No comments.

Mayor Brescia moved to page 7. He asked if there were any questions regarding the following appropriations.

AHRB:

No comments.

Refuse & Garbage:

No comments.

Shade Trees:

No comments:

Employee Benefits:

No comments.

However, Mayor Brescia mentioned Worker's Compensation has been reduced due to a few claims filed.

PB Mbr. Steed asked if we have shopped for a new insurance carrier and who do we have now.

Mayor Brescia verified it with John Vero, who is the village insurance agent. We shop for the insurance about every three years. If we shop it too frequently, it may cause us not to be insured at a reasonable rate.

John Vero said the Village insurance carrier is Selective Insurance.

Mayor Brescia moved to the page 8, with no further comments. He asked if there were any questions on page 8.

Bonded Indebtedness:

No comments.

Mayor Brescia moved to page 9, he asked if there were any questions on page 9.

Estimated revenues other than real property taxes to be levied:

No comments.

Mayor Brescia moved to page 10, he asked if there were any questions on page 10.

Estimated revenue for water fund

No Comments.

Mayor Brescia move to page 11, he asks if there were any questions on the following appropriations.

Home & Community Service:

No comments.

Sources of Supply, Power & Equip.:

No comments.

Purification:

No comments.

Transaction & Distribution:

No comments.

Mayor Brescia moved to page 12, he asked if there were any questions on this page.

No comments.

Mayor Brescia moved to page 13, he asked if there were any questions on this page.

Estimated Revenue Sewer Fund:

No comments.

Schedule 1-G.

Sewer Rents, charges, penalties, Sewer closing readings:

No comments.

He asked if there were comments on the following appropriations.

Sanitary Sewer:

No comments.

Administration:

No comments.

Treatment & Disposal:

No comments.

Mayor Brescia moved to page 14 and asked if there were any questions on page 14.

No comments.

MOVE FUNDS FROM GREATER MONTGOMERY BUSINESS COUNCIL TO CONTINGENCY

Mayor Brescia said going back to page 3, under the Special Items appropriation (A0-1970.002), for the Greater Montgomery Business Council, \$500.00 was not agreed upon by the Board. Therefore, he called for a motion to move the \$500.00 to (A0-1990.000) contingency, so moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board moved the funds as said. Motion carried. 4-Ayes, 0-Nays, 1-Absent.

CLOSE PUBLIC HEARING

Mayor Brescia said with no further questions on the fiscal year budget 2021-2022. He called for a motion to close the Tentative Budget Public Hearing, so moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board closed the public hearing at 7:42 pm. Motion carried, 4-Ayes, 0-Nays, 1-Absent.

Monserate Rivera-Fernandez, Village Clerk

Minutes of the Organizational Meeting, of the Board of Trustees, for the Village of Montgomery 133 Clinton Street, Montgomery, NY 12549, was held at the Montgomery Senior Center, 36 Bridge Street, Montgomery, NY 1254, on Tuesday, April 6, 2021, at 7:43 pm.

Present: Mayor Brescia, Deputy Mayor Scheels, Trustee Andolsek, Trustee Hembury (absent), Trustee Lindner, Atty. Dowd, Village Clerk Rivera-Fernandez, Treasurer Griffith, DPW Supt. Nelson (absent), Police Chief Herlihy, Justice Court Clerk Nelson, B/I Yancewicz, Recreation Director Taylor, John Vero, Don Berger, Marc Devitt, Maryann Lindner, Fred & Vicki Gorss, Maria Beltrametti, Alan Baty, AHRB Mbr. Williams, PB Chairman Conero, PB Mbr. Romano, PB Mbr. Steed.

CALL TO ORDER

Mayor Brescia opened the meeting with the Pledge of Allegiance to the Flag.

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 Dept. Clerk Stephanie Cockburn, and Part-Time Clerk Patricia Imbriani were appointed through to April 5, 2022.

Justice Staff:

Associate Justice John Fallon, Clerk to Village Justice Jessica Nelson were appointed through to April 5, 2022.

Planning Board:

Member Chairman Kevin Conero was appointed through to April 7, 2026.

AHRB:

Member (position vacant) the term for this goes through to April 2, 2024.

ZBA:

Member Chairman Randy Wilbur was appointed through to April 7, 2026.

Board of Ethics:

Member Chairperson Erin Crowley was appointed through to April 7, 2026.

Building Inspector:

Bruce Yancewicz, Sr. was appointed through to April 5, 2022.

Historian:

Historian Brain Fitzpatrick was appointed through to April 5, 2022.

Traffic Control Officer:

School Crossing Guard p/t Anne Bombino was appointed through to April 5, 2022.

Animal Control Officer:

The Village uses the Town of Montgomery Animal Control Officer.

Recreation Department:

Recreation Supervisor Thomas Taylor, Recreation Supervisor Jennifer Jackson, and Recreation Leader Michele Donovan were appointed through to April 5, 2022.

Assessor:

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

Village Attorney:

Village Attorney Kevin T. Dowd was appointed through to April 5, 2022.

Engineer:

Lanc & Tully, P.C. – Rte. 207, Goshen, NY 10924 Engineering firm was appointed through to April 5, 2022.

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

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 and Trustee Andolsek

FY 2021 - 2022 APPOINTMENTS

Moved by Trustee Lindner Mayor Scheels, seconded by Trustee Andolsek, the Board appointed all the names read aloud. Motion carried, 4-Ayes, 0-Nays, 1-Absent.

APRIL 6, 2021

MINUTES

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board approved the minutes of March 18, 2021. Motion carried, 4-Ayes, 0-Nays.

RE: ABSTRACT NO. 03-2021

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, all bills listed on ABSTRACT NO.03-2021 were audited and approved for payment with \$125,792.95 from the General Fund, \$44,020.87 from the Water Fund, \$24,113.12 from the Sewer Fund and totaling \$19,926.94. Check No: 78472 - 78526, 1722 - 1730. Motion carried 5-Ayes, 0-Nays.

Treasurer Griffith reported a CASH BALANCE for the month of March 31, 2021, as follows: General Fund \$1,236,369.75, Water Fund \$227,839.47, Sewer Fund \$488,058.94.

REQUESTS TO MEET WITH BOARD

None.

DPW DEPARTMENT REPORTS

Mayor Brescia mentioned DPW Supt. Nelson being absent.

POLICE DEPARTMENT REPORTS

Police Chief Herlihy mentioned the EO 203 has been certified and sent into the State as required to be done by the first. He is continuing with efforts regarding EO 203 and will have quarterly meetings beginning June 9th or June 10th at 5 pm. Again, these meetings are open meetings as per the Executive Order, allowing for community members to come in. Statistic reports will be provided and engage the community for any kind of information that they wish to relay to the Police. He's also working on the PD website which will include all of our policies and procedures, all information for the Hope Not Handcuffs collaboration, anything regarding the Police Department, including a complaint form should anyone want to file an anonymous complaint against a member of the Police Department; for whatever reason they can do so. In addition, pictures of all the officers will be posted for any interaction identification. He is in the process of having business cards made for each officer, which will be made available as a point of contact for the department, and with their contact information for interaction with the public. This will facilitate in identifying the officer should the person(s) have anything to report or recall as an after action.

He has been reviewing the budget, making sure all is in order for the public hearing. He has put out the street sign for the first launch of the traffic report. The speed traffic indicator has been operational with an 85 percentile, it monitored through a five-day process, the average tracking is 31 miles per hour. We did have 103 and 104 mph readings, when that happens, it's called batching. For instance, it takes 1 or 2 vehicles at the same time and it batches their speed together. He hopes its more like 3 vehicles batched together. It actually happened when the sign was being installed. There is no way anyone flew by us at 103 mph. There is a graph of how many cars per hour passed through. It also provides a graph of their speeds during a time period. It then breaks it down into statistical data. For the point that we had it tracking, it was good, and everyone just about obeys the speed limit. There may have been a 40 or 44ish mph, depending upon on the time of the day. Our next deployment, it will be placed at the entrance to the Village when the first speed limit drops to the 30-mph speed zone. If he can find a telephone pole to secure it; so, no one tries to drive away with it.

There is also a concern at the Goodwill entrance to the Village. Therefore, one of these two locations will be our next targeted spot. Furthermore, the Lieutenant and himself have been working on the policies and procedures, again, our goal is to obtain accreditation. We know its going to be a long process and hopefully we can finish it in a timely manner.

Mayor Brescia mentioned a POD run by Orange County Department of Health administered 800 to 1000 Covid 19 vaccine doses at the Senior Center on April 2, 2021. All doses were used. It was received and ran well. A CodeRed announcement was launched in an effort for all of the vaccines to be used.

OLD BUSINESS

None

NEW BUSINESS

Mr. Berger questions if the FY 2021 – 2022 is within the tax cap.

Mayor Brescia called Accountant Ron Clum to verify it. Yes, the FY 2021-2022 is under the tax cap, including the carry over from last years budget.

ADOPT FY 2021-2022 BUDGET

Moved by Trustee Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board adopted the FY 2021-2022 Budget. Motion carried, 4-Ayes, 0-Nays, 1-Absent.

COMMITTEE REPORTS – ZONING

Mayor Brescia asked a number of the zoning committee members are here, Trustee Lindner, Chairman Conero, Mbr. Romano, Mbr. Steed, and Marc Devitt. Are planning to adopt most of the plan with the exception to the KSH project. They plan to hold off a little bit longer for further review and discussion.

Chairman Conero mentioned moving along with the changes as proposed with the exception of the I-1 zones. He is waiting to see how the Town is going to proceed with their changes that directly affect the Village. They are proposing residential and warehousing with cross dock trucking.

Mayor Brescia said traffic is always going to be a concern, however, we need to review the warehouse guidelines. He believes we are ready to move along with the recommendations but would like to wait for additional work sessions. The committee has done great job. He suggested for the committee to perform a sight visit and walk the property. Furthermore, we need to restrict the neon signs. We have as many as two to three per business. It's not in keeping with the historic nature of the Village.

Chairman Conero suggested changing the design guidelines with the AHRB.

Atty. Dowd suggested the Board delegate this to PB and the AHRB, with the Village Board giving their voice of opinion. For instance, designing firm guidelines to the Village entrances, and then looking closer to the downtown business district.

Chairman Conero said we all have concerns; however, we need to reach a point to allow Atty. Dowd time to write the local law. There is a possibility to utilize Dunn Road as a point of access

to the warehouses on Village property, by adding a service road. He will go over this with the Board but it's an option for the KSH commercial traffic.

ADOPT A PANDEMIC OPERATIONS PLAN FOR THE VILLAGE OF MONTGOMERY

Moved by Trustee Andolsek, seconded by Trustee Lindner, the Board adopted a Pandemic Operations plan for the Village of Montgomery, pursuant to NYS Labor Law §27-c and NYS Education Law paragraphs k and l of subsection 2 of § 2801-a, as amended by section 1 of part B of chapter 25 of the laws of 2016, as applicable, to address public health emergency planning requirements, effective April 1 2021. Motion carried, 4-Ayes, 0-Nays, 1-Absent.

ADOPT A RESOLUTION TO SET FY 2021-2022 REGULAR MEETINGS FOR ALL BOARDS

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board adopted a resolution to set FY 2021-2022 regular meetings for all boards. Motion carried, 4-Ayes, 0-Nays, 1-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, 4-Ayes, 0-Nays, 1-Absent.

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 Trustee Andolsek, 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, 4-Ayes, 0-Nays, 1-Absent.

ADOPT A RESOLUTION TO ANNUALLY AUDIT/EXAMINE COURT RECORDS

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board adopted a resolution to annually audit/examine court records. Motion carried, 4-Ayes, 0-Nays, 1-Absent.

ADOPT A RESOLUTION TO DESIGNATE OFFICIAL DEPOSITORY FOR ALL MUNICIPAL FUNDS

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board adopted a resolution to designate Orange Bank & Trust Company, as the official depository for all municipal funds. Motion carried, 4-Ayes, 0-Nays, 1-Absent.

ADOPT A RESOLUTION TO SET THE REIMBURSEMENT MILEAGE AT THE IRS ALLOWANCE

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board adopted a resolution to set the reimbursement mileage at the IRS allowance at .56 cents for 2021. Motion carried, 4-Ayes, 0-Nays, 1-Absent.

ADOPT A RESOLUTION TO RE-LEVY OUTSTANDING WATER/SEWER BILLS OF FY 2020-2021 RENTS AND APPROVE PAYMENT

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board adopted a resolution to Re-levy outstanding water/sewer bills of FY 2020-2021 rents and approve payment of \$33,688.30 for water, \$45,519.13 for sewer, for a total of funds in the amount of \$79,207.43. Motion carried, 4-Ayes, 0-Nays, 1-Absent.

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

Moved by Trustee Andolsek, 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, 4-Ayes, 0-Nays, 1-Absent.

SET THE PUBLIC HEARING DATE FOR THE 2022 COMMUNITY BLOCK GRANT

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board set the Public Hearing date for the 2022 Community Block Grant (Senior Center Addition) on Tuesday, April 27, 2021 at 7:15 pm. Motion carried, 4-Ayes, 0-Nays, 1-Absent.

APPROVE CERTIFIED APPRAISAL SERVICE TO APPRAISE THE ACQUISITION OF ADDITIONAL LAND, SBL: 208-2-17

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board approved Certified Appraisal Service to appraise the acquisition of additional land, SBL: 208-2-17 in the amount of \$1,500.00. Motion carried, 4-Ayes, 0-Nays, 1-Absent.

ADOPT A RESOLUTION DESIGNATING THE STANDARD WORK DAY FOR ELECTED AND APPOINTED OFFICIALS FOR NYSLRS REPORTING

Moved by Trustee Andolsek, seconded by Trustee Lindner, the Board adopted a resolution designating the standard work day for Elected and Appointed Officials for NYSLRS reporting: Mayor 20 days/qtr., Trustee 10 days/qtr., Clerk, Treasurer, Deputy's Clerk & Treasurer, DPW Clerk, Court Clerk, Building Inspector, Recreation Leadership/8 hrs., Village Justice/4.93 days bi-weekly, Part-Time Clerk 7/hrs., Crossing Guard/6 hrs., Planning, AHRB, ZBA & Ethics Boards .50 days/qtr. Motion carried, 4-Ayes, 0-Nays, 1-Absent.

VILLAGE OF MONTGOMERY SUMMER RECREATION 2021 CAMP

Village of Montgomery Summer Recreation 2021 Camp begins on June 28th through August 6th, with no camp on July 5th. One registration day, in person held on Saturday, May 1st, 9 am to 11 am for Town of Montgomery Residents (proof of residency required), 12:000 noon to 1 pm for all other registrants, at the Recreation Center, 60 Bachelor Street, Montgomery, NY 12549.

SOLE USE OF RECREATION CENTER FOR THE DURATION OF THE 2021 SUMMER CAMP

Requests sole use of the Recreation Center for the duration of the program, including the use of the restrooms, due to retaining the services of Servpro for deep cleaning of the Center.

Mayor Brescia and the Board has no problem with sole use of the Recreation Center for the 2021 Camp. However, they advise them to communicate with Montgomery Little League.

POSTING FLYER ON VILLAGE WEBSITE AND VILLAGE FACEBOOK PAGE

Requests to post registration flyer on Village website and on Village Facebook page.

Mayor Brescia and the Board have no objections to posting the flyer on the either the Village website or on the Village Facebook page.

In addition, the DPW will build a storage facility for Summer Recreation Camp, instead of purchasing a prefabricated shed.

EVENTS & SERVICES

The next Board of Trustee's meeting is on Tuesday, April 27, 2021, at 7:30 pm, held in the Village Hall Court Room.

PUBLIC PORTION

Mr. Baty suggested finding an alternate location for drilling another well. Due to the location selected being in close proximity of the current well.

Mayor Brescia said the Board will take that into consideration and discuss it with DPW Supt. Nelson.

Mr. Berger suggested giving the Police Department the \$500.00, instead of moving it into contingency.

Mayor Brescia said the funds will be moved to contingency in the event it is needed for an emergency.

EXECUTIVE SESSION

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board entered into Executive Session at 8:22 pm, under the open meetings law §7 (d) to discuss of the proposed, pending litigation with John Vero, Atty. Dowd and the Village Clerk Rivera-Fernandez in attendance. Motion carried, 4-Ayes, 0-Nays, 1-Absent.

EXITED EXECUTIVE SESSION

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board Exited Executive Session at 8:32 pm. Motion carried, 4-Ayes, 0-Nays, 1-Absent.

CONVENE

Present: Mayor Brescia, Deputy Mayor Scheels, Trustee Andolsek, Trustee Lindner, Atty. Dowd, Village Clerk Rivera-Fernandez, Judge Fassnacht, Justice Court Clerk Nelson, MaryAnn Lindner, and John Vero.

Mayor Brescia read aloud an apology statement as a condition of the litigation settlement.

"I write to express my regret that I extended residents of the Town of Montgomery and neighboring towns, specifically Jessica Gocke, Debra Corr, and former Town of Montgomery Susan Cockburn, for speaking at the public meeting held to discuss the Medline warehousing project in June 2019. I apologize. I recognize the critical value of the First Amendment and the freedom of speech and robust disagreement over issues define our way of life and recommit myself to those principles."

ADJOURNMENT

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board adjourned the meeting of April 6, 2021 at 8:34 pm.

Monserate Rivera-Fernandez, Village Clerk