

**BOARD OF TRUSTEES MEETING
TUESDAY, SEPTEMBER 1, 2015**

The first of the bi-monthly meetings of the Board of Trustees was held on Tuesday, September 1, 2015 at 7:15 PM in the Boardroom of the Village Hall, 7 Stage Road, Monroe, NY. Mayor James Purcell called the meeting to order and led in the pledge to the flag. Emergency exits were announced.

Present: Mayor Purcell; Trustees Conklin, Gormley, Dwyer and Chan
Also present: Attorney Bonacic, Building Inspector Wilkins and Village Clerk Carey

MOMENT OF SILENCE IN MEMORY OF PATRICIA K MANCINO:

A moment of silence as held in memory of Patricia K. Mancino. Patricia passed away on August 19, 2015 at the age of 88. Pat served the Village of Monroe as Chairman of Village Elections (3/20/84 to 3/21/06). Pat was also a member of the Shade Tree Commission in the early 1980's. On behalf of this Village Board we extend our sincere sympathy to Pat's family in their bereavement.

MINUTE APPROVAL: 8/ 4 SPECIAL MEETING AND 8/18 REGULAR MEETING:

On a motion by Trustee Conklin seconded by Trustee Gormley, the Minutes of the Special Meeting of August 4, 2015 were approved.

Ayes: Trustees Conklin, Gormley, Dwyer and Chan
Nays: None

On a motion by Trustee Conklin seconded by Trustee Gormley, the Minutes of the August 18, 2015 Meeting were approved.

Ayes: Trustees Conklin, Gormley, Dwyer and Chan
Nays: None

BUDGETARY MODIFICATIONS:

On a motion by Trustee Dwyer seconded by Trustee Conklin, Treasurer Murray was authorized to make the following budgetary modifications to the budget:

FROM:	TO:	
A2705 Gifts & Donations	A7550.410 Celebrations	\$ 700.00
A2705 Gifts & Donations	A7110.452 Parks Maint 400 Stage	100.00
A2770 Misc Revenue	A9950.300 Transfers Crane Pk	18,310.00
A2770 Misc Revenue	A7550.410 Celebrations	5,000.00
A3089 State Aid-Other	A5110.400 St Maint Asphalt	100,000.00
F2590 Permits	F8320.450 Source Contract'l	50,000.00

Ayes: Trustees Conklin, Gormley, Dwyer and Chan
Nays: None

AARB APPOINTMENT TO FILL VACANCY- PETER GALIPEAU:

On a motion by Trustee Chan seconded by Trustee Gormley, it was:

RESOLVED, the Village Board appointed Matthew Galipeau, 98 High Street, Monroe, NY to the Architectural Appearance Review Board filling the unexpired term of Neil Dwyer expiring August 2018.

Ayes: Trustees Conklin, Gormley, Dwyer and Chan
Nays: None

REQUEST FOR EXEMPTION TOWN HIGHWAY ITEMS 3 & 4 2016:

On a motion by Trustee Gormley seconded by Trustee Dwyer, it was:

RESOLVED, the Board of Trustees, by signed petition, requested the Town Board of the Town of Monroe to exempt residents of the Village of Monroe of taxes for items 3 & 4 of the Town of Monroe 2016 Highway Budget as authorized by Section 277 of the Town Highway Law.

Ayes: Trustees Gormley, Conklin, Dwyer and Chan

Nays: None

HALLOWEEN CURFEW 2015:

On a motion by Trustee Dwyer seconded by Trustee Conklin with all in favor, the Board of Trustees adopted the following resolution providing a Halloween Curfew:

WHEREAS, on October 29th 30th and October 31st (Halloween) the Village is besieged by youths who create problems for residents, and the Monroe Police Department. To complicate the situation, the Police Department has determined that many of the youth were non-residents who refuse to leave the Village due to the fact that there were no laws requiring them to be off the streets; and

WHEREAS, the following definitions shall apply:

MINOR - being less than eighteen (18) years old

PARENT - the natural or adoptive parent of a minor

GUARDIAN - any person other than a parent who has legal guardianship of a minor

CUSTODIAN – any person over the age of twenty-one (21) who is Loco Parentis to a minor

PUBLIC PLACE – any street, alley, highway, sidewalk, park, playground or place which the general public has access and a right to resort for business, entertainment or other lawful purpose. A “public place” shall include but is not limited to any store, shop, restaurant, tavern, bowling alley, café, theater, drugstore, pool room, shopping center and any other place devoted to amusement or open to the general public. It shall also include the front or immediate area of the above, and

WHEREAS, any minor attending a special function or entertainment of any church, school, club or organization that requires such minor to be out at a later hour than called for within this Proclamation shall be exempt from the provisions of the Proclamation, provided such church, school, club or other similar organization shall register in advance with the Monroe Police Department to have the minors stay out to this later hour. The registrant shall state the time, when the function or entertainment shall end, and the minors who attend the function shall be required to be in their places of abode within one-half hour after the function is ended; and

WHEREAS, it shall be unlawful for any person, firm or corporation operating or having charge of any public place to knowingly permit or suffer the presence of minors under the age of 18 on October 29th, 30th and 31st between the hours of 8 PM and 6 AM the following morning; and

WHEREAS, it shall be unlawful for the parent, guardian or other adult person having custody or control of any minor under the age of 18 to permit or, by inefficient control, to allow such minor to be on the streets or sidewalk or on or in any public property or public place within the Village on October 29th, 30th and 31st between the hours of 8 PM and 6 AM the following morning. However, the provisions of this section do not apply to a minor accompanied by his parent, guardian, custodian or other adult person having the care, custody or control of the minor or if the minor is on an emergency errand or specified business or activity directed by his parent, guardian, custodian or other adult having the care or custody of the minor, or if the parent, guardian, custodian or other adult person herein has made a missing person notification to the Village Police.

NOW, THEREFORE, during the period October 29th, 30th and 31st it shall be unlawful for any minor to remain idle, wander, stroll, or play in any public place, either on foot or to cruise about without a set destination in any vehicle, in, about or upon any place in the Village between the hours of 8 PM and 6 AM of the following morning unless accompanied by a parent, guardian, custodian or other adult person having custody or control of such minor, or unless the minor is on emergency errand or specified business or activity or permitted by his

parent, guardian or other adult person having the custody and care of the minor or where the presence of such minors connect with or required by some legitimate employment, trade, profession or occupation.

Any police officer upon finding a minor in violation of this Resolution shall ascertain the name and address of the minor and warn the minor that he/she is in violation of curfew and shall direct the minor to proceed at once to his or her home or usual place of abode. The police officer shall report such action to the parents, guardian or person having custody or control of the minor.

If such minor refuses to heed the warning or direction given by any police officer or refuses to give the police officer his/her correct name and address or if the minor has been warned on a previous occasion that he or she was in violation of curfew, such minor, if age 16 years or older, may be issued an appearance ticket, and the parent, guardian or other adult having the care and custody of such minor shall be notified to appear with such minor at a date and time to be determined in the appearance ticket for an appearance before the Village of Monroe Justice Court.

Any minor age 16 years or older who violates any section of this article shall, upon conviction, be subject to a fine not to exceed \$100 for a first offense and not to exceed \$250 for each additional offense. Community service may be imposed by the court in addition to the above minimum fine. When a minor is required to perform community service, the parent or guardian shall be required to transport the minor to the place(s) specified by the court

TELEMETRY SYSTEM LEASE:

On August 18th two quotations were received for the installation of a Radio Telemetry System for remote access and monitoring of the water treatment facility and water distribution system. Delaware Engineering D.P.C. has reviewed the bid results for conformance with the project specifications. Only one of the responding bidders provided a lease option as detailed in the specifications as well as meeting the technical requirements of a robust system able to perform in emergency conditions. The apparent low bidder was Goosetown Communications of Congers, NY and it is the engineer's recommendation to award the bid to them. On a motion by Trustee Chan seconded by Trustee Gormley the following resolution was moved for adoption:

WHEREAS, the Village of Monroe, Orange County, New York (hereinafter the "Village") has established the public benefit to the Village residents through the installation and lease of a Radio Telemetry System; and

WHEREAS, the project includes installation of Telemetry System, integration to the controls at all remote sites and the main SCADA System, together with, electrical work and other incidental construction; and

WHEREAS, the Village has caused an Engineering Report and Plans and Specifications for the project to be prepared by an engineer duly licensed to practice engineering in the State of New York; and

WHEREAS, the Village authorized and conducted bidding on the contract for the Radio Telemetry System, with bid opened on August 18, 2015 at 11 AM local time; and

WHEREAS, Delaware Engineering has prepared recommendations that the Village award the contract as follow:

Contract No. 1 Goosetown Communications. in the amount of \$2,350 / mo. For a period of 5 years for a total sum of \$141,000.

NOW, THEREFORE, BE IT RESOLVED, in consideration of the foregoing:

- 1. Contract Lease, Radio Telemetry System, is awarded to Goosetown Communications, in the amount of \$2,350/month; Total over 5 years \$141,000.00 and**
- 2. This resolution will take effect immediately.**

Discussion followed. Trustee Dwyer commented that the dollar amount is significant and we need to have more bids. Mayor Purcell said we have a procurement policy and that was

followed. Trustee Dwyer said we need to be more aggressive in procuring the bids. Trustee Chan noted that the bid is lower than the engineer's estimate. Mayor Purcell said the Board received the Delaware Engineering's recommendation on August 25th if the Board had questions they should have contacted the engineer or Supt. Smith. On a motion by Trustee Chan seconded by Trustee Gormley the resolution was withdrawn and the matter was tabled to the September 18th Meeting.

BOURBON STREET SPONSOR FOR CHILI COOK-OFF FOR PRESERVE HUDSON VALLEY 10/10/15 FROM 9 AM TO 8 PM:

On a motion by Trustee Chan seconded by Trustee Gormley, it was:

RESOLVED, the Board of Trustees approved a Chili Cook-off Contest fundraiser sponsored by Bourbon Street for Preserve Hudson Valley in their parking lot, 78 Millpond Parkway, as outlined in the Event's Application on Saturday, 10/10/15, rain date 10/11/15 from 9 AM to 8 PM. SLA Permit for outdoor alcohol consumption must be furnished to the Police Department prior to the event. Temporary fencing / barricades must be erected around Beer tent to contain alcohol consumption. Security measures must be taken to prevent underage people from entering beer tent area.

Ayes: Trustees Conklin, Gormley, Dwyer and Chan
Nays: None

FEE WAIVER MONROE FREE LIBRARY – BP / AARB FEES (TM# 212-4-19) DENIED:

On a motion by Trustee Chan seconded by Trustee Conklin, it was:

RESOLVED, the Board approved the request of the Monroe Free Library, 44 Millpond Parkway, for a waiver of fees associated with their Building Permit Sign Application and fees associated with the sign application before the Architectural Appearance Review Board.

Ayes: None
Nays: Trustees Conklin, Gormley, Dwyer and Chan

Motion denied (it has been the opinion of counsel that the Board cannot make a gift of village services. It is not in the village's best interest to waive fees).

GILBERT STREET PROPERTY CONVEYANCE TM 201-1-2.1:

On a motion by Trustee Conklin seconded by Trustee Dwyer, it was:

WHEREAS, as part of the Planning Board site plan approval, a portion of the land at Gilbert Street and 17M, privately owned, has been offered for dedication to the Village.

NOW, THEREFORE, BE IT RESOLVED, the Board of Trustees authorized Mayor Purcell to sign a deed and conveyance document for 55 square feet of property privately owned (845 Route 17M Associates, LLC, Monroe, NY) at the intersection of Gilbert Street and 17M for the purpose of enhancing the turning radius at the intersection.

Ayes: Trustees Conklin, Gormley, Dwyer and Chan
Nays: None

MAYOR'S COMMENTS:

CAR SHOW / FARMERS MARKET: On Sunday, August 30th we had a Car Show that coincided with the Farmer's Market. Both were well attended. Kudo's to Tony Romagnino, our Market Manager, he has done a great job!

2015 FINAL SUMMER CONCERT 8/22: The season's final concert was held on Saturday, August 22nd. Great job by the committee! The weather was on our side. Kudo's to the Activities Committee and all those volunteer's involved. It will soon be time to start planning next year's events. The Committee works hard beginning with Earth Day followed by the Concert Series, the Carnival, the Halloween Parade and the Winter Festival. Thank you all.

STAGE ROAD SPEEDING: Matt Hoenninger commented on the speeders on Stage Road. Supt. Smith said he would be willing to put in Rumble Strips. Could you put that on the agenda for the next meeting? Mayor Purcell said it is not up to Supt. Smith. Before the Board can do anything, the Police Department has to make a recommendation to the Board. We will ask the Chief to look into the matter. We also need to speak to him about Reynolds Road and Mine Road. It is on our radar, Mayor Purcell said.

AIRPLANE PARK COMPLAINT: Dennis Gerbino, a 13 year resident, commented on an incident that occurred Saturday, August 29th in Airplane Park. He was on the committee that helped to rebuild the plane and it was disheartening to see 5 kids crawling on the plane while the parents set up a charcoal barbecue pit in front of the plane. The Police Department was called and the matter was handled. What's going on here, Mr. Gerbino asked? Mayor Purcell said the Police Department did take care of it. Mayor Purcell said he and Trustee Chan were also involved in the refurbishing of the plane and don't want to see anything happen to it. The fence should tell you to keep off, Mr. Gerbino said. Mayor Purcell spoke to DPW Supt. Smith and asked him to get pricing for white fencing to run along the front where the old fence was removed. Do we need to include "No Barbecuing", Mr. Gerbino asked. Signage was removed when the old fence was eliminated. We will be looking into signage also the Mayor said.

16 REYNOLDS ROAD: Derek DeFreitas former owner of 16 Reynolds Road commented on what transpired at the Planning Board with regard to the abandoned right-of-way next to his former property. He had a copy of the Planning Board minutes from 2001. He wanted to explain what happened 15 years ago. What was planned at that time was Reynolds Road was to be rerouted and the abandonment of the old Reynolds Road was to become part of the Reynolds House. In 1992 there were already plans for re-routing the road. Mr. De Freitas went to all the Planning Board Meetings for over two years as it affected his property. The abandoned parcel of Reynolds Road was to be annexed to Lot 2, Block 1, Section 231 (the DeFreitas property) upon abandonment of the right-of-way, it is on the site plan. The plan has that stipulated on it. Please find a way to have this happen so the new owners will not have Woodroe Estates or Preswick Gardens right up to their front door because there are no other houses on that side of Reynolds Road. The way to keep it maintained and cared for is by the homeowner. Mayor Purcell said there is an easement there that will have infrastructure going through it, a sewer main. That is why the Village hasn't relinquished its right, Mayor Purcell said, we don't know when that work will be done.

ADJOURNMENT / EXECUTIVE SESSION:

On a motion by Trustee Conklin seconded by Trustee Gormley, and carried, following a 5 minute recess Executive Session followed for discussion of Attorney Client privilege at 7:55 PM.

On a motion by Trustee Chan seconded by Trustee Dwyer the Board came out of Executive Session at 8:38 PM

On a motion by Trustee Gormley seconded by Trustee Dwyer, and carried, no further business the meeting was adjourned at 8:40 PM.

Respectfully submitted,

Virginia Carey
Village Clerk