

MONROE TOWN BOARD MEETING MINUTES

— 03/07/2022

MONROE TOWN BOARD MEETING AGENDA (Monday, March 7, 2022)

Generated by Valerie Bitzer

Members present

Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

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 March 7, 2022

2022-#129

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open the Town Board Meeting of March 7, 2022 at 7:01 PM.

Motion by Sal Scancarello, second by Mary Bingham.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

3. Community Announcements

Information: 3.1 Opening of Monarca Cantina

To hear Councilman Scancarello, and Supervisor Cardone regarding Opening of Monarca Cantina, Please go on-line to Board Doc's Video Clip #3.1, 0:1:15.

Information: 3.2 Monroe Clean Sweep

To hear Supervisor Cardone, and Councilman Scancarello regarding Monroe Clean Sweep, please go on-line to Board Doc's Video Clip #3.2, 0:2:47.

Information: 3.3 Dress Down for Leukemia Day

To hear Supervisor Cardone regarding Dress Down for Leukemia Day, please go on-line to Board Doc's Video Clip #3.3, 0:4:43.

4. Public Hearing

Action (Resolution), Discussion: 4.1 Motion to Open the Continuation of the Public Hearing Regarding the Petition to Amend Zoning Ordinance, Monroe Nininger, LLC

2021-#130

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

Continuation of the Public Hearing regarding the Petition to Amend Zoning Ordinance, Monroe Nininger, LLC.

Motion by Supervisor -Tony Cardone, second by Mike McGinn.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

The following residents spoke during Public Comment regarding the Continuation of the Public Hearing for the Petition to Amend Zoning Ordinance, Monroe Nininger, LLC. To hear their comments, and Board Members responses please go on-line to Board Docs Video Clip #4.1, 0:5:26.

****NO PUBLIC COMMENT**

- Supervisor Cardone: 4.1 is a Motion to Open up the Continuation of the Public Hearing Regarding a Petition to Amend Zoning Ordinance Monroe, Nininger. We have to withdraw that because they resubmitted, and we rescheduled. This was for their original height.
- (Inaudible).
- Supervisor Cardone: Yeah and yeah.
- (Inaudible)
- Supervisor Cardone: Well, the, the new one's got the three things on it.
- Councilman McGinn: Oh, okay. Alright.
- Supervisor Cardone: Yeah. This was just concerning the height.
- Councilman McGinn: Oh, okay.
- Supervisor Cardone: So, I'm gonna make a Motion to withdraw this Public Hearing from the docket for the remainder of our lives.
- Councilman McGinn: I'll second
- Counsel Nugent: Yeah, I would just make the Motion to Close it.
- Supervisor Cardone: Close it?
- Counsel Nugent: Yeah. That's it. We're just not acting on it.
- Supervisor Cardone: Okay
- Counsel Nugent: They're gonna withdraw, I'm saying the Petition, but we can just close the Public Hearing because we're not going to proceed with it.
- Supervisor Cardone: Okay.

Action (Resolution), Information: 4.2 Motion to Close the Continuation of the Public Hearing Regarding the Petition to Amend Zoning Ordinance, Monroe Nininger, LLC

2021-#131

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Close the Continuation of the Public Hearing Regarding the Petition to Amend Zoning Ordinance, Monroe Nininger, LLC

Motion by Supervisor -Tony Cardone, second by Mike McGinn.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

Action (Resolution): 4.3 Motion to Open the Continuation of the Public Hearing in Relation to the Increase and Improvement of Facilities of the Water District No. 14

2022-#132

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open Continuation of the Public Hearing in Relation to the Increase and Improvement of Facilities of the Water District No. 14.

Motion by Supervisor -Tony Cardone, second by Mary Bingham.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

The following signed up to speak during Public Comment regarding the Continuation of the Public Hearing in Relation to the Increase and Improvement of Facilities of the Water District No. 14. To hear their comments, and Board Members responses, please go on-line to Board Docs Video Clip #4.3, 0:6:25.

****NO PUBLIC COMMENT**

- Supervisor Cardone: Okay.
- Town Clerk Valerie Bitzer: No Public Comment.
- Supervisor Cardone: No Public Comment. All right. I was on the phone with our Grant Writer on last Thursday. We're getting down to the wire for the Grants that were submitted for this Water District. For the meters. And, and, and Dave feels as was the case the first time, he feels we have a good shot at obtaining something for this. I think the cost associated with it both the (inaudible) hopefully need (inaudible). I'm speaking into the mic. The mic's not cooperating. So, so with that said, that's all I have to add regarding it. Anybody else? Any questions? Okay.

Action (Resolution): 4.4 Possible Motion to Keep Open the Continuation of the Public Hearing in Relation to the Increase and Improvement of Facilities of the Water District No. 14

2022-#133

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Keep Open the Public Hearing in Relation to the Increase and Improvement of Facilities of the Water District No. 14 until April 18, 2022 at 7:00 PM or soon there-after.

Motion by Supervisor -Tony Cardone, second by Mary Bingham.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

Action (Resolution): 4.5 Motion to Open the Continuation of the Public Hearing in Relation to the Increase and Improvement of Facilities of the Water District No. 8

2022-#134

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open the Continuation of the Public Hearing in Relation to the Increase and Improvement of Facilities of the Water District No. 8.

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

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

The following signed up to speak during Public Comment regarding the Continuation of the Public Hearing in Relation to the Increase and Improvement of Facilities of the Water District No. 8. To hear their comments, and Board Members responses, please go on-line to Board Docs Video Clip #4.5, 0:9:04.

****NO PUBLIC COMMENT**

- Supervisor Cardone: No Public Comment. Anybody else? We're, we're also, that's another Grant that we're waiting for regarding the funds associated with any improvements that we do up there, so. That was discussed, as well as (inaudible).

Action (Resolution): 4.6 Possible Motion to Keep Open the Continuation of the Public Hearing in Relation to the Increase and Improvement of Facilities of the Water District No. 8

2022-#135

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Keep Open the Public Hearing in Relation to the Increase and Improvement of Facilities of the Water District No. 8 until April 18, 2022 at 7:00 PM or soon there-after.

Motion by Supervisor -Tony Cardone, second by Mary Bingham.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

Action (Resolution): 4.7 Motion to Open the Public Hearing RE Proposed Application for FY-2023 Orange County Community Development Block Grant Program

2022-#136

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

Public Hearing RE Proposed Application for FY-2023 Orange County Community Development Block Grant Program.

Motion by Supervisor -Tony Cardone, second by Dorey Houle.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

The following signed up to speak during Public Comment regarding the Public Hearing in Relation to Proposed Application for FY-2023 Orange County Community Development Block Grant Program. To hear their comments, and Board Members responses, please go on-line to Board Docs Video Clip #4.7, 0:10:11.

****NO PUBLIC COMMENT**

- Supervisor Cardone: We are, we are in the process of organ, well, let me open up the hearing first. Sorry. So.

- Councilwoman Houle: Houle will second.

- Supervisor Cardone: Houle'll second. Call to question? Bingham Aye. Houle Aye. Cardone Aye. Scancarello Aye. McGinn Aye.

- Supervisor Cardone: Okay. So, moved. All right. So, there are a couple of aspects of this that we're looking at. We're looking at some projects at the Senior Center. We're looking at a little project here. And we just want to consult with our engineers but, this is a formality with respect to the Public Hearing on it. So. Other than that there's nothing else to add to it.

Action (Resolution): 4.8 Possible Motion to Keep Open the Public Hearing RE Proposed Application for FY-2023 Orange County Community Development Block Grant Program

2022-#137

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Keep Open the Public Hearing RE Proposed Application for FY-2023 Orange County Community Development Block Grant Program until April 4, 2022 at 7:00 PM or soon there-after.

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

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

5. Acceptance of Minutes

Action (Resolution): 5.1 Acceptance of February 22, 2022 Minutes

2022-#138

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to accept the February 22, 2022 Minutes.

Motion by Dorey Houle, second by Sal Scancarello.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

6. Audit of Claims

Action (Resolution): 6.1 General Fund Abstract

2022-#139

BE IT RESOLVED, that the Town Board of the Town of Monroe requests approval of Abstract #22-04 General Fund containing Check # 28277 - 28293 totaling \$328,832.43.

Motion by Supervisor -Tony Cardone, second by Mary Bingham.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

7. Budget Transfer Requets

Action (Resolution): 7.1 2021 End of Year Budget Transfer

2022-#140

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to approve Abstract No. 2022-02 (2021 End of Year Budget Transfer).

DATE GL NO. DESCRIPTION Account Transf Out Transf In

12/31/2021 2021 Expenditure Adjustment

Justice Court Education, Mtgs & Dues A000-1110-4189-00 604.10

Justice Court PS FT A000-1110-1020-00 604.10

General Repairs Equipment Rental DB00-5110-2000-01 2,025.92

General Repairs Fuel & Oil DB00-5110-4304 2,025.92

2,630.02 2,630.02

Motion by Supervisor -Tony Cardone, second by Mary Bingham.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

8. New Business

Action (Resolution), Discussion: 8.1 Orange County Dinosaur Park

To hear Neil and Suzanna Gold regarding Orange County Dinosaur Park, and Board Members comments, please go on-line to Board Doc's Video Clip #8.1, 0:14:03.

2022-#141

BE IT RESOLVED that the Town Board of the Town of Monroe Made the following Resolution by Councilman Scancarello, and seconded by Councilwoman Houle.

RESOLUTION ___/22

RESOLUTION AUTHORIZING TOWN SUPERVISOR TO EXECUTE LEASE
OF TOWN OWNED LAND

WHEREAS, the Town of Monroe is the owner of certain property consisting of approximately 131 acres on Orange Turnpike in the Town and identified on the Tax Map as Section 31, Block 1, Lot 7.11 (the "Property"); and

WHEREAS, the Town has an opportunity to lease the Property to Orange County Dinosaur Park, LLC ("Lessee") to facilitate an active recreational use on the site that would incorporate both educational and recreational components for the benefit of the Town residents and provide fiscal benefits to the Town; and

WHEREAS, the Town desires to enter into a lease with the Lessee which shall include, among other provisions, a requirement that such land shall only be utilized for active recreational purposes.

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 a lease of the Property in a final form that is approved by the Town's legal counsel.

Section 3. The Town Supervisor and any official, employee 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 4. This Resolution is subject to Permissive Referendum pursuant to Article 7 of the New York State Town Law.

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] [] [] []

Michael McGinn, Councilperson [X] [] [] []

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

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

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

The Resolution was thereupon duly adopted.

Motion by Sal Scancarello, second by Dorey Houle.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

Action (Resolution), Discussion: 8.2 2022 Round Lake Treatment Contract

To hear Supervisor Cardone, and Board Members regarding 2022 Round Lake Treatment Contract, please go on-line to Board Doc's Video Clip #8.2, 1:18:19.

2022-#142

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to approve the increase over the 2021 season. The cost for the 2022 season is \$24,189.55.

Services Include:

Monitoring

Once a month in April and May, Twice a month June through August

Water Quality Monitoring

Two sites, three times a year in May, June, and August

Water Chemistry, Limnological Measures, and Phytoplankton Enumeration

Lake Aquatic Weed Control (10 acres)

inspected once a month in April and May, and Twice a month in June, July, and August

Lake Filamentous Algae Control (10 acres)

Planktonic algae control is available but at an additional cost.

Motion by Supervisor -Tony Cardone, second by Mary Bingham.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

Discussion, Information: 8.3 Highway Department Infrastructure Report

To hear Supervisor Cardone regarding Highway Department Infrastructure Report, please go on-line to Board Doc's Video Clip #8.3, 1:22:42.

Action (Resolution), Discussion: 8.4 Independence Day Fireworks

To hear Supervisor Cardone, Board Members, and Counsel regarding Independence Day Fireworks, please go on-line to Board Doc's Video Clip #8.4, 1:23:20.

2022-#143

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Resolution authorizing Counsel to draft a letter to the Village Attorney for Independence Day Fireworks regarding contract or IMA. The Town currently contributes \$7,500.00 with the possibility of it rising.

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

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

2022-#144

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion authorizing the expenditure of \$7,500.00 as budgeted for the Village of Monroe Fireworks on July 1, 2022. Amount will be reflected in IMA.

Motion by Mike McGinn, second by Sal Scancarello.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

Action (Resolution), Discussion: 8.5 ZBA Appointment

2022-#145

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Table the matter regarding ZBA Appointment.

Motion by Supervisor -Tony Cardone, second by Mike McGinn.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

Action (Resolution), Discussion: 8.6 Planning Board Appointment

To hear Supervisor Cardone, and Board Members regarding Planning Board Appointment, please go on-line to Board Doc's Video Clip #8.6, 1:34:15.

2022-#146

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

Nicholas Napoli to the Planning Board, Slot #1, Term to expire 12-31-2028, where Hold-Over currently exists (Lisa McQuade, term expired 12-31-2021).

Motion by Supervisor -Tony Cardone, second by Mary Bingham.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

Action (Resolution): 8.7 Set Public Hearing for a Local Law Regarding the Amount of Members on the Planning Board

To hear Supervisor Cardone, and Counsel regarding Setting Public Hearing, please go on-line to Board Doc's Video Clip #8.7, 1:36:28.

2022-#147

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to set a Public Hearing on April 4, 2022 at 7:00 PM or soon there-after to discuss a Local Law regarding the amount of members on the Planning Board.

Motion by Supervisor -Tony Cardone, second by Mary Bingham.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

9. Old Business

Action (Resolution), Discussion: 9.1 16 Mercury Avenue, Request for Town Water Access

To hear Supervisor Cardone, and Counsel regarding 16 Mercury Avenue, Request for Town Water Access, please go on-line to Board Doc's Video Clip #9.1, 1:38:49.

2022-#148

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to approve request by Sura Horowitz of 16 Mercury Ave. Operating and Maintenance Costs associated with the user that would be admitted into the District as an Outside User, the fee is \$8,102.41, which would have to be paid prior. (motion contingent on payment).

Motion by Mary Bingham, second by Sal Scancarello.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

2022-#149

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion authorizing Supervisor to sign agreement regarding 16 Mercury Avenue, request for Town Water Access in a final form approved by Town Counsel.

Motion by Mike McGinn, second by Sal Scancarello.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

Action (Resolution), Discussion: 9.2 Justice Court Account Transfer Request

2022-#150

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to authorizing the Supervisor to transfer funds from deceased Judges accounts, and for Supervisor to become signer on the account.

Motion by Mike McGinn, second by Dorey Houle.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

Action (Resolution), Discussion: 9.3 Verizon Wireless Facility, 491 State Route 208

To hear Supervisor Cardone regarding Verizon Wireless Facility, 491 State Route 208, please go on-line to board Doc's Video Clip #9.3, 1:43:04.

2022-#151

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion approving the Performance and Removal Bond for Verizon Wireless Facility, 491 State Route 208 in the amount of \$65,000. Town Engineer MHE has previously reviewed, and takes no exception to the amount.

Motion by Mike McGinn, second by Supervisor -Tony Cardone.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

10. Public Comment

Information: 10.1 Rules for Public Comment

Discussion, Information: 10.2 Public Comment

****NO PUBLIC COMMENT AT THIS TIME**

11. Community Announcements

Discussion, Information: 11.1 Update From Orange County Legislator Pete Tuohy

To hear update from Orange County Legislator Pete Tuohy, please go on-line to Board Doc's Video Clip #11.1, 1:44:09.

Discussion, Information: 11.2 Update Regarding Colin Schmit's Press Conference

To hear Supervisor Cardone speak about Update Regarding Colin Schmit's Press Conference, please go on-line to Board Doc's Video Clip #11.2, 1:45:01.

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

Action (Resolution), Discussion: 12.1 Enter into Executive Session

2022-#152

BE IT RESOLVED, that the Town Board of the Town of Monroe Made a Motion to enter into an Executive Session to discuss Litigation.

Motion by Supervisor -Tony Cardone, second by Mary Bingham.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

13. Return to Regular Meeting

Action (Resolution), Information: 13.1 Return to Regular Meeting

2022-#153

BE IT RESOLVED, that the Town Board of the Town of Monroe approves to return to regular session.

Motion by Supervisor -Tony Cardone, second by Dorey Houle.

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle

14. Adjournment

Action (Resolution): 14.1 Adjournment of Meeting

2022-#154

BE IT RESOLVED, that the Town Board of the Town of Monroe adjourns the meeting of March 7, 2022 at 9:17 PM.

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

Final Resolution: Motion Carries

Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello, Dorey Houle