

MINUTES

Special Meeting Board of Trustees

Village of Monticello

Thursday September 13, 2018

6:30 p.m.

Call Meeting to Order

6:30 p.m.

Pledge to the Flag

Roll Call

Upon roll call all were present:

Gary Sommers, Mayor	Charlie Sabatino, Trustee
Carmen Rue, Trustee	Rochelle Massey, Trustee
George Nikolados, Trustee	

Also Present:

Stacey Walker, Deputy Clerk	Officer Goble
Michael Davidoff, Special Council	Ron Singer, Code Enforcer

Motion to accept the agenda

Motion was made by Trustee Rue second Trustee Nikolados upon roll call all in favor

Approval of Minutes from the August 21, 2018 Board Meeting

Motion was made by Trustee Rue second Trustee Nikolados upon roll call all in favor

Resolution authorizing the payment of bills in the amount of \$643,862.72

Motion was made by Trustee Rue second Trustee Nikolados upon roll call all in favor

Resolution authorizing the Sale of Village Owned Properties also authorizing to publish in the

Official Village Newspaper for Bids to be received of Notices of Sale with the Board Approval

Motion was made by Trustee Rue second Trustee Sabatino upon roll call all in favor

**Resolution authorizing the sale of Village Owned Parcel SBL: 111.-3-18.1 504 Broadway
for a minimum bid of \$250,000.00**

Motion was made by Trustee Rue second Trustee Sabatino upon roll call all in favor

MINUTES VILLAGE OF MONTICELLO SPECIAL MEETING
THURSDAY SEPTEMBER 13, 2018

Resolution authorizing the Sale of Village Owned Parcel SBL: 111.-6-12 Oakley Avenue for a minimum bid of \$29,000.00

Motion was made by Trustee Rue second Trustee Nikolados upon roll call all in favor

Resolution Authorizing for the sale of Village owned Parcel SBL: 109.A-2-5.17 for a minimum bid of \$10,000.00

Motion was made by Trustee Rue second Trustee Nikolados upon roll call all in favor

Motion was made by Trustee Massey seconded by Trustee Rue to go into executive session at 6:40 pm upon roll call all in favor for executive session for possible litigation and personnel

Motion was made by Trustee Sabatino seconded by Trustee Rue upon roll call all in favor out of executive session at 7:05 pm

Resolution Authorizing to Accept Bids for SBL: 106.-4-30, 106.-4-31, 110.-4-9, 115.-2-11

119-6-28 made at the August 2018 Public Auction for Real Property Acquired by Virtue of the IN REM Tax Foreclosure Proceedings

Motion was made by Trustee Rue second Trustee Sabatino upon roll call all in favor

Resolution Authorizing to Accept Bid for SBL: 112.-1-2 made at the August 2018 Public

Auction for Real Property Acquired by Virtue of the IN REM Tax Foreclosure Proceedings

Motion was made by Trustee Nikolados second Trustee Sabatino upon roll call:

Trustee Rue Yea Trustee Nikolados Nay Trustee Sabatino Nay Trustee Massey Nay

Mayor Sommers Abstain

Resolution Authorizing to Reject Bid for SBL: 112.-1-2 made at the August 2018 Public

Auction Real Property Acquired by Virtue of the IN REM Tax Foreclosure Proceedings

Motion was made by Trustee Nikolados seconded by Trustee Massey upon roll call:

Trustee Rue Nay Trustee Nikolados Yea Trustee Sabatino Yea Trustee Massey Yea

Mayor Sommers Abstain

Resolution Authorizing to Accept the Bid for SBL: 112.-1-3 made at the August 2018 Public

Auction Real Property Acquired by Virtue of the IN REM Tax Foreclosure Proceedings

Motion was made by Trustee Nikolados Seconded by Trustee Sabatino upon roll call:

Trustee Rue Yea Trustee Nikolados nay Trustee Sabatino Nay Trustee Massey Nay

Mayor Sommers abstain

MINUTES VILLAGE OF MONTICELLO SPECIAL MEETING
THURSDAY SEPTEMBER 13, 2018

Resolution Authorizing to Reject the Bid for SBL: 112.-1-3 made at the August 2018 Public Auction Real Property Acquired by Virtue of the IN Rem Tax Foreclosure Proceedings
Motion was made by Trustee Nikolados Seconded by Trustee Sabatino upon roll call: Trustee Rue Nay Trustee Nikolados Yes Trustee Sabatino Yea Trustee Massey Yea Mayor Sommers abstain

Resolution Authorizing to Reject the Bids for SBL: 118.-6-3.1, 118.-6-14 made at the August 2018 public Auction for Real Property Acquired by Virtue of the IN Rem Tax Foreclosure Proceedings
Motion was made by Trustee Sabatino seconded by Trustee Rue upon roll call all in favor

Resolution Authorizing to Reject the Bids for SBL: 118-6-16 made at the August 2018 public Auction for Real Property Acquired by Virtue of the IN Rem Tax Foreclosure Proceedings
Motion was made by Trustee Sabatino seconded by Trustee Nikolados upon roll call:
Trustee Rue Nay Trustee Nikolados Yea Trustee Sabatino Yea Trustee Massey Yea Mayor Sommers Abstain

Resolution Authorizing the payment in the amount of \$1,653.50 to the Monticello Greenhouse from App# A.8692.402(Grant Line)
Motion was made by Trustee Sabatino seconded by Trustee Nikolados upon roll call all in favor

Resolution Authorizing the payment in the amount of \$1,717.50 to the Rental Center of Monticello from App# G.8120.233
Motion made by Trustee Rue seconded by Trustee Sabatino upon roll call:
Trustee Rue Nay Trustee Nikolados Yea Trustee Sabatino Yea Trustee Massey Yea Mayor Sommers Abstain

Resolution Authorizing the Village Board of Trustees to approve retaining Fusco Engineering & Land Surveying P.C. on a limited basis to perform a review of the Village of Monticello Building Department to determine what inspections and permits are necessary for the various apartment buildings in the Village and what other inspections and permits are necessary pursuant to the Village of Monticello Code said services shall be on an hourly basis at a rate of between \$85.00 to \$125.00 per hour said total not to exceed \$6,500
Motion was made by Trustee Sabatino seconded by Trustee Nikolados upon roll call all in favor

****TRUSTEE NIKOLADOS LEFT MEETING EARLY AFTER THIS RESOLUTION @ 7:15 PM****

Resolution Authorizing Budget Transfers for September 2018
Motion was made by Trustee Sabatino seconded by Trustee Rue upon roll call:
Trustee Rue Yea Trustee Sabatino Yea Trustee Massey Yea Mayor Sommers Abstain

MINUTES VILLAGE OF MONTICELLO SPECIAL MEETING
THURSDAY SEPTEMBER 13, 2018

Resolution Authorizing payment to Computer Doctors in the amount of \$1,305 for App#f.8310.144 in the amount of \$1,305.00

Motion was made by Trustee Sabatino seconded by Trustee Rue upon roll call:
Trustee Rue Yea Trustee Sabatino Yea Trustee Massey Yea Mayor Sommers Abstain

Resolution Authorizing payment to Glen Smith from Various Escrow Accounts in the amount of \$2,337.70

Motion was made by Trustee Sabatino seconded by Trustee Rue upon roll call:
Trustee Rue Yea Trustee Sabatino Yea Trustee Massey Yea Mayor Sommers Abstain

Resolution approving eligible project expenses Authorizing the Village Mayor to Execute request for the release of funds #6 and Authorizing the Village Treasurer to issue payment upon receipt of funds for the Meter Replacement Project within the Village of Monticello to be paid through the CDBG Program

Motion was made by Trustee Rue seconded by Trustee Sabatino upon roll call:
Trustee Rue Yea Trustee Sabatino Yea Trustee Massey Yea Mayor Sommers Abstain

Resolution Approving Change Order 3(c2) for Contract 2 Water Meter Equipment Installation-CDBG

Motion was made by Trustee Sabatino seconded by Trustee Rue upon roll call:
Trustee Rue Yea Trustee Sabatino Yea Trustee Massey Yea Mayor Sommers Abstain

Resolution based upon a verbal agreement with Phil Klemen in April of 2018 with the Village Manager that when he became the Water superintendent he would be entitled to retain healthcare, Longevity, Vacation and Sick time and be compensated for unused Vacation and Sick time as it is written in the employee/Village agreement for water and sewer employees hired prior to March 17, 1989

Motion was made by Trustee Rue seconded by Trustee Sabatino upon roll call:
Trustee Rue Yea Trustee Sabatino Abstain Trustee Massey Nay Mayor Sommers Yea

Resolution Authorizing Water Storage Improvements Project Expenses payment of amount about the limit of payment Requisition 6 other than DN Tank Inc.

Motion was made by Trustee Rue seconded by Trustee Sabatino upon roll call:
Trustee Rue Yea Trustee Sabatino Yea Trustee Massey Abstain Mayor Sommers Yea

Jacob Billick talked about a possible project to build apartments on Jefferson Street, he stated that the proposal started out as a 384 Units, it is an all workforce garden apartment for only one and two bedrooms not three. The project started at the Planning Board but sent them to the ZBA because the plan needs a handful of variances. He said they had public hearings but he

**MINUTES VILLAGE OF MONTICELLO SPECIAL MEETING
THURSDAY SEPTEMBER 13, 2018**

came to let the Board know about the project with hopes of support from the Board. Jacob went on to say that after they get their variances from the Zoning Board they have to then go back to the Planning Board to get site plan approval, once this is done then they can start building.

Jacob stated that this is a 40 million dollar project which would create jobs and places for people to live. He said that it would increase the liability of the Village. Jacob stated that they stated at 384 Units but not it is looking to be 323 Units to address the concerns of the Board. He is hoping to get satisfaction from the Board on terms of the Board because some of the variances has to do with parking, set- backs and codes because of commercial and residential properties codes. He said they have added more play areas and recreational areas, he checked and Glen Smith the Village Engineer and he said there is sufficient water and sewer for the site.

He said when they go back to the Planning Board they will address garbage issues. He said the Planning Board wants them to do a traffic study and they did and it shows no impact on service. Jacob stated that Glen and our consultants wanted them to address the summer accounts because that the ZBA asked for that and they did that too, traffic will not be affected. He said it will raise the tax issues for the Village and it is good to add to the quality of life for the Village, he wants the Village to grow, he owns a business in the Village also.

Michel Davidoff, special council for the Village of Monticello, stated that Mr. Billick was very nice and respectful to talk to the Board for almost 15 minutes about the project but the Village Board is not the determining factor to his situation, it is up to the ZBA (Zoning Board of Appeals). This Board are individuals and if they want to go the ZBA meeting where there is a Public Hearing they can and voice their views but he wanted to remind the Village Board that they cannot render their support or determination in regards to this matter.

Mr. Billick stated that he felt the Board had the right to pass a Support Resolution and Michael Davidoff told Jacob that he is surprised at him for even asking that of the Village Board knowing that the Village Board should not and will not be involved in something that involves the ZBA and that Jacob knows he would be resentful to even ask and it is inappropriate to even ask. Jacob thanked the Village for their time and apologize for any problems.

Trustee Rue stated that Jacob Billick was only informing the Board about his proposal.

Public Comments

Gordon Jenkins said that he felt Mr. Billick has the right to come present his case to the Board and that he supports the project because the Village needs apartments.

**MINUTES VILLAGE OF MONTICELLO SPECIAL MEETING
THURSDAY SEPTEMBER 13, 2018**

Gordon went on to say something to Phil Klemen about his situation and he stated that he had nothing to do with saying that he would give Phil money. He went on to say that too many people have left the Village and gotten paid too much money, he feels it has to stop.

Gordon Jenkins wanted it be known that he did not approve for Phil's money and he does not appreciate a letter from a former employee named Carrie that stated his name in a letter.

Gordon stated that now the so called thug racist Mayor, the nasty Mayor all of a sudden you want to take his word for something, he said that his word means crap. He stated that Carrie has no right to come out of the wood work with support to Phil, he stated that no one cared when he got arrested and that it is a shame how they are letting so many people leave the Village with thousands of dollars.

Gordon Jenkins wanted it be known that he did not approve for Phil money and he does not appreciate a letter from a former employee named Carrie that stated his name in a letter.

Gordon stated that now the so called thug racist Mayor, the nasty Mayor all of a sudden you want to take his word for something, he said that his word means crap. He stated that Carrie has no right to come of the wood work with support to Phil, he stated that he has no disrespect towards Phil and all these people are coming forward about his retirement but no one cared when he got arrested.

Gordon Jenkins, the former Mayor, for the Village of Monticello stated earlier in the meeting about how can the Board pay Phil on a so called word of mouth promise, that he did not make and if they do pay him on a word of mouth he wanted it on the record that he DID promised Janine Gandy, the Village Clerk and Stacey Walker, the Deputy Clerk \$20,000 each and if they pay Phil they should also be paid because he DID promised them compensation for their work by word of mouth. **Trustee Rue stated that this issue was presented to the Board before with no total amount due and she said that Stacey is in the union and her situation is different from Phil's because she goes by the Union Contract.**

Mayor Sommers stated that he wanted Gordon to know that several people on the Board has always been on his side and it has nothing to do with race he said that he understands Michael point about preventing the Board for voting in support of Jacobs project because we do have other Boards that has several issues about this project. Mayor Sommers stated that other projects did come before the Village Board for support but it was BEFORE they had gone before the Planning Board or the ZBA. He said that if Jacob would have come to the Village Board first they could have supported the project but being that it went to the other Boards already the Village Board cannot support his claim, he has to agree with the Village Attorney.

A young woman stated her problem with the Heritage Hotel being a rat hole. Gary stated that a lot of those problem were put on the Village by the County and they keep putting people in there even though the Village has asked them to stop putting people there. He asked if she

**MINUTES VILLAGE OF MONTICELLO SPECIAL MEETING
THURSDAY SEPTEMBER 13, 2018**

could talk to the County Legislators of if she goes to a county meeting to bring up the issue to them. He stated that they have slowly been doing improvements to the Hotel.

Trustee Massey stated that she heard people talking about her and she wanted to let the Board know that she took a lot of time reading thru the Dispatchers Village Contract and found a lot of discrepancy but the Board still passed the contract and she is disappointed in that. She went on to say it is not her fault that the Contract was dated August, 2016- July 31, 2019 because she was not here until April of 2018 and she needed time to look at it and found a lot of things that did not make sense, **Trustee Massey also called the PBA President a liar.**

Trustee Massey stated that it is not fare that her, Charlie or Mayor Sommers had to vote on a contract that was before their time and that's why she did not vote on it because it is not fair. She stated that lies were being told to her about the Contract. She wanted it known that she is taking Code Enforcement classes and lies are going around about her taking the classes to be a Code Enforcer and that is a lie. Also, the lie about her going around to people's houses and threatening them is not true she stated that the only thing she is doing is helping the people clean-up their properties, she stated as a tax payer and as a Trustee that she is supposed to educate and help the people with their properties Trustee Massey said that she is taking the classes because she wants to and she is not taking the class to work with the Village of Monticello she is taking it to educate herself.

Trustee Massey stated that the Village should think about the people in the Village and if they can't afford to pay their taxes or pay their bills she stated that the Board should not be afraid to tell employees they cannot get a raise or they should not get a Uniform allowance she feels that the Police Department is going to break the Village and if this continues she feels the Village should be dissolved because people are afraid to say no to raises we cannot afford to give.

Debbie Mack a Village Resident agreed that the Board has the power to not pass contracts and speak with the Union members to come up with something to stop agreeing with the employees to keep giving raises and to keep our taxes down.

Code Enforcer Ron Singers gave his input on the projects and improvements that he is taking care of in the Village.

Adjournment

A motion was made by Trustee Sabatino seconded by Trustee Massey to adjourn the September 13, 2018 Special Village Board Meeting at 8:30 pm

Stacey Walker, Deputy Clerk