

Un-Approved Minutes of the Board

Adjourned Meeting Minutes

Meeting of the Board of Trustees

Village of Monticello

March 14th, 2014

12:00pm

Re-opening of meeting from Wednesday, March 12th, 2014

A motion was made by Trustee Massey with a second by Trustee Matthews to re-open the meeting at 12 noon. Upon the call of the roll, all were in favor.

Pledge to the Flag

Roll Call

Mayor Jenkins-Present

Carmen Rue-Present

Rochelle Massey-Present

Larissa Bennett-Absent

James Matthews-Present

Executive Session

A motion was made by Trustee Massey with a second by Trustee Matthews to go into Executive Session at 12:02pm to discuss Personnel. Upon the call of the roll, the vote went as follows:

Trustee Rue commented what are we going into Executive Session for?

Mayor Jenkins responded personnel.

Trustee Rue commented that you know any appointment that is made has to be done in Public, you know that by law.

Trustee Rue-yea

Trustee Bennett-absent

Trustee Matthews-yea

Trustee Massey-yea

Mayor Jenkins-yea

A motion was made by Trustee Massey with a second by Trustee Rue to come out of Executive Session at 12:19. Upon the call of the roll, all were in favor.

Motion accepting the agenda

A motion was made by Trustee Massey with a second by Trustee Matthews to accept the agenda. Upon the call of the roll, the vote went as follows:

Trustee Rue-nay

Trustee Bennett-absent
Trustee Matthews-yea
Trustee Massey-yea
Mayor Jenkins-yea

Resolution authorizing the closing of the Interview Process

A motion was made by Trustee Massey with a second by Trustee Matthews. Upon the call of the roll, the vote went as follows:

Trustee Rue-no
Trustee Bennett-absent
Trustee Matthews-yea
Trustee Massey-yea
Mayor Jenkins-yea

Resolution hiring Alan Thompson as the Village Manager at salary of \$78,000.00 and authorizing the Mayor to execute and sign a 2-year contract stating the same. Start date effective Monday, March 17, 2014

Mayor Jenkins explained that with this 2 year contract there is a clause that states if Mr. Thompson is fired before the two years expire, he is to be paid out at full salary of \$78,000.00 per year which is \$156,000.00.

Trustee Massey commented that because of the current budget only being at \$36,000.00, Mr. Thompson has agreed to come on as part-time with the salary of \$36,000.00 and will be paid at \$78,000.00 in accordance with the new budget on August 1st.

Mayor Jenkins explained that he was going to drop his Manager's salary at \$36,000.00 and Mr. Thompson will assume it and I will go back down to my Mayor's salary.

Trustee Rue stated that she just wants to make it clear that she votes no to the agenda, and she votes no to this because this agenda is a complete surprise to her because she did not see it until just 15 minutes before the meeting. But I want to read a code before you vote for a manager's 2 year contract, I just want to say that it is a shame that I have been saying for a year and a half to hire a professional manager, now 3 days before the election, we hire a manager part-time until August 1st at \$36,000.00 and we hire and then after August 1st he's going to get \$78,000.00 with a contract which I never saw which I want to put on record, I never saw the contract and it's going to be put in there that if he's fired he's going to be paid for 2 years, \$156,000.00, which is \$78,000.00 for two years; but I want to first read a code very clearly from the Village Code, section 45-5 of the Village Code says:

The administrative and executive powers of the Village, including the power of appointment of officers and employees, except the Village Clerk, Village Attorney and Village Treasurer, are vested in an official to be known as the "Village Manager" who shall be appointed by the Board of Trustees and hold office during the pleasure of such Board; I just want to make it clear; he shall receive compensation as shall be fixed by the Board of Trustees.

So, I just want to read a code here because I see a lot of things on the agenda that are political appointments and I see contracts and I just want to say that the Village Clerk, the Treasury and Village Attorney are appointed by the Mayor with Board approval. Never in the history of Monticello has the Treasury or Clerk been given a contract. Because I see on here on the agenda so I want to make it clear on here. I also wanted to say that Mr. Thompson lives in Spring Valley, we have a local law 45-14 that was passed in 2010 and it was done when John Barbarite was here that states, when he was a Village Manager and the reason they changed it is because the Deputy Manager lived outside the Town of Thompson and the Village of Monticello, so Local Law 2 of 2010, it doesn't say a requirement or how many months, nothing, it says:

Village officers and employees may reside outside the Village of Monticello but must reside within the County of Sullivan.

This is local law #2 of 2010 45-14. I just want to record that to make sure that it is noted in the minutes and to make sure that it noted today that what is being done today is wrong.

A motion was made by Trustee Massey with a second by Trustee Matthews to hire Allan Thompson as the new Village Manager. Upon the call of the roll, the vote went as follows:

Trustee Rue-absolutely not
Trustee Bennett-absent
Trustee Matthews-yea
Trustee Massey-yea
Mayor Jenkins-yea

Trustee Matthews stated that he would like to thank Mayor Jenkins for taking care of things while there was no Manager in place. He saved a lot of money by taking on both positions and kept things running forward, so I would just like to thank you for your work.

Mr. Thompson stated that he would like to thank the Mayor and the Board for their confidence in appointing him in the position of the Village Manager. He stated that he is someone that does not take this lightly and he is going to give 110% and be assured that when I assume the position of

Village Manager when I leave this place, it will be in a better position. Again, thank you, and I look forward to working with you all.

Resolution authorizing the Mayor to execute and sign a 2-year contract with the Village Clerk and Village Treasurer at their current salaries with applicable increases as budgeted

A motion was made by Trustee Massey with a second by Trustee Matthews. Upon the call of the roll, the vote went as follows:

Trustee Rue commented no, this is completely wrong, never in the history of the Village of Monticello have we given a contract, this is wrong, absolutely not.

Trustee Bennett-absent
Trustee Matthews-yea
Trustee Massey-yea
Mayor Jenkins-yea

Resolution creating the position of Part-Time Account Clerk in the Village of Monticello and setting the hours on a regular basis at 20 hours or more per week, but less than 40 hours per week

A motion was made by Trustee Massey with a second by Trustee Matthews. Upon the call of the roll, the vote went as follows:

Trustee Rue commented that this employee was hired as the Secretary to the Village Manager, to change her position a part-time account clerk at 20 hours a week , there are two things here is reflected. I just want to make it clear because I don't think anybody read the union contract, but part-time employees working 20 hours a week or more, but less than 40 hours a week, are entitled to all things offered to all full-time employees. This is the union contract for the union people, so this lady is going to receive more than \$100,000.00 a year in health insurance. We pay \$1,500.00 for each employee. This employee was part-time as the secretary to the manager, and now we are changing it to something else when the Village is in financial bankrupt almost, no money anywhere, and you are going to hire this part-time account clerk without searching the union contract? After 20 hours, she's entitled to everything single benefit.

Mayor Jenkins commented that he just wanted to clarify that Heather has been here and she is making \$10.00 or \$12.00 an hour part-time and there are no increases. What the issue is, is that she is still going to continue at the \$10.00 an hour, the only reason why we changed it is because as an account clerk, she can receive money because she is in a different building, she is not in Village Hall anymore, but I am going to clarify it, but it will be under 20 hours a week so that she does not get the health insurance, she's part-time at \$10.00 or \$12.00 and she does not get health insurance. We

cannot afford that and I will clarify that, it has to be less than 20 hours, so that she doesn't get the health insurance. That's my mistake and I apologize for that and we will change that.

Trustee Matthews asked if she is going to receive money, how long she will be holding it.

Mayor Jenkins responded that she will take the deposit fee for the rentals and give it back. What happens is these people want their money back after they clean up the building, and they don't want to wait. I had 3 people come to the Village last week and they were demanding to get their money back after their event. So Lilo and I changed it so that they can get their money back and that was one of the things the Comptroller wanted us to change.

Trustee Matthews then asked how long should she be holding on to this money.

Mayor Jenkins responded, no more than 5 days minimum, because once they clean it up, she's going to give them back their money.

Trustee Matthews stated that he does not want her holding any monies if the money is supposed to be coming to the Village.

Trustee Rue commented that it was no reason to change the procedure from the secretary to the manager and now we have this problem with the union because the union is going to go after this.

Mayor Jenkins reiterated less than 20 hours, there's no conflict, and it will be under 20 hours.

Trustee Rue-nay
Trustee Bennett-absent
Trustee Matthews-yea
Trustee Massey-yea
Mayor Jenkins-yea

A motion was made by Trustee Massey with a second by Trustee Matthews naming Heather Shear as the part-time account clerk. Upon the call of the roll, the vote went as follows:

Trustee Rue-nay
Trustee Bennett-absent
Trustee Matthews-yea
Trustee Massey-yea
Mayor Jenkins-yea

Resolution authorizing payment to EFC in the amount of \$24,000.00 for the USDA Sewer Project Ban established September 9, 2013 before April 1, 2014

A motion was made by Trustee Matthew with a second by Trustee Massey. Upon the call of the roll, the vote went as follows:

Trustee Rue commented that she is going to abstain from voting on this because she just got this and she did not have a chance to talk to Lilu.

Mayor Jenkins commented that it's a ban for the sewer department and if we don't pay it before April first, we will be charged a penalty.

Trustee Rue-abstain
Trustee Bennett-absent
Trustee Matthews-yea
Trustee Massey-yea
Mayor Jenkins-yea

Mayor Jenkins stated that he just wanted to take a moment to thank Mr. Thompson for wanting the job and being interested in the Village and I think we will have a good relationship with you. There are a lot of things to get done in this Village and there are about 20 projects going on and regardless of the nonsense and hearsay, we have a new Clerk, a new Treasurer and now a new Manager, and with the help of Mr. Thompson, we are going to get this Village going. Thank you.

Adjournment

A motion was made by Trustee Massey with a second by Trustee Matthews to close the meeting at 12:38pm. Upon the call of the roll, the vote went as follows:

Trustee Rue commented Mr. Thompson, now you are becoming a public fixture, as you know the Manager is appointed by the Board and you are becoming a Public fixture in a lot of areas. There is nothing personal and your resume is very impressive but the time to hire you is wrong, three votes that vote for you today, that is not the full Board. Maybe it's going to be two votes because the Mayor was convicted a month ago, so maybe his vote right now it doesn't count. I just wanted to put this on record. I just wanted to say this.

Mr. Thompson commented that you just made your statement Mrs. Rue, may I just say this; you're right when you say it's not about me. I am here and it's nothing about me, I am here and it's about the residents of this Village. I want to thank the Board for having the confidence of hiring me because if you look at my resume it will tell you that I am that kind of a person that is going to put 110% in everything that I do. I love public service and this will give me an opportunity to continue

doing what I love to do. I don't get into people's personal lives, I don't think it's any of my prerogative; I am only here to do the job.

Trustee Rue responded that this is not personal; this is about politics, political.

Mr. Thompson responded that when you get into someone's personal life, it is personal.

Trustee Rue responded back that it's not personal, you know what, my point to you is that I asked you the question about the residential and that if you were going to move into the Village and that you live in Spring Valley, and then they say for 6 months you're going to have a part-time job until August 1st, and then I asked you personally, please wait until April 1st, your resume is impressive. Here on this Board, usually, you see the record, even if the Manager sometimes don't work out, it was always the majority of the Board appoint the Manager. You had three votes today and it's a sad thing that you with so much experience and political background and because you being a politician, you don't wait two days or even two weeks. That's a shame and that's all I'm going to say and I asked you that.

Mr. Thompson responded back and I am here because of the Board, the Mayor and the rest of the Board, if you voted against, that's your prerogative, I said I look forward to working with you.

Mayor Jenkins commented that it's time to move this Village forward. I don't know Mr. Thompson from anywhere. With all due respect Mrs. Rue, we cannot keep coming to these meetings fighting. If there are any differences with me and you, let's just start fresh and I'll shake your hand. Let's move forward and I want you to be a part of things. The Manager is here and when you come in, don't feel like you are left out. Can we dismiss the indifferences that we have and work together?

Trustee Rue commented that I am an elected official and can't be left out.

Mayor Jenkins stated that I will extend my hand and we'll work together. Mr. Thompson you have the support of the Board.

Trustee Rue-yea

Trustee Bennett-absent

Trustee Matthews-yea

Trustee Massey-yea

Mayor Jenkins-yea

Submitted by:



Janine Gandy, Village Clerk