

Board of Trustees Meeting Minutes

Village of Monticello

Wednesday, September 18<sup>th</sup>, 2024

6:00 pm

**Call Meeting to Order**

The meeting was called to order at 6:09pm by Mayor Massey.

**Pledge to the Flag**

**Roll Call**

Mayor Massey-Present  
Trustee Davis-Present

Trustee Jenkins-Present  
Trustee Barbarite-Present

Trustee Hutchins-Present

**Also Present:**

James Snowden, Village Manager  
Michael Sussman, Special Counsel  
Janine Gandy-McKinney, Village Clerk

**Motion to accept the agenda**

A motion was made by Trustee Hutchins with a second by Trustee Davis to accept the agenda with one (1) add-on. Upon the call of the roll, all present were in favor.

**Approval of Minutes for the September 4<sup>th</sup>, 2024 Regular Meeting**

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

**Mayors Comments**

No Report

**Managers' Report**

No Report

**Public Hearing for Proposed Local Law #9 of 2024 to amend Chapter 252 of the Village Code, entitled, "Vehicles and Traffic", Article IX subsection 19 entitled, "Parking prohibited at all times in certain locations" to include "no parking on the right side of the street from Bennet Street to Mill St"**

Mayor Massey read the notice into the minutes as follows:

PLEASE TAKE NOTICE that the Village of Monticello be holding a Public Hearing on Wednesday, September 18<sup>th</sup>, 2024 at 6:00 pm at **Village Hall, 2 Pleasant Street, Monticello, New York 12701** to discuss the following proposed local law:

Proposed Local Law #9 of 2024 to amend Chapter 252 of the Village Code, entitled, "Vehicles and Traffic", Article IX subsection 19 entitled, "Parking prohibited at all times in certain locations" to include "No parking on the right side of Bennet Street from E

Broadway to Mill Street”

PLEASE TAKE FURTHER NOTICE that the beneficial 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.**

Dated: Friday, September 13<sup>th</sup>, 2024

By Order of the Village of Monticello  
Board of Trustees  
Janine Gandy-McKinney  
Village Clerk

A motion was made by Trustee Barbarite with a second by Trustee Jenkins to open the Public Hearing at 6:10pm. Upon the call of the roll, all present were in favor.

Village Manager Snowden explained that when parking on both sides of Bennet Street, it makes it impossible for cars and especially EMS vehicles to get through the already narrow street. Passing this local law of parking only allowed on one side will make it easier for all vehicles to get down that street.

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

A motion was made by Trustee Hutchins with a second by Trustee Barbarite to close the Public Hearing at 6:12pm. Upon the call of the roll, all present were in favor.

**Report from Planning Board regarding Cannabis Zoning**

Special Counsel Sussman made the Board aware that the Planning Board agreed with their recommendations as provided in the resolution dated July 17<sup>th</sup>, 2024 which stated the following:

1. The zoning code shall be altered and amended to delete retail operations selling cannabis and/or cannabis-based products from those uses eligible for a special permit in any zone other than B-1 and B-2
2. Within the B-1 and B-2 zones, retail operations selling cannabis and/or cannabis-based products may not be located within 500 feet of any school or house of worship.
3. The Village Board requests that the Cannabis regulations mirror those of the Liquor Local Law.

He stated that once the Board is ready, these regulations and any additional ones that may come up, can be put into place.

**Resolution adopting Local Law #9 of 2024 Amending Chapter 252 of the Village Code, entitled, “Vehicles and Traffic”, Article IX subsection 19 entitled, “Parking prohibited at all times in**

**certain locations” to include “no parking on the right side of Bennet Street from E. Broadway to Mill St”**

A motion was made by Trustee Hutchins with a second by Trustee Davis to adopt Local Law #9 of 2024. Upon the call of the roll, all present were in favor.

**Resolution authorizing payment of the Village Bills**

A motion was made by Trustee Hutchins with a second by Trustee Jenkins pay the bills in the amount of \$1,412,033.79. Upon the call of the roll, all present were in favor.

**Resolution authorizing payment to the Monticello Central School District in the amount of \$7,334.86 from app#A.1950.400 (Taxes/Assessments and Adjustments). Account balance before expense is \$30,000.00**

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

**Resolution authorizing the return of a Bond check to Hillcello Equities LLC, David & Chana Kaufman, which was taken out for an Excavation Permit on Dollard Drive in the amount of \$20,000.00 from app#T.0033.693. Current account balance is \$20,000.00**

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

**Resolution authorizing the return of a Bond check to Burhan Gacevic that was taken out for a Road Cut Permit at 9 Pine St in the amount of \$10,400.00 from app#T.0033.671. Current account balance is \$10,400.00**

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

**Resolution authorizing the return of a Bond check to David Zaffuto that was taken out for a Road Cut Permit at 38 St John St in the amount of \$15,000.00 from app#T.0033.692. Current account balance is \$15,000.00**

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

**Resolution authorizing the return of a Bond to Spring 73 LLC that was taken out for a Road Cut Permit at 73 Spring St in the amount of \$15,000.00 from app#T.0033.690. Current account balance is \$15,000.00**

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

**Resolution authorizing the return of an Escrow check to Summit House (Leonard Gruenfeld) that was unused by the Planning Board in the amount of \$1,500.00 from app#T.0032.507. Current account balance is \$1,500.00**

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

**Resolution accepting the quote and authorizing payment to Matco Tools (sole source provider) for the purchase of a Laptop for the vehicle diagnostic software in the amount of \$2,935.40 from app#A.1640.206( Central Garage-Tools/P/Cutter) for the Central Garage. Current account balance is \$4815.00 before the expense**

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

**Resolution accepting the proposal and authorizing payment to Bedik Communications, Inc. (sole source provider) for the installation of NEC SL3200 Telephone System/NEC Inmail Line from app#F.8320.459 (Source of Supply-Plant Operations) in the amount of \$4,500.00 for the Water Dept. Current account balance before expense is \$67,165.99**

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

**Resolution authorizing payment to Harriman Army-Navy in the amount of \$1,008.40 for the purchase of Various Uniform Items for the Police Dept from app#A.3120.444(Police-Vest Replacement & Uniforms). Current account balance after purchase is \$6,991.60**

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

**Resolution authorizing payment to Phoenix Contact for the Emergency Purchase of a Switch to Communicate with the SCADA System and Control Building in the amount of \$1,328.22 from app#G.1940.400 (Reserved Sewer Project) for the Sewer Dept. Current account balance after purchase is \$73,165.78**

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

**Resolution setting the dates for the Village of Monticello Annual Fall Cleanup from Saturday, October 5<sup>th</sup>, 2024 through Saturday, October 12<sup>th</sup>, 2024 from 8am-2pm M-F and 8am-12pm Sat, Senior and Handicapped curbside pick-up will be begin on Monday, October 7<sup>th</sup>, 2024 at 8am-Thursday, October 10<sup>th</sup>, 2024 3:00pm**

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

Add-On:

Resolution authorizing the Village Manager to accept Proposals for the Foreclosure Process

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

Legal Update:

Mr. Sussman made the board and Public aware of the following issues:

1. The Corley matter is before the Board, and Mr. Corley is suing the Village Manager. He is stating that he was fired from the Village while having a contract in place. In speaking with Civil Service, Mr. Corley was not even eligible to be hired as Chief of Police due to that being a civil service position which he was not privy to because he was retired and the

appointment would come from a valid test and list, which Mr. Corley did not take and the former Board was fully aware of all of this information and still proceeded to take this erroneous action. I believe once that information is given and verified, this issue will be resolved and the issue will be thrown out of Court.

2. PERB Matters, there are several, #1 there is the Sherb matter which is being appealed by myself and we are asking for the matter to go before a different arbitrator, because we feel that the decision we received from the previous arbitrator is completely biased and none of our testimony mattered and the decision was premeditated. #2 the PBA has filed a grievance in the matter of the retiring of the Police Dog and that being unfair and unjust and #3, the PBA has also filed a grievance in regards to the Police vehicles remaining at the Village and not being driven home.
3. Lastly, in regards to the Justice Court, I would like to make it clear to everyone, we have a Chief that is not playing and has no issue with writing tickets. The majority of the tickets that come before me are children without seat belts. This is horrible and can be fatal. I want everyone to know that the accusers will be prosecuted to the highest extent that the law allows in NYS. I don't know how anyone can be so careless in today's world with their children and the excuses given are completely preposterous and embarrassing. Along with that, any and all fines will be properly collected and handled from the Building Department. This Board and Police Chief are no longer playing and passing the buck, it's not about friendship, it's about following and obeying the laws of this community and they intend to make those that do not follow them, pay for their wrong-doing.

### **Executive Session**

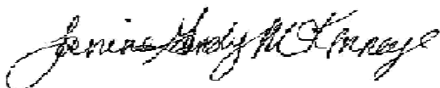
A motion was made by Trustee Hutchins with a second by Trustee Jenkins to go into Executive Session at 6:57pm to discuss Litigation and Personnel. Upon the call of the roll, all present were in favor.

A motion was made by Trustee Davis with a second by Trustee Jenkins to come out of Executive Session at 7:25pm. Upon the call of the roll, all present were in favor.

### **Adjournment**

A motion was made by Trustee Hutchins with a second by Trustee Davis to close the meeting at 7:25pm. Upon the call of the roll, all present were in favor.

Submitted by:



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Janine Gandy-McKinney, Village Clerk