

Special Joint Meeting with the Board of Trustees, of the Village of Montgomery, with the Town of Montgomery, was scheduled to be held at the Senior Center, 36 Bridge Street, Montgomery, NY 12549, on Monday, December 5, 2022, at 7:30 pm, has been temporarily postponed.

BOARD OF TRUSTEES SPECIAL JOINT MEETING WITH THE TOWN OF MONTGOMERY HAS BEEN TEMPORARILY POSTPONED

The Board of Trustees Special Joint Meeting with the Town of Montgomery scheduled for Monday, December 5, 2022, at 7:30 pm was temporarily postponed. There are a few details to be worked out before a public presentation can be made.

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Montserrat Rivera-Fernandez, Village Clerk

Minutes of the Regular Meeting of the Board of Trustees, of the Village of Montgomery, was held at the Senior Center, 36 Bridge Street, Montgomery, NY 12549, on Monday, December 5, 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, Mark Holt, Tracy Cortez, Don Berger, Maria Beltrametti, Jay D, Mary Ann Lindner, Tom Steed.

RE: CALL TO ORDER - PLEDGE OF ALLEGIANCE

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

MINUTES

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board approved the minutes of November 15, 2022. Motion carried, 5-Ayes, 0-Nays.

REQUEST TO MEET WITH BOARD

None

ABSTRACT – NO. 11 - 2022

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board approved all bills listed on ABSTRACT NO. 11-2022 were audited and approved for payment with \$491,963.80 from the General Fund, \$5337.46 from the Water Fund, \$34,121.16 from the Sewer Fund and totaling \$531,422.42. Check No: 79858 – 79919, 1993 - 2010. Motion carried 5-Ayes, 0-Nays.

Treasurer Palmieri reported a CASH BALANCE for the month of November 30, 2022, as follows: General Fund \$2,035,626.35, Water Fund \$203,362.02, Sewer Fund \$403,741.76.

OLD BUSINESS

None

RE: DEPARTMENT REPORTS

POLICE DEPARTMENT

Police Chief Herlihy reported on the traffic unit being out and about. He asked if anyone had any problems areas to notify him. The Department is preparing for the upcoming events, Pearl Harbor Remembrance, the Road Race will have some barricaded roads. The next EO-203 meeting will be held on Thursday, January 12, 2023, at 5:30 pm, at the Senior Center 36 Bridge Street, Montgomery, NY 12549.

A fielded call was overheard on the microphone and keyed as the possibility of a threat; units were dispatched to the school. It was determined that the subject did not pose a threat. The Deputy CO Atty. makes the determination how the subject is to be prosecuted.

It's unfortunate, with regard to the two vehicular accidents that occurred at the traffic light intersection; one was due to an inexperienced motor cyclist and the seconded was an accident.

Finally, the speed traps are out in marked vehicles and their locations will not be divulged.

Trustee Lindner mentioned the incidents will be added to the traffic study for the traffic consultant.

DEPARTMENT OF PUBLIC WORKS

DPW Supt. Nelson obtained three quotes to replace the two furnaces at the Rec. Center, 60 Bachelor Street and suggested the Board approve, LMI Mechanical, LLC at \$13,800.00.

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|----------------------------|-------------|
| 1. LMI Mechanical, LLC     | \$13,800.00 |
| 2. Perfect Temperature LLC | \$14,500.00 |
| 3. a. Candela's            | \$16,300.00 |
| b. Candela's               | \$25,300.00 |

APPROVE THE REPLACEMENT OF TWO FURNACES AT THE RECREATION CENTER, 36 BRIDGE STREET

Moved by Trustee Hembury, seconded by Trustee Andolsek, the Board approved LMI Mechanical, LLC at \$13,800.00 to replace two furnaces at the Recreation Center, 36 Bridge Street, Montgomery, NY 12549. Motion carried, 5-Ayes, 0-Nays.

Mayor Brescia asked Atty. Will Frank if ARPA funds could be used towards the replacement of the Rec. Center furnaces.

Atty. Will Frank said, the allowable requirements for the ARPA expenses have loosened up and he believes, it's an approved expenses for the Rec. Center. However, a motion is needed before the expenditure is made.

HIRE DPW LABORER PURSUANT TO THE VILLAGE OF MONTGOMERY DEPT OF PUBLIC WORKS AND THE TRANSPORT WORKERS UNION AND ITS LOCAL UNION 225

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board hired Guy J. Romano, as a Laborer, at the starting wages pursuant to the Village of Montgomery DPW and the Transport Workers Union and its Local Union 225, effective in two weeks. Motion carried, 5-Ayes, 0-Nays.

BOARD OF TRUSTEES

Trustee Hembury mentioned, the Toys for Tots, NJ run is low on their toys and attributes the low turn out due to the rain. He is hopeful the Village of Montgomery will have an excellent turn out. The railroad ties have been repaired allowing for the entire train to travel here.

HIRE LINDA OSTERHOUT TO DELIVER THE VILLAGE OF MONTGOMERY NEWSLETTER

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board hired Linda Osterhout to deliver the Village of Montgomery Newsletter at the rate of \$475.00, for each publication. Motion carried, 5-Ayes, 0-Nays.

ADOPT RESOLUTION AUTHORIZING MAYOR BRESCIA TO EXECUTE AN AMENDMENT TO THE INTER-MUNICIPAL AGREEMENT WITH THE COUNTY OF ORANGE REGARDING THE ORANGE COUNTY AIRPORT

Moved by Deputy Mayor Scheels, seconded by Trustee Lindner, the Board adopted a resolution authorizing Mayor Brescia to execute an amendment to the Inter-Municipal Agreement with the County of Orange regarding the Orange County Airport. Motion carried, 5-Ayes, 0-Nays.

## NEW BUSINESS

### SCHEDULE PUBLIC HEARING FOR DECEMBER 20, 2022, TO CONSIDER A LOCAL LAW ADOPTING NYS BUILDING AND FIRE CODES

Moved by Trustee Lindner, seconded by Deputy Mayor Scheels, the Board set a Public Hearing to be held on December 20, 2022, at 7:25 pm to consider a local law adopting the updated New York State Building and Fire Codes, so they can be enforced in the Village, said local law needs to be adopted by 12/31/22. Motion carried, 5-Ayes, 0-Nays.

### CONSIDER APPROVING ONE OF THREE QUOTES, FOR THE REMOVAL OF TWO TREES FROM VILLAGE PROPERTY BEHIND THE PRIVATE RESIDENTS OF 154 WATERS EDGE

1. Flanagan Tree Service, LLC, \$7,000.00
2. Alpine Tree Service, Inc. \$7,000.00
3. Canadian Tree Service, Inc. \$6,100.00

Moved by Trustee Andolsek, seconded by Trustee Hembury, the Board approved the Canadian Tree Service, Inc proposals, to remove two trees on Village Property behind the private residents of 154 Waters Edge. Motion carried, 5-Ayes, 0-Nays.

### VILLAGE HALL CLOSED FOR ANNUAL EMPLOYEE LUNCHEON

Village Hall will be closed Tuesday, December 20<sup>th</sup>, from 12:00 Noon to 2:00 pm, for the Annual Employee Luncheon, held at the Senior Center, 36 Bridge Street, Montgomery, NY 12549.

### VILLAGE HALL IS CLOSED IN OBSERVANCE OF CHRISTMAS EVE AND CHRISTMAS DAY AND NEW YEARS EVE AND NEW YEARS DAY

Village Hall will be closed at noon on Friday, December 23<sup>rd</sup>, and closed all day on Monday, December 26<sup>th</sup>, in observance of Christmas Eve and Christmas Day, and closed at Noon on December 30<sup>th</sup>, and closed all day on Monday, January 2<sup>nd</sup>, in observance of New Year's Eve and New Year's Day. (There will be no garbage pick-up on these holidays. Garbage will be picked up on your next scheduled day.

## EVENTS & SERVICES

Old Fashioned Holiday, Saturday, December 10<sup>th</sup>, begins at 9:30 am to 5:30 pm.

NY Operation Toy Train, Toys for Tots, Sunday, December 11<sup>th</sup>, from 12:45 pm to 1:55 pm, 46 Railroad Avenue, bring a new, unwrapped toy and meet Santa. (All toys collected will go to the U.S. Marine Corp. Reserve Toys for Tots Foundation for distribution).

House Decorating Contest, Sunday, December 11<sup>th</sup>, 6 pm to 9 pm.

## PUBLIC PORTION

Mr. Berger mentioned the toy drive held at the Airport Inn was a great turn out, to benefit the Toys for Tots.

Mayor Brescia said that is great. He hopes to get pictures of both the Old-Fashioned Holiday and the Toys for Tots for the next newsletter.

Ms. Beltrametti asked why a Public Hearing is only being schedule for five in minutes, but to borrow three and quarter of a million dollars, there is no Public Hearing.

## EXECUTIVE SESSION

Moved by Deputy Mayor Scheels, seconded by Trustee Hembury, the Board entered into Executive Session under at 8:08 pm, under the open meetings law §7 (f) for matters regarding employment history of a particular person, with the DPW Supt. Nelson and the Village Clerk Rivera-Fernandez in attendance. Motion carried, 5-Ayes, 0-Nays.

## EXIT EXECUTIVE SESSION

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board Exited Executive Session at 8:12 pm. Motion carried, 5-Ayes, 0-Nays.

## APPROVE TO PAY DPW SUPT NELSON UP TO FIVE WEEKS OF VACATION TIME

Moved by Trustee Andolsek, seconded by Deputy Mayor Scheels, the Board approved to pay DPW Supt. Nelson up to five weeks of vacation time. Motion carried, 5-Ayes, 0-Nays.

## ADJOURNMENT

Moved by Trustee Lindner, seconded by Trustee Andolsek, the Board adjourned the meeting of December 5, 2022, at 8:13 pm. Motion carried, 5-Ayes, 0-Nays.

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Monserate Rivera-Fernandez, Village Clerk