

Minutes

Board of Trustees

Village of Monticello

January 6th, 2015

7:00pm

Call Meeting to Order

The meeting was called to order at 7:00pm by Mayor Jenkins.

Pledge to the Flag

Roll Call

Mayor Jenkins-Present

Carmen Rue-Present

Jill Weyer-Present

Larissa Bennett-Present

Douglas Solomon-Present

Also Present: Michael Davidoff-Village Attorney

David Sager-Village Manager

Jim Steinberg-Highway Superintendent

Motion to Accept the Agenda

A motion was made to by Trustee Solomon with a second by Trustee Rue with the following add-ons:

1. Resolution awarding the Generator Bid to McDonald & McDonald as the lowest bidder not to exceed \$12,000.00 to cover the bid amount of \$9,200.00 and any other additional expenses.
2. Resolution awarding the RFP for Special Inspections for the Wastewater Treatment Plant to Atlantic Testing Laboratories as specified.

Upon the call of the roll, the vote went as follows:

Mayor Jenkins-abstain

Trustee Bennett-yea

Trustee Rue-yea

Trustee Solomon-absent

Trustee Weyer-yea

Approval of Minutes from the December 9th, 2014 meeting

A motion was made to by Trustee Rue with a comment and a second by Trustee Bennett to approve the minutes. Upon the call of the roll, the vote went as follows:

Mayor Jenkins-abstain

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Trustee Bennett-yea

Trustee Rue-yea

Trustee Solomon-abstain

Trustee Weyer-yea

Mayor's Comments

Mayor Jenkins stated that he would like the Attorney to look into monies owed to the Village by Apollo Mall. He stated that he heard that they are ready to close the deal and he wants to be sure that the Village is paid what they are owed. He also stated that there is monies owed to the Village from the Old Concord and Henry Zabbatta is the contact, the Board set up payment arrangements with them last year and to date, he is not aware of any payments being made, so now that is all null and void, and the Board is not going to forgive that money because it is \$125,000.00+ and it needs to be paid. He also mentioned that he was made aware that the former Village Manager, Ray Nargizian, had all of his property assessments reduce and he finds it sick and disgusting that he sat as a Manager twice and would do such a thing to this Village and that also needs to be looked into. How can the Town of Thompson Assessor make all of these decisions without the knowledge and or input of the Village? Something is going on and needs to be looked into. Soon, all of the big taxed properties in the Village are not going to be worth anything. If he had get his assessments reduce, everybody can and there shouldn't be any issues.

Village Manager's Report

Good Evening Honorable Mayor, Trustees & Members of the Public:

Let me start by wishing everyone a healthy and happy new year. Much has transpired since last month's meeting of the Village Board and I look to the future with genuine excitement. Foremost is the casino license authorization to Empire Resorts/Adelaar right here in the Town of Thompson. The proposed casino and destination resort is immediately adjacent to the village and I look for local development as a result of this project to be transformative for the Village of Monticello, as well as, the entire region. Certainly, the Village of Monticello had begun to see small signs of life and renewed interest in terms of business development in and around Broadway prior to the December 18th announcement by Governor Cuomo, but I fully expect this to be a game changer for the Village of Monticello. We have the proximity and infrastructure to fully capitalize on this opportunity and I fully intend to assist the village, its residents and small businesses do just that.

Part of the revitalization of the Village of Monticello requires the concept of collaboration. We cannot work in a vacuum and must rely on partnerships forged with regional agencies, developers and municipalities so that we can realize our destiny. With that in mind, I recently

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hosted a meeting in my office between the Village Planning Board, the County Planning Department, the Village Highway Department, Sullivan Renaissance, and NYSDOT to discuss and formulate a collective vision for the Jefferson Street Corridor. As you are aware, we have obtained a grant through the state that will result in the construction of a sidewalk and curbing from the North Street/Jefferson Street Intersection and up to the Ultra Power. As important as the sidewalk in providing a walkable corridor, curbing will be put in place that provides significant traffic organization going into and out of both Ultra Power and Tilly's. Part of the impetus for this meeting was due to the proposed Dunkin' Donuts project that is currently before the Village Planning Board. I see this as the start of significant future development in this corridor and I wanted all invested parties at the table so that we can make sure the scope of our vision for this corridor is comprehensive not only for the sidewalk improvements or the Dunkin' Donuts specifically, but for the future development of the entire corridor. I also wanted to be clear to all agencies that while the Village of Monticello will continue to encourage and forge new partnerships, we are steadfast in maintaining our authority over village-related projects. I am proud to say that the first meeting was a success and we have already come up with several ideas that can and will be immediately addressed by our project engineers. I am also making sure that we do not unnecessarily delay the Dunkin' Donuts development in any way.

I intend to make sure that the Village Code Review Committee completes its tasks within the next 6-8 weeks so that we can start moving toward village recodification. This will likely require the input from an outside professional once the committee's recommendations are received so that we can again create a comprehensive document that works, makes sense and is user friendly. With unprecedented growth and development nearing in our collective future, the village must update any antiquated or confusing codes so that developers and residents alike can navigate accordingly, and we must do this sooner than later.

As of yesterday, I was in contact with Empire State Development Corporation regarding the proposed grant project at 426 Broadway. Unfortunately, there have been a myriad of issues that have led to delay and confusion, with all parties involved accepting some of the blame. I have assured ESDC that, as the permanent Village Manager, from this point forward I will be the point person on this project and have assured them that any and all necessary documentation will be provided without haste. This will require a tremendous amount of quick study on my part, however, I am committed to making this project a success for the Village of Monticello and the developer alike. ESDC was very pleased to be able to have a consistent, responsible person in charge and have promised to work with us in any way possible to see this project to completion.

We have received a preliminary report from the Village Auditor and our financial outlook is improving, though there are still a number of areas that need attention and improvement. Some have to do with internal controls that have never been put in place and that I am now implementing. An exit conference is scheduled for tomorrow with the auditor and I will share the results of this with Board. In addition, we have received our current rating from Moody's.

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It too shows that the financial outlook is improving, but has a way to go. I would point out, however, that they based their findings on old data and I expect that our bond status rating will improve significantly for the next year. Much of this is due to the diligent work of Village Treasurer, Lilu Li. She has worked tirelessly to resolve a number of outstanding accounting issues and is dogged in her pursuit of saving village taxpayers money. Even today, Lilu and I reviewed village owned properties as a result of foreclosure and after consult with the County Treasurer, saved the village over \$8,500 in scheduled payments. I am delighted to have her on my team.

Backtracking slightly, I would like to praise not only the Village Holiday Committee, but especially Carlos Torres and Lou Monteleone for making the December 14th Holiday Celebration at the Stroebele Center so incredible. Lou is The Santa Express and put on a wonderful show for the children of our community. Carlos single-handedly organized a hugely successful holiday dinner celebration that same evening that served hundreds. As Village Manager I did a small part to volunteer that day. What I saw in terms of community support and involvement left me in awe.

After discussion with George Popp of the USDA, we are going to wait for Spring to host a groundbreaking event for the Sewer Grant Project. We continue to engage Mr. Popp and the USDA on seeking potential additional grants so that we can also improve our water delivery infrastructure.

It is my intent to provide the Village Board with specific reports in the future from each department at the second monthly meeting of the Board. This will be a monthly occurrence and require attendance of each department head at the Board Meeting. Each department head will present a monthly report to you and be there to answer questions asked of you. This will further help to foster a sense of accountability, teamwork and communication throughout village government. In addition, I will ask for reports from the chairs of both the Planning and Zoning Boards and will present to you so that we are all aware of proposed actions within the village.

In the coming days, I will be discussing with you my vision for De Hoyos Park specifically and how it relates to the provision of youth and recreational services within the village. I will also be reaching out to our state and federal elected officials to procure funding for such initiatives.

Alexis Eggleton- Boys & Girls Club

Barbie Neuman was present from the Boys & Girls Club. They came to the Village looking for ideas from the Board to help pull Village children out to attend their programs at the TSC. At this time they have very poor attendance.

There was a discussion of the Board and the Board stated that they think the location may be the problem, because the TSC is not a facility set up for activities to draw children. At this time, the Boys & Girls Club will continue to utilize the TSC as is, but was encouraged to reach out and

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see if they can partner with the Monticello School District along with assistance from the Village Manager.

Resolution awarding the annual Sludge Cake Bid to the lowest bidder, Gotta Do Contracting, for the 2014-2015 fiscal year with a bid of \$89.00/ton

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

Mayor Jenkins-abstain
Trustee Bennett-yea
Trustee Rue-yea
Trustee Solomon- yea
Trustee Weyer-yea

Resolution authorizing payment to Barton & Loguidice for Chemical Bulk Storage Compliance on behalf of the Water Department in the amount of \$28,800.00 from app#F.8320.239.

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

Mayor Jenkins-abstain
Trustee Bennett-yea
Trustee Rue-yea
Trustee Solomon- yea
Trustee Weyer-yea

Resolution authorizing payment to Barton & Loguidice for the EPT Concord Water Supply Agreement in the amount of \$2,914.48 from escrow account T.0032.575

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

Mayor Jenkins-abstain
Trustee Bennett-yea
Trustee Rue-yea
Trustee Solomon- yea
Trustee Weyer-yea

Resolution authorizing payment to the NYS DEC for the Villages annual SPDES permit for the Sewer Treatment Plant in the amount of \$7,500.00 from app#G.8130.457. Current account balance after payment is \$408.20

A motion was made by Trustee Rue with a second by Trustee Solomon.

Trustee Weyer asked were we done with SPDES permits or will there be another one coming?

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The Village Clerk responded that these permits are annually and this is the only one.

Upon the call of the roll, the vote went as follows:

Mayor Jenkins-abstain
Trustee Bennett-yea
Trustee Rue-yea
Trustee Solomon- yea
Trustee Weyer-yea

Resolution declaring the following Sanitation Department equipment as surplus:

- A. 2008 International 25yd Packer Garbage Truck
- B. 2-2010 International 4300 Series Recycling Trucks

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

Mayor Jenkins-abstain
Trustee Bennett-yea
Trustee Rue-yea
Trustee Solomon- yea
Trustee Weyer-yea

Resolution authorizing the Village Manager to sign a Contract with RTI Auctioneer and authorizing RTI Auctioneer to auction off the following equipment at their next online auction:

- A. 2-2010 International 4300 Series Recycling Trucks to the highest bidder with a reserve of \$75,000.00 for each vehicle

A motion was made by Trustee Rue with a question and a second by Trustee Bennett.

Trustee Rue asked that all contacts be done through the Village Manager because he is the that should be communicating and no one else.

Mr. Sager responded that he is the point of contact and it's in the contract.

Upon the call of the roll, the vote went as follows:

Mayor Jenkins-abstain
Trustee Bennett-yea
Trustee Rue-yea

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Trustee Solomon- yea

Trustee Weyer-yea

Resolution authorizing going out to bid for a used Cab & Chassis to replace the one on the 1994 International

A motion was made by Trustee Weyer with a second by Trustee Bennett setting the bid opening date for Thursday, February 19th, 2015 at 2:00pm. Upon the call of the roll, the vote went as follows:

Mayor Jenkins-abstain

Trustee Bennett-yea

Trustee Rue-yea

Trustee Solomon- yea

Trustee Weyer-yea

Resolution authorizing an emergency purchase of 2 front springs for truck#5 from McDonald & McDonald in the amount of \$1,471.78 from app#A.1640.421. Current account balance \$25,988.47

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

Mayor Jenkins-abstain

Trustee Bennett-yea

Trustee Rue-yea

Trustee Solomon- yea

Trustee Weyer-yea

Resolution authorizing payment to Luzon Environmental Services for the installation of a new "WAYNE" single product gasoline pump for the Highway Department in the amount of \$1,895.00 from app#A.1620.201. Current account balance is \$2,962.00.

A motion was made by Trustee Rue with a second by Trustee Solomon.

Mayor Jenkins questioned if the item had gone out to bid?

Mr. Steinberg responded that this is the only place that makes these pumps in the State of NY, they are a sole source provider and this was an emergency purchase.

Upon the call of the roll, the vote went as follows:

Mayor Jenkins-abstain

Trustee Bennett-yea

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Trustee Rue-yea
Trustee Solomon- yea
Trustee Weyer-yea

Resolution rescinding the resolution passed on November 19th, 2014 regarding the 4% Inspection Fee and Building Permit Fee for the Wastewater Treatment Plant and authorizing a 1% Inspection Fee and Building Permit Fee as originally stated in the Bid specifications for the Wastewater Treatment Plant Project

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

Mayor Jenkins-abstain
Trustee Bennett-yea
Trustee Rue-yea
Trustee Solomon- yea
Trustee Weyer-yea

Resolution authorizing a 24 hour deposit window of all monies collected in the Village of Monticello

A motion was made by Trustee Bennett with a second by Trustee Rue with a comment.

Trustee rue stated that she feels better knowing that all monies will be deposited by 3pm or left under lock and key with the Village Manager.

Upon the call of the roll, the vote went as follows:

Mayor Jenkins-abstain
Trustee Bennett-yea
Trustee Rue-yea
Trustee Solomon- yea
Trustee Weyer-yea

Resolution awarding the Generator Bid to McDonald & McDonald as the lowest bidder not to exceed \$12,000.00 to cover the bid amount of \$9,200.00 and any other additional expenses

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

Mayor Jenkins-abstain
Trustee Bennett-yea
Trustee Rue-yea
Trustee Solomon- yea

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Trustee Weyer-yea

Resolution awarding the RFP for Special Inspections for the Wastewater Treatment Plant to Atlantic Testing Laboratories as specified

A motion was made by Trustee rue with a second by Trustee Weyer with a question.

Trustee Weyer asked if these inspections will be similar to the ones that the Village will be performing.

Mr. Sager responded that these inspections that will be performed are for the different chemicals and things ordered by the DEC, that is mandated by the State. B& L had to send out to bid and as we can see, Atlantic Testing came in considerably lower if you total all of their prices.

Upon the call of the roll, the vote went as follows:

Mayor Jenkins-abstain

Trustee Bennett-yea

Trustee Rue-yea

Trustee Solomon- yea

Trustee Weyer-yea

Executive Session

A motion was made by Trustee Rue with a second by Trustee Weyer to go into Executive Session at 8:30pm to discuss the following issues:

Litigation

Upon the call of the roll, the vote went as follows:

Mayor Jenkins-abstain

Trustee Bennett-yea

Trustee Rue-yea

Trustee Solomon-yea

Trustee Weyer-yea

A motion was made by Trustee Bennett and second by Trustee Solomon to come out of Executive Session at 8:45pm. Upon the call of the roll, the vote went as follows:

Mayor Jenkins-abstain

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Trustee Bennett-yea
Trustee Rue-yea
Trustee Solomon-absent
Trustee Weyer-yea

Saldo v. Village of Monticello

A motion was made by Trustee Rue with a second by Trustee Weyer authorizing the Village Attorney to consent to settle the case with a maximum obligation as to participate in Court Ordered Mediation.

Upon the call of the roll, the vote went as follows:

Mayor Jenkins-abstain
Trustee Bennett-yea
Trustee Rue-yea
Trustee Solomon- yea
Trustee Weyer-yea

Adjournment

A motion was made by Trustee Weyer with a second by Trustee Bennett to close the meeting at 6:47pm. Upon the call of the roll, the vote went as follows:

Mayor Jenkins-abstain
Trustee Bennett-yea
Trustee Rue-yea
Trustee Solomon-yea
Trustee Weyer-yea

Submitted by:



Janine Gandy, Village Clerk