

Minutes of the Regular Meeting, of the Board of Trustees, of the Village of Montgomery is held in the Meeting Room at 133 Clinton Street, Montgomery, NY 12549 on Tuesday, November 19, 2019 at 7:30 pm.

Present: Mayor Brescia, Deputy Mayor Scheels, Trustee Andolsek, Trustee Hembury, Trustee Lindner, Atty. Dowd, Village Clerk Rivera-Fernandez, Connor Linskey, Mary Ann Lindner, Don Berger, Beverly Mertz, Fred Mertz, Steve Snyder, Tom Steed.

Mayor Brescia opened the meeting with a Pledge of Allegiance to the Flag.

RE: MINUTES

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board approved the minutes of November 4, 2019. Motion carried, 5-Ayes, 0-Nays.

RE: REQUEST TO MEET WITH BOARD

None

RE: OLD BUSINESS

Trustee Hembury contacted the DOT regarding posting signs in the Village of Montgomery, on 17K and Union Street.

DOT responded by email, as follows; the request for signs intended for commercial vehicles on Route 211 in the Village of Montgomery. Please be advised the DOT will only allow the installation of signs within the State Highway right of way. If it's in conformance with the manual on the uniform traffic control devices. The signs you are requesting; commercial be aware that DOT violations are enforced in this area, is not in conformance with it. Therefore, the DOT cannot accommodate your request. Thank you for contacting us.

Trustee Hembury suggests posting the signs on the Village streets near these locations, so their visible by trucks. He also provided samples of the signs, one is a red sign with black lettering and the other is white with black lettering. Prior to their refusal, the sample read, "Heading West on 17K Notice DOT violations strictly enforced next left". For instance, posting them on Factory Street and Boyd Street. The DOT is aware of the truckers avoiding the inspections in Wallkill. However, they hope that the local law enforcement can handle at least the violations but know everyone is short on help. We are pretty much left to our own devices. He went on the explain to them that Union Street is a Colonial Street, it was a dirt road, which is now owned by the State and did not offer us much help.

Atty. Dowd also sent a message to a DOT official. The DPW Supt. Nelson has spoken with the Middletown office and was instructed to fill out a permit application with the proposed verbiage of the sign. It would then be submitted through the chain of command. Once Buddy is back from vacation, he will submit the application. Atty. Dowd is not surprised by the response.

Trustee Hembury suggested having the Village of Montgomery Police Department begin enforcing at some level. Atty. Dowd cautioned Board on posting the signs intersecting with a State Highway, there is a certain distance that the DOT still controls. Mayor Brescia suggested posting the signs twenty to thirty feet back from State Highway. Atty. Dowd said that probably maybe ok. If it is strictly enforced for a period of time. The word will get out amongst the truck drivers. If it's not enforced, they will know if it used as a scare tactic. He has also inquired about a variable speed limit for large trucks; and feels they may be more receptive to it.

Mr. Steed mentioned Maybrook has signs posted regarding weight limit roads with the violation fines fees on the signs.

Mr. Snyder said the Police Department may not be able to enforce the weight limit inspections without equipment but they can certainly enforce vehicle violations, such as a blinking tail light and check their license. If it's clean, ok, if not then ticket them.

Mr. Berger expressed his concern with the Tractor Trailers that he watched coming up Charles Street. There has to be a way to warn these drivers. It's understandable they make a wrong turn, but the Police Department is so close. Mayor Brescia said the Police would have responded, if they had seen it.

RE: APPROVE UP TO SIX SIGNS FOR THE VILLAGE OF MONTGOMERY

Moved by Trustee Hembury, seconded by Deputy Mayor Scheels, the Board approved up to six signs in the Black and White design to be placed on the side streets, advising commercial vehicles to be aware that DOT violations are enforced in this area. Motion carried, 5-Ayes, 0-Nays.

RE: SET A DATE FOR MASTER PLAN PUBLIC HEARING

Moved by Trustee Andolsek, seconded by Trustee Lindner, the Board set the date for a Master Plan Public Hearing to be held on Monday, December 2nd, at 7 pm. Motion carried, 5-Ayes, 0-Nays.

RE: CHANGE BOARD OF TRUSTEES MEETING

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board changed the Board of Trustee's Meeting from Tuesday, December 3rd to be held on Monday, December 2nd, at 7:30 pm. Motion carried, 5-Ayes, 0-Nays.

RE: ADOPT A RESOLUTION ACCEPTING THE NYS OCFS YOUTH DEPARTMENT FUNDS FOR THE DARE PROGRAM IN THE AMOUNT OF \$5,225.00

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board adopted a resolution accepting the NYS OCFS Youth Development Program funds for the D.A.R.E. program in the amount of \$5,225.00. Motion carried, 5-Ayes, 0-Nays.

RE: APPROVE BUDGET ADJUSTMENTS AS TREASURER GRIFFITH HAS OUTLINED

Moved by Deputy Mayor Scheels, seconded by Trustee Hembury, the Board approved the Budget adjustments as Treasurer Griffith has outlined as follows:

Amount	To	From
\$1,050.00	A0-7140.450 Park/Rec Bldg. Repair	A0-7140.400 Park/Rec. Cont.
\$2,200.00	A0-1910.430 Liability Insurance	A0-7140.400 Park/Rec. Cont.
\$3,280.00	A0-7550.400 GMD Cont.	A0-7550.100 GMD PT Clerk
\$2,400.00	A0-7190.400 Car Show Exp.	A0-7310.100 Summer Rec. PS
\$ 900.00	A0-9050.800 Unemployment Ins.	A0-7310-100 Summer Rec PS

Motion carried, 5-Ayes, 0-Nays.

RE: REQUEST FOR NOTICE TO BIDDERS TO PERFORM AUDITING SERVICES FOR THE VILLAGE OF MONTGOMERY AND SET A BID OPENING DATE

Moved by Trustee Andolsek, seconded by Trustee Lindner, the Board approved Treasurer Griffith requests for a Notice to bidders to be published, to perform Auditing Services, for the Village of Montgomery, with a bid opening date of December 17th at 2 pm, at the Village Hall, 133 Clinton Street, Montgomery, NY, 12549. Motion carried, 5-Ayes, 0-Nays.

RE: EVENTS

Leaf Pick Up began on October 28th through December 3rd, bagged and at curb side at 7pm.

Village Hall will be closed on Thursday, November 28th in observance of Thanksgiving and on Friday, November 29th in observance of Black Friday.

Sunday, December 1st, Toys for Tots – Operation Toy Train is scheduled to stop in Montgomery at 2:55 pm to 3:40 pm, on Railroad Avenue.

Saturday, December 7th, Old Fashioned Holiday in the Village of Montgomery.

- Santa arrives at the Village Hall 1:00 pm to 3 pm, with Mrs. Claus storytelling at the Village Hall, along with Wagons Rides by the Bandstand, Hot Chocolate & Ornament making at St. Mary's Church – Knights of Columbus, the Montgomery Museum and the OC Firefighters Museum will be open, and live Music at the Bandstand is sponsored by Taran Provost, ESQ. of the Law Firm of Inger & Provost, LLP,
- 9 am to 9 pm; Trees and Wreaths for Sale at the Montgomery Fire House.
- 11am – 4 pm; Handcrafted Vendor Fair at the Montgomery Montessori School
- 12 pm -1 pm; Santa travels through the Village of Montgomery on a Fire Truck.
- 12 pm – 2 pm; Make A Santa Wish List, Reindeer Food, Ornaments at them Montgomery Montessori School \$2.00 per craft – 3 for \$5.00.
- 1 pm – 3 pm; Boy Scout Troop 31 Bake Sale at the Bandstand.
- 1 pm – 3 pm; Holiday Table at the Walden Federal Savings & Loan at the Bandstand.
- 1 pm – 4 pm; Historic Montgomery Tour, Tickets: Available at the Village Hall \$15.00 in advance, \$20.00 at the door starting at the First Presbyterian Church (you pick up maps & brochures at the Church.
- 3 pm – 5 pm; Live Nativity at the First Presbyterian Church of Montgomery.

Sunday, December 7th, House Decorating Contest Judging 7:00 pm to 9:00 pm.

RE: VETERANS LUNCHEON

Trustee Lindner said the Veterans luncheon went well with over 100 in attendance. An ad will be published, thanking all the sponsors and volunteers.

RE: APPROVE SHELTER POINT DISABILITY INSURANCE AND PAID FAMILY LEAVE INSURANCE

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board approved the Shelter Point Disability Insurance and Paid Family Leave Insurance, effective 01-01-2020, due to Westco/AM Trust Insurance no longer providing coverage effective 12-31-2019. Motion carried, 5-Ayes, 0-Nays.

RE: ACCEPT REGISNATION

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board accepted Pat Imbriani resignation as the Volunteer Chairperson for the House Decorating Contest Judging. Motion carried, 5-Ayes, 0-Nays.

RE: PUBLIC PORTION

Mr. Berger requested an update on the traffic study and setting up a committee. Mayor Brescia has not received a response from Comm. David Church. The Village is not able to fund a traffic study at this time. Mr. Berger mentioned Mr. Church indicated funds being available for this purpose. Trustee Lindner mentioned the Planning Board has commissioned a traffic study as well, to include KSH. Mr. Berger also inquired about the letter the Board intended to be drafted. Mayor Brescia replied, a letter was drafted and read at the last meeting, it was revised, signed this evening and will be mailed tomorrow. Mr. Berger said he attended a meeting in Goshen where Senators Skoufis and Metzger talked about a five-year capital plan for road and infrastructure grants, for different levels of services. He feels the Village may be able to benefit from this. Mayor Brescia replied, we will look into it.

RE: ATTORNEY CLIENT PRIVILEGE

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board entered into Attorney Client Privilege at 7:55 pm, to discuss the Vistamor agreement, with the Atty. Dowd and Village Clerk in attendance. Motion carried, 5-Ayes, 0-Nays.

RE: EXITED ATTORNEY CLIENT PRIVILEGE

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board Exited Attorney Client Privilege at 8:15 pm. Motion carried, 5-Ayes, 0-Nays.

RE: ADJOURNMENT

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board, adjourned the meeting of November 19, 2019 at 8:16 pm. Motion carried, 5-Ayes, 0-Nays.

Monserrate Rivera-Fernandez, Village Clerk