

Minutes of the Regular Meeting of the Board of Trustees, of the Village of Montgomery was held in the Meeting Room, at the Village Court Room, 133 Clinton Street, Montgomery, NY 12549, on Tuesday, October 4, 2022, at 7:30 pm.

Present: Mayor Brescia, Deputy Mayor Scheels, Trustee Andolsek, Trustee Hembury, Trustee Lindner, Atty. Will Frank, Village Clerk Rivera-Fernandez, DPW Supt. Nelson, Police Chief Herlihy, Videographer w/Acquisitions Marketing, Steve Snyder, Bill Corrigan, JoAnn Corrigan, Johanna Sweikata, Lori Polesel, Vic Polesel, Fred Flood, Marguerite Flood, Mary McClintock, Randi Picarello, John S. Vero, Jay Presutti, Kevin C. Downs, Jack Morphet (New Yor Post), Susan Hembury, Jenn Jackson, Jay & Jill Upchurch, Don Berger, Maria Beltrametti.

RE: CALL TO ORDER

PLEDGE OF ALLEGIANCE

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

MINUTES

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board approved the minutes of September 13, 2022 and September 20, 2022. Motion carried, 5-Ayes, 0-Nays.

REQUEST TO MEET WITH BOARD

None

ABSTRACT – NO. 09 – 2022

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, all bills listed on ABSTRACT NO. 09-2022 were audited and approved for payment with \$159,287.10 from the General Fund, \$4,218.48 from the Water Fund, \$36,322.49 from the Sewer Fund and totaling \$199,828.17. Check No: 79710 – 79793, 1960 – 1973. Motion carried 5-Ayes, 0-Nays.

Treasurer Griffith reported a CASH BALANCE for the month of September 30, 2022, as follows: General Fund \$2,681,419.29, Water Fund \$237,933.43, Sewer Fund \$479,253.57.

OLD BUSINESS

None

REPORTS – DEPARTMENTS – BOARD – COMMITTEES

TOYS FOR TOTS

Trustee Hembury stated the Toys for Tots will be held on Sunday, December 11, 2022 and is scheduled to arrive in the Village of Montgomery at 12:45 pm to 1:45 pm.

CONCERNS OVER THE MANNER IN WHICH THE OFFICE OF REFUGEE RESETTLEMENT OCCURRED THROUGH ORANGE COUNTY AIRPORT

Mayor Brescia read aloud a statement aloud expressing the Village of Montgomery concerns over the manner in which the Office of Refugee Resettlement (the “ORR”), an agency of the federal government, conducts its

Relocation and transportation efforts with respect to refugee's and in particular, minor children. Specifically, the ORR did not notify Orange County or the surrounding local municipalities that a plane would be landing in Orange County Airport late last week. This omission resulted in a great deal of local uncertainty with respect to the status of the minor children being transported in the late evening hours, with one bus carrying children through and away from the Village towards its final destination.

The Village urges the ORR to establish better channels of communication with local municipalities, including advance notifications of similar transportation activities in the future. Such communications will help to avoid any misconceptions and unnecessary speculation about the nature of the agency's work and more importantly, the safety, health and well-being of the minors being transported under the federal relocation program.

Deputy Police Chief stated the bus was stopped and detained as long as possible to inquire after the safety and health concerns where being handled properly with respect the young individuals. No wrong doing or abuse was detected and therefore the bus was released to continue with its transportation of the particular individuals.

RE: NEW BUSINESS

ACCEPT THE RESIGNATION OF POLICE OFFICER GURSHARN SINGH

Moved by Trustee Hembury, seconded by Trustee Andolsek, the Board accepted the resignation of Police Officer Gursharn Singh effective as of October 1, 2022. Motion carried, 5-Ayes, 0-Nays.

ACCEPT THE RESIGNATION OF TREASURER DAVID GRIFFITH

Moved by Trustee Andolsek, seconded by Trustee Hembury, the Board accepted the resignation of Treasurer David Griffith effective as of October 14, 2022. Motion carried, 5-Ayes, 0-Nays.

ACCEPT THE RESIGNATION OF ETHICS CHAIRPERSON AND PB MBR ERIN CROWLEY

Moved by Deputy Mayor Scheels, seconded by Trustee Andolsek, the Board accepted the resignation of Ethics Chairperson and Planning Board Member Erin Crowley, effective immediately. Motion carried, 5-Ayes, 0-Nays.

DESIGNATE A STAFF MEMBER TO ADMINISTER ANNUAL TRAINING AND RECEIVE COMPLAINTS ON SEXUAL HARASSMENT IN ACCORDANCE WITH NYS SEXUAL HARASSMENT POLICY ADOPTED BY THE VILLAGE BOARD OF TRUSTEES

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board designated Atty. Will Frank and his firm to administer annual training and receive complaints on sexual harassment in accordance with the NYS Sexual Harassment Policy adopted by the Village Board of Trustees. Motion carried, 5-Ayes, 0-Nays.

QUOTES RECEIVED TO FORM, POUR AND FINISH 900 LINEAR FEET OF CONCRETE SIDEWALKS, OVER THE APPROVED BASE, AT 4 FEET WIDE, ALONG GOODWILL ROAD AND BOYD STREET

Three quotes received to form, pour and finish 900 linear feet of concrete sidewalks, over approved base, at 4 feet wide, along Goodwill Road to Boyd Street. (sub-base to be installed, graded, and material is to be supplied the by owner (Village of Montgomery).

- a. Catalyst Construction, LLC - \$28,800.00
- b. Super Seal Asphalt, LLC - \$32,500.00
- c. Burgess Ent. - \$30,000.00 at approx. 750 linear Feet or
- \$36,000.00 at approx. 900 linear feet at prevailing wage.

APPROVE CATALYST CONSTRUCTION, LLC TO FORM POUR AND FINISH 900 LINEAR FEET OF CONCRETE SIDEWALKS, OVER APPROVED BASE, AT 4 FEET WIDE, ALONG GOODWILL ROAD TO

BOYD STREET. (SUB-BASE TO BE INSTALLED, GRADED, AND MATERIAL IS TO BE SUPPLIED THE BY OWNER (VILLAGE OF MONTGOMERY)).

Moved by Trustee Hembury, seconded by Trustee Andolsek, the Board approved the Catalyst Construction, LLC, quote in the amount of \$28,800.00, Motion carried, 5-Ayes, 0-Nays.

APPROVE USE OF ARPA FUNDS TO FORM, POUR AND FINISH 900 LINEAR FEET OF CONCRETE SIDEWALKS, OVER APPROVED BASE, AT 4 FEET WIDE, ALONG GOODWILL ROAD TO BOYD STREET. (SUB-BASE TO BE INSTALLED, GRADED, AND MATERIAL IS TO BE SUPPLIED THE BY OWNER (VILLAGE OF MONTGOMERY)).

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board approve the use of ARPA funds to pay Catalyst Construction, LLC, not to exceed \$28,800.00, to form, pour and finish 900 linear feet of concrete sidewalks, over approved base, at 4 feet wide, along Goodwill Road to Boyd Street. (sub-base to be installed, graded, and material is to be supplied the by owner (Village of Montgomery) Motion carried, 5-Ayes, 0-Nays.

VILLAGE HALL IS CLOSED IN OBSERVANCE OF COLUMBUS DAY

Village Hall is closed on Monday, October 10, 2022 in observance of Columbus Day.

EVENTS

Saturday, October 8th, 10:00 am to 5:00 pm, Village Wide Yard Sale.

Monday, October 10th, 10:30 am to 12:30 pm, Hudson Valley Plein Air Festival at City Winery, and the judging of framed artwork begins at 1 pm.

Friday, October 14th, Spaghetti Dinner held at the Senior Center starting at 4:30 pm to 7:30 pm (Dine In or Take Out) at \$10.00 per person.

Saturday, October 15th, Triathlon Day, events begin at 6:30 am to 7:30 am with a Bike Drop Off and late bid pick-up at Bradley Park. (See the attached schedule of the Triathlon events). For more information, call 845-217-4450 or email: thebcgm@gmail.com

Ms. Picarello met with the residents and the pickle ballers regarding the lights, and a compromise was reached to add the light to the pickle ball courts as long as the courts are moved to the tennis court location.

Trustee Hembury asked the neighboring residents of the Veterans Memorial Park if they agree to the swapping the Pickle Ball Courts with the Tennis Courts and adding the lighting.

The residents said it's a compromise, if the lights remain away from their homes.

APPROVE TO SWAP THE PICKLE BALL COURTS TO TENNIS COURTS LOCATION WITH LIGHTS ADDED TO THE PICKLE BALL COURTS

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board approved to swap the Pickle Ball Courts to the Tennis Courts location and adding lights to the pickle ball courts. Motion carried, 3-Ayes, 2-Nays (Trustee Andolsek, Trustee Hembury).

PUBLIC PORTION

Mr. Berger urges the Village Board to convince the Railroad company to consider not using wood at the Clinton Street and Railroad Avenue railroad crossing and suggests rubber or concrete to be used. He also expressed his concerns regarding to landscaping design for the KSH warehouse. He recalls the Village approving a landscaping

designer for the Village project developments on Route 211, in an effort to make the gateway to the village as pleasing as possible.

Mayor Brescia stated the Board will be having a joint meeting with the other Boards to discuss various matters concerning the Village of Montgomery and any other business necessary.

EXECUTIVE SESSION

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board entered into Executive Session at 8:35 pm, under the open meeting law §7 (f) for matters leading to the possible appointment of a particular individual. Motion carried, 5-Ayes, 0-Nays.

EXITED EXECUTIVE SESSION

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board Exited Executive Session at 8:59 pm. Motion carried, 5-Ayes, 0-Nays.

APPOINT FRAN PALMIERI AS VILLAGE TREASURER EFFECTIVE AS OCTOBER 4, 2022

Moved by Trustee Andolsek, seconded by Trustee Hembury, the Board appointed Fran Palmieri as Village Treasurer, beginning at the rate of pay, of \$55,000.00, effective and retroactive as of October 4, 2022. Motion carried, 5-Ayes, 0-Nays.

EXECUTIVE SESSION

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board entered into Executive Session at 9:00 pm, under the open meetings law § 7(h) for matters of the possible procurement of property with the Village Clerk Rivera-Fernandez in attendance. Motion carried, 5-Ayes, 0-Nays.

EXIT EXECUTIVE SESSION

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board exited Executive Session at 9:06 pm. Motion carried, 5-Ayes, 0-Nays.

ADJOURNMENT

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board adjourned the meeting of October 4, 2022 at 9:07 pm. Motion carried, 5-Ayes, 0-Nays.

Monserrate Rivera-Fernandez, Village Clerk