

Minutes of the Continued Public Hearing, for Introductory Local Law 7 of 2021, of the Board of Trustees, of the Village of Montgomery was held in the Meeting Room, at 133 Clinton Street, Montgomery, NY 12549, on December 21, 2021, at 7:15 pm.

Present: Mayor Brescia, Deputy Mayor Scheels, Trustee Andolsek, Trustee Hembury, Trustee Lindner, Atty. Will Frank, Village Clerk Rivera-Fernandez, Mary Ann Lindner, Tom Steed, Joan Christiano, Vincent Brescia, John Vero, Don Berger, Steve Snyder. Denise Quinn, Tim & Claudette Schaad, Richard Sampson & Lambrini Adamis, Eric Valdivieso & Sari Deleon, Andrea Peters, Gerard & Audrey Petrocelli, Karen & William Harkins, Philip & Rita Apap, Nicholas & Rosemarie Picarello, Jonathan & Stephanie Walsh, Michael & Nicole Gamma, Thomas Stehle, James Achaia & Ewa Halas.

CALL TO ORDER

Mayor Brescia called for a motion to open the Public Hearing, a law to be considered for adoption of Introductory Local Law 7 of 2021, Opting Out of Licensing and Establishing Retail Cannabis Dispensaries and On-Site Cannabis Consumption Establishments within the Village of Montgomery.

Moved by Trustees Andolsek, seconded by Deputy Mayor Scheels, the Board opened the Public Hearing. Motion carried, 5-Ayes, 0-Nays.

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

Village Clerk Rivera-Fernandez replied, yes, all of the paperwork has been filed to hold this public hearing.

Mayor Brescia moved to accept Public Comment.

PUBLIC COMMENT

Mr. Berger wanted to state for the record he has never been a pot smoker. He feels good things can come of Cannabis in the Village and also feels it's needed in Newburgh. However, he is against the consumption site. He's not sure how the Board should choose to opt in or out of either one. He further suggested a dispensary as being a good source of revenue for the Village.

Atty. Will Frank responded, to Mr. Berger's comment the Village Board can opt out of one or both and will be able to opt back in at a later date; possibly with zoning regulations for retail sales or for medical. Regardless, the Board must act by December 31st or loss the chance to opt out later.

Mayor Brescia asked those in the audience if any further comments were to be heard, with no further comments, he called for a motion to close the public hearing.

CLOSE PUBLIC HEARING

Moved by Deputy Mayor Scheels, seconded by Trustee Hembury, the Board closed the Public Hearing at 7:23 pm.

Monserrate Rivera-Fernandez, Village Clerk

Minutes of the Regular Meeting, of the Board of Trustees, of the Village of Montgomery was held in the Meeting Room, at 133 Clinton Street, Montgomery, NY 12549, on December 21, 2021, at 7:30 pm.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

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

34th ANNUAL HOUSE DECORATING WINNERS

Mayor Brescia and Deputy Mayor Scheels distributed the prizes to the winners of the 2021 house decorating contest. The list of the winners are as follows:

MOST BEAUTIFUL

3 rd Place - Michael & Gale Buchholz	87 Madison Avenue
2 nd Place - Brian & Denise Quinn	48 Sycamore Drive
1 st Place - Tim & Claudette Schaad	53 Sycamore Drive

MOST TRADITIONAL

3 rd Place - Richard Sampson & Lambrini Adamis	155 Clinton Street
2 nd Place - Eric Valdivieso & Sari Deleon	237 Freida Street
1 st Place - Gary Gambelungho	216 Union Street

OLD FASHIONED CHRISTMAS THEME

3 rd Place - Andrea Peters	39 Sycamore Drive
2 nd Place - Gerard & Audrey Petrocelli	10 Sycamore Drive
1 st Place - Karen & William Harkins	243 Freida Street

MOST ORIGINAL

3 rd Place - Philip & Rita Apap	137 Blue Bird Drive
2 nd Place - James Bell	194 Oriole Drive
1 st Place - Nicholas & Rosemarie Picarello	123 Blue Bird Drive

MOST EYECATCHING

3 rd Place - Jonathan & Stephanie Walsh	190 Union Street
2 nd Place - Michael Gamma & Nicole Dieckman	66 Weaver Street
1 st Place - Thomas Stehle	178 Dunn Drive

CHILDREN'S DELIGHT

3 rd Place - James Achaia & Ewa Halas	14 Sycamore Drive
2 nd Place - Ken & Bridget White	240 Frieda Street
1 st Place - Valarie & Richard Campbell	130 Purple Martin Road

CHRISTMAS ENCHANTMENT

Residents of 179 Boyd Street

JUDGES: Marilyn Smith, David Griffith, Lacey Arteta & Kelly Schmidt

Thanks to our generous Village Businesses for making this event possible!

Antonio's Restaurant, Blustein, Shapiro, Frank & Barone, LLP, Borland House B&B, Catania, Mahon & Ryder PLLC, City Winery, Copperfield's, Curves, Deborah Delgado Business Consulting, Delessio Barber, Devitt Management & Associates, Dragon City Restaurant, Duffy's, E Rock Entertainment, Eat This Bakery, Engineering Properties, Imperial Jewelers, Iron Café, Java Blue Coffee & Market, JDC Barber, Joint Jewelers, Kal Pac, Mayor Brescia, Melkor Media (photographer), Montgomery Book Exchange, Mystic Rose Florist Shop, Perfect Temperature, Recycled Style, Rivshak, RoseMary's, Rowley Development, Tina Murphy, Vic's Pizza, Walden's Savings Bank, Wallkill River School, Wallkill Valley Federal Savings & Loan, Wards Bridge Inn, Wildfire Grill

December 21, 2021

MINUTES

Moved by Deputy Mayor Scheels, seconded by Trustee Hembury, the Board approved the minutes of December 6, 2021. Motion carried, 5-Ayes, 0-Nays.

REQUEST TO MEET WITH BOARD

Mayor Brescia said Kevin Conero will speak at the next Board Meeting, on January 4th, about the Zoning Master Plan Committee and obtaining \$20,000.00 grant funding to design guidelines for commercial and industrial buildings in the Village and creating a Master Plan Overlay for the gateway to the Village from Route's 416 and 211.

NEW BUSINESS

No Negative Declaration is needed on a Type II Action, pursuant to the SEQR process for Introductory Local Law No. 7 of 2021. (No action is required).

Trustee Hembury commented on his thoughts regarding the Cannabis of Licensing and Establishing Retail Cannabis Dispensaries and On-Site Cannabis Consumption Establishments within the Village of Montgomery, through his experience as a retired police officer. The Village prides themselves through the programs of Hope Not Handcuffs and the support of the D.A.R.E. program. He feels it would be hypocritical to adopt a cannabis gateway to drugs with all the supportive programs we are teaching our children to stay away from. He also feels cannabis is a starter drug. The surrounding municipalities have also opted out. This is not a good means of creating revenue for the Village. It is his hope never to bring this to our village. He urges the residents to watch the municipalities that welcome this into their neighborhoods and see how fast the area change. As he has mentioned before, he is here to stay and live with his family and be part of the community where he is proud to call home.

Trustee Andolsek also mentioned her thoughts of opting out, as she was elected to act on behalf of over 4,000 residents of the Village of Montgomery and is confident, they are in favor of her decision of not allowing Cannabis into the Village of Montgomery.

ADOPT INTRODUCTORY LOCAL LAW NO. 7 AS LOCAL LAW 8 OF 2021, OPTING OUT OF THE CANNABIS OF LICENSING AND ESTABLISHING RETAIL CANNABIS DISPENSARIES AND ON-SITE CANNABIS CONSUMPTION ESTABLISHMENTS WITHIN THE VILLAGE OF MONTGOMERY

Moved by Trustee Andolsek, seconded by Trustee Lindner, the Board adopted Introductory Local Law No 7 of 2021, as Local Law No 8 of 2021. Motion carried, 5-Ayes, 0- Nays.

CUB SCOUT PACK 125 REQUESTS USE OF THE SENIOR CENTER

Moved by Trustee Hembury, seconded by Deputy Mayor Scheels, the Board approved Cub Scout Pack 125 requested use of the Senior Center on Saturday, January 8th, to host their Blue & Gold crossing over ceremony from Cub Scouts to Boys, at no cost, with the proper certificate of insurance provided, listing the Village as additional insured. Motion carried, 5-Ayes, 0-Nays.

ADOPT A RESOLUTION DESIGNATING THE STANDARD WORKDAY FOR ELECTED AND APPOINTED OFFICIALS FOR NYSLRS REPORTING AS OUTLINED ON THE RS 2417-A

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board adopted a resolution designating the standard work day for Elected and Appointed Officials for NYSLRS reporting as outlined on the RS 2417-A. Motion carried, 5-Ayes, 0-Nays.

EVENTS AND SERVICES

Christmas Tree pickup will begin on Monday, December 27, 2021 through January 31, 2021 and is to be placed curbside by 7 am with no tinsel/garland, or decorations.

ACCEPT \$65,000 AS FINAL ASPHALT RESTORATION AS A RESULT OF EXCAVATION BY CENTRAL HUDSON TO REPLACE THE EXISTING NATURAL GAS MAINS AND SERVICE LINES ON SEVERAL ROADWAYS IN THE VILLAGE

Moved by Trustee Andolsek, seconded by Trustee Hembury, the Board accepted \$65,000.00 as final asphalt restoration as a result of excavation by Central Hudson to replace the existing natural gas mains and service lines on several roadways in the Village, of 30,000 square feet based on the necessary asphalt restoration work. (Elizabeth St., Bridge St., Taft St., Charles St. Bachelor St., Hanover St., Boyd St., Prospect St., Valley Avenue). Motion carried, 5-Ayes, 0-Nays.

PUBLIC PORTION

Mr. Berger wished the Board a Merry Christmas and a Happy New Year.

ADJOURNMENT

Moved by Trustee Andolsek, seconded by Trustee Hembury, the Board adjourned the meeting of December 21 2021, at 7:51 pm. Motion carried, 5-Ayes, 0-Nays.

Monserrate Rivera-Fernandez, Village Clerk