

MONROE TOWN BOARD MEETING MINUTES

— 01/21/2025

MONROE TOWN BOARD MEETING AGENDA (Tuesday, January 21, 2025) *Public *Hearings Transcribed by Barbara Singer*

Members present

Supervisor -Tony Cardone, Mary Bingham, Sal Scancarello, Maureen Richardson
Town Counsel Brian Nugent

1. Call to Order

Discussion,Information,Procedural: 1.1 Pledge to the Flag

2. Motion to Open Town Board Meeting

Action (Resolution): 2.1 Motion to Open Town Board Meeting of January 21, 2025

2025-#57

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open the Town Board Meeting of January 21, 2025, at 7:02 PM.

Motion by Supervisor -Tony Cardone, second by Sal Scancarello.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mary Bingham, Sal Scancarello, Maureen Richardson

3. Community Announcements

Information: 3.1 2025 Tax Collector's Notice

Town of Monroe

Tax Collector's Notice

Please Take Notice That, the Tax Collector's Office, for the Town of Monroe will be collecting taxes at 1465 Orange Turnpike, Monroe, New York during the months of January 1st – March 31st, 2025 Monday-Friday from 9:00 AM until 2:00 PM. Additionally, we will be open late on the following dates: January 31, 2025, from 4:00 PM to 6:00 PM and March 31, 2025, from 4:00 PM to 5:00 PM.

Payments by mail send to: Town of Monroe Tax Collector 1465 Orange Turnpike, Monroe, NY 10950.

For online payments by credit card or e-check, please go to www.monroeny.org and click on View/Pay Bills Online. Credit card/e-check payments will NOT be accepted at Town Hall. Please make all checks, cashier's checks or money order payments out to Town of Monroe

Tax Collector. **Please include phone number on check. No cash payments will be accepted. Payments made during the month of February: a 1% penalty will be added. Payments made during the month of March: a 2% penalty will be added, plus a \$2.00 Second Notice Fee. Last day for acceptance of payment of taxes will be collected on March 31, 2025. Must be postmarked no later than March 31, 2025. Tax payments made after March 31, 2025 must be paid to the Orange County Commissioner of Finance (845) 291-2480.

Dated: December 30, 2024
Valerie Bitzer
Tax Collector, Town of Monroe

2025 Town & County Tax Season

The Town of Monroe Tax Collector will be accepting the following payment methods only for the 2025 Orange County, Town and County Real Property Tax Bills: personal checks, money orders, cashier checks (made payable to the Town of Monroe Tax Collector).

For payments by mail, please send to:

Town of Monroe Tax Collector
1465 Orange Turnpike
Monroe, NY 10950

* PLEASE INCLUDE PHONE NUMBER ON CHECK

* NO CASH, CREDIT CARD / E-CHECK PAYMENTS WILL BE ACCEPTED AT TOWN HALL

For online payments, there is a convenience fee that will be applied for the service (charged by the credit card company). The fees are as follows: Visa, MasterCard and Discover Credit cards 2.45% percent, Visa Debit \$3.95, E-Check \$1.75.

If you have any questions, please contact Valerie Bitzer Tax Collector via email: valerie@monroeny.org or by phone at (845) 783-1900 ext. 203.

Tax Collection Hours: Monday – Friday 9:00 AM - 2:00 PM. Additionally, we will be open late on the following dates: January 31, 2025, from 4:00 PM to 6:00 PM and March 31, 2025, from 4:00 PM to 5:00 PM.

Payments received February 2025 a 1% penalty is added.

Payments received March 2025 a 2% penalty is added, plus a \$2.00 Second Notice Fee.

Tax payments made after March 31, 2025, must be paid to the Orange County Commissioner of Finance (845) 291-2480.

Useful Links:

Please visit Orange County Real Property

Please visit Town of Monroe

To hear Tax Collector Valerie Bitzer RE 2025 Tax Collector's Notice, please go on-line to Board Doc's Video Clip #3.1, 0:0:44.

Information: 3.2 Dial-A-Ride New Servicing Times

Town of Monroe Dial A Ride New Servicing Times!

Good News!

Starting on January 13, 2025, service will be extended!

RESERVATIONS WILL BE AVAILABLE AS EARLY AS 6:00AM TO TRAVEL TO THE LOCAL BUS STOPS IN THE TOWN OF MONROE OR THE TRAIN STATION IN HARRIMAN AMONGST OTHER DESTINATIONS IN OUR SERVICE AREA.

EVENING SERVICE WILL ALSO BE EXTENDED AND THE LAST AVAILABLE RESERVATION WILL BE AT 6:00PM FROM ANY LOCATION IN OUR SERVICE AREA INCLUDING THE HARRIMAN TRAIN STATION IF AVAILABLE.

THANK YOU FOR USING DIAL A RIDE MONROE!

91 MINE ROAD

MONROE NY 10950

845-783-6222

To hear Supervisor Cardone RE Dial-A-Ride New Servicing Times, please go on-line to Board Doc's Video Clip #3.7, 0:02:03.

Information: 3.3 Winter Weather Reminders

WINTER WEATHER ALERT

IT'S THAT TIME OF YEAR AGAIN! As winter weather approaches, your safety remains our top priority. Please take the necessary precautions to ensure the well-being of our community.

IMPORTANT PARKING NOTICE: To facilitate efficient snow removal and maintain safe roadways, we kindly remind all residents to comply with Town Code Parking Regulations: PLEASE REFRAIN FROM PARKING VEHICLES ON TOWN ROADS DURING WINTER WEATHER.

Failure to comply may result in vehicle towing.

WINTER DRIVING TIPS: Watch for snow, ice, and black ice on the roads. Travel with extra caution to ensure safety for yourself and others. EMERGENCY CONTACT INFORMATION:

In case of an emergency: Dial 911 immediately. Highway Department inquiries: For snow removal, road conditions, or other winter-related questions, contact us at

845-782-8583. THANK YOU FOR YOUR COOPERATION AS WE WORK TOGETHER

TOKEEP OUR COMMUNITY SAFE THIS WINTER SEASON.

To hear Supervisor Cardone RE Winter Weather Reminders, please go on-line to Board Doc's Video Clip #3.3, 0:2:33.

Information: 3.4 Monroe Connect

Monroe Connect is an App that will allow the Town of Monroe to send Alerts & Emergency Notifications directly to Citizens (Road Closures, Events, Storm Warnings, Boil Water Advisories, etc.).

To hear Supervisor Cardone RE Monroe Connect, please go on-line to Board Doc's Video Clip #3.2, 0:3:22.

Information: 3.5 Blood Drive at Sacred Heart Church

Sacred Heart Blood Drive

Sunday, January 26, 2025 9am-3pm

Sacred Heart Church School Gym

Call Aileen 845-781-0856, Tina 845-783-3252, Johanna 783-3026, or Joyce 782-5528.

Walk-Ins welcomed as space permits

To hear Supervisor Cardone RE Blood Drive at Sacred Heart Church, please go on-line to Board Doc's Video Clip #3.5, 0:4:08.

Information: 3.6 NY Blood Center

NY Blood Center's Blood Bank is seriously down. Encouraged to give blood and help someone else.

To hear Supervisor Cardone RE NY Blood Center, please go on-line to Board Doc's Video Clip #3.6, 0:5:05.

4. Public Hearing

Action (Resolution), Discussion, Information: 4.1 Motion to Open the Continuation of the Public Hearing RE: Zone Change Petition RE: Larkin Dr. (SBL: 2-1-29)

2025-#58

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open the Continuation of the Public Hearing RE: Zone Change Petition RE: Larkin Dr. (SBL: 2-1-29).

Motion by Supervisor -Tony Cardone, second by Sal Scancarello.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mary Bingham, Sal Scancarello, Maureen Richardson

The following residents signed up to speak during Public Comment for the Continuation of the Public Hearing RE: Zone Change Petition RE: Larkin Dr. (SBL: 2-1-29). To hear their comments and Town Board Members responses, please go on-line to Board Doc's Video Clip #4.1, 0:5:37.

- Town Clerk Valerie Bitzer: No public comment. That mic just needs to be turned on too.
- John Furst: Just pull it towards me, right?
- Town Clerk Valerie Bitzer: I believe so. And then if you just angle it up.
- John Furst: Good evening my name is John Furst.
- Town Supervisor Cardone: You can angle it up so you're not hunched over John.
- Councilwoman Richardson: Oh, it's a requirement to stand like that actually.
- John Furst: I'm an attorney at Catania, Mahon and Ryder. Again, my name is John Furst, represent the applicant property owner Larkin Drive LLC. You may recall, we submitted a petition to re-zone approximately 10 acres from LI to HI. The HI allows a little more flexibility when we're trying to provide us some more commercial development. We last appeared before this board in September of 2024 and the board had asked for some more information. So, that's kind of what we did. We provided you some more information immediately after the meeting. I did reach out to your attorney, I did provide the names of two prospective tenants that are looking to locate on this property. So, it's not a build- on spec. We do have two regional tenants that are very interested in locating here and would like to locate here so we're catering this project to their needs. It's a large-scale development, as you may recall, therefore it's not really going to interfere with the village centers. In addition, you wanted some more information on the plans, Mike Morganti, the site civil engineer, had updated the plans and provided more detail. And third, and maybe most importantly, we were able to conduct a parking study during the holiday season with some surrounding shopping centers and stores to kind of see what the parking needs really are and Ken Wersted had prepared a traffic, or I'm sorry a parking analysis and he can summarize that real quick tonight and this all this information was submitted a couple of weeks ago but for now, I'll just have Mike Morganti kind of Step Up and just kind of show you some of the details or changes that he made from the last time we were here in September.
- Town Supervisor Cardone: Thank you John.
- Mike Morganti: This actually a perfect location for me, the microphone it is. Good evening everyone. Happy New Year. Michael Morgante, site civil engineer for this particular project. Some of the improvements that we made to the plan were with site layout and general parking. We worked with our traffic engineer, who had made some suggestions. We heard some of the concerns from the town board and your consultants. So, we have prepared now a concept grading plan for the site so you can kind of see how the site will start to look once it's actually graded and developed. It appears that we can complete the grading within the footprint that we originally set around the 10-acre project size. We've provided conceptual storm water location, so it appears there's adequate area to handle storm water runoff from this particular project. We've prepared a slope analysis so that the town board and the

planning board ultimately, can see what the grades on the site look like. It's deceiving, the slopes on the site are 15% less, which is really not steep, it's just that the property is pretty big and long, so by the time you get to the back, even like a five or 10% slope, requires a lot of grading. We actually added some bus shelters and pull-offs along the property frontage on Larkin Drive. We thought that was a nice suggestion and inclusion into the concept plan and just to remind the board that we've also spoken to Orange County Department of Environmental Facilities regarding the sewer connection for this particular project. So, they provided input early on so that we know we ultimately can connect and how we will. And we've also got a well location approval from Orange County Department of Health. Again, these are things that are further down the road but they are important to know that they are achievable at this initial stage. Just want to remind the board too, we had a positive response from the County GML referral; they seem to support the project.

And that's a general summary, on my behalf of what has been done since I was here last. Glad to entertain any questions that you have before I pass it off to Ken Wersted, our traffic engineer.

- Councilwoman Bingham: I have a question.

- Michael Morganti: Sure.

- Councilwoman Bingham: You have, I believe you were the one who said it, that you have two tenants that you already are pretty secure in. How many other tenants, I don't remember exactly, four all together?

(Inaudible)

- Town Supervisor Cardone: Talk into the mic.

- Michael Morgante: There's one larger building in the back and there's actually a fairly large building in the front but that's split up into two different tenants in the front, or potential two different tenants. Potentially, yes correct.

- Councilwoman Richardson: And you said that you were not publicly announcing those tenants at this time but were you able to get those names to our attorney? So, we can. Okay.

- John Furst: Yes. It's not really subject to FOIL because it's a trade secret. So, I did send it on to your attorney and I hope he sent it on to you folks.

- Councilwoman Richardson: Right. No, we're doing a betting pool. Yeah but I do have a question about sewer capacity. Were there any documents relating to that in the packet that I missed?

- John Furst: I have email correspondence. I want to say that would have been submitted like probably with the very first submittal we made but I can certainly find that and resubmit it to you.

- Councilwoman Richardson: Yeah that would just be great.

- John Furst: I can submit both the sewer information and the well information for you.

- Councilwoman Richardson: That would be great. We just get a lot of questions about sewer and water, as you can understand.

- Town Supervisor: Can you give us a little synopsis of the traffic study?

- Mike Morgante: We'll leave that to Ken Wersted. He'll come up.

- Councilman Scancarello: Thank you Mike.
- Town Supervisor Cardone: Thanks Mike.
- Ken Wersted: You can give it a go Mike, if you want.
- Town Supervisor Cardone: Good evening.
- Ken Wersted: Good evening. Ken Wersted with Creighton Manning Engineering. We're the traffic consultant for the project. Parking, as we all know, the ability to go into a project or a site, and find an empty space, go and do your business, come out and leave. As traffic engineers, we use a lot of data from previous projects at locations. The Institute of Transportation Engineers compiles a lot of that information into a book that we use to reference, to say here's a new site, of a similar use, how much parking is going to generate. We had done that with this project and a lot of this data comes from, I would say, before the escalation in online shopping and Amazon a lot of those deliveries coming straight to your house. I can speak from experience that my wife probably went out and only went to stores about for 50% of our holiday presents, everything else kind of came in by delivery and if we had looked at this project based on that, those IT numbers, we're going to need like over 300 parking spaces for the project to kind of meet that demand. Understanding driving around some of the shopping centers here, there's a lot of extra parking out there and do we really need that much parking here on this site? So, we went through and looked at the parking demand at the Target Plaza, we looked at The BJs and we also looked at a business center over in KJ right on Bakertown Road and we collected data over the Thursday, essentially a week before Christmas and the Sunday before Christmas and looked at from 11: a.m. all the way to 5, 6, 7 o'clock at night to see how parking changed throughout those. We calculated how much parking was in demand per kind of square foot, so we broke it down. We excluded those businesses that were empty on the Target Plaza. Way at the far end, there's a couple of empty spaces there and then we took those numbers and we applied them to this project to say, here's how much traffic or how much parking we think this project really needs. When we did that, we had estimated a demand of approximately 120 to 140 cars in a weekday situation and a Sunday kind of peak situation. Mike has not adjusted the site plan but he's showing over 300 spaces on site. So, we're about 200, a little more than 200, spaces more than we think we're going to need, you know on the project. So, we listed that as over 100%, almost 200%, surplus so if we were to build that much, you would go out there and you would probably see about a third of the parking occupied and the rest of it just being empty space out there. With that we looked at a couple of other conditions but they all kind of told the same story, that the parking that's proposed on the site right now is more than we need. And we had recommended that as the applicant moves through the approval process that they look at either land banking some spaces, as a kind of just in case things change. And look to reduce some of that parking and perhaps improve some of the drop off, the taxi, the Uber, the delivery kind of aspects of the project. So, that in summary, is kind of the overview of the traffic and parking, specifically parking.
- John Furst: Questions?

- Councilwoman Bingham: I do. One thing I do want to say is the planning board also has, when they were discussing other applicants, they also said that something needs to be done. Seems our code right now, requires too much parking, so land banking I would definitely be in favor of if you get to that point where you're before the planning board.

- Ken Wersted: And that I think is an issue with a lot of town codes. They may have been developed 20, 30 years ago and haven't been updated. Meanwhile our references for parking continue, you know, to be updated every three, four or five years and I think in the last you know five, six, seven years with the advent of Amazon and a lot of the delivery services those numbers are just inflated. And I'll also say, that at a time there was a lot of big-name entities, you know, businesses that wanted to have enough parking that if you were going there for holiday shopping, you'd have found a spot. They didn't want you to drive in and look around and be like I'm going to go somewhere else, I can't find a parking space. So, while 11 months of the year it might be fine, you can find a parking space, you know, no problem, there's that one holiday season where it was like okay you're really pushing the limit and we have what we need but that was all before, you know, deliveries and, you know, I can order something today and it'll be at my door tomorrow, right?

- Councilwoman Bingham: I agree, thank you.

- Ken Wersted: Thank you.

- John Furst: Yeah, so you make a good point regarding the planning board. We know there's a lot more details, a lot more study, that has to be done. Eventually the SEQRA process, before you guys make a decision on the re-zone. But I guess we're kind of looking for direction as far as whether we're at that step, you know, ready to refer it to the planning board, to kind of take a deeper dive on some of these details.

- Town Supervisor Cardone: Is there any intent? Because we would eventually like Larkin Drive lit up. There's no lights on it right now. Any intent to improve that or maybe if this goes through, we put that as a caveat.

- John Furst: That's the first I'm hearing about it but I'll certainly convey that over to the client.

- Town Supervisor Cardone: Okay.

- John Furst: And see what there is there. I'm assuming the existing portion of Larkin Drive is not lit up.

- Town Supervisor Cardone: It's not lit up, there's no poles. It's not lit up so.

- Councilwoman Bingham: Especially if you're going to have like a bus shelter or something like that, you don't want it to be in a dark area. (inaudible) just the call for an accident to happen.

- John Furst: Right, one potential solution off the top of my head is maybe establishing like a lighting district for the property owners.

- Councilwoman Richardson: I mean it's kind of what I was speaking with state Senator Skoufis's office regarding his street light grant initiative on whether the town could seek additional lighting and have that be discounted at 50% and she waiting to hear so it' be interesting. I don't know if your client could pitch in costs for like the individual lighting district

that you would occupy. Are you responsible for lighting up the parking lot?

- John Furst: Yeah and as part of the site plan planning board process there'll be a lighting plan. You know generally they don't want any lighting to spill out, outside of the property. But yes, there'll be lighting on the building, there'll be lighting in the parking lot so that safe but then not creating, you know, be shielded, tilted down so that way it's.

- Councilwoman Richardson: Yeah for the environment, migratory birds. It's a better initiative now they have the LED street lights that are appropriately shielded so that insects and migratory birds are not affected so that would be great. Also, if that's something you're adhering to.

- John Furst: Honestly, this is the first time I've heard a request to kind of provide lighting on the public street. I will certainly convey that desire

- Town Supervisor Cardone: Alright (inaudible) from (inaudible) I'm still up in the air on this. Personally, that's me personally, what I'd like to do is close the public hearing, if the board is open to that, and (inaudible)

- Councilwoman Richardson: If we close the public hearing, how long do we have to deliberate because I would just like to take a second look at some of the documentations before we set it on the agenda.

- Town Supervisor Cardone: Next meeting (inaudible) is get it done by (inaudible).

- Councilwoman Richardson: There's no mandate for the public hearing? Is there a mandated time?

- Town Attorney Nugent: No mandate.

- Councilwoman Richardson: Okay, okay.

- Town Supervisor Cardone: Okay so I'll make a motion to close the public hearing on the Larkin Drive, sbl 2-1-29.

- Councilman Scancarello: I'll second.

- Councilwoman Bingham: Except for written comments.

- Town Supervisor Cardone: Okay, we'll do that, except for written comments for 15 days from today.

- Councilwoman Richardson: Second.

- Town Supervisor Cardone: No, we have a second. Call to question.

- Councilwoman Bingham: Bingham aye.

- Councilman Scancarello: Scancarello aye.

- Town Supervisor Cardone: Cardone aye.

- Councilwoman Richardson: Richardson aye.

- Town Supervisor Cardone: Okay, so moved. Thank you, gentlemen very much. Appreciate you being here. You too.

Action (Resolution): 4.2 Motion to Close the Continuation of the Public Hearing RE: Zone Change Petition RE: Larkin Dr. (SBL: 2-1-29)

2025-#59

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Close the

Continuation of the Public Hearing RE: Zone Change Petition RE: Larkin Dr. (SBL: 2-1-29), except for written comments from 15 days from today. (Present to Planner)

Motion by Supervisor -Tony Cardone, second by Sal Scancarello.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mary Bingham, Sal Scancarello, Maureen Richardson

Action (Resolution), Discussion, Information: 4.3 Motion to Open the Continuation of the Re-Opening of the Public Hearing RE: Local Law H-V2 of 2022 to Amend Chapter 57 (Zoning) Concerning the Regulations Governing Tree Preservation

2025-#60

BE IT RESOLVED, that the Town Board of the Town of Monroe Made a Motion to Open the Continuation of the Re-Opening of the Public Hearing RE: Local Law H-V2 of 2022 to Amend Chapter 57 (Zoning) Concerning the Regulations Governing Tree Preservation.

Motion by Supervisor -Tony Cardone, second by Sal Scancarello.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mary Bingham, Sal Scancarello, Maureen Richardson

The following residents signed up to speak for Public Comment for the Continuation of the Re-Opening of the Public Hearing, Local Law H-V2 of 2022 to Amend Chapter 57 (Zoning) Concerning the Regulations Governing Tree Preservation. To hear their comments and Town Board Members responses, please go on-line to Board Doc's Video Clip #4.3, 0:21:35.

- Town Clerk Valerie Bitzer: No public comment.
- Town Supervisor Cardone: No public comment. Dennis, I know you have to comment, buddy.
- Councilwoman Richardson: My document page is growing longer than any other, Dennis.
- Dennis Fordham: Dennis from Monroe Conservation Commission. I received the latest revision to the tree law on the 25th of January. It basically responds to all my comments, all the planning comments, as best as I can see. I do have some other ongoing concerns. One of them relates to how this is going to be disseminated to the town, to property owners, and the like. It's a far more stringent law than we had before and I think this is going to be an issue because I think you're going to get a number of residents which will not be happy with these with these new laws so it's important to get it out there and to make sure that the regulations of how is complied are abided to. One of the things that's in there now is that if a resident or developer wants to move even one tree, or up to three trees, they have to submit a tree removal notification form to the Town Clerk. This will then be reviewed by the by the Conservation Commission and by the Building Inspector, not to say you can't do it but just to for advisory purposes and record purposes. I think this is reasonable. It's just a case of how do you get people to actually do this? One tree. If I've got one tree, which is eight inches in

diameter in my front yard, I really have to submit this form if I'm going to comply to the law. is that what we really want? Max's comment to this, which you probably saw, he came just about a week ago, was, I'm quoting him now, "I was considering an alternative, a requirement that places the onus on a commercial contractor to identify the size and number and trees that are to be taken out, even if it's only one tree" and he then goes on to say after more dialogue "we would have to add an additional section entitled responsibility to report and I would need to work with (inaudible) to get this provision right but if it makes sense, I think we can get this together quickly." I think there's a lot of sense in saying that the onus should be on tree remover contractors. If that is practical to do.

- Councilwoman Richardson: All right. Could you repeat that?

- Town Supervisor Cardone: The onus is on who?

- Dennis Fordham: The tree removal contractors.

- Town Supervisor Cardone: Oh okay.

- Councilwoman Richardson: Ah, yes, companies that come in remove the trees should be aware of the Town of Monroe's tree ordinance, yes.

- Dennis Fordham: Just as if you own a new roof, that contractor that comes in knows full well he has to get a permit or the resident has to get a permit to remove the trees. So, the same would apply. He here comes in, sees you've got so many trees to remove, either he or would then require the property owner to get the appropriate forms completed. If it's more than three trees, it's a tree removal permit, that would seem to be reasonable. How easy it would be to do, given that the tree removal contractors are a mixed bag to say the best, they're regular good firms that we all know about, there are other guys that just come and go that take down trees.

- Councilwoman Richardson: Well the ultimate responsibility is not with the company who is contracted to do the job but it is good to notice them because a lot of work that I've actually had done on my own property, it's interesting and heartening to see that the contractors are usually aware of what requires a permit and what does not, in each Municipality. So, yeah but it does fall back on the homeowner themselves.

- Dennis Fordham: Tree removal, I know in my own experience, enables the experienced, get a guy to come and take the trees down. Sure, they take them down. They don't ask you if you've got permission from the town or if it complies with the tree law. They'll just come in and do it, whatever you want, that's the situation now, generally speaking. If it's, you know, if it's tied into a Planning Development project, that's a different story. So, I think this is a significant issue, I think it's a wonderful thing to say, gee if you want to take down one tree you need to get, you need to record it and so on but how do you enforce it and what is reasonable? So, that's one of my concerns and I think Max, I was hoping he'd be here tonight, but maybe you should consult with him again to see whether that's a practical thing to do. As an attachment to the tree law, there will be and it's in there, as an attachment number four to chapter 57, a listing of landmark, native, protected and specimen trees. This I have drafted now, you've had copies in the past, I'm assuming that maybe once the tree law is approved then this listing of landmark, native, protected trees, also would have to come a board meeting to be reviewed,

commented on and approved because it's going to go into the law. So, that would be an ongoing requirement.

- Councilwoman Richardson: I think I had sent you this in the past and I've seen it in another tree law that in addition to whatever the Conservation Commission deems as appropriate for our specific town, that the DEC says the New York State's or downstate version of the DEC's protected trees can actually just be integrated and then instructed that the code enforcement officer follow the updated database actually created. And I think I'd sent so that you guys have that to you early on.

- Dennis Fordham: What's in there now does comply with, let me quote here try and find it, the New York floor atlas as is produced by the New York Floor Association but I believe is the definitive document for identifying trees bookings and so on. So, that's what's in there now.

- Councilwoman Richardson: Yeah.

- Dennis Fordham: And no more, no less. So, in any case, that document needs to be reviewed and subsequently approved and go into the law. One other, the planning board came out with an interesting comment, to even add to that list, Native regular trees.

- Town Supervisor Cardone: I'm in no hurry.

- Denni Fordham: Okay 10" greater but this is oh it's just where they're talking about bushes and shrubs as opposed to trees. I'm intrigued that they would want to add that to the list.

- Councilwoman Richardson: Shrubs? Adding shrubs to the list?

- Dennis Fordham: Yeah that's what the planning board wanted and that's what's going into the law.

- Councilwoman Richardson: Native shrubs okay. Does that fall that's I guess it's landscape in code does that fall under the tree code or do we have to make a bump out for the planting board?

- Dennis Fordham: The listing of land list the native trees that's in there now does not include shrubs and bushes. It does not include that. And generally speaking in practical terms I don't really think it's an issue because there again they're supposed to be more than six inches in diameter and more than 10 feet high that's what's in there now and you know they're very few bushy shrubs that.

- Councilwoman Richardson: Oh you're saying a shrub should not fall in the tree code.

- Dennis Fordham: I mean I'll defer to others on this but if that's absolutely required then maybe some of those or those that would be affected should go into that listing of native trees add bushes and shrubs. I think with we are starting to split hairs quite frankly.

- Councilwoman Richardson: I think so.

- Dennis Fordham: On this I don't think it's a real issue but if that's what's wanted.

- Councilwoman Richardson: It's hard for me to think off the top of my head of really precious shrubs where we're already quite over taxing I believe the building department with this one tree form and I'm actually wondering if there's a digital way to have people actually say hey I'm knocking down one of my trees or up to three of my trees without needing a permit without you know so that it would incentivize people to actually track it we could actually track it and that Ben's office is not inundated with paper work.

- Dennis Fordham: It's not for him who would actually do that tracking. It doesn't have to be Ben could be the Town Clerk.

- Councilwoman Richardson: Don't wish that on anyone could even be the Conservation Commission. I don't see that as a real big deal. It's just are you going to reinforce it and how you going to do that?

- Councilwoman Richardson: We have quite a lot of people who live in Monroe. I mean it's a lot of shrubs to keep track of.

- Dennis Fordham: I think shrubs is a little bit of splitting hairs but if that's what's wanted and if that doesn't get changed then I can probably dig up a few shrubs that would come into that category and add them to the list but the other requirement that change from the existing law if there are more than 25 regulated trees that have to be removed then it would go to the Planning Board regardless of what else is going on that on that site. The planning board would reduce that to 10 trees; so if you're going to remove 10 trees from your site then that automatically goes to the Planning Board. I guess the Planning Board's happy with that because that could mean a lot more projects are going to go to the planning board.

- Councilwoman Bingham: Right because if somebody wants to put up a in ground pool and they happen to have a wooded lot well they're probably going to cut more than 10 trees.

- Dennis Fordham: That's a very good point which I don't think is too clear in the revised law. It's one thing saying I'm taking down more than 10 trees and that has to be reviewed by the Planning Board but does that also mean that an associated project with that like a pool or like a single-family home right? Does that now go back to the Building Inspector or does that whole project now have to be reviewed by the Planning Board? I don't think that's clear at the moment.

- Town Supervisor Cardone: Yeah and I think that can't be a burden to the homeowners. You know if they're building a pool or if even the builder if he's building a home. Because if he's building a home it was approved by the Building Inspector and now if you're making him go to the Planning Board you know now they have additional fees and it just yeah this is common sense.

- Councilwoman Richardson: (inaudible) low and I have only an acre and I'll have to tell you I had to remove unfortunately 10 trees that were dying and I think I would be angry if I had to go to the Planning Board.

- Dennis Fordham: That was in the Planning Board comments and that is what Max has changed the law to 10 trees. More than 10 trees goes to the Planning Board okay.

- Councilwoman Richardson: Yeah.

- Dennis Fordham: Now that could work if it were the all the planning board does is to remove the removal of 10 trees; go through to check that it complies with the tree removal or refer it to us whatever and then goes back to the Building Inspector for the for the pool or the house or garage whatever he wants to put in there.

- Councilwoman Richardson: Because we've had a lot of tree death from ash borers and the moths they're just killing them.

- Dennis Fordham: And in that case most of those will be classified as dead trees so they wouldn't.
- Councilwoman Richardson: Oh they won't.
- Dennis Fordham: Right.
- Councilwoman Richardson: Okay excellent. So they're 10 live trees because the last time we spoke I think that it was including all dead and alive was Bonnie's comment that dead had ecosystem benefits so we're now just 10 alive trees.
- Dennis Fordham: I don't recall that about I mean obviously dead trees do have other ongoing benefits but I don't think that was the point. The point is if I'm going to remove up to one tree three trees 25 trees a number of them may be dead.
- Councilwoman Richardson: Okay is it a requirement of the property owner to define which tree is dead or should that come to the Building Inspector or the Conservation Commission?
- Councilwoman Richardson: Is that defined?
- Dennis Fordham: Dead trees are not included. If I'm a land owner and I want to remove three trees right and I submit this form and then I or somebody from the Conservation Commission goes to look at it one of those trees may be dead and therefore it doesn't count.
- Councilwoman Richardson: Okay.
- Dennis Fordham: And also it wouldn't count a dead tree doesn't count towards the in-lieu cost or the replacement cost.
- Councilwoman Richardson: Right. But have we designated in the sense when a homeowner is responsible for you know applying to the Building inspector for this permit or for registering their one tree which I'm assuming is an alive tree who's the designated point of contact? Who decides whether it is dead? Have we determined that? I haven't seen that.
- Dennis Fordham: It's in there as regards defining of the tree has to be dead to be classified as a as a regulated tree. if it's dead it's not a regulated tree.
- Councilwoman Richardson: Are you the one that's going to go to people's property to define if it's dead?
- Dennis Fordham: If necessary. It could be the Building Inspector it could be the landscape architect or the arborist that's been employed by the property owner. A good example is 12 Edgewood Road. They hired an arborist to come and do a review he identified that a number of those trees were dead he identified that a number of those trees were non-native so that was a good detailed report. Doesn't necessarily happen but
- Councilwoman Richardson: At present we have not defined a person who determines whether the tree is dead.
- Dennis Fordham: Not specifically but it's implied in terms of when you get a tree removal permit right? Because that tree removal permit implies that you have complied with the tree law which then defines a dead tree and that's not included. So my question is is it ten trees is it 25 trees does it have to come back to the Building Inspector when the Planning Board has looked at these 10 trees that have got to be removed? All this seems to be a little bit convoluted. Otherwise I mean.

- Town Supervisor Cardone: If it goes to the Planning Board eventually it's got to get back to the Building Inspector.
- Dennis Fordham: Eventually it has yes but then normally if it goes to the Planning Board they're going to look at that house property whatever and see that it does comply with the building codes because when it goes back to the Building Inspector he then assumes that everything on those drawings has been approved. It has been approved by the Planning Board. He doesn't have to think about now I've got to review it to make sure that I've got enough outlets in the room or the climbing of the septic tank is the right size that's no longer his responsibility he just has to make sure that when it's constructed it meets those requirements.
- Town Supervisor Cardone: Do you think it best that we have a sit down with Max?
- Dennis Fordham: Oh I think so. Maybe with the Planning Board or with Bonnie?
- Town Supervisor Cardone: Yeah Bonnie too.
- Dennis Fordham: I mean this is putting a much bigger burden on them. I'm not.
- Councilwoman Richardson: It's also putting more burden on the homeowner. I mean this is sort of a new experience for homeowners in Monroe where usually they avoid taking things to the Planning Board.
- Dennis Fordham: If they meet the law now it says if you're going to put depends on the acreage but if it's three five six trees if you're going to take out more than that then you have to get a tree removal permit. So in that respect it's not that much different. It's just does it go to the building
- Councilwoman Richardson: But does it stop at just attending a Planning Board meeting? I'm assuming that if you remove you know 10 or more trees say 11 trees then the Planning Board will suggest replacements.
- Dennis Fordham: Yes.
- Councilwoman Richardson: And other remediations.
- Dennis Fordham: Yeah so the Planning Board I think they're saying no let us the Planning Board be responsible for the trees. As opposed to the Building Inspector is that what they're really saying? I think we need to have a discussion.
- Town Supervisor Cardone: Yeah so let's do this Dennis. Let's keep the public hearing open. We'll keep it open till the 24th of February and we'll try to sit down and get a meeting set up with Max.
- Dennis Fordham: Yeah you know I'm more than happy to come and attend that and then a representative from the Planning Board I would suggest.
- Town Supervisor Cardone: Yeah okay.
- Dennis Fordham: Because this is definitely changing it for them.
- Town Supervisor Cardone: Yeah okay all right.
- Dennis Fordham: Otherwise I think we're almost there.
- Town Supervisor Cardone: Yeah all right.

Action (Resolution) Discussion Information: 4.4 Possible Motion to Keep Open the Continuation of the Re-Opening of the Public Hearing RE: Local Law H-V2 of 2022 to Amend Chapter 57 (Zoning) Concerning the Regulations Governing Tree Preservation

2025-#61

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Keep Open the Continuation of the Re-Opening of the Public Hearing RE: Local Law H-V2 of 2022 to Amend Chapter 57 (Zoning) Concerning the Regulations Governing Tree Preservation until February 24 2025 at 7:00 PM or soon there-after.

Motion by Supervisor -Tony Cardone second by Maureen Richardson.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone Mary Bingham Sal Scancarello Maureen Richardson

5. Acceptance of Minutes

Action (Resolution): 5.1 Acceptance of January 2 2025 Minutes

2025-#62

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to accept the January 2 2025 Minutes.

Motion by Mary Bingham second by Sal Scancarello.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone Mary Bingham Sal Scancarello Maureen Richardson

6. Audit of Claims

Action (Resolution) Discussion: 6.1 General Fund Abstract

To hear discussion between Town Board Members RE General Fund Abstract please go on-line to Board Doc's Video Clip #6.1 0:39:47.

2025-#63

BE IT RESOLVED that the Town Board of the Town of Monroe requests approval of Abstract #25-2 General Fund containing Check #36226 - 36271 totaling \$273339.20.

Motion by Supervisor -Tony Cardone second by Sal Scancarello.

2025-#63A

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to altar the original Motion as stated excluding Check ID 36231. (Original Motion: Requests approval of Abstract #25-2 General Fund containing Check #36226 - 36271 totaling \$273339.20).

Motion by Maureen Richardson second by Mary Bingham.

Final Resolution: Motion Fails

Aye: Mary Bingham Maureen Richardson

Nay: Supervisor -Tony Cardone Sal Scancarello

2025-#63B

BE IT RESOLVED that the Town Board of the Town of Monroe requests approval of Abstract #25-2 General Fund containing Check #36226 - 36271 totaling \$273339.20.

Motion by Supervisor -Tony Cardone second by Sal Scancarello.

Final Resolution: Motion Fails

Aye: Supervisor -Tony Cardone Sal Scancarello

Nay: Mary Bingham Maureen Richardson

Action (Resolution) Discussion: 6.2 Escrow Fund Abstract

2025-#64

BE IT RESOLVED that the Town Board of the Town of Monroe requests approval of Abstract #25-02 Escrow Fund containing Check #2190 - 2195 totaling \$22683.14.

Motion by Supervisor -Tony Cardone second by Sal Scancarello.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone Mary Bingham Sal Scancarello Maureen Richardson

7. New Business

Action (Resolution) Discussion: 7.1 Intermunicipal Agreement Dog Control Services

2025-#65

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Resolution approving the 2025 Intermunicipal Agreement for Dog Control Services between the Town of Monroe and the Town of Woodbury at an annual contractual fee of \$31000 for the period of January 1 2025 - December 31 2025. (possibly look into renegotiating this next year).

Motion by Sal Scancarello second by Mary Bingham.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone Mary Bingham Sal Scancarello Maureen Richardson

Action (Resolution) Discussion: 7.2 Hyejee An Part-Time Clerk Building Department

2025-#66

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Resolution approving Hyejee An for the position of Part-Time Clerk Building Department at an hourly rate of \$23.50 and an employment start date of February 3 2025. Hyejee has been preapproved for this

position by the Orange County Department of Human Resources.

Motion by Supervisor -Tony Cardone second by Sal Scancarello.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone Mary Bingham Sal Scancarello Maureen Richardson

Action (Resolution): 7.3 Gwendoline Rios Part Time Clerk Building Department

2025-#67

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Resolution approving Gwendoline Rios for the position of Part-Time Clerk Building Department at an hourly rate of \$23.50 and an employment start date of January 30 2025. Gwendoline has been preapproved for this position by the Orange County Department of Human Resources.

Motion by Supervisor -Tony Cardone second by Sal Scancarello.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone Mary Bingham Sal Scancarello Maureen Richardson

Discussion Information: 7.4 Code of Ethics Training

To hear discussion between Town Board Members RE Code of Ethics Training please go on-line to Board Doc's Video Clip #7.4 0:54:26.

Action (Resolution) Information: 7.5 Use of Senior Center Town of Monroe Republican Committee

To hear Town Board Members discussion RE Use of Senior Center Town of Monroe Republican Committee please go online to Board Doc's Video Clip #7.5 0:54:56.

2025-#68

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to approve the Town of Monroe Republican Committee dates for use of the Sr. Center located at 101 Mine Rd. Monroe NY the 3rd Thursday of each month at 7:00PM. (\$25 room rental fee) **the last 9 months will be approved once a new certificate is provided.

January 162025 February 202025 March 202025 April 172025 May 152025 June 19 2025 **
July 172025 August 212025 September 182025 October 162025 November 202025

December 18 2025.

Motion by Supervisor -Tony Cardone second by Sal Scancarello.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone Mary Bingham Sal Scancarello Maureen Richardson

Action (Resolution) Discussion: 7.6 Employee Handbook Sections 802-804

To hear discussion between Town Board Members RE Employee Handbook Sections 802-804 please go on-line to Board Doc's Video Clip #7.6 0:57:35.

2025-#69

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to approve Sections 802-804 of the Town of Monroe Employee Handbook and the proposed policy revision to change the wait period for full-time new employee paid vacation sick and personal leave from 6 months of continuous service to 3 months of continuous service to align with the current 3 month wait period for benefits eligibility.

Motion by Supervisor -Tony Cardone second by Mary Bingham.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone Mary Bingham Sal Scancarello Maureen Richardson

Action (Resolution) Discussion: 7.7 Motion to Approve General Code Estimate to Update Town Code to Include Local Laws 5 thru 8/2024

2025-#70

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Approve General Code Estimate to Update Town Code to Include Local Laws 5 thru 8/2024. Estimate is between \$2235.00 and \$2770.00. Amount not to exceed \$2770.00.

Motion by Supervisor -Tony Cardone second by Sal Scancarello.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone Mary Bingham Sal Scancarello Maureen Richardson

Action (Resolution): 7.8 Lucas Mahran Water Certification Course

2025-#71

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Resolution approving Lucas Mahran to attend the Grade C Water certification course from January 21- 24 2025 at SUNY Morrisville in Morrisville New York. This 4-day initial certification course is designed to meet the NYS DOH requirements to receive the Grade C Water Treatment Operator's certification.

Registration fee: \$600

Hotel accommodations for 3 nights is \$255 (Wastewater Treatment Special)

Meal Reimbursement not to exceed the current meal allowance schedule

Motion by Supervisor -Tony Cardone second by Mary Bingham.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone Mary Bingham Sal Scancarello Maureen Richardson

Action (Resolution) Information: 7.9 Resolution RE: Homeland Towers LLC / INFRA Towers LLC Bond Replacement

2025-#72

BE IT RESOLVED that the Town Board of the Town of Monroe Made the following Resolution:

BE IT RESOLVED that the Town Board hereby accepts a replacement removal bond for the cell tower ("Tower") at 24-26 Strauss Lane from Infra Towers LLC ("INFRA") dated December 19 2024 in the amount of \$70000 to replace a prior removal bond from Homeland Towers LLC ("HOMELAND") in the same amount regarding the Tower; and

BE IT FURTHER RESOLVED that the Town acknowledges receipt of the Bill of Transfer of such Tower from HOMELAND to INFRA effective December 13 2024.

BE IT FURTHER RESOLVED that the Town Board hereby authorizes the Town Clerk to accept the INFRA bond and return the original replaced bond to HOMELAND.

Motion by Supervisor -Tony Cardone second by Mary Bingham.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone Mary Bingham Sal Scancarello Maureen Richardson

Action (Resolution) Discussion: 7.10 New York State Department of State Local Government Efficiency Grant Program

To hear discussion between Supervisor Cardone Councilwoman Bingham and Councilwoman Richardson RE New York State Department of State Local Government Efficiency Grant Program please go on-line to Board Doc's Video Clip #7.10 1:06:34.

2025-#73

BE IT RESOLVED that the Town Board of the Town of Monroe Made the following Resolution by Supervisor Cardone and seconded by Councilwoman Bingham:

RESOLUTION AUTHORIZING APPLICATION TO THE NEW YORK STATE DEPARTMENT OF STATE LOCAL GOVERNMENT EFFICIENCY GRANT PROGRAM

WHEREAS the Town Board of the Town of Monroe is committed to improving safety in school zones to protect the students faculty and residents of the community and

WHEREAS the Town of Monroe recognizes the importance of collaboration with neighboring municipalities to address shared priorities and achieve common goals efficiently and effectively and

WHEREAS the Town of Monroe intends to serve as the lead applicant in partnership with the Town of Woodbury for funding through the New York State Department of State Local Government Efficiency Grant Program and

WHEREAS the proposed project seeks to enhance school safety zones shared between the Towns of Monroe and Woodbury by focusing on the following improvements:

1. Installing speed bumps on key roadways leading to schools.
2. Purchasing and installing highly visible school zone signage to increase driver awareness and promote pedestrian safety.
3. Acquiring and placing radar speed signs near schools in both towns to encourage speed limit compliance and reduce vehicular risks and

NOW THEREFORE BE IT RESOLVED by the Town Board of the Town of Monroe New York as follows:

1. Authorization to Apply: The Town of Monroe is authorized to apply for funding under the New York State Department of State Local Government Efficiency Grant Program as the lead applicant in partnership with the Town of Woodbury.
2. Commitment to Collaboration: The Town of Monroe commits to working closely with the Town of Woodbury to achieve the shared objectives of this grant application and project.
3. Designation of Town Supervisor: The Town Supervisor is authorized to sign all necessary documents and take any actions required to complete the grant application process in coordination with the Town of Woodbury.
4. Effective Date: This resolution shall take effect immediately upon its adoption.

*The MWSD would be included in this Resolution.

Motion by Supervisor -Tony Cardone second by Mary Bingham.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone Mary Bingham Sal Scancarello

Nay: Maureen Richardson

Action (Resolution) Discussion: 7.11 Resolution Concerning the Impacts of Efforts to Electrify Highway Department Vehicles

To hear Board Members discussion RE Resolution Concerning the Impacts of Efforts to Electrify Highway Department Vehicles please go on-line to Board Doc's Video Clip #7.11 1:11:27.

2025-#74

BE IT RESOLVED that the Town Board of the Town of Monroe Made the following Resolution by Supervisor Cardone and seconded by Councilwoman Bingham:

RESOLUTION CONCERNING THE IMPACTS OF EFFORTS TO ELECTRIFY HIGHWAY DEPARTMENT VEHICLES BY ADOPTION OF THE ADVANCED CLEAN TRUCK RULE

WHEREAS in 2019 the Climate Leadership and Community Protection Act (CLCPA) was signed into law to require New York to reduce economy-wide greenhouse gas emissions 40 percent by 2030 and no less than 85 percent by 2050 from 1990 levels; and

WHEREAS the CLCPA directs the development of performance-based standards for sources of greenhouse gas (GHG) emissions including for the transportation sector by reducing GHG emissions from motor vehicles; and

WHEREAS New York State adopted California's Advanced Clean Trucks (ACT) Rule in December 2021 that requires applicable medium and heavy-duty (M/HD) vehicle manufacturers to sell a percentage of their total sales in New York as zero-emission vehicles (ZEVs) starting in model year 2025 with increasing ZEV sales through model year 2035; and

WHEREAS the cost of transitioning the state and local highway departments' utility and construction vehicles snowplows and equipment to run on battery power as mandated by ACT and other state strategies is at this juncture incalculable but expected to exceed the ability to be financed without substantial sources of new revenues directed strictly for the retrofit or procurement of such ZEVs and equipment; and

WHEREAS as commercial production of M/HD large-scale electric construction vehicles is today a nascent industry the ability of local highway departments to plan for this transition with its concomitant mandates that fuel and electricity charging sources be carbon-free is of tremendous concern considering that the transportation system at all levels of New York government is significantly underfunded; and

WHEREAS while ACT regulations do not require M/HD fleets owners operators or dealerships to purchase ZEVs the sales mandates on vehicle manufacturers are expected to lead to shortages in supply of not only complying electric vehicles but of traditional gasoline and diesel vehicles as well; and

WHEREAS alarmingly some M/HD vehicle dealerships have notified highway departments that due to manufacturers' need to plan for the sales mandates adopted by New York and some other states many orders for trucks are being delayed or canceled; and

WHEREAS notably Maine North Carolina and Connecticut among other states recently stepped back from adopting ACT regulations citing concerns over the availability of heavy-duty vehicle charging stations and the high cost of zero-emission trucks; and

WHEREAS in July 2024 the New York State Comptroller released an audit on the State's progress in meeting Climate Act goals and noted several deficiencies including the need to increase communication with stakeholders and provide more accurate cost estimates. The audit goes on to add that the lack of cost estimates jeopardizes the chances of success in meeting climate goals. The comptroller urges the state to clarify for key stakeholders especially energy ratepayers the extent to which ratepayers will be responsible for Climate Act implementation costs; and

WHEREAS New York's climate goals must be implemented in a way that is affordable while assuring adequate supplies of these specialized vehicles and functional highway construction equipment that meet state specifications estimated to increase the cost of a new truck by about one-third; and

WHEREAS the rush to introduce electric vehicles in New York can be counter productive to the environment as the bulk of the power generation used to charge new vehicle batteries is produced by fossil fuels and is a reason to move more slowly to sync with the pace of the transition to a zero-emission electric grid by 2040; and

WHEREAS NYSDEC issued a "Limited Enforcement Discretion" to ACT and the Heavy-Duty Low NOx Omnibus Programs in October of this year that only provides temporary relief (MY2025 and MY2026) to truck manufacturers' sales mandates and is limited to vehicles for snow plowing and street cleaning purposes and does not address the larger issues of costs charging infrastructure supply of EV trucks in all classes and concerns about vehicle performance; and

WHEREAS recognizing these potential impacts on the ability of local governments to continue to deliver necessary transportation services and facilities to the traveling public it is vital that

state elected representatives and agencies assist county highway departments in developing strategies funding sources and realistic timelines for achieving these aggressive GHG emissions reduction goals in the face of market and fiscal barriers to the transition; and

WHEREAS all levels of government need to work together throughout the regulatory process to assure strategies and mandates put in place to meet the CLCPA goals for the transportation sector are realistic and achievable and will benefit the environment.

NOW THEREFORE BE IT RESOLVED: that:

Section 1. The above "WHEREAS" clauses are incorporated herein as if set forth in full.

Section 2. That the Town of Monroe of New York State calls on the Governor the NYS Department of Transportation (NYSDOT) and NYS Department of Environmental Conservation (NYSDEC) NYSERDA PSC Commissioners and legislative leaders to:

(a) commit to providing support for addressing these concerns in the regulatory and implementation process and to dedicate the funding necessary to fully cover the counties' costs of complying with the state mandates under the CLCPA;

(b) consider a pause or suspension of the implementation of ACT until there is strong evidence that the state has in place the necessary direct financial assistance and incentives and charging infrastructure necessary and can definitively determine that vehicle manufacturers are prepared to effectively supply the New York market without disruption to the critical work needed to maintain the state's vast and aging infrastructure.

(c) Recognize that highway construction maintenance vehicles and equipment are critical to governments' mission to maintain a safe and functional transportation system by designating these municipally owned vehicle and equipment as a category among "transit buses motor coaches and emergency vehicles" and thus exempt from ACT regulation.

Section 3. That the Town Clerk shall forward copies of this resolution to Governor Kathy Hochul the New York State Legislature; and the commissioners of NYSDOT NYSDDEC NYSERDA PSC and all others deemed necessary and proper.

Section 4. The Town Supervisor and any other officer or employee as directed by the Town Supervisor is hereby authorized to take any and all necessary actions to carry out the provisions of this Resolution.

Section 5. This Resolution shall be effective immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Yea Nay Abstain Absent

Anthony Cardone Supervisor [X] [] [] []

Dorey Houle Councilperson [] [] [] [X]

Mary Bingham Councilperson [X] [] [] []

Sal Scancarello Councilperson [X] [] [] []

Maureen Richardson Councilperson [X] [] [] []

The Resolution was thereupon duly adopted.

Motion by Supervisor -Tony Cardone second by Mary Bingham.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone Mary Bingham Sal Scancarello Maureen Richardson

Information: 7.12 Village of KJ 463-465 CR 105 (SEQR Lead Agency Status)

To hear Supervisor Cardone RE Village of KJ 463-465 CR 105 (SEQR Lead Agency Status) please go on-line to Board Doc's Video Clip #7.12 1:19:40.

Discussion Information: 7.13 Water District Electricity Costs

To hear discussion between Town Board Members RE Water District Electricity Costs please go on-line to Board Doc's Video Clip #7.13 1:20:07.

Action (Resolution) Discussion Information: 7.14 LGS-1 Resolution for FOIL

To hear Town Counsel Nugent RE LGS-1 Resolution for FOIL please go on-line to Board Doc's Video Clip #7.14 1:29:55.

2025-#75

BE IT RESOLVED that the Town Board of the Town of Monroe Made the following Resolution by Supervisor Cardone and seconded by Councilwoman Bingham:

RESOLUTION CONFIRMING THAT THE NYS LGS-1 SCHEDULE SHALL SERVE AS THE SUBJECT MATTER LIST REQUIRED UNDER PUBLIC OFFICERS LAW § 87(3)(c)
WHEREAS NYS Public Officers Law § 87(3)(c) requires that agencies maintain a subject

matter list; and

WHEREAS the Committee on Open Government has opined that a Records Retention Schedule from the NYS Archives may serve as a subject matter list under Public Officers Law § 87; and

WHEREAS the Town Board desires to adopt the LGS-1 schedule which was previously adopted as a records retention schedule by the Town as the required subject matter list under the Freedom of Information Law.

NOW THEREFORE BE IT RESOLVED that:

Section 1. The above "WHEREAS" clauses are incorporated herein as if set forth in full.

Section 2. The Town Board hereby adopts the New York State Archives Local Government Schedule (LGS-1) last adopted and effective April 1 2022 as the Town's Subject Matter list for purposes of the Freedom of Information Law.

Section 3. The Town Clerk shall make such LGS-1 schedule available to persons who request same and may do so by providing a link to the LGS-1.

Section 4. The Town Supervisor or his designee is authorized to take any and all actions necessary to carry out the provisions of this Resolution.

Section 5. The Town shall annually include adoption of the LGS-1 as the subject matter list under the Freedom of Information Law in its reorganization meeting but failure to do so shall not affect the status of the LGS-1 as the Town's subject matter list.

Section 6. This Resolution shall be effective immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Yea Nay Abstain Absent

Anthony Cardone Supervisor [X] [] [] []

Dorey Houle Councilperson [] [] [] [X]

Mary Bingham Councilperson [X] [] [] []

Sal Scancarello Councilperson [X] [] [] []

Maureen Richardson Councilperson [X] [] [] []

The Resolution was thereupon duly adopted.

Motion by Supervisor -Tony Cardone second by Mary Bingham.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone Mary Bingham Sal Scancarello Maureen Richardson

Action (Resolution) Discussion Information: 7.15 Right of Way Declaration and Dedication Agreement

To hear discussion RE Right of Way Declaration and Dedication Agreement please go on-line to Board Doc's Video Clip #7.15 1:33:01.

2025-#76

BE IT RESOLVED that the Town Board of the Town of Monroe Made the following Resolution by Councilwoman Bingham and seconded by Councilman Scancarello:

RESOLUTION AUTHORIZING SUPERVISOR TO EXECUTE AND ACCEPT THE RIGHT OF WAY DECLARATION AND DEDICATION AGREEMENT

WHEREAS the Town Board of the Town of Monroe ("Town Board") desires to enter into a Right of Way Declaration and Dedication Agreement with 94 Seven Springs Road LLC and Gen Chai Corp. ("Applicants") concerning a parcel of property to be dedicated to the Town in relation to road widening at premises located at 94 Seven Springs Road Monroe New York designated as Tax Map Section 1 Block 1 Lot 14 (the "Project"); and

WHEREAS the Town Board accepts the parcel property for all considerations in the amount of Ten (\$10.00) Dollars; and

WHEREAS the Applicants submitted certain required documents in relation to the approval of the Project and the Town Board now desires to accept the dedication approve document submissions and authorize the Town Supervisor to execute any and all necessary documents; and

WHEREAS in conjunction with the finalization of the dedication and submission of documents the Town Board desires to authorize the Supervisor to sign such documents in a final form approved by Town legal counsel and the Town Engineer.

NOW THEREFORE BE IT RESOLVED: that:

Section 1. The above "WHEREAS" clauses are incorporated herein as if set forth in full.

Section 2. The Town Board hereby authorizes the Town Supervisor to execute any and all documents necessary to finalize the Right of Way and Dedication Agreement along with any necessary tax and transfer forms all in a final form approved by the Town legal counsel and the Town Engineer.

Section 3. This Resolution shall be conditioned upon submission of any and all required fees escrow or other conditions necessary to effectuate the purposes of this Resolution.

Section 4. This Resolution shall be effective immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Yea Nay Abstain Absent

Anthony Cardone Supervisor [X] [] [] []

Dorey Houle Councilperson [] [] [] [X]

Mary Bingham Councilperson [X] [] [] []

Sal Scancarello Councilperson [X] [] [] []

Maureen Richardson Councilperson [X] [] [] []

The Resolution was thereupon duly adopted.

Motion by Mary Bingham second by Sal Scancarello.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone Mary Bingham Sal Scancarello Maureen Richardson

8. Old Business

Action (Resolution): 8.1 Resolution Approving Short Term Rental Application 21 Front Street (SBL: 16-3-1)

To hear discussion between Town Board Members RE Resolution Approving Short Term Rental Application 21 Front Street (SBL: 16-3-1) please go on-line to Board Doc's Video Clip #8.1 1:34:23.

2025-#77

BE IT RESOLVED that the Town Board of the Town of Monroe Made the following Resolution by Supervisor Cardone and seconded by Councilman Scancarello:

RESOLUTION APPROVING SHORT-TERM RENTAL AT 21 FRONT STREET APPLICANT:
PREM PREMSRIRUT & JAMES CONNOLLY

WHEREAS the Town Board of the Town of Monroe New York ("Town Board") received an application dated November 222023 from Prem Premsrirut & James Connolly ("Applicant") for approval of a Short-Term Rental at 21 Front Street ("Application") in the Town of Monroe ("Town"); and

WHEREAS the Town Building Inspector provided a report dated February 16 2024 regarding the Application and determined that the property was in substantial compliance with the Residential and Fire Code of New York State based on an inspections of the premises on

February 7 2024 and February 9 2024; and

WHEREAS any objections to the granting of a Short-Term Rental permit were received by the Town on January 30 2024 and February 13 2024 and in accordance with Town Code § 40-8 a public hearing was scheduled for April 1 2024; and

WHEREAS the public hearing was opened on April 1 2024 and then continued on May 6 2024 June 3 2024 June 17 2024 July 15 2024 September 3 2024 and December 2 2024 at which time the public hearing was closed for oral comment and left open for written comment through January 21 2025 at which time the public hearing was closed; and

WHEREAS during such public hearing and continuations thereof all persons interested in being heard were afforded an opportunity to be heard before the Town Board; and

WHEREAS the Applicant was afforded an opportunity to be heard and respond to comments from the public concerning such Application; and

WHEREAS the Town Board desires to approve the Application for a Short-Term Rental at 21 Front Street.

NOW THEREFORE BE IT RESOLVED: that:

Section 1. The above "WHEREAS" clauses are incorporated herein as if set forth in full.

Section 2. Pursuant to Town Code § 40-8(F) the Town Board hereby determines that:

- 1) Adequate parking facilities are provided to meet the parking requirement of four off-street parking spaces which are provided in a manner that does not impact the residential character of the neighborhood.
- 2) No new construction or expansion is proposed relating to the Short-Term Rental.
- 3) The structure and lot are conforming to the requirements of Chapter 40 of the Town Code and that the lot and structure are not considered existing nonconforming uses or buildings.
- 4) Adjoining residences and their yards are generally afforded a reasonable degree of privacy from view by occupants of the proposed vacation residence or partial vacation residence by the imposition of landscaping and privacy fencing.
- 5) The number of permitted short-term rentals surrounding the proposed property are not excessive in number so as to result in adverse character impacts to principal residences in the

neighborhood.

Section 3. The Town Board hereby approves the Short-Term Rental Application for 21 Front Street subject to the following conditions:

- 1) Continued compliance with the provisions of the Town Code Chapter 40 and NYS Residential and Fire Code with respect to the rental location; and
- 2) Continued maintenance of the existing screening of the property and parking area; and
- 3) The approval of this Application ("Permit") shall expire three (3) years from the date of this resolution pursuant to Town Code § 40-9; and
- 4) That if the Applicant intends to renew the Permit after the three (3) year period the Applicant submits a renewal application at least sixty (60) days prior to the expiration of the Permit; and
- 5) The Permit may not be transferred except as indicated in Town Code § 40-16; and
- 6) Applicant must report any proposed change in circumstances to the Building Department that would alter the analysis of the factors set forth in Town Code § 40-8(F) relevant to the approval of the Short-Term Rental Permit except that the Applicant shall not be required to report any change in the number of short-term rentals surrounding the property (Town Code § 40-8(F)(5)).
- 7) The approval is subject to the Applicant submitting a copy of the filed deed to the Building Inspector confirming the lot line change on the parcel.

Section 4. The Town Supervisor and any other officer or employee as directed by the Town Supervisor is hereby authorized to take any and all necessary actions to carry out the provisions of this Resolution.

Section 5. This Resolution shall be effective immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Yea Nay Abstain Absent

Anthony Cardone Supervisor [X] [] [] []

Dorey Houle Councilperson [] [] [] [X]

Mary Bingham Councilperson [X] [] [] []

Sal Scancarello Councilperson [X] [] [] []

Maureen Richardson Councilperson [X] [] [] []

The Resolution was thereupon duly adopted.

Motion by Supervisor -Tony Cardone second by Sal Scancarello.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone Mary Bingham Sal Scancarello Maureen Richardson

Action (Resolution) Discussion Information: 8.2 Sewer Petition and Application

To hear discussion between Town Board Members RE Sewer Petition and Application please go on-line to Board Doc's Video Clip #8.2 1:41:03.

2025-#78

BE IT RESOLVED that the Town Board of the Town of Monroe Made the following Resolution by Supervisor Cardone and seconded by Councilman Scancarello:

RESOLUTION DETERMINING PETITION OF THE NEW MANSION RIDGE SEWER COMPANY INC. TO THE TOWN OF MONROE UNDER NYS TRANSPORTATION CORPORATION LAW § 121

WHEREAS the Town of Monroe ("Town") previously authorized the formation of the New Mansion Ridge Sewer Company ("NMRSC") which was incorporated on August 27 2009; and

WHEREAS NMRSC owns and operates a wastewater treatment plant collection system and appurtenances ("WWTP") under approvals from the New York State Department of Environmental Conservation and the New York State and Orange County Departments of Health; and

WHEREAS the WWTP serves 111 residential and two nonresidential customers; and

WHEREAS the Town received an application dated October 28 2024 ("Application") from the New Mansion Ridge Sewer Company Inc. ("Applicant") pursuant to Section 121 of the NYS Transportation Corporation Law ("TCL") seeking to increase the rates it charges to its customers; and

WHEREAS under the provisions of the TCL the Town must agree with the proposed rates to be imposed as fair reasonable and adequate within 90 days of the filing of the Application; and

WHEREAS the NMRSC proposed increases in 2025 that would result in an approximate 28% increase over the current rates as more specifically set forth in Exhibit 1 to the NMRSC Application; and

WHEREAS the Town desires to approve a rate increase but on the terms set forth herein.

NOW THEREFORE BE IT RESOLVED: that:

Section 1. The above "WHEREAS" clauses are incorporated herein as if set forth in full.

Section 2. The Town Board hereby determines that the application as submitted seeking a 28% increase in rates in calendar year 2025 would not be a fair and reasonable rate increase in consideration of the significant increase on the ratepayers in one calendar year and accordingly declines to approve such Application.

Section 3. However the Town Board determines that a fair reasonable and adequate rate increase would be a rate increase not to exceed 17% over the 2024 rates for calendar year 2025 and a rate increase not to exceed 15% rate increase over the 2025 rates in calendar year 2026.

Section 4. If NMRSC accepts the determination set forth in Section 3 and will impose such rates this Resolution shall evidence the Town Board's approval of such rate increases for the NMRSC for 2025 and 2026 and the Applicant's Petition shall be deemed amended to reflect a request to impose such rate increases upon receipt of a letter from NMRSC confirming same.

Section 5. The Town Supervisor and any employee officer or consultant as directed by the Town Supervisor is hereby authorized to take any and all actions necessary to carry out the provisions of this Resolution.

Section 6. The Town Clerk shall file a copy of this Resolution with the Application submitted by the NMRSC and if NMRSC submits a letter as provided in Section 4 above such letter shall also be filed and maintained with the Application and this Resolution.

Section 7. This Resolution shall be effective immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Yea Nay Abstain Absent

Anthony Cardone Supervisor [X] [] [] []

Dorey Houle Councilperson [] [] [] [X]

Mary Bingham Councilperson [X] [] [] []

Sal Scancarello Councilperson [X] [] [] []

Maureen Richardson Councilperson [X] [] [] []

The Resolution was thereupon duly adopted.

Motion by Supervisor -Tony Cardone second by Sal Scancarello.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone Mary Bingham Sal Scancarello Maureen Richardson

9. Public Comment

Information: 9.1 Rules for Public Comment

Discussion Information: 9.2 Public Comment

*NO ACTION AT THIS TIME

10. Possible motion to adjourn to Executive and or/ Attorney Client Session

Information: 10.1 Enter into Executive Session

*NO ACTION AT THIS TIME

11. Return to Regular Meeting

Information: 11.1 Return to Regular Meeting

*NO ACTION AT THIS TIME

12. Adjournment

Action (Resolution): 12.1 Adjournment of Meeting

2025-#79

BE IT RESOLVED that the Town Board of the Town of Monroe adjourns the meeting of January 212025 at 8:52 PM.

Motion by Supervisor -Tony Cardone second by Sal Scancarello.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone Mary Bingham Sal Scancarello Maureen Richardson

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