

MINUTES
REGULAR MEETING OF THE BOARD OF TRUSTEES
VILLAGE OF MONTICELLO, N.Y.
MONDAY, MARCH 6, 2006

MEETING TO ORDER

Mayor Barnicle called the meeting to order at 7:00 p.m.

PLEDGE TO THE FLAG

Roll Call

Upon call of the roll, the following were present:

James Barnicle, Mayor
Gordon Jenkins, Trustee
Victor, Marinello, Jr. Trustee
Scott Schoonmaker, Trustee (Late)
Brian VanDermark, Trustee

Also Present: Richard Sush, Village Manager
E. Danielle Jose, Village Attorney
Tim Havas, Deputy Village Attorney
Clarence Decker, Water Superintendent
Bill Bertholf, Sewer Superintendent
Douglas Solomon, Chief of Police
Sam Wohl, County Legislature

APPROVAL OF MINUTES OF BOARD MEETING OF FEBRUARY 14, 2006

A motion was made by Trustee Marinello, seconded by Trustee VanDermark, unanimously approved on a roll call vote to adopt the minutes of February 14, 2006.

OLD BUSINESS

Shooting Incident

Mayor Barnicle commended Officers Pratti and Edwards for their restraint in handling a shooting incident at the Chase Bar across the street and preventing anyone from getting hurt beyond a wounded female, and also apprehending the suspect who is now in police custody.

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New Business

Mayor Barnicle announced the opening of the new restaurant that opened on Broadway in the former *Giant Sandwich* location called *Salt and Pepper*.

Graffiti Law

Mayor Barnicle requested that the Board discuss a proposed local law regarding the steps the Village can take against the growing problem of graffiti. He will also be asking the Town of Thompson to take similar steps.

MANAGER'S REPORT

Three brief items:

1. The Parks and Recreation Department and the MHS Academy of Finance are teaming up to offer a 3-on-3 basketball tournament for students at the high school. The tournament will be played on Friday, March 24 at the high school gym.
2. Our building inspector, Sue Flora, has had her name added to the list of Certified Code Enforcement Officials on the NYS Department of State's web site.
3. We have received the Water Department's Annual Report. In 2005, between the Kiamesha Plant and the Village's wells, we pumped over 383 million gallons.

**RESOLUTION AUTHORIZING THE ADVERTISEMENT OF BIDS FOR
VARIOUS SUPPLIES AND CHEMICALS FOR THE HIGHWAY, WATER AND
SEWER DEPARTMENTS FOR FISCAL YEAR 2006/07**

WHEREAS, the Village of Monticello advertises for bids for various supplies and chemicals for the Highway, Water and Sewer Departments; and,

WHEREAS, these supplies and chemicals are purchased each fiscal year for these departments.

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NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Monticello does hereby authorize the Village Clerk to advertise for Highway, Water and Sewer supplies and chemicals for the 2006/07 fiscal year.

A motion was made by Trustee VanDermark, seconded by Trustee Marinello, unanimously approved on a roll call vote to adopt the above resolution.

RESOLUTION AUTHORIZING THE VILLAGE CLERK TO ADVERTISE FOR BIDS FOR SELLING SCRAP METAL

WHEREAS, the Village of Monticello Highway Department routinely collects and accumulates scrap metal from residents disposing of metal objects such as household appliances and other municipal projects; and,

WHEREAS, the Highway Superintendent has recommended selling this scrap metal for recycling purposes and for the funds to be deposited in the General Fund.

NOW, THEREFORE BE IT RESOLVED, the Board of Trustees of the Village of Monticello hereby authorizes the Village Clerk is authorized to advertise for bids for sale of scrap metal.

A motion was made by Trustee Marinello, seconded by Trustee VanDermark, unanimously approved on a roll call vote to adopt the above resolution.

RESOLUTION AUTHORIZING THE VILLAGE CLERK TO ADVERTISE FOR A PUBLIC AUCTION FOR AUCTIONING A 1996 MERCEDES BENZ SEIZED BY COURT ORDER PURSUANT TO A NARCOTICS ARREST AND CONVICTION

WHEREAS, the Monticello Police Department as a result of an seizure pursuant to a drug arrest and conviction; and,

WHEREAS, a 1996 Mercedes Benz was forfeited to the Monticello as per court order; and,

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WHEREAS, the Chief of Police has requested that a public auction be held to sell this vehicle with the proceeds to be used by the Monticello Police Department to aid in future investigations.

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Monticello does hereby authorize the Village Clerk to advertise a public auction to sell a 1996 Mercedes Benz.

A motion was made by Trustee Marinello, seconded by Trustee VanDermark, unanimously approved on a roll call vote to adopt the above resolution.

RESOLUTION AUTHORIZING THE VILLAGE MANAGER TO SIGN AN AGREEMENT WITH DELORES ZHININ TO ISSUE A LICENSE FOR THE VILLAGE TO PROVIDE WATER SERVICE TO THE PREMISES AT 35 DILLON ROAD

WHEREAS, the Village Board has authorized the Village Attorney to negotiate with outside users of Village Water/Sewer service; and,

WHEREAS, the premises at 35 Dillon Road have requested receiving water service from the Village of Monticello; and,

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Monticello does hereby authorize the Village Manager to sign said agreement with Delores Zhinin receive water service as an outside user at 35 Dillon Road.

A motion was made by Trustee VanDermark, seconded by Trustee Marinello, unanimously approved on a roll call vote to adopt the above resolution.

RESOLUTION AUTHORIZING APPROVING PAYMENT # 3 TO J. NOSENCHUK CO. IN THE AMOUNT OF \$16,672.00 FOR CONSTRUCTION OF NEW RECHLORINATION STATION ON EAST DILLON

WHEREAS, there has been a problem with unclear water on what is known as "Miller's Hill"; and,

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WHEREAS, the Village Engineer and the Water Superintendent recommended constructing a new rechlorination station on East Dillon Road to alleviate the problem; and,

WHEREAS, the building foundation and floor slab is in place, the watermain vault is completed in East Dillon Road and the water service connection and drain pipe installation has been completed; and,

WHEREAS, the Village Engineer and Clarence Decker, Water Treatment Plant Superintendent has recommended that the third payment in the amount of \$16,075.90 be paid to J. Nosenchuk Co. for the work already completed.

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Monticello does hereby approve payment No. 3 in the amount of \$16,075.90 to J. Nosenchuk Co. for the work completed for the construction of a new rechlorination station on East Dillon Road.

A motion was made by Trustee Marinello, seconded by Trustee VanDermark, unanimously approved on a roll call vote to adopt the above resolution.

RESOLUTION AUTHORIZING THE VILLAGE CLERK TO ADVERTISE FOR BIDS FOR THE REPLACEMENT OF SANITARY SEWERLINE AND MANHOLES LOCATED IN BROADWAY (NYS RT. 42) IN THE VILLAGE OF MONTICELLO

WHEREAS, the Village of Monticello was mandated by NYSDEC to replace sewer lines; and,

WHEREAS, this is the last phase of mandated NYSDEC sewer line replacement project.

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Monticello does hereby authorize the Village Clerk to advertise for bids for the replacement of Sanitary sewer line and manholes located in Broadway, NYS Route 42.

A motion was made by Trustee VanDermark, seconded by Trustee Marinello, unanimously approved on a roll call vote to adopt the above resolution.

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**RESOLUTION CHANGING THE REORGANIZATIONAL MEETING FROM
MONDAY, APRIL 3, 2006 TO WEDNESDAY, APRIL 5, 2006**

WHEREAS, the Village Board is scheduled to hold its annual Reorganizational Meeting on Monday, April 3, 2006; and,

WHEREAS, due to the Mayor having a prior commitment and cannot attend the annual reorganizational meeting scheduled for Monday, April 3, 2006; and,

WHEREAS, the Mayor is requesting that the Board change the date of the Reorganizational meeting from the scheduled Monday, April 3, 2006 to Wednesday, April 5, 2006 so he will be able to preside.

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Monticello does hereby change the date of the reorganizational meeting from Monday, April 3, 2006 to Wednesday, April 5, 2006.

A motion was made by Trustee Schoonmaker, seconded by Trustee Jenkins, unanimously approved on a roll call vote to adopt the above resolution.

**RESOLUTION APPROVING PURCHASE OF A 580M CASE BACKHOE FOR
USE BY THE WATER AND SEWER DEPARTMENTS IN THE AMOUNT OF
\$68,000**

Discussion - Trustee Schoonmaker questioned whether both departments have a backhoe now and does the Highway Department also have a backhoe?

Water Superintendent Clarence Decker explained that the Highway Department does have a backhoe, however both departments need a backhoe at their disposal should there be a leak that must be stopped immediately. Both departments will be using this equipment and they are trading in their 1992 backhoe that is in poor condition. He explained that this model also has an attachment that can cut through concrete.

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Trustee Schoonmaker questioned why that cutting tool can not be bought separately and used by both the Highway Department, the Sewer Department and the Water Department if that is the part that is needed?

The Water Superintendent responded that the departments do not share.

Trustee Schoonmaker felt it is late in the fiscal year to be spending this amount of money.

Water Superintendent Decker responded that the reason this equipment was not purchased earlier in the fiscal year is because the Treasurer insisted that the departments wait until the funds had been collected from the utility bills so that additional bonding would not be necessary.

WHEREAS, the Water and Sewer Departments are in need of Backhoe for work done by both departments; and,

WHEREAS, this appropriation for this vehicle was included in the FY 2005/06 Water and Sewer budget; and,

WHEREAS, this vehicle will be purchased under State Bid which is the lowest cost for this vehicle.

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Monticello does hereby approve the purchase of a 580M Case Backhoe in the amount of approximately \$68,000.00 under State Bid.

A motion was made by Trustee VanDermark, seconded by Trustee Marinello, approved on a roll call vote as follows: Trustee Schoonmaker, nay; Trustee Jenkins, aye; Trustee Marinello, aye; Trustee VanDermark, aye to adopt the above resolution.

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RESOLUTION APPROVING PURCHASE OF INDUSTRIAL CLEANING SUPPLIES IN THE AMOUNT OF \$1,092.30 AND FOR PURCHASE OF A 442-28 SPLIT SEAL HOUSING IN THE AMOUNT OF \$2,359.20 BY THE WASTE WATER TREATMENT PLANT

WHEREAS, the Waste water Treatment Plant needs to purchase industrial cleaning materials for use at the Sewer Plant; and,

WHEREAS, the Waste water Treatment Plant is in need of purchasing a split seal to replace a damaged split seal housing on Recycle Pump #3; and,

WHEREAS, Superintendent Bill Bertholf has gotten a quote from three vendors as required by the Village's procurement policy for the Industrial Cleaning Supplies; and,

WHEREAS, there is only one sole source provider for the 442-28 Split Seal Housing.

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Monticello does hereby approve the purchase of Industrial Cleaning Supplies in the amount of \$1092.30 to the lowest vendor solicited ZEP and \$2,359.20 for the 442-28 split seal from Corrosion Products.

A motion was made by Trustee VanDermark, seconded by Trustee Marinello, unanimously approved on a roll call vote to adopt the above resolution.

RESOLUTION APPROVING BUDGET TRANSFERS FOR FY 2005/06

WHEREAS, Village of Monticello has adopted its annual budget for the 2005/06 fiscal year, and;

WHEREAS, the Village will incur expenditures that exceed the adopted line items amount authorized by the Village Board of Trustees, and;

WHEREAS, there are revenues that exceeded budgetary amounts and/or expenditures line items that may be reduced.

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NOW, THEREFORE BE IT RESOLVED, that the following line items are increased/decreased as adopted, and the Village Treasurer is directed to make the following modifications to the annual budget: [See attached]

A motion was made by Trustee VanDermark, seconded by Trustee Marinello, unanimously approved on a roll call vote to adopt the above resolution.

ORDERING BILL PAID

A motion was made by Trustee Schoonmaker, seconded by Trustee Marinello, unanimously approved on a roll call vote to approved of the bills audited by the Auditing Committee of the Board of Trustees and appearing on the Abstracts of the bills herewith submitted are ordered paid.

PUBLIC COMMENT

Commendations

Mrs. Cruz the new owner of 50 Pleasant Street thanked both the Village Attorney and the Village Manager helping with some matters regarding that property. She also assured the Chief of Police that after fully renovating the building she has new tenants that will be law abiding citizens.

Broadway Conditions

Harry Brantz was concerned that there are no businesses opened on Broadway.

Terrorism

Harry Brantz was concerned that the terror threat is inferring with our lives and taken our freedom away.

Senior Citizen Complaint

President of the Monticello Senior Citizen Group, Roz Sharoff presented the Village Board with a petition signed by Monticello Senior Citizens requesting the removal of the

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Justice Court offices and the Monticello Police Department Youth Division offices from the Ted Stroebele Recreation building that were recently relocated in that building. The seniors were disturbed that they were never consulted or advised of this decision.

The Mayor responded that because of health risks at the Village Court building the Village had no other area to relocate these offices to.

Ms. Sharoff questioned why a vacant store front could not be used?

Mayor Barnicle responded that the Village would have to pay rent.

Ms. Sharoff felt that there is no room for the members to play cards or just relax.

Mayor Barnicle indicated that he would address the seniors at their weekly meeting. He also indicated that this was a temporary fix and the old firehouse will be retrofitted to house the court system and the youth division. He explained that it will take several months to complete the renovations.

Public Comment Remarks

Barbara Burton urged the Board to listen to the public and public comments given at Board meeting.

ADJOURNMENT

At 7:26 p.m., a motion was made by Trustee VanDermark, seconded by Trustee Jenkins, unanimously approved on a roll call vote to adjourn the Regular Village Board meeting.

EDITH SCHOP, Village Clerk

