

PUBLIC HEARING 3.1.22 – 7:00 PM
INTRODUCTORY LOCAL LAW #3 OF 2022
“AMENDING CHAPTER 200 (ZONING) TO AMEND REQUIREMENTS APPLICABLE TO HOTELS”

A Public Hearing was held on Tuesday, March 1, 2022 in the boardroom of the Village Hall, 7 Stage Road, Monroe, NY at 7:00 PM to review a proposed Local Law entitled “Amending Chapter 200 (Zoning) to Amend Requirements Applicable to Hotels.” The Village Board of Trustees finds and determines the Village would be well served by having a supply of high-quality overnight hotel accommodations available at reasonable cost.

Present: Mayor Dwyer, Trustees Alley, Behringer and Karl
Also present: Attorney Terhune and Deputy Clerk Zahra

On a motion by Trustee Behringer, seconded by Trustee Karl, and carried, the public hearing was opened at 7:00 PM.

There were 6 people from the public present for the public hearing. There was no written correspondence received. The public hearing was left open for 5 minutes.

The Public Hearing for this Introductory Local Law has been adjourned until the March 14, 2022 Board of Trustees Meeting.

With no further comments or questions, on a motion by Trustee Behringer, seconded by Trustee Karl and carried, the public hearing was adjourned at 7:05 PM.

PUBLIC HEARING 3.1.22 – 7:10 PM
INTRODUCTORY LOCAL LAW #4 OF 2022
“AMENDING THE ADMINISTRATIVE LEGISLATION OF THE VILLAGE OF MONROE BY ADDING CHAPTER 58, TITLED, “RESIDENCY REQUIREMENTS” TO EXPAND RESIDENCY REQUIREMENTS FOR APPOINTED VILLAGE OFFICIALS”

A Public Hearing was held on Tuesday, March 1, 2022 in the boardroom of the Village Hall, 7 Stage Road, Monroe, NY at 7:05 PM to review a proposed Local Law entitled “Amending the Administrative Legislation of the Village of Monroe by Adding Chapter 58, Titled, “Residency Requirements” to Expand Residency Requirements for Appointed Village Officials.” The Village Board of Trustees finds and determines that it is not always possible to fill certain appointive offices and nonjudicial positions in Village government requiring municipal, administrative or financial expertise with Village residents who are duly qualified to hold such positions and that by expanding the residency requirements from Village-only residents to any resident residing in the County of Orange, wherein the Village wholly lies, would further the goal of better and more responsive government.

Present: Mayor Dwyer, Trustees Alley, Behringer and Karl
Also present: Attorney Terhune and Deputy Clerk Zahra

On a motion by Trustee Alley, seconded by Trustee Karl, and carried, the public hearing was opened at 7:05 PM.

There were 6 people from the public present for the public hearing. There was no written correspondence received. The public hearing was left open for 5 minutes.

No public comment.

With no further comments or questions, on a motion by Trustee Alley, seconded by Trustee Karl and carried, the public hearing was closed at 7:10 PM

PUBLIC HEARING 3.1.22 – 7:20 PM
INTRODUCTORY LOCAL LAW #2 OF 2022
“MODIFYING CHAPTER 145 OF THE VILLAGE CODE NOISE”

The second Public Hearing was held on Tuesday, March 1, 2022 in the boardroom of the Village Hall, 7 Stage Road, Monroe, NY at 7:10 PM to review changes made to Introductory Local Law #2 of 2022 entitled, “MODIFYING CHAPTER 145 OF THE VILLAGE CODE NOISE,” that were derived from comments made from the public after the first Public Hearing held on February 15, 2022. The Village

Board of Trustees finds and determines that the public interest would be served by modifying Chapter 145 of the Village Code, titled, "Noise," to further define what constitutes a unreasonable noise and provide definitive measurement for the purpose of enforcement.

Present: Mayor Dwyer, Trustees Alley, Behringer and Karl
Also present: Attorney Terhune and Deputy Clerk Zahra

On a motion by Trustee Karl, seconded by Trustee Alley, and carried, the public hearing was opened at 7:10 PM.

There were 6 people from the public present for the public hearing. There was no written correspondence received. The public hearing was left open for 2 minutes.

Resident Lorraine Loening asked if the local law was done and the Mayor replied that they are still working on the local law to see what is applicable, what tools are needed, and how to enforce.

With no further comments or questions, on a motion by Trustee Karl, seconded by Trustee Alley and carried, the public hearing was adjourned at 7:12 PM.

BOARD OF TRUSTEES MEETING
TUESDAY, March 1, 2022
(www.villageofmonroe.org)

The first of the bi-monthly meetings of the Board of Trustees was held on Tuesday, March 1, 2022 at 7:12 PM in the Boardroom of the Village Hall, 7 Stage Road, Monroe, New York. Mayor Neil S. Dwyer called the meeting to order and led in the pledge to the flag. Emergency exits were announced.

Present: Mayor Dwyer; Trustees Alley, Behringer and Karl
Also present: Attorney Terhune and Deputy Clerk Zahra

MINUTE APPROVAL – FEBRUARY 15, 2022 BOARD MEETING:

On a motion by Trustee Karl seconded by Trustee Alley, the Minutes of the February 15, 2022 Board Meeting were approved.

Ayes: Trustees Alley, Behringer and Karl
Nays: None

ADOPTION OF LOCAL LAW # OF 2022 - AMENDING CHAPTER 200 (ZONING) TO AMEND REQUIREMENTS APPLICABLE TO HOTELS:

The Board has adjourned this matter until the March 14, 2022 Board of Trustees Meeting.

ADOPTION OF LOCAL LAW #2 OF 2022 - AMENDING THE ADMINISTRATIVE LEGISLATION OF THE VILLAGE OF MONROE BY ADDING CHAPTER 58, TITLED, "RESIDENCY REQUIREMENTS" TO EXPAND RESIDENCY REQUIREMENTS FOR APPOINTED VILLAGE OFFICIALS:

On a motion by Trustee Behringer seconded by Trustee Alley, it was:

WHEREAS, the Village Board of the Village of Monroe, New York ("Village Board") duly noticed a public hearing held on March 1, 2022; and

WHEREAS, the Village Board solicited public comment during said public hearing on March 1, 2022; and

WHEREAS, the Village Board of Trustees finds and determines that it is not always possible to fill certain appointive offices and nonjudicial positions in Village government requiring municipal, administrative or financial expertise with Village residents who are duly qualified to hold such positions and that by expanding the residency requirements from Village-only residents to any resident residing in the County of Orange, wherein the Village wholly lies, would further the goal of better and more responsive government.

NOW, THEREFORE, BE IT RESOLVED that:

1. The above “WHEREAS” paragraphs are incorporated herein by reference.
2. The Local Law Amending the Administrative Legislation of the Village of Monroe by Adding Chapter 58, Titled, “Residency Requirements as attached is adopted as Local Law No. 2 of 2022 of the Village of Monroe on March 1, 2022.
3. The Village Board hereby directs the Village Clerk to take all steps to process and file said Local Law.
4. This Resolution shall be effective immediately.

Ayes: Trustees Alley, Behringer and Karl
Nays: None

VILLAGE OF MONROE
LOCAL LAW NO. 2 of 2022 AMENDING THE ADMINISTRATIVE LEGISLATION OF THE
VILLAGE OF MONROE BY ADDING CHAPTER 58, TITLED, “RESIDENCY REQUIREMENTS”
TO EXPAND RESIDENCY REQUIREMENTS FOR APPOINTED VILLAGE OFFICIALS

BE IT ENACTED by the Village Board of Trustees of the Village of Monroe, County of Orange, State of New York, as follows:

Section 1. Legislative Findings, Purpose and intent. The Village Board of Trustees finds and determines that it is not always possible to fill certain appointive offices and nonjudicial positions in Village government requiring municipal, administrative or financial expertise with Village residents who are duly qualified to hold such positions and that by expanding the residency requirements from Village-only residents to any resident residing in the County of Orange, wherein the Village wholly lies, would further the goal of better and more responsive government.

Section 2. Authority. This local law is enacted by the Village Board of Trustees of the Village of Monroe pursuant to its authority to adopt local laws pursuant to the New York State Constitution and Section 10 of the Municipal Home Rule Law and authority granted it under § 3-300 of the Village Law.

Section 3. The Administrative Legislation of the Code of Village of Monroe is hereby amended by the addition of Chapter 58, titled, “Residency Requirements,” as follows:

Chapter 58
Residency Requirements

Article I

Village Clerk; Deputy Clerk; Treasurer; Deputy Treasurer; Village Assessor; Deputy Assessor; Court Clerk;
Assistant Court Clerk; Election Inspectors

§ 58-1 Purpose; legislative authority.

The Board of Trustees finds that it is not always possible to fill certain appointive offices and nonjudicial positions in Village government requiring municipal, administrative or financial expertise with Village residents who are duly qualified to hold such positions. The Board further finds that it is authorized to appoint qualified residents of Orange County outside of the Village to said offices pursuant to § 3-300 of the Village Law. The Board further finds that it is authorized under said § 3-300 and § 10 of the Municipal Home Rule Law to expand such residency requirements to allow residents of Orange County to be eligible for appointment to said offices.

§ 58-2 Residency within county required.

- A. Notwithstanding any other general or special law, no person shall be eligible to be appointed to or hold office of the Village Clerk, Deputy Clerk, Village Treasurer, Deputy Treasurer, Village Assessor, Deputy Assessor, Village Court Clerk or Assistant Court Clerk who is not a citizen of the United States, is not at least 18 years of age and is not either a resident of Orange County, New York, or of any village, town or city located within Orange County at the time of such appointment. No person shall be eligible to be appointed as an election inspector in the Village of Monroe unless such person is a resident of Orange County.
- B. This section shall change or supersede § 3-300, Subdivision 2, of the Village Law, as last amended, and § 3 of the Public Officers Law, as last amended, to the extent that the provisions thereof conflict with or are contrary to the provisions of this article.

§ 58-3 When effective; applicability.

This article shall take effect immediately upon filing with the Secretary of State of the State of New York and shall apply to all persons currently holding the positions of Village Clerk, Deputy Clerk, Village Treasurer and Deputy Treasurer as well as any persons hereafter appointed to fill such offices.

Section 4. Supersession, of Inconsistent Laws. The Village Board of Trustees hereby declares its legislative intent to supersede any provision of any local law, rule, or regulation and any provision of the state Public Officers Law, Village Law or other special law that may be declared inconsistent or in conflict with this local law. The courts are specifically requested to take notice of this legislative intent and apply such intent in

the event the Village has failed to specify any provision of law that may require supersession. The Village Board hereby declares that it would have enacted this local law and superseded such provision had it been apparent.

Section 5. Severability.

If any section, part or provision of this local law or the application thereof to any person, property or circumstance is adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the section, part, provision or application directly and expressly adjudged invalid and shall not affect or impair the validity of the remainder of this local law or the application thereof.

Section 6. Effective Date.

This local law shall take effect immediately upon filing with the Secretary of State.

ADOPTION OF LOCAL LAW #2 OF 2022 – MODIFYING CHAPTER 145 OF THE VILLAGE CODE “NOISE”:

The Board has adjourned this matter for further discussion.

REQUEST TO TRAVEL – AWWA – NY WATER EVENT – WATER DEPT – J. PRINCE:

On a motion by Trustee Karl, seconded by Trustee Alley, and carried, it was:

RESOLVED, the Board of Trustees approves the attendance of Jaime Prince to the American Water Works Association – New York Section, conference at the Saratoga Hilton, 534 Broadway, Saratoga Springs, NY 12866 from April 12-14, 2022. The topics of discussion will include Advanced Oxidation Process, Toxic Use Reduction for Chemical Hazards, Proactive Water Storage Tank Maintenance and Disaster Preparedness for Water/Wastewater Utilities. The cost of the conference is \$350.00, which includes breakfast and lunch. The hotel accommodations at the Saratoga Hilton for April 12-14, 2022 total \$318.00. Total cost of attendance and hotel accommodations is \$668.00 to be allocated from budget line F.8330.472, Purification Education.

Ayes: Trustees Alley, Behringer and Karl

Nays: None

BUILDING DEPT – PERMIT FEE REFUND REQUEST – 4 RYE HILL ROAD:

On a motion by Trustee Karl, seconded by Trustee Alley, and carried, it was:

The Building Department had received an application for new construction at 4 Rye Hill Road. The original submitted plans specified a 3,750 S.F. single family house, but the original subdivision / site plan limited the square footage to 3,000 S.F. The applicant submitted new plans to meet the requirement and the new plans showed 2,584 S.F. having a difference of 986 S.F. Building Department fees are based on \$1.00 per S.F. and the original submitted check was for \$3,750.00, but the accepted plans had only 2,584 S.F., leaving a difference of \$986.00. The Building Department is requesting a refund be given to the applicant in the amount of \$986.00.

RESOLVED, the Board of Trustees approves the request of the Building Department to refund the applicant of 4 Rye Hill Road in the amount of \$986.00.

Ayes: Trustees Alley, Behringer and Karl

Nays: None

EVENT APPLICATION – GIRL SCOUTS TO VISIT REST HAVEN 3/30/22:

An event application was submitted by Pamela Lee, Treasurer of the Preservation of Rest Haven organization, located at 236 High Street in Monroe, to open the home to the Girl Scouts in honor of Famous Women Month on Wednesday, March 30, 2022 from 4:00PM to 8:00PM. The application has been reviewed and approved by the Building Department with the condition that maximum capacity should not exceed 99 people. The DPW and Police Department have also reviewed and approved the application with no additional costs associated for this event. The Police Department will assign an officer to monitor vehicular and pedestrian traffic during the hours of the event. Ms. Lee has submitted a letter requesting that the \$50.00 application fee be waived as they are a not-for-profit organization.

On a motion by Trustee Behringer, seconded by Trustee Karl, and carried, it was:

RESOLVED, the Board of Trustees approves the event application submitted by Pamela Lee, Treasurer of Preservation of Rest Haven, located at 236 High Street, to open the home to the Girl Scouts in honor of

Famous Women Month on Wednesday, March 30, 2022 from 4:00PM to 8:00PM.

Ayes: Trustees Alley, Behringer and Karl

Nays: None

On a motion by Trustee Karl, seconded by Trustee Alley, and carried, it was:

RESOLVED, the Board of Trustees approves to waive the event application fee due to Preservation of Rest Haven providing proof they are a not-for-profit organization.

Ayes: Trustees Alley, Behringer and Karl

Nays: None

PERSONNEL - SEPARATION AGREEMENT & GENERAL RELEASE:

On a motion by Trustee Behringer, seconded by Trustee Alley, and carried, it was:

RESOLVED, the Board of Trustees hereby approves the Separation Agreement and General Release between the Village and Employee #279, and authorizes the Village Mayor to execute the Agreement on the Village's behalf.

Ayes: Trustees Alley, Behringer and Karl

Nays: None

PERSONNEL – TERMINATION EMPLOYEE #311:

On a motion by Trustee Behringer, seconded by Trustee Karl, and carried, it was:

RESOLVED, effective March 1, 2022, the services of employee #311 are hereby terminated pursuant to the provisions of New York State Civil Service Law §73.

Ayes: Trustees Alley, Behringer and Karl

Nays: None

ORANGE COUNTY STOP DWI:

On a motion by Trustee Behringer, seconded by Trustee Karl, it was:

RESOLVED, the Board of Trustees approves an agreement with the County of Orange that authorizes the Village of Monroe Police Department to participate in the STOP DWI Traffic Safety Program for one year beginning March 12, 2022 through January 1, 2023. The first period from March 12, 2022 through June 1, 2022 for a total “not to exceed” \$3,788.00 / 60 hours. We will be notified of the allotted funds / hours for subsequent enforcement periods at a later date.

IT IS FURTHER; RESOLVED the Board of Trustees authorizes Mayor Dwyer to execute the agreement on behalf of the Village of Monroe.

Ayes: Trustees Alley, Behringer, and Karl

Nays: None

APPOINTMENT – F/T POLICE OFFICER JENNIFER MINUTOLO:

On a motion by Trustee Behringer, seconded by Trustee Karl, it was:

RESOLVED, the Board of Trustees approves the recommendation of Police Chief Guzman to hire Jennifer Minutolo to the position of Full-Time Police Officer from the Orange County List of Eligibles, Exam #65212. The required Department application, background check, psychological, physical and drug screening through the Orange County Department of Human Resources has been completed. The effective date of hire is March 4, 2022 with a starting salary of \$59,800.00.

Ayes: Trustees Alley, Behringer and Karl

Nays: None

PAYMENT AUTHORIZATION – ARGENIO BROS., LAKE STREET REHABILITATION PROJECT:

On a motion by Trustee Behringer, seconded by Trustee Karl, it was:

RESOLVED, the Board of Trustees accepts the recommendation of Village Engineer, Creighton Manning, and authorizes Mayor Dwyer to sign the voucher for Payment No. 3 submitted by Argenio Bros., 2 Agenio Drive, New Windsor, NY 12553, for the Lake Street Rehabilitation Project in the amount of \$154,682.16.

Ayes: Trustees Alley, Behringer and Karl
Nays: None

RESIGNATION – PARKING ENFORCEMENT OFFICER – E. LOCICERO:

On a motion by Trustee Behringer, seconded by Trustee Karl, and carried, it was:

RESOLVED, the Board of Trustees accepts the resignation of Enrico LoCicero, P/T Parking Enforcement Officer, of the Monroe Police Department effective March 1, 2022. The Board thanks Mr. LoCicero for his service to the Village and wished him well.

Ayes: Trustees Alley, Behringer and Karl
Nays: None

RESIGNATION – P/T DISPATCHER – J. MINUTOLO:

On a motion by Trustee Behringer, seconded by Trustee Alley, and carried, it was:

RESOLVED, the Board of Trustees accepts the resignation of Jennifer Minutolo, P/T Dispatcher, of the Monroe Police Department effective March 1, 2022. The Board thanks her for her service and wishes her the best with her new career as a Police Officer with the Monroe Police Department.

Ayes: Trustees Alley, Behringer and Karl
Nays: None

WATER TERMINATION – DELINQUENT TOWN ACCOUNTS:

On a motion by Trustee Karl, seconded by Trustee Alley, and carried, it was:

RESOLVED, the Board of Trustees accepts the recommendation of the Water Plant Supervisor, Ernie Mabee, to suspend service and interrupt supply to Water Account #10127 and Water Account #10026 due to our Village Code – 195-13, Overdue Bills – Section C, After the second quarter and fourth quarter of the year (September 30 and March 31), the Village of Monroe may, upon written notice to the billing address, suspend water service and interrupt supply where the owner has failed to remit payment or has failed to comply with the provisions of any rule or regulation of the Village pertaining to the use of water. Water Account #10127 has a current balance of \$1,126.11 and Water Account #10026 has a current water balance of \$3,142.46.

Ayes: Trustees Alley, Behringer and Karl
Nays: None

MAYOR & TRUSTEE'S REPORT:

Trustee Karl commented about a meeting that he and the Mayor had for the LED streetlight upgrade and was happy to report that after the streetlight audit the Village is looking at a savings of about 30%.

Trustee Karl was also happy to report that the dead trees that were noticed to NYSDOT – Region 8 were removed.

ATTORNEY'S REPORT:

Nothing to report.

PUBLIC COMMENT: **# PRESENT 6** **TIME: 7:40PM**

Resident Lorraine Loening was very pleased that a female Police Officer was appointed to the Monroe

Police Department tonight.

She also expressed her concerns with a Facebook post about Police Dispatch. The Mayor said there is no story, just a discussion, and there is nothing to share with the public. The Mayor stated that this Board would never put the public in harm's way.

Lorraine wanted to know why it seems that most SRO's in the schools around here are retired Monroe PD Officers and what was the criteria to become an SRO. The Mayor explained that the criteria to be an SRO is you must be a certified Police Officer. The SRO's are part-time with no benefits, so a retired Officer is a good candidate and the school is happy to have an Officer that already has a strong bond with the community.

A letter was received and read into the Minutes by Mayor Dwyer:

Good Evening All,

I am submitting a written comment for the public participation portion of tonight's meeting. After viewing a post that surfaced regarding the Monroe Police Department getting rid of the overnight dispatcher position, I was astonished that a proactive, community-driven department in a place I call home would do this.

As a retired law enforcement officer in Orange County, this is horrible for our Village for many reasons. First, and most important for the safety of all residents, calls for service that come through 911 will be delayed to Officers that respond out, even if they have in-car computers. In my experience, I have been to many significant incidents where after being dispatched by my department's dispatcher, I would arrive on-scene, and then, after being on-scene for some time, first hear the polling tones from the county requesting my response. With the ability of the dispatcher to see the call first, I was already advised, responded, and called out on-scene before county operators wholly entered the incident on multiple occasions. This is no discredit to them, just the system that fails them. To this day, calling the department's seven-digit line for police matters yields faster help. With the removal of overnight dispatch, this would not be the case.

Additionally, having the door to the police department closed and locked for the overnight hours was shocking. Now while there might not be many people who walk into a department at night, from my experiences as an Officer, those who do desperately need help.

Many other reasons prove this change is detrimental for our Village, but the ones above are the top two that are dangerous. I call on the board to reconsider this change and consider our public safety.

Very respectfully,

John Marks
Village of Monroe Resident

EXECUTIVE SESSION:

On a motion by Trustee Behringer, seconded by Trustee Alley, and carried, following a 5-minute recess, the Board convened in Executive Session at 7:55 PM for discussion of Attorney Client.

OPEN SESSION: on a motion by Trustee Behringer, seconded by Trustee Alley and carried, the Open Meeting resumed at 9:56 PM.

ADJOURNMENT:

On a motion by Trustee Alley, seconded by Trustee Behringer and carried, no further business, the meeting was adjourned at 9:57 PM.

Respectfully Submitted,

Kimberly Zahra
Deputy Village Clerk