

Board of Trustees Meeting Minutes

Village of Monticello

Wednesday, October 16th, 2019

6:00 p.m.

Call Meeting to Order

Mayor Sommers opened the meeting at 6:00pm

Pledge to the Flag

Roll Call

Mayor Sommers-Present
Trustee Massey-Present

Trustee Nikolados-Present
Trustee Sabatino-Absent

Trustee Rue-Present

Also Present: Michael Davidoff, Village Special Council
Richard S. Baum, Deputy Village Special Council
Gary Lasher, Village Treasurer

Motion to accept the agenda

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

Mayor Sommers-yea
Trustee Nikolados-yea
Trustee Rue-yea
Trustee Massey-yea
Trustee Sabatino-absent

Approval of minutes from the October 2nd, 2019 Village Board Meeting

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

Mayor Sommers-yea
Trustee Nikolados-yea
Trustee Rue-yea
Trustee Massey-absent
Trustee Sabatino-yea

Out of Order

A motion was made by Trustee Rue with a second by Trustee Nikolados to go out of order. Upon the call of the roll, the vote went as follows:

Mayor Sommers-yea
Trustee Nikolados-yea
Trustee Rue-yea
Trustee Massey-absent

Trustee Sabatino-yea

Public Hearing- Local Law #7 of 2019 to repeal section 105-4(B)(4) of the Village Code which provides for an exemption from requiring a building permit for, "Installation of fences which are not part of an enclosure surrounding a swimming pool" so that chapter 142 Fences, of the Village of Monticello Code applies to all fences

A motion was made by Trustee Rue with a second by Trustee Nikolados to open the Public Hearing at 6:02pm. Upon the call of the roll, the vote went as follows:

Mayor Sommers-yea

Trustee Nikolados-yea

Trustee Rue-yea

Trustee Massey-yea

Trustee Sabatino-absent

Richard S. Baum, Deputy Village Special Council stated that there is a discrepancy in the law regarding the need for a permit if you do or do not have a fence around a swimming pool. This Public Hearing is to make the law consistent that a permit will be needed no matter what which coincides with Chapter 142 of the Village Code, entitled, "Fences".

The floor was opened to the Public 3 times and no one spoke.

A motion was made by Trustee Rue with a second by Trustee Nikolados to close the Public Hearing at 6:04pm. Upon the call of the roll, the vote went as follows:

Mayor Sommers-yea

Trustee Nikolados-yea

Trustee Rue-yea

Trustee Massey-yea

Trustee Sabatino-absent

SEQR

SEQR was completed successfully and determined to be little to small impact.

Negative Declaration

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

Mayor Sommers-yea

Trustee Nikolados-yea

Trustee Rue-yea

Trustee Massey-yea

Trustee Sabatino-absent

Resolution of Adoption of Local Law #7 of 2019 authorizing section 105-4(B)(4) of the Village Code which provides for an exemption from requiring a building permit for the, "Installation of fences which are not part of an enclosure surrounding a swimming pool" so that chapter 142 Fences, of the Village of Monticello Code applies to all fences

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

Mayor Sommers-yea
Trustee Nikolados-yea
Trustee Rue-yea
Trustee Massey-yea
Trustee Sabatino-absent

Discussion-Proposed Zoning Changes in the East Broadway Corridor-Freda Eisenberg & Kassondra Johnstone

Freda Eisenberg, Sullivan County Planner was present and stated that they have been working with several local agencies regarding the East Broadway Corridor trying to make it more appealing and user friendly. As of right now there is a mish-mosh of zones that overlap each other between the Town and Village that really make it hard to sell and we need to make it more friendly for all. We have had several meeting and Richard Baum has been present and we believe that we are close to a plan that will be usable for all involved meaning the Town and Village. We would also like to try to make a joint Board so that those coming before will not have to go through two municipalities to get approvals for projects. That's where we are right now and we will keep you all updated as we make more progress.

Back In Order

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

Mayor Sommers-yea
Trustee Nikolados-yea
Trustee Rue-yea
Trustee Massey-yea
Trustee Sabatino-absent

Public Hearing- For the structure situated at 18 Wood Avenue, Monticello designated by Tax Map#110.-4-6 in accordance with Section 119-7 of Unsafe Buildings, Chapter 119 of the Village of Monticello's Local Laws

A motion was made by Trustee Nikolados with a second by Trustee Massey to open the Public Hearing at 6:29pm. Upon the call of the roll, the vote went as follows:

Mayor Sommers-yea
Trustee Nikolados-yea
Trustee Rue-yea
Trustee Massey-yea
Trustee Sabatino-absent

Village Special Council, Michael Davidoff, stated that they have been trying to remedy this issue for over a year. This home located at 18 Wood Ave caught fire and the owner has not done anything with the property since that time. All of the information is on file and attached for record. There has been engineering reports going back and forth from our Engineer, Glenn Smith and Mr. Schrader's Engineer, Mr. Smith has inspected the building and said in writing that it is not safe and needs to be torn down. Mr. Schrader's Engineer disagrees and has put in

writing that he feels that the structure is sound and can be repaired. The owners are now in court and we are taking the proper steps to remedy this issue and having a Public Hearing is one of them. If there is no objection at this meeting, I will prepare a resolution for the next meeting to have the structure removed by the Village DPW and then the expenses will be levied onto the property owner's 2020 tax bill. I have Mr. Fusco here from Fusco Engineering, who runs our Building department who also inspected the structure and I would like him to give his professional opinion.

Al Fusco stated that he himself inspected the structure and he agrees with the findings of the Village Engineer, Glenn Smith. The structure is not sound, nor is it safe and should be taken down.

Trustee Rue spoke regarding the demolition of the property decreasing the value of the other properties in that area and how the Village is already in a financial bind and the need for properties to tax. Demolishing this structure will only leave vacant land, which again will be another hit to our tax base.

Mr. Davidoff re-assured Trustee Rue that they have taken all of the proper steps to remedy this situation and once the structure is removed, any and all cost will be relieved to the property owner's taxes in the new billing cycle.

The floor was opened to the Public three times and no one spoke.

A motion was made by Trustee Rue with a second by Trustee Nikolados to close the Public Hearing at 6:429pm. Upon the call of the roll, the vote went as follows:

Mayor Sommers-yea

Trustee Nikolados-yea

Trustee Rue-yea

Trustee Massey-yea

Trustee Sabatino-absent

Mayor/Manager Report

Mayor Sommers reported that there will be a Ribbon Cutting Ceremony at the New County Jail- Thursday, October 17th, 2019 at 1:00pm and the Village of Monticello Board of Trustees is invited.

Albert Smith came to him regarding the Men's Basketball Program that he has run out of the St. John Street Building for years. Now since BOCES has left, the school is now running that building and they do not want to be responsible for insuring the program and they have now come to the Village asking to be part of our policy. It is my understanding that we have covered them before, but I know that there has been some changes and we would need to take a look at this, which I am asking Mr. Davidoff to do and then let us know.

The Village Fall Clean-Up dates are scheduled for Saturday, October 26th-Saturday, November

2nd, 2019 and we need to pass a resolution and also the leaf pick-up will begin during this time. The same rules will apply, curb-side pick-up will begin on Monday, October 28th, for the handicapped and seniors, and all others will need a Village issued permit.

Fall Clean-Up Resolution

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

Mayor Sommers-yea
Trustee Nikolados-yea
Trustee Rue-yea
Trustee Massey-yea
Trustee Sabatino-absent

Resolution authorizing going out to bid for the annual Sludge Cake for the Sewer Department. Bid opening date to be set for Thursday, November 7th, 2019 at 2:00pm

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

Mayor Sommers-yea
Trustee Nikolados-yea
Trustee Rue-yea
Trustee Massey-yea
Trustee Sabatino-absent

Resolution awarding the 103 Jefferson Street Demolition Bid to the Lowest Bidder in the amount of \$37,477.00

A motion was made by Trustee Nikolados with a second by Trustee Massey.

Trustee Rue asked if there is money to pay for this demolition because as we all know the Village is broke, so I don't know where the money is coming from.

Mr. Lasher stated that there is money from the grant available for this that we received from the County.

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

Mayor Sommers-yea
Trustee Nikolados-yea
Trustee Rue-yea
Trustee Massey-yea
Trustee Sabatino-absent

Resolution authorizing the purchase of Roofing Materials for the Water Department from Fallsburg Lumber in the amount of \$4,202.91 from app#F.8320.237-New Roof. Current account balance is \$20,000.00

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

Mayor Sommers-yea
Trustee Nikolados-yea
Trustee Rue-yea
Trustee Massey-yea
Trustee Sabatino-absent

Resolution authorizing the purchase of a High Pressure Pump for the Water Department from Maltz Sales Company in the amount of \$1,609.00 from app#F.8320.233-Equipment. Current account balance is \$20,000.00

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

Mayor Sommers-yea
Trustee Nikolados-yea
Trustee Rue-yea
Trustee Massey-yea
Trustee Sabatino-absent

Resolution authorizing payment to Suit-Kote for the Roller and Paver rental for the paving of Village Streets in the amount of \$23,000.00 from app#A.5110.229-Street Maintenance CHIPS

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

Mayor Sommers-yea
Trustee Nikolados-yea
Trustee Rue-yea
Trustee Massey-yea
Trustee Sabatino-absent

Resolution authorizing payment to Suit-Kote for the Roller and Paver rental for the paving of Village Streets in the amount of \$2,300.00 from app#A.5110.229-Street Maintenance CHIPS

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

Mayor Sommers-yea
Trustee Nikolados-yea
Trustee Rue-yea
Trustee Massey-yea
Trustee Sabatino-absent

Resolution authorizing the Mayor to sign the Energy Efficiency Proposal with NYSEG for 10 Jefferson Street

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

Trustee Rue asked why the Village is doing this when there is no money. She stated that we need to wait until we see the savings from the Village Hall and Sewer Department installation before we move forward with these ones, plus the Ted Stroebele building is not being utilized and nothing was budgeted for that building in the 2019-2020 budget, so I don't even know how

we are paying for the current bills we have there. I don't know what the rush is to do this. We need to wait and see what the cost-savings are first before we keep going with this.

Mr. Lasher responded that they Village received a grant for that building and that is what will be paying for this, there will be no cost to the Village, all monies will come out of the grant.

Mayor Sommers stated that he understands her concerns, but Mr. Lasher is correct, the Village got a grant from the County for that building and those are the funds that will be used, so it will be covered. I announced it a few weeks ago in my report.

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

Mayor Sommers-yea
Trustee Nikolados-yea
Trustee Rue-nay
Trustee Massey-yea
Trustee Sabatino-absent

Resolution authorizing payment to Glenn L. Smith, PE in the amount of \$2,557.40 from app#A.1440.414-Engineer/Professional Services. Current account balance is \$15,990.35

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

Mayor Sommers-yea
Trustee Nikolados-yea
Trustee Rue-yea
Trustee Massey-yea
Trustee Sabatino-absent

Resolution authorizing the Repair of the Raceway Pump Station in the amount of \$1,257.22 by Peak Power Systems(Sole Source Provider) for the Sewer Department from app#G.8120.421-Sanitary Sewers-Repair/Maintenance

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

Mayor Sommers-yea
Trustee Nikolados-yea
Trustee Rue-yea
Trustee Massey-yea
Trustee Sabatino-absent

Resolution authorizing payment to First Enterprise 12701 for the Refund of a Landscaping Bond for the Planning Board in the amount of \$7,214.00 from app#T.0032.416

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

Mayor Sommers-yea
Trustee Nikolados-yea

Trustee Rue-yea
Trustee Massey-yea
Trustee Sabatino-absent

Resolution authorizing payment to Callanan Industries for the Paving of the Village Streets in the amount of \$105,630.88 from app#A.5110.229-Street Maintenance CHIPS

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

Mayor Sommers-yea
Trustee Nikolados-yea
Trustee Rue-yea
Trustee Massey-yea
Trustee Sabatino-absent

Resolution authorizing the payment of bills in the amount of \$248,823.53

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

Mayor Sommers-yea
Trustee Nikolados-yea
Trustee Rue-yea
Trustee Massey-yea
Trustee Sabatino-absent

There was no Executive Session

Adjournment

A motion was made by Trustee Rue with a second by Trustee Nikolados to close the meeting at 7:10pm. Upon the call of the roll, the vote went as follows:

Mayor Sommers-yea
Trustee Nikolados-yea
Trustee Rue-yea
Trustee Massey-yea
Trustee Sabatino-absent

Submitted by:



Janine Gandy-McKinney, Village Clerk