

Board of Trustees Meeting Minutes

Village of Monticello

Wednesday, December 8th, 2021

6:00 p.m.

Call Meeting to Order

The meeting was called to order at 6:00pm by Mayor George Nikolados.

Pledge to the Flag

Roll Call

Mayor Nikolados-Present

Trustee Rue-Present

Trustee Massey-Present

Trustee Sabatino-Present

Trustee Banks-Present

Also Present:

Janine Gandy-McKinney, Village Clerk

Michael Davidoff, Village Special Counsel

Richard S. Baum, Deputy Special Counsel

Jay Sherb, Highway Superintendent

Gary Lasher, Village Treasurer

Motion to accept the agenda

A motion was made by Trustee Rue with a second by Trustee Sabatino with a correction from the wording of agenda item #10 from the word adopt to continue. Upon the call of the roll, all present were in favor.

Approval of the minutes from the November 3rd, 2021 & November 30th, 2021 Special Meeting

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

Public Hearing-Proposed Local Law #10 of 2021- A local law to Opt out of Cannabis Retail Dispensaries and/or On-Site Cannabis Consumption Establishments in the Village of Monticello

The following Notice was read into the record:

PLEASE TAKE NOTICE that a Public Hearing will be held by the Village Board of the Village of Monticello on Wednesday, December 8th, 2021 at 6:00pm at **Monticello Village Hall, 2 Pleasant Street, Monticello, New York 12701** to discuss the following issues:

Public Hearing for Proposed Local Law #10 of 2021, Entitled, A Local Law to Opt Out of Cannabis Retail Dispensaries and/or On-Site Cannabis Consumption Establishments

PLEASE TAKE FURTHER NOTICE that the economical significance of said proposed Regulations & Local Laws will be reviewed by the Village Board of Trustees incident to and as a part of said public hearing. Copies of said proposed Regulations & Local Laws are available for review at **Monticello**

Village Hall, 2 Pleasant Street, Monticello, New York 12701.

By order of the Board of Trustees of the Village of Monticello, dated Friday, November 12th, Friday, November 26th & Tuesday, December 7th, 2021.

Janine Gandy-McKinney
Village Clerk, Village of Monticello

A motion was made by Trustee Banks with a second by Trustee Sabatino to open the Public Hearing at 6:04pm. Upon the call of the roll, all present were in favor.

Village Special Counsel, Michael Davidoff was present and made the Board aware that this Public Hearing is so that the Village can make the decision if they want to opt in or out in all or part of this regulation. If the Village will be opting in, then there's nothing to do after the Public Hearing, if the Village decides to opt out of the regulation or any part of the regulation, then we have to pass a resolution stating the same and the Clerk would have to send that to the State as soon as possible. Attorney, Dave Holland is also present from Cutty & Fader via Zoom, he is also very versed in this regulation as was Kristen Motel, also from Cutty & Fader, who attended our last meeting in November, as this new regulation is coming to fruition and can answer whatever questions anyone may have.

Attorney, Dave Holland from Cutty & Fader made everyone aware that the regulations are still being put in place, what the Village is doing today by holding this public hearing is taking the first steps. Legislation will continue to come down the pipes as time moves and things become more defined. Right now, each municipality in NYS is making the decision whether to opt in or opt out of the Cannabis Retail Dispensaries and/or On-Site Consumption Establishments.

The floor was opened to the Public and the following people spoke:

Mayor Nikolados-questioned the establishment's regulations/responsibilities, if the Town opts out percentage of sales will be 2 to1 in favor of Village, if they opt in, percentage will be split in half equally between Village and Town

Trustee Rue- more law enforcement will be needed, questioned the PD's requirements

Trustee Banks-questioned the regulation of the sales and how the state will know if something is "bad". Concerned due to the current drug overdoses in our area

BJ Gettle, Code Enforcement-Adding extra work on the Code Enforcement and Planning Boards due to having to now regulate this in addition to everything else, will be more violations and fines for non-compliance, Village is lacking manpower for what they currently have

A motion was made by Trustee Banks with a second by Trustee Sabatino to close the Public Hearing at 6:23pm. Upon the call of the roll, all present were in favor.

Mr. Davidoff made everyone aware that since it doesn't seem like the Village will be opting out completely or part of the regulation, there is no action to take at this time.

Mayor/Manager Report

Mayor Nikolados stated that he along with Trustee Banks and former employee Darrin Raynor, are

working on opening a youth program for the youth at the Rutherford School right now on Friday nights. He stated that Mr. Raynor came to him with the program entitled, "People in Mind", and asked if the Village can back them with insurance under our umbrella policy. Mayor Nikolados made the Board aware that the Village had a program before COVID at the St. John Street Middle school and the Village insured it, so I did not see a problem, it would just have to be approved by the Board. We are hoping to get the program back into the St. John Street school because the Rutherford School is far for many of the Village residents, but as of now, the St. John Street school gym is occupied with equipment and other items, which as of right now, they don't have another place to put the stuff. Hopefully once they get it cleaned out, we can utilize that gym along with the Rutherford School and have both programs running on multiple nights instead of the one night right now. There is a resolution on the agenda for the insurance backing.

Building Department Report-October & November 2021

October	10-2021	10-2020	Diff
Permits Issued	14	8	75%
Income	\$6,940.00	\$7,480.00	-7%
Valuation of Construction Certificate of Occupancy or Compliance	\$1,524,000.00	\$247,500.00	516%
Open Permits Unpaid	4	4	0%
	167	113	48%
	\$0.00	\$0.00	
Complaints Issued	21	33	-36%
Violations Pd	\$5,429.77	\$3,486.67	56%
Municipal Search Pd	\$1,600.00	\$580.00	176%
Total Income Complaints	\$7,029.77	\$4,066.67	73%
Muni Search	14	5	180%
Open complaints	288	241	20%
Closed Complaints	89	48	85%
Unpaid	\$21,873.14	\$ 8,347.62	162%
Fire Safety Inspections			
Completed	27	42	-36%
Income	\$1,773.75	\$7,090.07	-75%
Unpaid	\$2,683.15	\$2,331.81	15%
Total Income	\$15,743.52	\$18,636.74	-16%
Total Unpaid	\$24,556.29	\$10,679.43	130%

November	11-2021	11-2020	Diff
Permits Issued	13	11	18%
Income	\$3,480.00	\$1,555.00	124%
Valuation of Construction Certificate of Occupancy or Compliance	\$1,235,000.00	\$80,000.00	1444%
Open Permits	179	116	54%
Unpaid	\$0.00	\$0.00	
Complaints Issued	35	27	30%
Violations Pd	\$919.85	\$2,035.00	-55%
Municipal Search Pd	\$1,900.00	\$2,000.00	-5%
Total Income Complaints	\$2,819.85	\$4,035.00	-30%
Muni Search	17	18	-6%
Open complaints	313	247	27%
Closed Complaints	117	66	77%
Unpaid	\$26,177.14	\$3,074.30	751%
Fire Safety Inspections			
Completed	21	32	-34%
Income	\$1,024.25	\$2,730.00	-62%
Unpaid	\$3,381.42	\$7,205.56	-53%
Total Income	\$7,324.10	\$8,320.00	-12%
Total Unpaid	\$29,558.56	\$10,279.86	188%

Resolution authorizing the payment of the Village Bills in the amount of \$159,139.59

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

Resolution setting a Public Hearing date for Wednesday, January 12th, 2022 for Local Law# 1 of 2022-To Continue a Local Law to Change the Zoning of Property Located on the North Side of Starr Avenue and on the East Side of Fraser Avenue from R1 to RM

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

Resolution authorizing payment to Dell Technologies in the amount of \$2,399.97 (State Bid) from app#A.3120.206 (Police-Computer Equipment). Current account balance before expenditure is \$14,001.00

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

Resolution authorizing the Emergency Purchase of Sodium Fluoride in the amount of \$2,879.80 from Coyne Chemical for the Water Department from App#F.8330.458 (Purification Chemicals). Account balance is \$77,468.59 after expenditure

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

Resolution authorizing payment to OCL Analytical Services (sole source provider) for Sludge Testing in the amount of \$1,715.00 for the Sewer Department from app#G.8130.419 (Sewer Treatment/Disposal-Lab Supply/Testing). Account balance after expenditure is \$13,305.47

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

Resolution authorizing the Emergency purchase of parts to fix the Back Hoe from Broken Tractor LLC (quotes attached) in the amount of \$2,974.67 for the Water Department from app#F.8340.459 (Transmission-Truck Equipment/Tools). Current account balance is \$7,000.00

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

Resolution authorizing payment to General Code (sole source provider) in the amount of \$1,195.00 for the Village Code Online from app#A.1410.403 (Clerk Contractual Expenses). Current account balance is \$3,000.00

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

Resolution authorizing the Mayor/Village Manager and Village Treasurer to sign the Tentative Agreement attached hereto with the White Collar Employees

A motion was made by Trustee Massey with a second by Trustee Sabatino to Table. Upon the call of the roll, all present were in favor.

Resolution authorizing the Mayor/Manager to publish a Request for Real Estate Brokerage Services for the sale of the attached properties and to enter into a Listing Agreement with a licensed real estate broker for the sale of the properties listed the annexed Schedule A

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

Resolution naming the Village of Monticello as an Additional Insured for the "People in Mind" of New York, Youth Recreational Program being run by Darrin Raynor

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

Executive Session

A motion was made by Trustee Rue with a second by Trustee Sabatino to go into Executive Session at 7:41pm for the following:

Personnel & Litigation

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

A motion was made by Trustee Banks with a second by Trustee Rue to come out of Executive Session at 8:03pm. Upon the call of the roll, all were in favor.

First Baptist Church-Water Bill

A motion was made by Trustee Massey with a second by Trustee Sabatino to Table. Upon the call of the roll, all present were in favor.

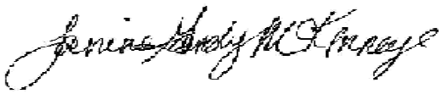
Ron Singer Litigation

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

Adjournment

A motion was made by Trustee Rue with a second by Trustee Banks to close the meeting at 8:05pm. Upon the call of the roll, all present were in favor.

Submitted by:



Janine Gandy-McKinney, Village Clerk