

Minutes

Village of Monticello

Tuesday, July 7th, 2015

5:30pm

Call Meeting to Order

The meeting was called to order at 5:30pm by Mayor Solomon.

Pledge to the Flag

Roll Call

Mayor Solomon-Present

Trustee Bennett-Present

Trustee Rue-Present

Trustee Weyer-Present

Trustee Gomez-Present

Also Present:

David Sager, Village Manager

Michael Davidoff, Special Council

Motion to Accept the Agenda

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

1. *Resolution setting a Public Hearing date for July 21st, 2015 at 5:30pm regarding a waiver of the \$150.00 Delinquent Utility Account Charge*
2. *Resolution authorizing the purchase of Commercial Overhead Doors for the Ted Stroebele Center from Dutchess Overhead Doors in the amount of \$12,252.00*
3. *Resolution authorizing the Village Manager to sign the Recreation Agreement with Ivan Davis regarding the hosting a Basketball Tournament at the Monticello Housing Authority on July, 10th-12th, 2015*
4. *Resolution authorizing the Village Manager & Village Attorney to Review and sign an Agreement on behalf of the Village of Monticello with ICHUD*
5. *Resolution authorizing a second amendment to the water service interconnection agreement for Construction Observation Services*
6. *Removal of Item#27 & 28*

Upon the call of the roll, all present were in favor.

Public Hearing for the Correction of Structure owned by Lillian Kapelow SBL#105.-3-1, premise located on the corner of Crystal Street & Liberty Street

The Village Special Council, Michael Davidoff, stated that the Village is looking to have this structure removed because it is a huge eye-sore and safety hazard due to its structural damage. The property owner's attorney has met with the Village Code Enforcement Officer, TJ, along with myself and asked

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for an extension and that the Village not move on this issue right now, as the owner is willing to make the necessary improvements to the structure because it is on a firm foundation. According to the Attorney, the property is in need a new roof and other structural improvements, but the current owner does not want to demolish the structure. They are aware of the Village's position and are willing to adhere to that if no action is taken in a timely fashion on their behalf.

A motion was made by Trustee Bennett with a second by Trustee Rue to adjourn the Public Hearing until August 4th, 2015. Upon the call of the roll, all were in favor.

Approval of Minutes from the June 16th, 2015 meeting

A motion was made by Trustee Weyer with a second by Trustee Rue to approve the minutes. Upon the call of the roll, all were in favor.

Mayor's Report

Mayor Solomon introduced Shannon Daniel as the new Recreation Attendant for the Village.

Manager's Report

As of today, the Center for Workforce Development summer interns started their work for the village. There are 2 that are helping with clerical work at Village Hall. There are also two groups of 6 that will be helping to litter pluck the village parks and Broadway for the summer.

We are still awaiting confirmation on the proposed USDA Water Project, however, we are optimistic that some formal decisions will be made in the next few weeks.

I am working with the Sullivan County Planning Department, Glenn Gidaly of Barton & Loguidice and Helen Budrock of Sullivan Renaissance on several grant proposal for the CFA Grant opportunities. One proposal will be for upgrades to DeHoyos Park; one would be for continued upgrades to our water service infrastructure; and one would seek funding for a study of our housing stock and what we would need to do to improve it.

I continue to work with CEO, TJ Brawley, and the DPW on mowing derelict properties and further beautification efforts that help bring properties into compliance.

Thanks to the help of the Village of Monticello Water Department and the DPW, we were able to open the pool this past weekend. Hours of operation will be 12:00 PM-8:00 PM Monday through Saturday, and 12:00 PM-6:00 PM on Sunday. In addition, swimming lessons will be offered for FREE to village residents from 10:00 AM-11:45 AM, Monday through Friday.

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I am pleased to announce that effective Monday, July 13, 2015, we will have a full-time Recreation Director for the Village of Monticello in the form of village resident, Shannon Daniel. Shannon brings a wealth of knowledge to the position and has some wonderful ideas in terms of both youth and adult programming for our community. She is educated, articulate, caring and is bilingual (Spanish). I truly look forward to working with Shannon and have no doubt that she will put her intellect and energy to work for the village.

In conjunction with Shannon's hiring, the Summer Meals Program will begin on Monday, July 13th. Breakfast will be served at DeHoyos Park Monday through Friday from 9:00 AM-10:00 AM and lunch will be served from 12:00 PM-1:00 PM.

Presentation-Jeff Siegel-Bagel Fest

Jeff Siegel was present and discussed his continued plans for the 2015 Bagel Fest on Sunday, August 16th, 2015. He also spoke with the Board regarding the name change of Broadway to Bagel Boulevard.

The Board agreed to "honorary" change of Broadway to Bagel Boulevard for the month of August only from August 1st – 31st, 2015.

Resolution authorizing the "honorary" name change of Broadway from Bank Street to Liberty Street to "Bagel Boulevard" for the weekend of the Bagel Festival, August 1st – 31st, 2015

A motion was made by Trustee Bennett with a second by Trustee Rue. Upon the call of the roll, all were in favor.

Resolution setting a date for National Night Out for Tuesday, August 4th, 2015 from 4pm-8pm behind the Ted Stroebele Center in the parking lot on North Street

A motion was made by Trustee Gomez with a second by Trustee Rue. Upon the call of the roll, all were in favor.

Discussion-B & L Proposal for Engineering Services

Water Quality Improvement Program

A motion was made by Trustee Weyer with a second by Trustee Rue accepting the proposal from B & L and authorizing the Village Mayor or Manager to sign. Upon the call of the roll, all were in favor.

Water Systems Improvement CDBG Grant Application

A motion was made by Trustee Gomez with a second by Trustee Bennett accepting the proposal from B & L and authorizing the Village Mayor or Manager to sign. Upon the call of the roll, all were in favor.

Discussion-Outside User Fees for Village Pool

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There was no discussion

Resolution authorizing the waiving of the \$150.00 delinquent charges and associated penalties for the water, sewer & sanitation bills as attached in exhibits A-F that has never been late in the past

A motion was made by Trustee Rue with a second by Trustee Bennett. Upon the call of the roll, all were in favor.

Resolution voiding the original tax installment contract #100141 for Joseph Kowalczyk and authorizing a new installment contract in the amount of \$20,533.31, with a down payment of \$1,533.31. Owner agrees to make monthly payments in the amount of \$894.40 not to exceed a 24 month period. If the installment contract is not paid in full at the end of 24 months or falls delinquent within those 24 months, the Village has legal right to move forward with foreclosure proceedings

Tabled

Resolution setting a Public Hearing date for Participation in the CDBG(Community Development Block Grant) Program on Tuesday, July 21st, 2015 at 5:30pm

A motion was made by Trustee Weyer with a second by Trustee Rue. Upon the call of the roll, all were in favor.

Resolution setting a Public Hearing date for Tuesday, July 21st, 2015 at 5:30pm for the Water, Sewer & Sanitation rates

A motion was made by Trustee Rue with a second by Trustee Bennett. Upon the call of the roll, all were in favor.

Resolution authorizing the purchase of piping and supplies for the emergency repair of the North Street water main for the Water Department in the amount of \$2,152.33 from Schmidt's from app#F.8340.421

A motion was made by Trustee Rue with a second by Trustee Weyer. Upon the call of the roll, all were in favor.

Resolution authorizing payment to Allied Biological for Copper Sulfate Treatments at the Lake for the Water Department in the amount of \$2,126.00 from app#F.8320.482

A motion was made by Trustee Weyer with a second by Trustee Rue. Upon the call of the roll, all were in favor.

Resolution authorizing the repair of the Jack Hammer by Pine Bush Equipment for the Water Department in the amount of \$3,509.45 from app#F.8320.459

A motion was made by Trustee Weyer with a second by Trustee Rue. Upon the call of the roll, all were in favor.

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Resolution authorizing the repair by Immel & Son Welding to the Stand Tank on High Street for the Water Department in the amount of \$2,630.00 from app#F.8320.459

A motion was made by Trustee Weyer with a second by Trustee Bennett. Upon the call of the roll, all were in favor.

Resolution engaging the services of Drew, Davidoff, & Edwards Law Offices, LLP in the lawsuit of Direct Energy v. Village of Monticello

A motion was made by Trustee Rue with a second by Trustee Weyer. Upon the call of the roll, all were in favor.

Resolution authorizing the purchase of parts for Emergency Repair of the Fialkoff's Pump Station from Schmidt's in the amount of \$1,018.66 for the Sewer Department from app#G.8130.233

A motion was made by Trustee Rue with a second by Trustee Weyer. Upon the call of the roll, all were in favor.

Resolution in Support of the continued efforts of the Sullivan County Division of Planning and Environmental Management and the Department of Grant Administration for the New York Main Street Technical Assistance Grant Application

A motion was made by Trustee Rue with a second by Trustee Weyer. Upon the call of the roll, all were in favor.

Resolution referring proposed changes in the Zoning Code to Allow Upper Floor Residential Use in the Village of Monticello B2 Zoning District to the Planning Board Pursuant to Village Code Section 280-54

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 Solomon-yea
- Trustee Bennett-yea
- Trustee Rue-yea
- Trustee Weyer-yea
- Trustee Gomez-abstain

Resolution establishing the Village of Monticello Board of Trustees as Lead Agency and determining that action to Construct the Monticello Jefferson Street Gateway Project as an Unlisted Action and will not have a Significant Adverse Impact on the Environment

A motion was made by Trustee Rue with a second by Trustee Weyer. Upon the call of the roll, all were in favor.

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Resolution authorizing payment to R & R Pump & Control Services for emergency repairs to the Split Case Back Wash Pump for the Water Department in the amount of \$6,654.00 from app#F.8320.459

Removed

Resolution authorizing payment to R & R Pump & Control Services for emergency repair of the Low Lift Pump #1-Aurora Pump for the Water Department in the amount of \$12,345.00 from app#F.8320.459

Removed

Resolution setting a Public Hearing date for July 21st, 2015 at 5:30pm regarding a waiver of the \$150.00 Delinquent Utility Account Charge

Michael Davidoff stated that this Public Hearing is to rectify the re-occurring water bill penalty issue and bring consistency to the fee schedule. In looking at other municipalities, we are the only ones that charge such a huge penalty and it does seem to be quite cumbersome for our residents and we would like to try to remedy that and come up with a more reasonable penalty for delinquent accounts.

A motion was made by Trustee Bennett with a second by Trustee Rue. Upon the call of the roll, all were in favor.

Resolution authorizing the purchase of Commercial Overhead Doors for the Ted Stroebele Center from Dutchess Overhead Doors in the amount of \$12,252.00

A motion was made by Trustee Rue with a second by Trustee Weyer. Upon the call of the roll, all were in favor.

Resolution authorizing the Village Manager to sign the Recreation Agreement with Ivan Davis regarding the hosting a Basketball Tournament at the Monticello Housing Authority on July, 10th-12th, 2015

A motion was made by Trustee Rue with a second by Trustee Bennett. Upon the call of the roll, all were in favor.

Resolution authorizing the Village Manager & Village Attorney to Review and sign an Agreement on behalf of the Village of Monticello with ICHUD

The Village Manager explained that he and Michael met with ICHUD and they are looking to resolve the

on-going problem with the sewer at their bungalow colony. ICHUD is willing to pay all expenses and is going to take care of all of the issues and desires to set up an escrow account of \$25,000.00 for any cost of our Village attorney.

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A motion was made by Trustee Rue with a second by Trustee Bennett. Upon the call of the roll, all were in favor.

Resolution authorizing a second amendment to the water service interconnection agreement for Construction Observation Services for EPT Concord

A motion was made by Trustee Rue with a second by Trustee Bennett. Upon the call of the roll, all were in favor.

Executive Session

A motion was made by Trustee Bennett with a second by Trustee Rue to go into Executive Session at 6:52pm to discuss the following:

Possible Litigation

Upon the call of the roll, all present were in favor.

A motion was made by Trustee Weyer with a second by Trustee Gomez to come out of Executive Session at 7:05pm. Upon the call of the roll, all present were in favor.

ADA Complaint

A motion was made by Trustee Weyer with a second by Trustee Gomez to retain Drew, Davidoff & Edwards Law Offices, LLP to represent the Village of Monticello in regards to the ADA Complaint Act at the hourly rate of \$175.00 plus reimbursement for costs and disbursements.

Upon the call of the roll, all present were in favor.

Adjournment

A motion was made by Trustee Weyer with a second by Trustee Gomez to close the meeting at 7:06pm. Upon the call of the roll, all present were in favor.

Submitted by:



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Janine Gandy, Village Clerk