

MINUTES  
REGULAR MEETING OF THE BOARD OF TRUSTEES  
VILLAGE OF MONTICELLO, N.Y.  
MONDAY, NOVEMBER 17, 2008

**MEETING TO ORDER**

Mayor Jenkins called the meeting to order at 7:02 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  
Douglas Solomon, Chief of Police  
Phil Klemen, Sewer Superintendent

**MOMENT OF SILENCE - GEORGE GUSAR**

Mayor Jenkins asked for a moment of silence for local businessman George Gusar.

**FOOD COLLECTION - FEDERATION OF THE HOMELESS**

Mayor Jenkins explained that at the last meeting a representative from the Federation of the Homeless indicated that their pantry was low and they had to eliminate the free breakfast program. The Mayor encouraged everyone to contribute to the Village's food drive by donating unopened cans and packages of food and either bringing them to a Village Board meeting or dropping them off at the Highway Department or the Village Hall.

Roz Sharoff noted that in lieu of gifts for her 80<sup>th</sup> birthday party more than \$1,000 was donated by the attendees and a truck load of food was delivered.

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**APPROVAL OF MINUTES OF BOARD MEETINGS OF NOVEMBER 3, 2008**

A motion was made Trustee Marinello, seconded by Trustee Hutchins, unanimously approved on a roll call vote to approve the minutes of the Board Meeting of November 3, 2008 as presented.

**CORRESPONDENCE**

**Letter of Appreciation**

The Village Clerk read a letter from Saumik Patel (owner of the Beer Store) expressing his appreciation and gratitude for the full cooperation and assistance that he has received from Village Manager Barbarite and the Village Clerk in connection with his various business enterprises.

**Broadway Project Update**

Trustee Schoonmaker received a letter Richard Kelly asking for a full up to date report on the Broadway Project.

**VILLAGE MANAGER'S REPORT**

After a meeting with the Village Treasurer and upon her recommendation I have notified all department heads that a 5% freeze in their budgets would be in effect. I have also advised them to implement the following energy conservation measures:

Vehicle idling is prohibited unless absolutely necessary to maintain lighting or the running of electrical equipment that would drain the vehicles batteries.

All doors and windows must be kept closed unless in use.

All lights and electrical equipment and devices must be shut off when not being used.

The village will be hiring an auto/truck mechanic to replace an employee who is retiring at the end of December. Applications are being accepted. Applicants must have a license to conduct

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New York State vehicle inspections and the applicant must also possess a CDL license. Interviews will start next week. The job is being posted in accordance with our Labor Management Agreement.

The Village Code is now available at the general code website. It can be accessed from the home page of the Village website.

We continue to work on revamping the collection procedures in the sanitation department to encompass recycling and to model our collections similar to the Village of Liberty wherever possible.

Our taxicab companies had been notified to roll back their rates based upon the reduction in the price of gasoline. The new rates in the village for zones A through D are \$5 to \$5.75 in \$.25 increments.

Discussions continual with Empire Estates regarding admittance to our sanitary sewer service.

As a result of complaints, inspections were conducted on Friday afternoon and Saturday morning November 14, 15, 2008 at 440 Broadway (former Carlton Hotel). A major structural beam failed. It was necessary to vacate the offices of Pathstone until repairs are made.

The Broadway project is still on schedule and it is anticipated bids will be let in January.

### **Empire Resorts Concerns**

Trustee Schoonmaker explained that he is concerned about the Empire Resorts requesting hooking into the Village's waste water system on Route 42S. His concern is the whether the pump station at the High School can handle the increased capacity. In addition, he questioned the impact to the Sewer Plant with the upgrading and expansion of the Cold Spring Road sewer district and the Ben Moshe sewer district.

Waste Water Treatment Plant Superintendent responded that the pump station is in need of upgrading regardless of whether this project is approved or not.

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The Village Attorney recommended that the Board discuss this matter further in Executive Session as it is a contractual matter.

**EXECUTIVE SESSION**

At 7:19 p.m., a motion was made by Trustee Schoonmaker, seconded by Trustee Hutchins, unanimously approved on a roll call vote to move into Executive Session to discuss a contract negotiations.

**RECONVENING THE REGULAR VILLAGE BOARD MEETING**

At 8:15 p.m., a motion was made by Trustee Hutchins, seconded by Trustee Schoonmaker, unanimously approved on a roll call vote to move out of Executive Session into open session.

**PUBLIC COMMENT - AGENDA ITEMS ONLY**

**Buying of Electricity**

Becky Whipple questioned whether the Village will join the County's lead to buy electric at a lower cost?

The Village Manager explained that he spoke to the Village Treasurer and she is contacting Legislator Ron Hiatt to get the information and find out if the Village can enter into the same program.

**Street Renaming**

Sean Rieber felt that it is premature to name streets in the newly elected president until he is in office and worthy of the honor.

**E-Code**

Trustee Rue indicated that she looked at the new E-Code of the Village's website and indicated that it is very easy to search through the Village Codes. She questioned whether the Code will be updated to reflect the present Board members and the most recently adopted Local Laws?

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The Village Clerk responded that she is working with General Code to update the Code.

**RESOLUTION APPROVING THE PURCHASE OF A COMPLETE PUMP SET FOR SEWER DEPARTMENT'S RACETRACK PUMP STATION IN THE AMOUNT OF \$13,920.00**

**WHEREAS**, the Sewer Plant has a pump station located on 17B near the Monticello Raceway; and,

**WHEREAS**, the pump is beyond repair and needs to be replaced as soon as possible; and,

**WHEREAS**, Hydra-Numatic Sales is the only provider that supplies the specific pump that is needed to adequately operate the pump station; and,

**WHEREAS**, it is in the best interest for the health, safety and welfare of the Village residents to install this new complete pump set for the Sewer Department's Racetrack Pump Station.

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Trustees of the Village of Monticello does hereby approve the purchase of a complete pump set for the Sewer Department's Pump Station in the amount of \$13,920.00 from Hydra-Numatic Sales with \$6,960.00 from appropriation #8120.233G and \$6,960.00 from appropriation #8120.421.

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 300 LBS OF BIO SYSTEMS B500 BLUE CHEMICAL FOR SEWER DEPARTMENT IN THE AMOUNT OF \$4,842.06**

**WHEREAS**, the Sewer Department needs Bio Systems B500 Blue Chemical which is used to help the biological processing of sewage; and,

**WHEREAS**, these chemicals are needed as soon as possible; and,

**WHEREAS**, it is in the best interest for the health, safety and welfare of the Village residents to purchase this chemical for the processing of sewage for the Sewer Department.

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**NOW, THEREFORE BE IT RESOLVED,** that the Board of Trustees of the Village of Monticello does hereby approve the purchase of 300 lbs. of Bio Systems B500 Blue Chemical in the amount of \$4,842.06 from MTEK Inc, 716 Plum Street, Lemoyne, PA 17043.

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 PAYMENT FOR ROAD STRIPPING OF VILLAGE STREETS IN THE AMOUNT OF \$4,232.17**

The Manager explained that this payment request is after the fact since the work was performed prior to Board approval as is required. He explained that the Highway personnel did not follow the proper procurement procedure neither without the Manager's or the Board's approval as he only became aware of the outstanding bill when it appeared on the Board's agenda for payment. He will be sending a memo to all departments reminding them to follow the proper procurement procedures.

Trustee Hutchins indicated that he has a concern that someone in the Highway Department makes a decision to spend over \$4,000 without Board approval assuming the Board will after the fact agree to pay that bill.

The Village Manager indicated that he shares that concern and he will address it.

The Village Clerk noted that she had sent a memo that all agenda items had to be on her desk by the Wednesday prior to the next Board meeting which is why this resolution wasn't included in this evening's agenda.

**WHEREAS,** the Highway Superintendent determined that twelve public streets within the Village needed road stripping for the safety of the motorists; and,

**WHEREAS,** the County of Sullivan DPW has the equipment and paint to strip streets in a uniform manner; and,

**WHEREAS,** it is in the best interest for the health, safety and welfare of the Village residents for these streets to be properly and uniformly marked.

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**NOW, THEREFORE BE IT RESOLVED,** that the Board of Trustees of the Village of Monticello does hereby approve payment to Sullivan County DPW, 100 North Street, Monticello, NY in the amount of \$4,232.17.

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

**REFERRAL TO PLANNING BOARD FOR REVIEW AND RECOMMENDATION  
REGARDING A LOCAL LAW AMENDING THE VILLAGE ZONING CODE TO ALLOW  
RM (MULTIPLE RESIDENCES) IN A B1-0 ZONE**

A motion was made by Trustee Marinello, seconded by Trustee Hutchins, unanimously approved on a roll call vote to refer to the Planning Board for their review and recommendation regarding a local law amending the Village Zoning Code to allow RM (Multiple Residence) in a B1-0 zone.

**AWARDING OF BIDS - SURPLUS EQUIPMENT**

**2000 Chevy Impala**

A motion was made by Trustee Marinello, seconded by Trustee Schoonmaker, unanimously approved on a roll call vote to award 2000 Chevy Impala to **Grace Quality Used Cars**, in the amount of \$855.00 the highest bidder.

**2003 Chevy Impala**

A motion was made by Trustee Marinello, seconded by Trustee Schoonmaker, unanimously approved on a roll call vote to award 2003 Chevy Impala to **Grace Quality Used Cars**, in the amount of \$1,155.00 the highest bidder.

**DISCUSSION OF RENAMING A VILLAGE STREET IN HONOR OF THE NEWLY  
ELECTED PRESIDENT OF THE UNITED STATES; ACCEPTING SUGGESTIONS  
FROM THE BOARD AND PUBLIC FOR A STREET TO BE CHOSEN FOR SUCH RE-  
NAMING; AND OF PROCEDURAL STEPS INVOLVED IN NOTIFYING EMERGENCY  
RESPONSE AUTHORITIES OF SUCH A NAME CHANGE**

Trustee Rue explained that she has requested that the Board discuss this idea and also suggested that possibly Bank Street

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should be the street that is renamed since there are buildings on only one side of the street and it is only one block long. She felt that the election of Barack Obama is historical and the Village should recognize this event.

The residents in the audience felt that it was too soon to change a street name as he is only president elect and possibly if a street is to be renamed it should be for a local person.

#### **PUBLIC COMMENT**

##### **Community Progress Action Group (CPR)**

Debby Mack a member of the CPR explained that this is a group that recently formed to work with the Village and the community for the betterment of the Village of Monticello and Sullivan County. She noted that this group is opened to all races, colors and creeds and is proactive with the youth. She invited everyone to a community "Thanksgiving Fest" supper Saturday from 4:30 p.m. to 7 p.m. at the Ted Stroebele Recreation Building. She was concerned that both Trustees Rue and Marinello have not yet met with this group even though they have been invited to do so.

Tom Rue as a resident of the Village explained that he has offered a service to other nonprofit associations to apply for a Certificate of Incorporation and file it with the Secretary of State at no charge.

Tommy Mack indicated that the CPR Group members were hurt when they did not meet with them at a mutually agreed time and date and noted that this group is only interested in helping the Board and the community grow and prosper. He thanked Mayor Jenkins, Trustee Hutchins and the Village Manager for meeting with them earlier in the month.

Trustee Rue felt that she would have met with a small group of members from the CPR, but not with the entire group which she felt was going to occur from the phone calls she was receiving. She felt it was wrong to open this building for what she considered a meeting that had not been announced to the public.



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Mayor Jenkins suggested that Trustee Rue and Trustee Marinello meet with the representatives of the CPR after this meeting to make arrangements for such a meeting.

**EXECUTIVE SESSION**

At 9:00 p.m., a motion was made by Trustee Marinello, seconded by Trustee Schoonmaker, unanimously approved on a roll call vote to move into Executive Session to discuss a personnel matter regarding an particular person. negotiations.

**ADJOURNMENT**

At 11:32 p.m., a motion was made by Trustee Hutchins, seconded by Trustee Marinello, unanimously approved on a roll call vote to move out of Executive Session and adjourn the Regular Village Board meeting.

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EDITH SCHOP, Village Clerk