

MINUTES
REGULAR MEETING OF THE BOARD OF TRUSTEES
VILLAGE OF MONTICELLO, N.Y.
MONDAY, JULY 7, 2008

MEETING TO ORDER

Mayor Jenkins 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:

Gordon Jenkins, Mayor
Theodore Hutchins, Trustee
Victor, Marinello, Jr., Trustee
Carmen Rue, Trustee
Scott Schoonmaker, Trustee

Also Present: John Barbarite, Village Manager
Jacob Billig, Village Attorney
Phil Klemen, Sewer Superintendent
Douglas Solomon, Chief of Police

APPROVAL OF MINUTES BOARD MEETING OF JUNE 16, 2008

A motion was made by Trustee Hutchins, seconded by Trustee Marinello, unanimously approved on a roll call vote to adopt the minutes of the meeting of June 16, 2008 as presented.

**PRESENTATION BY ALEXIS EGGLETON WITH SULLIVAN COUNTY
BICENTENNIAL COMMITTEE TO DISCUSS PLANS AND EVENTS FOR 2009
BICENTENNIAL CELEBRATION**

Alexis Eggleton gave a presentation on behalf of the Bicentennial Committee on the plans and events of the 2009 Sullivan County Bicentennial Celebration. She informed the Village Board the Committee will be respectfully requesting \$1,000 contribution to help finance the additional advertising and promotion of their events and communities.

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EXECUTIVE SESSION

At 7:20 p.m., a motion was made by Trustee Hutchins, seconded by Trustee Marinello, unanimously approved on a roll call vote to move into Executive Session to discuss a personnel matter regarding a particular person.

RECONVENING THE REGULAR VILLAGE BOARD MEETING

At 7:55 p.m., a motion was made by Trustee Schoonmaker, seconded by Trustee Marinello, unanimously approved on a roll call vote to move out of Executive Session and reconvene the Regular Village Board meeting.

MANAGER'S REPORT

Broadway Project Update

The Broadway Project has been put out to bid by NYSDOT and the bids will be opened on August 14th. There have been conversations with DOT's Legal Department and the Village Attorney to resolve the issue of the sidewalks. He and the Mayor met with Senator Bonacic and discussed the Broadway Project, the Restore NY Grant and various other Monticello project. They will be meeting with him again to discuss available State grant funds.

Village Hall Renovations

He and the Chief of Police met with the engineer who is working on plans for the remodeling of the Village Hall facilities to fine tune the plan.

Natural Gas Franchise

The Board will be discussing a proposal to bring Natural Gas to the Village which would possibly save homeowners a savings of home heating by 30 to 50 percent.

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Property Cleanups

Property cleanups are continuing by following the procedure of issuing a summons and when the time limit expires under the code the Village does the cleaning. Last month the Village did over \$8,500 that will be billed to the property owner for failing to maintain their properties.

PUBLIC COMMENT - AGENDA ITEMS ONLY

Sleepy Hollow PILOT Agreement

Sean Rieber was concerned with the Board granting the prospective new owners of Sleepy Hollow Apartments a PILOT Agreement for 20 years. He felt that this is a mistake and the Village should not grant this PILOT Agreement and encourage low income apartments. He noted that the new owners will be getting \$1.2 million in State Housing credits from Senator Bonacic to do the renovations that they are promising to do in exchange for PILOT Agreement and if they use the Energy Star Efficient appliances and windows, etc. they will receive also get income tax credits. He felt the gang members and trouble makers reside in the Village of Monticello in low income housing. He felt that the Sleepy Hollow development should pay their full share of taxes as they have already had 40 year abatement. He felt the present owner is selling now because their tax abatement is expiring.

The Village Manager explained that the new owners' projection shows that based on shelter rents they will be paying more on more in taxes than the assessed amount.

Mayor Jenkins felt that other communities should encourage affordable housing because the Village is already saturated.

Sidewalk Title Searching-Broadway Project

Tom Rue presented the Village Attorney with a report on the research he did regarding property ownership on the Broadway Corridor noting that this roadway is part of the original Newburgh/Cochecton Turnpike.

The Village Attorney thanked Mr. Rue for his diligence and thoroughness in his research and will review his findings.

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RESOLUTION ADOPTING THE GENERAL GOVERNMENT BUDGET FOR THE VILLAGE OF MONTICELLO (2) A SUMMARY OF THE ENTIRE PROPOSED BUDGET FOR THE 2008/09 FISCAL YEAR (3) SANITATION RATES AND (4) SETTING WATER RATES FOR THE 2008/09 FISCAL YEAR

WHEREAS, the Board of Trustees of the Village of Monticello has held a public hearing on the 2008/09 General Village Budget; and,

WHEREAS, the Board of Trustees of the Village of Monticello has also held a public hearing on setting water rates for the 2008/09 fiscal year in order to maintain the Water Treatment Plant as follows:

\$3.30 per 100 cubic feet
\$6.60 per 100 cubic feet (Outside)

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Monticello does hereby adopt the General Government budget, Sanitation Budget and rates for the Village of Monticello and does hereby set the water rates for the 2008/09 Fiscal Year.

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

RESOLUTION ADOPTING LOCAL LAW NO. 5 OF 2008 ESTABLISHING THE VILLAGE OF MONTICELLO SEWER RENTS FOR 2008/09

WHEREAS, the Village of Monticello Sewer Rents are a part of the Village Code; and,

WHEREAS, the established rates for the Sewer Department in order to maintain the sewer lines and the Wastewater Treatment Plant are as follows:

Inside Village Limits: \$.514726 per thousand of assessment

.82 % Water Consumption

Outside Village Limits: \$2.20 per thousand of assessment

.82 % Water Consumption

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NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Monticello does hereby adopt Local Law No. 5 of 2008 establishing the Village of Monticello Sewer Rents for the 2008/09 fiscal year.

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

RESOLUTION TO ACCEPT AND/OR REJECT BIDS MADE AT THE JUNE 2008 PUBLIC AUCTION FOR REAL PROPERTY ACQUIRED BY VIRTUE OF THE IN REM TAX FORECLOSURE PROCEEDINGS

WHEREAS, the Board of Trustees of the Village of Monticello adopted on March 5, 2007, and

WHEREAS, Haroff Auction and Realty, Inc. and Absolute Auctions and Realty, Inc conducted said auction on June 11th, 2008, and

WHEREAS, by the Terms of Sale, the Village reserved the right to withdraw any property listed in the notice of sale from the auction and further required that all such bids at the auction be approved or rejected by the Board of Trustees of the Village of Monticello, and

WHEREAS, the Real Property Committee recommends all bids made at said auction be accepted, and

WHEREAS, the successful bidders will have until 5:00 p.m. on Monday, July 28th, 2008, pursuant to the terms and conditions of the auction, to pay the balance due to the Sullivan County Treasurer's Office or any deposit remitted will be forfeited, and

WHEREAS, the successful bidders must purchase all parcels they were the successful bidders for, and

WHEREAS, if the successful bidder(s) do not remit the balance of the bid amount by Monday July 28th 2008, pursuant to the terms and conditions of the auction, the parcels will be offered for sale, and the deposit(s) will be forfeited, and

NOW, THEREFORE, BE IT RESOLVED, the bids recorded at the real property auction held on June 11th, 2008, are hereby accepted, and the Chairman of the Sullivan County Legislature is hereby authorized and directed to execute the necessary documents to convey such title to the successful bidder, or to the party to whom conveyance shall be made, and

BE IT FURTHER RESOLVED, the Sullivan County Treasurer is authorized to forfeit and retain any deposits made on bids that were not paid in full on or before 5:00 p.m. July 28th, 2008, pursuant to the terms and conditions of the auction.

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

RESOLUTION AMENDING THE VILLAGE FEE SCHEDULE

WHEREAS, with the beginning of a new Village Fiscal Year starting August 1st, and;

WHEREAS, each department has reviewed the fees charged to the public for various activities.

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Monticello do hereby amend the fee schedule as follows effective immediately.

SEWER FEE SCHEDULE

Residential

	<u>Current</u>	<u>Proposed</u>
Sewer Tap Charge - 4" Tap	\$125.00	\$ 200.00
6" Tap	\$175.00	\$ 300.00
8" Tap	\$225.00	\$ 500.00
Inspection Fee Each Housing Unit	\$-0-	\$ 25.00

Commercial

Sewer Tap Charge - 2"-4" Tap	\$125.00	\$ 200.00
to 6" Tap	\$125.00	\$ 300.00
8" Tap	\$225.00	\$ 500.00
Inspection Fee For each connection	\$-0-	\$ 25.00

Septage discharge to Sewer Treatment Plant	\$.06/gal.	\$.10/gal
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Treated wastewater effluent discharge to Sewer Plant	\$.02/gal.	\$.04/gal
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POLICE DEPARTMENT

Non-criminal Fingerprints	\$ 10.00	\$ 15.00
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TAXI CABS

Driver's Licenses	\$ 30.00	\$ 40.00
Quarterly Cab Inspections	\$ 12.50	\$ 15.00
Yearly Cab Renewals	\$200.00	\$ 250.00
Taxicab Reinspections	\$ 10.00 @cab	\$ 15.00

SIGN PERMITS (Excluding Political Signs)

	Single Face	Double Face
Non-Illuminated	\$ 45.00	\$ 60.00
Double sided	\$ 65.00	\$ 75.00
New Site & Event Signs	\$ 30.00	\$ 50.00
Double sided	\$ 40.00	\$ 60.00
Excluding Builder & Contractor Signs		
Freestanding (Larger Parcels)	\$150.00	\$ 200.00

Current

Proposed

PLANNING BOARD FEES

Residential	\$400.00/lot plus \$100 Per each dwelling unit	\$500/lot plus \$100. Per each Dwelling unit
Non-residential	\$200.00/lot plus \$100 for each 2,000 sq.ft. of Building area.	\$300/lot plus Same
SEQR Hearing	\$250.00	\$350.00
Special Use/Change of Use	\$100.00	\$200.00
ZBA (Variance Request)	\$100.00	\$200.00
Building Demolition Permit	\$ 75.00	\$100.00 Per structure

Building Department

Building Permit Amendment	\$40.00
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- Building Permit Renewal
Renewal allowed at one-half (½) of the original fee but in no case less than the original base fee, whichever is greater, if renewal is submitted at least 30 days prior to expiration date of original.

Current

Filing Fee - Additional
\$100.00 If SWO is posted or work is started without a Building Permit

Proposed

Filing Fee - Additional
\$150.00 If SWO is posted or work is started without a Building Permit

Current

1 & 2 Family Handicapped ramps for a \$ 00.00 but must file permit

Proposed- Remove 2 Family other handicapped ramps
\$20.00 sq. ft.

Current

Renewal Filing Fee
Additional \$100.00 if SWO is posted or work is started w/o a building permit work is started without a Building Permit

Proposed

Renewal Filing Fee
\$150.00 if SWO is posted or work is started w/o a building permit

Temporary CO (1 month only)	
Additional - Cash Bond as Determined by First 50.00 circumstances.	
Second	90.00
Bond-To be forfeited if no final CO Third & Final	130.00
is issued by 90 days.	
Final CO Inspection	55.00
Repeat Inspections under Bldg. Permit & Additional Inspections (Other than those scheduled under a Building Permit)	50.00 ea. To be paid prior follow-up insp.

WATER DEPARTMENT

Installation of Water Meter	50.00	\$75.00
Removal of Water Meter	50.00	75.00

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	<u>Current</u>	<u>Proposed</u>
<u>PAWN LICENCE</u>	\$250.00/Annually	\$500.00/Annually

SANITATION CHARGES

Overloaded Dumpsters	\$50.00/Surcharge
Uncovered Dumpster	\$50.00/Surcharge
Overloaded Garbage Can	\$10.00/Surcharge
Uncovered Garbage Can	\$10.00/Surcharge
Cleanup Around Trash Cans/Dumpsters Due to spilled garbage/debris/torn bags	\$50.00/Surcharge
Unscheduled Special Trash pickup when Trash by curbside on non p/u day	\$50.00/Surcharge
Collection & storage of Trash/recycling Bins left out after hours	\$10.00 + \$ 3.00 redemption fee

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

RESOLUTION APPROVING BUDGET TRANSFERS FOR FY 2007/08

WHEREAS, the Village of Monticello has adopted its annual budget for the 2007/08 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.

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 Hutchins, seconded by Trustee Marinello, unanimously approved on a roll call vote to adopt the above resolution.

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RESOLUTION TO REVOTE THE RESOLUTION PASSED BY THE VILLAGE BOARD ON JUNE 2, 2008 CONCERNING PROPERTY LOCATED AT 39 TERRY LANE IN THE VILLAGE OF MONTICELLO, TOWN OF THOMPSON, COUNTY OF SULLIVAN, STATE OF NEW YORK

WHEREAS, The Village supports the redevelopment of the Sleepy Hollow Development which is located at 39 Terry Lane in the Village (the "Project"); and

WHEREAS, Edgewater Affordable Housing, L.P. (the Assignor) and Terry Lane, LP, and Arkansas limited partnership, having an office at 1805 Lakehurst Road, Spicewood, Texas 78669 (the Partnership) have arranged to buy the Project from the current owner; and

WHEREAS, The Village passed a resolution on June 2, 2008, which supported a partial exemption from real property taxes by the Village of Monticello and Town of Thompson in order to further the rehabilitation of the Project by the Partnership; and

WHEREAS, The Town and the Village has recognized that there may be a question regarding the exact meaning and interpretation of the proposed agreement between the Town, Village, Assignor and Partnership providing a partial exemption of real property taxes, and

WHEREAS, the Village does not intend to include in the partial exemption of real property taxes the obligation to pay water, sewer and garbage charges due from the Project, its future owner, the Assignor and or the Partnership, which charges have always been paid by the owner of the Project, pursuant to the Old Pilot agreement,

NOW THEREFORE BE IT;

RESOLVED, that the Village continues to support the Project, but rescinds and revokes the prior resolution passed on June 8, 2008 to the extent that the Village wants to clarify that any agreement between the Assignor, Partnership, Village and the Town should include language to affirm that the Project and its owners shall continue to pay the water, sewer and garbage charges and the exemption shall only apply to the property taxes that are owed by the Project.

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

AWARDING OF BIDS - SUPRLUS EQUIPMENT

A motion was made by Trustee Schoonmaker, seconded by Trustee Hutchins, unanimously approved on a roll call vote to award the bid for the 2003 Chevy Impala to Carl Salomon in the amount of \$3,289.00 and the 1987 S10 Chevy Blazer in the amount of \$269.00, the Rosco Street Sweeper in the amount of \$500.00 and the Misc. Items from the Police Department in the amount of \$1,088.00.

RESOLUTION AUTHORIZING THE VILLAGE CLERK TO READVERTISE FOR BIDS FOR SURPLUS EQUIPMENT

WHEREAS, various departments have vehicles and equipment that are no longer needed or used by various departments;

WHEREAS, the Village has determined that this equipment is no longer needed; and,

WHEREAS, the Village of Monticello wants to readvertise this equipment to the highest bidder.

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Monticello does hereby authorize the Village Clerk to readvertise for bids to sell to the highest bidder the following surplus equipment:

1997 Mercury Mountaineer
2000 Chevy Impala

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

RESOLUTION APPROVING THE PURCHASE OF BIO SYSTEMS B500 BLUE (ENZYMES)FOR THE WASTE WATER TREATMENT PLANT IN THE AMOUNT OF \$6,600

WHEREAS, the Waste Water Treatment Plant uses Bio Systems B500 Blue (enzymes) for treatment of sewage; and,
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WHEREAS, this is a most important chemical that must be used for treatment of raw sewage at the Waste Water Treatment Plant; and,

WHEREAS, it is in the best interests of the health, safety and welfare of the citizens of the Village of Monticello for the Monticello Waste Water Treatment Plant to function within the Village.

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of Village of Monticello does hereby approve the Bio Systems B500 Blue(enzymes)for use of treatment of sewage at the Monticello Waste Water Treatment Plant from MTEK, Inc. 716 Plum Street, Lemoyne, PA in the amount of \$6,600.

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

ORDERING BILLS PAID

A motion was made by Trustee Schoonmaker, seconded by Trustee Rue, unanimously approved on a roll call vote that 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.

DISCUSSION OF RELOCATION OF SKATEBOARD PARK AND BASKETBALL COURT

The Village Manager explained that the consensus of opinion is that the Skateboard Park and the Basketball Court be relocated to deHoyos Park because they are hindering the economic development in that area as it is taking up approximately 100 parking spaces for the businesses in that part of the Village. With the Broadway construction about to commence there will be no parking on Broadway which will put an acute need for spaces in the municipal parking lot. Additionally, there has been a lot of vandalism at the skateboard park; there has been concerns about skateboarding on the sidewalks getting to and from the park and it was felt it should be relocated. He noted that he, the Mayor and Trustee Hutchins surveyed the park and found that an area adjacent to the tennis courts and also the

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former hockey rink that is closer to the swimming pool on Dillon Road that is large enough to handle two basketball courts and the skateboard park. He also spoke to the school about using the old tennis courts by the Sommerville Athletic Field, but the school might be renovating them as tennis courts. He felt these types of activities belong in a park not in a parking lot. He noted that the park is closer to the majority of children in the Village since Monticello Housing, Sleepy Hollow, Carriage House, Shaker Heights, Horizon Apartments and Fairground Estates are all on that side of the Village.

Trustee Marinello noted that the Village received a \$20,000 grant for beautification of deHoyos Park and was concerned that putting these activities in the park might destroy the attractiveness of the park.

The Village Manager noted that the owner's of the Great Silver River restaurant have offered to expend up to \$15,000 to assist in the cost of relocation.

Roz Sharoff explained that there is not enough parking on days when the senior citizens have activities in the Ted Stroebele Recreation building and when the group goes on a day trip no one will leave their vehicles in the parking lot because of the vandalism.

Trustee Rue felt that deHoyos Park would be the best location.

**RESOLUTION SCHEDULING A PUBLIC HEARING TO REVIEW AND DISCUSS
FRANCHISE AGREEMENT BETWEEN THE VILLAGE OF MONTICELLO AND
CORNING NATURAL GAS CORPORTATION TO BE HELD ON MONDAY, JULY 21,
2008 AT 7 P.M.**

WHEREAS, there is an application from Corning Natural Gas Corporation for a gas franchise for and in said Village of Monticello; and,

WHEREAS, a majority of the members of said Board being present and said meeting having been duly called and application has been made by Corning Natural Gas Corporation for a gas franchise for and in said Village of Monticello.

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NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Monticello does hereby schedule a public hearing to be held on Monday, July 21, 2008 at 7 p.m. on the proposition that said Village grant to said Company, its successors or assigns, the right and privilege to lay, place and maintain conduits, pipes, mains, services and other appliances for transmitting gas through, along and under any of the highways, streets and other public places in said Village, and to distribute gas lighting, heat or power in the public and private buildings and places within said Village, upon such terms and conditions as may be deemed proper and as may be permitted by law; and that due notice of said public hearing shall be given by publication thereof in the official newspaper published in the official newspaper of the Village

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

RESOLUTION ADOPTING LOCAL LAW NO. 6 OF 2008 GOVERNING THE ESTABLISHMENT AND OPERATION OF USED CAR LOTS WITHIN THE VILLAGE OF MONTICELLO

WHEREAS, a resolution was duly adopted by the Village Board of the Village of Monticello for a public hearing to be held on April 21, 2008, at 7:00 p.m. at Village Hall, 2 Pleasant Street, Monticello, New York 12701 to hear all interested parties on a proposed Local Law entitled "The Establishment and Operation of Used Car Lots Within the Village of Monticello"; and,

WHEREAS, notice of said public hearing was duly advertised in the Sullivan County Democrat, the official newspaper of said Village, on April 11, 2008; and

WHEREAS, said public hearing was duly held on April 21, 2008, at 7:00 p.m. at Village Hall, 2 Pleasant Street, Monticello, NY and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof, and

WHEREAS, pursuant to part 617 of the implementing regulations pertaining to article 8 State Environmental Quality Review Act (SEQRA) it has been determined by the Board of Trustees of said Village that adoption of said proposed Local Law would not have a significant effect upon the environment and could be processed by other applicable governmental agencies without further regard to SEQRA, and

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WHEREAS, in accordance with GML-239, the Sullivan County Planning Department reviewed the proposed Local Law and finds that adoption of the Local Law would not have any adverse inter-community impacts, therefore they find this a matter of local determination.

WHEREAS, the Board of Trustees of the Village of Monticello, after due deliberation, finds it in the best interest of said Village to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Monticello hereby adopts said Local Law No. 6 of 2008, entitled "The Establishment and Operation of Used Car Lots Within the Village of Monticello"; and be it further

RESOLVED, that the Village Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Village of Monticello, and to give due notice of the adoption of said Local Law to the Secretary of State of New York.

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

RESOLUTION ADOPTING LOCAL LAW NO. 7 OF 2008 AMENDING THE ZONING LAW OF THE VILLAGE OF MONTICELLO, COUNTY OF SULLIVAN, NEW YORK

WHEREAS, a resolution was duly adopted by the Village Board of the Village of Monticello for a public hearing to be held on May 5, 2008, at 7:00 p.m. at Village Hall, 2 Pleasant Street, Monticello, New York 12701 to hear all interested parties on a proposed Local Law entitled "Amending the Zoning Law of the Village of Monticello, County of Sullivan, New York"; and,

WHEREAS, notice of said public hearing was duly advertised in the Sullivan County Democrat, the official newspaper of said Village, on May 9, 2008; and

WHEREAS, said public hearing was duly held on May 19, 2008, at 7:00 p.m. at Village Hall, 2 Pleasant Street, Monticello, NY and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof, and

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WHEREAS, pursuant to part 617 of the implementing regulations pertaining to article 8 State Environmental Quality Review Act (SEQRA) it has been determined by the Board of Trustees of said Village that adoption of said proposed Local Law would not have a significant effect upon the environment and could be processed by other applicable governmental agencies without further regard to SEQRA, and

WHEREAS, in accordance with GML-239, the Sullivan County Planning Department reviewed the proposed Local Law and based upon the materials provided, DPEM finds that adoption of the Local Law would not have any adverse inter-community impacts.

WHEREAS, the Board of Trustees of the Village of Monticello, after due deliberation, finds it in the best interest of said Village to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Monticello hereby adopts said Local Law No. 7 of 2008, entitled "Amending the Zoning Law of the Village of Monticello, County of Sullivan, New York"; and be it further

RESOLVED, that the Village Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Village of Monticello, and to give due notice of the adoption of said Local Law to the Secretary of State of New York.

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

RESOLUTION AUTHORIZING THE VILLAGE MANAGER AND VILLAGE ATTORNEY TO HIRE A TITLE SEARCH COMPANY WHO BID ON THE RFP FOR THE BROADWAY PROJECT

WHEREAS, the Village Clerk was authorized to solicit bids for a title search company to verify ownership interest on properties on Broadway for the project being done by the New York State Department of Transportation; and,

WHEREAS, the NYSDOT requires that these title searches be done for each property on Broadway; and,

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WHEREAS, the Village Manager and Village Attorney will conduct an informational meeting to determine the company that can meet the qualifications for this type of search.

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Monticello does hereby authorize the Village Manager and Village Attorney to hire one of the title search companies who bid on the RFP for title searches in regard to the Broadway Project.

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

PUBLIC COMMENT

Landfill Expansion Comments

Janet Newberg showed the mountain that will be created if the landfill is allowed to expand which will ultimately be 11 ft high which is more than double the present height. She questioned whether any Village Officials have had discussions with the County about dropping the local law regarding the expansion of the landfill in return for the host fee.

The Village Manager responded that the County has discussed it in very vague terms; however they haven't presented anything and are waiting for their studies on the landfill.

Mayor Jenkins, speaking for himself only, felt that the main factor is cost. He felt if the landfill closes the Village could be bankrupt when people cannot pay their taxes already. He indicated that he hasn't made any promises and is weighing all his options to be fair to all involved.

Gene Weinstein, a Village resident was concerned that the County would sell the landfill to a private waste management company, similar to what other communities have done, and the waste management company will make a wasteland out of Monticello by bringing in up to 200 tons of garbage to this community every year from the current 65,000 tons. He urged the Board to look ahead of what may be the consequences of rescinding local law to prohibit expansion of the landfill.

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Loud Music

Marie Ng questioned if there is a law against cars with loud music?

The Police Chief responded that there is a law under the NYS Vehicle and Traffic Laws and cars are pulled over and given tickets when a police officer comes upon that problem.

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At 9:10 p.m., a motion was made by Trustee Marinello, seconded by Trustee Hutchins, unanimously approved on a roll call vote to move into Executive Session to discuss a personnel matter involving individual persons, litigation and contract negotiations.

ADJOURNMENT

At 9:35 p.m., a motion was made by Trustee Marinello, seconded by Trustee Schoonmaker, unanimously approved on a roll call vote to move out of Executive Session and adjourn the Regular Village Board meeting.

EDITH SCHOP, Village Clerk

