Monday, October 7, 2019
MONROE TOWN BOARD MEETING AGENDA
TOWN OF MONROE, NEW YORK
SENIOR CENTER
101 MINE ROAD
MONROE, NEW YORK
7:00 PM

1. Call to Order

Subject :	1.1 Pledge to the Flag
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Discussion, Procedural

Public Content

Supervisor Cardone called the meeting to order with the Pledge of Allegiance.

I pledge allegiance to the flag, of the United States of America, and to the Republic for which it stands, one Nation, under God, indivisible, with liberty and justice for all.

1. Call to Order

Subject :	1.2 Motion to Open Town Board Meeting
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution)
Recommended Action :	2019-# BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open the Town Board Meeting of October 7, 2019.

Public Content

Motion & Voting

2019-#411
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open the Town Board Meeting of October 7, 2019.

Motion by Sal Scancarello, second by Mary Bingham.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

2. Public Hearing

Subject :	2.1 Motion to Open the Continuation of the Public Hearing for the Proposed Amendment of Ch. 57 of the Town Code / Motion to Open the Public Hearing Concerning the Draft Scope for Preparation for a Draft Generic Environmental Impact Statement (Proposed Local Law No. 4)
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion
Recommended Action :	2019-# BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open the Public Hearing for the Continuation of the Proposed Amendment of Ch. 57 of the Town Code.

Public Content

The following residents spoke during Public Comment regarding the Continuation of the Proposed Amending of Ch. 57 of the Town Code. / Public Hearing Concerning the Draft Scope for Preparation for a Draft Generic Environmental Impact Statement (Proposed Local Law No. 4). To hear their comments, and Board Members responses please go on-line to Board Docs Video Clip #2.1,

File Attachments

DRAFT Amending Ch. 57 of the Code of the Town of Monroe.pdf (1,025 KB)
DRAFT CCR Floating Zone 060419.pdf (222 KB)
CCRProjectGEIS_190531.pdf (3,638 KB)
Proposed Local Law #4 of 2019.pdf (3,432 KB)

Motion & Voting

2019-#412
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open the Public Hearing for the Continuation of the Proposed Amendment of Ch. 57 of the Town Code.

Motion by Sal Scancarello, second by Supervisor -Tony Cardone.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello
2019-#413
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open the Public Hearing Concerning the Draft Scope for Preparation for a Draft Generic Environmental Impact Statement (Proposed Local Law No. 4)

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

Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

2. Public Hearing

Subject :	2.2 Motion to Keep Open the Public Hearing for the Proposed Amendment of Ch. 57 of the Town Code / Motion to Keep Open the Public Hearing Concerning the Draft Scope for Preparation for a Draft Generic Environmental Impact Statement (Proposed Local Law No. 4)
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion
Recommended Action :	2019-# BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to keep open the Public Hearing for the Continuation of the Proposed Amendment of Ch. 57 of the Town Code until October 21, 2019 at 7:00pm.

Public Content

Motion & Voting

2019-#414
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to keep open the Public Hearing for the Continuation of the Proposed Amendment of Ch. 57 of the Town Code until October 21, 2019 at 7:00pm.

Motion by Mike McGinn, second by Mary Bingham.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello
2019-#415
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Keep open the Public Hearing Concerning the Draft Scope for Preparation for a Draft Generic Environmental Impact Statement (Proposed Local Law No. 4) until October 21, 2019 at 7:00pm.

Motion by Supervisor -Tony Cardone, second by Mike McGinn.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

2. Public Hearing

Subject :	2.3 Motion to Open the Continuation of the Public Hearing for Proposed Changes to Article XIV of the Town of Monroe Zoning Local Law
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion
Recommended Action :	2019-# BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open the Public Hearing for

Proposed Changes to Article XIV of the Town of Monroe Zoning Local Law.

Public Content

The following residents spoke during Public Comment regarding the Proposed Changes to Article XIV of the Town of Monroe Zoning Local Law.To hear their comments, and Board Members responses please go on-line to Board Docs Video Clip #2.3,

Motion & Voting

2019-#416
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open the Public Hearing for Proposed Changes to Article XIV of the Town of Monroe Zoning Local Law.

Motion by Mike McGinn, second by Sal Scancarello.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

2. Public Hearing

Subject :	2.4 Motion to Keep Open the Public Hearing for Proposed Changes to Article XIV of the Town of Monroe Zoning Local Law
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion
Recommended Action :	2019-# BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Keep Open the Public Hearing for Proposed Changes to Article XIV of the Town of Monroe Zoning Local Law until October 21, 2019 at 7:05pm.

Motion & Voting

2019-#417
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Keep Open the Public Hearing for Proposed Changes to Article XIV of the Town of Monroe Zoning Local Law until October 21, 2019 at 7:10pm.

Motion by Mike McGinn, second by Sal Scancarello.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

2. Public Hearing

Subject :	2.5 Motion to Open the Continuation of the Public Hearing for the Formation of a Town Water District to be known as Smith Farm Water District
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA

Type :	Action (Resolution), Discussion
Recommended Action :	2019-# BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open the Continuation of the Public Hearing for the Formation of a Town Water District to be known as Smith Farm Water District.

Public Content

The following residents spoke during Public Comment regarding the Continuation of the Public Hearing for the Formation of a Town Water District to be Known as Smith Farm Water District.To hear their comments, and Board Members responses please go on-line to Board Docs Video Clip #2.5,

Motion & Voting

2019-#418
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open the Continuation of the Public Hearing for the Formation of a Town Water District to be known as Smith Farm Water District.

Motion by Supervisor -Tony Cardone, second by Mike McGinn.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

2. Public Hearing

Subject :	2.6 Imposition of Administrative Fee-Smith Farm Water District
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution)
Recommended Action :	2019-# BE IT RESOLVED that the Town Board of the Town of Monroe

Public Content

File Attachments

Resolution Authorizing the Imposition of an Administration Fee rev 0919-2019.docx.pdf (88 KB)

Motion & Voting

2019-#419
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 THE IMPOSITION OF ADMINISTRATION FEES FOR PROCESSING AND ADMINISTRATING WATER BILLING FOR USERS IN THE

THE SMITH FARM WATER DISTRICT

WHEREAS, pending before the Town Board for the Town of Monroe (Town Board) is a petition to establish the Smith Farm Water District; and

WHEREAS, in addition to any costs associated with the formation of the District, once such District is established, the Town will incur administrative costs in administering the water billing for the users of the Smith Farm Water District; and

WHEREAS, the Town Board desires to impose a Thirty-Five Dollar ($35.00) administration fee per user, water billing for the administrative costs associated with administration of the water billing for such District;

NOW, THEREFORE, BE IT RESOLVED, by the Town Board that:

Section 1.All WHEREAS paragraphs are incorporated herein by reference as though set forth in full herein.

Section 2.The Town Board hereby authorizes that imposition of an administration fee of thirty-five dollars ($35.00) per user, per billing for the users of the Smith Farm Water District.

Section 3.This resolution shall also authorize and direct the Town Clerk to add this fee to the Town fee schedule. The Town Clerk and any other official 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 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 NayAbstainAbsent

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

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

Richard Colon, Councilperson[ ][ ][ ][X]

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

Sal Scancarello, 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, Mike McGinn, Mary Bingham, Sal Scancarello

2. Public Hearing

Subject :	2.7 Order after Public Hearing: Smith Farm Water District
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Information

Recommended Action :	2019-# BE IT RESOLVED that the Town Board of the Town of Monroe

Public Content

File Attachments

Order After Public Hearing - final revised.pdf (94 KB)

Motion & Voting

2019-#420
BE IT RESOLVED that the Town Board of the Town of Monroe Made the following Resolution by Supervisor Cardone, and seconded by Councilman Scancarello.
TOWN BOARD: TOWN OF MONROE
ORANGECOUNTY: NEW YORK

In the Matter of the Formation of a Town Water
District to Be Known asORDER AFTER
PUBLIC HEARING
SMITH FARM WATER DISTRICT

Pursuant to the Provisions of
Article 12 of the Town Law

WHEREAS, there has been filed with the Town Board a Map, Plan and Report by Pietrzak & Pfau Engineering & Surveying, PLLC dated March of 2019, revised June 12, 2019, and revised June 28, 2019 in support of the formation of a water district in the Town in a residential subdivision known as Smith Farm located in the Town containing the information required by law; and

WHEREAS, said Map, Plan and Report are available for inspection by the public at the office of the Town Clerk of the Town of Monroe, 1465 Orange Turnpike, Monroe, New York 10950 during Town business hours; and

WHEREAS, the boundaries of the proposed water district are in such Order stated below; and

WHEREAS, the improvements proposed in said district are 1) construction of three connection to the existing Village of Monroe water main located in Gilbert Street and High Street; 2) two wet tap connections will be made to the Village of Monroe water main in Gilbert Street at each of the project entrance roads; 3) a third wet tap connection will be made to the existing main in High Street, at the High Street Cooper Drive intersection, via an easement over adjoining parcels; 4) one pressure reduction valve and valve pit will be provided at approximately elevation 719 to ensure a working pressure below 100 psi is maintained; 5) 11,140 ± linear feet of 8-inch diameter ductile iron pipe water mains (8,640± linear feet in the Town of Monroe) will be installed generally within the limits of the on-site roads; 6) gate valves will be installed along the distribution system so that each section can be isolated for maintenance and/or repair; 7) fire hydrants conforming to the Fire District Standards will be installed at a maximum distance of 500 feet apart throughout the development for fire protection purposes; 8) a minimum of 10 foot horizontal and 18 inch vertical separation has been provided for all water mains and house services; 9) the water main will be provided with a minimum cover of 4.5 feet to prevent freezing; and 10) individual house connections will consist of 34 to 2 inch diameter Type K copper with curb stops; and

WHEREAS the costs of such improvements will be financed solely by the developer of the Smith Farm Subdivision; and

WHEREAS, no costs shall be borne by the Town of Monroe; and

WHEREAS, there has been filed with the Town Clerk a detailed explanation of how the estimated costs associated with the improvements and service for a typical one or two family home and a non user (vacant) property recited below have been computed which may be examined in the same manner as the aforesaid Map, Plan and Report; and

WHEREAS, the estimated costs associated with the formation of said district are as follows:

The maximum amount to be spent for all improvements: $2,257,724.00.

The cost to a typical one or two family home in the district for the first year of service including the cost of water, operation and maintenance, and debt repayment in the first year of service: $1,414.00.

The cost to a typical property (non user) in the district for the first year of service including, operation and maintenance, and debt repayment in the first year of service: $614.00

WHEREAS, a Public Hearing was held on September 23, 2019, in the manner described at which time all persons interested in the subject matter were given an opportunity to be heard; and

WHEREAS, such Public Hearing was continued to October 7, 2019 at 7:00 p.m. at which time all persons interested in subject matter were given an opportunity to be heard; and

NOW, THEREFORE, upon the evidence given at the Public Hearing described herein, it is hereby determined as follows:

1.The Notice of the Public Hearing described in the preambles hereof was posted and published as required by law and is in all respects sufficient; and

2.The Petition filed is signed and acknowledged by the owners of real property,aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district, as shown upon the latest completed assessment roll of said Town, and including resident owners in said proposed district owning taxable real property aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district owned by resident owners, according to the latest completed assessment roll of said Town situated in the proposed Smith Farm Water District, as required by law; and

3.The creation of the Smith Farm Water District and the construction of the improvements hereinabove described is in the public interest; and

4.That all property and property owners within Smith Farm Water District are benefitted by the proposed improvements; and

5.That all property and property owners that are benefitted by the proposed improvements are included within the limits of Smith Farm Water District; and

6.That the costs of construction shall be borne by the Developer and the Developer shall bear the expense of the improvements; and

7.The Town Clerk shall record a copy of this Order in the office of the County Clerk of the County of Orange County as required under Section 195 of the Town Law of the State of New York; and

8.The Town shall explore potential easement to access Smith Farm Water District wells, which were

abandoned by property owner, subject to review by Town counsel.

9.This Order shall be effective immediately.

Dated: October 7, 2019

Yea NayAbstain Absent

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

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

Richard Colon, Councilperson[ ][ ][ ][X]

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

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

Motion by Supervisor -Tony Cardone, second by Sal Scancarello.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

2. Public Hearing

Subject :	2.8 Motion to Open the Continuation of the Public Hearing for Proposed Local Law No. 6 - Addition to Article VIII of Chapter 53 of the Code of the Town of Monroe (Cross-Connection Control)
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion
Recommended Action :	2019-# BE IT RESOLVED, that the Town Board of the Town of Monroe Made a Motion to Open the Continuation of the Public Hearing for the Proposed Local Law No. 6 - Addition to Article VIII of Chapter 53 of the Code of the Town of Monroe (Cross-Connection Control)

File Attachments

Proposed Chapter 53 Local Law - Cross Connections 100319.pdf (836 KB)

Motion & Voting

2019-#421
BE IT RESOLVED, that the Town Board of the Town of Monroe Made a Motion to Open the Continuation of the Public Hearing for the Proposed Local Law No. 6 - Addition to Article VIII of Chapter 53 of the Code of the Town of Monroe (Cross-Connection Control)

Motion by Mike McGinn, second by Sal Scancarello.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello
2019-#422
BE IT RESOLVED, that the Town Board of the Town of Monroe Made a Motion to Table the

Continuation of the Public Hearing for the Proposed Local Law No. 6 - Addition to Article VIII of Chapter 53 of the Code of the Town of Monroe (Cross-Connection Control) until October 21, 2019 due to revisions, and Counsel said it needed to be available for eight days prior which we weren't going to make the timeline for the October 7, 2019 meeting.

Motion by Mary Bingham, second by Supervisor -Tony Cardone.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

3. Community/Announcements

Subject :	3.1 Community Thank You-NYPD Officer Brian Mulkeen
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Discussion

Public Content

3. Community/Announcements

Subject :	3.2 Town of Monroe Food Truck Festival-October 19th
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion
Recommended Action :	2019-# BE IT RESOLVED that the Town Board of the Town of Monroe

Public Content

Discuss and approve Town of Monroe Food Truck Festivalto take place on Saturday, October 19, 2019 from 11 a.m. - 6 p.m. at Town of Monroe owned land located at 61 O&R Road. This community oriented event will honor Make-A-Wish Hudson Valley.

File Attachments

Food Truck Fest_Oct19.pdf (2,358 KB)

Motion & Voting

2019-#423
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to approve Town of Monroe Food Truck Festival to take place on Saturday, October 19, 2019 from 11 a.m. - 6 p.m. at Town of Monroe owned land located at 61 O&R Road. This community oriented event will honor Make-A-Wish Hudson Valley.

Motion by Sal Scancarello, second by Mike McGinn.
Final Resolution: Motion Carries

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

5. Acceptance of Minutes

Subject :	5.1 Acceptance of September 23, 2019 Minutes
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion
Recommended Action :	2019-# BE IT RESOLVED that the Town Board of the Town of Monroe accepts the Minutes of September 23, 2019.

Public Content

File Attachments

TB 9-23-19 DRAFT Minutes.pdf (1,371 KB)

Motion & Voting

2019-#424
BE IT RESOLVED that the Town Board of the Town of Monroe accepts the Minutes of September 23, 2019.

Motion by Mary Bingham, second by Sal Scancarello.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

6. New Business

Subject :	6.1 Preliminary Budget
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Information

Public Content

The 2020 Preliminary Budget has been submitted to the Town Clerk.

File Attachments

Tentative Town Budget for 2020.pdf (3,680 KB)

6. New Business

Subject :	6.2 Boy Scout Troup #440 seeks permission to use Berry Road Park for Camping
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA

Type :	Action (Resolution)
Preferred Date :	Oct 07, 2019
Absolute Date :	Oct 07, 2019
Fiscal Impact :	No
Budget Source :	N/A
Recommended Action :	Be it RESOLVED, that the Town Board grants permission to Boy Scout #440 to utilize Berry Road Park for an overnight camping event beginning Saturday 10/19/2019 @ 9am until Sunday 10/20/2019 @ 10am.

Public Content

Department: Parks

Request:Boy Scout use of Berry Road Park for overnight camping

Date of Request:Sept. 2019

Comments:

Application, fees and insurance have been submitted.Ann Marie Morris will meet with the contact person the week before to review any additional areas that need to be mowed by maintenance department.

Motion & Voting

2019-#425
BE IT RESOLVED, that the Town Board of the Town of Monroe grants permission to Boy Scout #440 to utilize Berry Road Park for an overnight camping event beginning Saturday 10/19/2019 @ 9am until Sunday 10/20/2019 @ 10am.

Motion by Supervisor -Tony Cardone, second by Mary Bingham.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

6. New Business

Subject :	6.3 Litigation Agreement
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Discussion

Public Content

6. New Business

Subject :	6.4 Waiving of Marriage License Fees For Active Military Members
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING

	AGENDA
Type :	Action (Resolution), Discussion
Recommended Action :	2019-# BE IT RESOLVED that the Town Board of the Town of Monroe

Public Content

Governor Cuomo passed legislation waiving the State portion of marriage license fees ($22.50) for active military members. Discuss and approve waiving Town of Monroe local fee of $17.50 for active military members.

File Attachments

Resolution Waiving Marriage Licenses fee for active military bdn rev.pdf (72 KB)
Waive Marriage Fee Law.pdf (168 KB)

Motion & Voting

2019-#426
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion waiving Town of Monroe local fee of $17.50 for active military members for Marriage Licenses.

Motion by Mary Bingham, second by Mike McGinn.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

6. New Business

Subject :	6.5 Return of Project Escrow
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion
Budget Source :	Project Escrow
Recommended Action :	2019-# BE IT RESOLVED that the Town Board of the Town of Monroe

Public Content

Department: Planning Department

Name: Norinne McSweeney

Request: Return of Project Escrow

Date of Request: October 1, 2019

Comments: Professional Square has completed their project and have requested the return of their project escrow Account # 0155-2017 in the amount of $2,746.00 and the Post Planning Escrow from account # P14-002in the amount of $3,722.21 for a total amount of $6,468.21.

Motion & Voting

2019-#427
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to return the Escrow of $3,722.21 (Post Planning), and the Planning Board Project #0155-2017 in the amount of $2,746.00 for Professional Square for a total amount of $6,468.21.

Motion by Mary Bingham, second by Sal Scancarello.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

6. New Business

Subject :	6.6 Transfer of Project Escrow
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion
Budget Source :	Project Escrow
Recommended Action :	2019-# BE IT RESOLVED that the Town Board of the Town of Monroe

Public Content

Department:Planning Board

Name:Norinne McSweeney

Request: Transfer escrow money within RD Management accounts

Date of Request: October 1, 2019

Comments: RD Management has authorized the transfer of $2500.00 from one escrow account 13-010 to a new escrow account HBP Lot 4 Bld B1 project # 0181-2019. The amount in the current account is $11,802.31. The balance will be left for current and future projects at the Upper Harriman Business Park area.

Motion & Voting

2019-#428
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion that RD Management has authorized the transfer of $2500.00 from one escrow account #13-010 to a new escrow account HBP Lot 4 Bld B1 project #0181-2019. The amount in the current account is $11,802.31. The balance will be left for current and future projects at the Upper Harriman Business Park area.

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

Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

6. New Business

Subject :	6.7 Proposed Amendments to Chapter 51 (Overweight Vehicles)
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion
Recommended Action :	2019-# BE IT RESOLVED that the Town Board of the Town of Monroe

Public Content

Discuss proposed amendments to Chapter 51 of the Town Code (Overweight Vehicles).

Motion & Voting

2019-#429
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to set a Public Hearing for the Proposed Amendments to Chapter 51 (Overweight Vehicles) for October 21, 2019 at 7:15pm.

Motion by Mike McGinn, second by Sal Scancarello.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

6. New Business

Subject :	6.8 CDBG FY-2019
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion
Recommended Action :	2019-# BE IT RESOLVED that the Town of Monroe is hereby submitting its Application for consideration under the FY-2019 Orange Urban County Consortium Community Development Program and that the chief elected official or executive officer is hereby authorized to submit this Application. They further certify that they have read and understood the Orange Urban County Consortium Community Development Guidelines for the FY-2019 program year, and have met all of its applicable requirements and that the information contained in the Application is accurate and true to the best of their knowledge.

Public Content

Motion & Voting

2019-#430
BE IT RESOLVED that the Town of Monroe is hereby submitting its Application for consideration under the FY-2019 Orange Urban County Consortium Community Development Program and that the chief elected official or executive officer is hereby authorized to submit this Application. They further certify that they have read and understood the Orange Urban County Consortium Community Development Guidelines for the FY-2019 program year, and have met all of its applicable requirements and that the information contained in the Application is accurate and true to the best of their knowledge.

Motion by Supervisor -Tony Cardone, second by Mary Bingham.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

7. Old Business

Subject :	7.1 RealTerm Energy Proposal
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Information
Recommended Action :	2019-# BE IT RESOLVED, that the Town Board of the Town of Monroe

Public Content

Discussion ofproposal from RealTerm Energy.

Motion & Voting

2019-#431
BE IT RESOLVED, that the Town Board of the Town of Monroe Made a Motion to approve the Professional Services Agreement between the Town of Monroe, and Real Term Energy U.S., for the Conversion of Public Street Lighting to L.E.D. in a form approved by our Counsel, and authorizes the Supervisor to Execute the Agreement subject to Town Counsel Review.

Motion by Supervisor -Tony Cardone, second by Mike McGinn.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

7. Old Business

Subject :	7.2 Old Country Road-Proposed Water District
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion

Public Content

Motion & Voting

2019-#432
BE IT RESOLVED, that the Town Board of the Town of Monroe Made a Motion to set a Public Hearing for October 21, 2019 for the Proposed Water District for Old Country Road at 7:20pm.

Motion by Supervisor -Tony Cardone, second by Mary Bingham.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

8. Public Comment

Subject :	8.1 Rules for Public Comment
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Information

Public Content

Please be advised that any person wishing to speak at a regular public meeting during the public comment period or at a public hearing, must sign the sign-in sheet maintained by the Town Clerk for such purpose no later than 15 minutes after the commencement of the meeting.

TOWN OF MONROE MEETING RULES PUBLIC COMMENT PERIODS -RULE 1: Although not required by any statute or law, the Town Board shall include at least one public participation period on the Agenda for regular Town Board meetings. However, nothing shall prohibit the Town Board, by majority vote, from suspending public comment or otherwise limiting public during a regular Town Board meetings where such limitations are determined to be necessary or otherwise conducive to accomplishing the business presently before the Town Board.**RULE 2:**Public comment during the public participation period of regular Town Board meetings shall be limited to three (3) minutes per speaker and the subject matter of such public comment shall be limited to Town business. 1 Yielding time or otherwise giving time to a speaker to extend the three (3) minute period by another person shall not be permitted. Written comments may be submitted to the Town Clerk in lieu of, or in addition to, a persons oral statement during any public comment period. Such minutes shall become a Town record and the brief nature of the submitted writing may be included in Town Board minutes. However, the full text of such submissions shall not be incorporated into Town Board minutes, unless expressly authorized by resolution of the Town Board.**RULE 3:**Any person wishing to speak at a regular public meeting during the public comment period or at a public hearing, must sign the sign-in sheet maintained by the Town Clerk for such purpose no later than 15 minutes after the commencement of the meeting. Where a public hearing and public comment period will occur during the same Town Board meeting, a person may sign up to speak on the topic of each and every public hearing and for public comment period consistent with the applicable time limits set forth above. For example, a speaker could speak for five (5) minutes during a public hearing and three (3) minutes during public comment at the same Town Board meeting. However, such person may not use the public hearing time to speak on matters not relevant

1 Rule 2 revised by Resolution of the Town Board on 03-06-2017 to add: and the subject matter of such public comment shall be limited to Town business. to the public hearing. Any comments made by a person made during public comment that relates to the subject of a public hearing, shall not be considered by the Town Board as part of such public hearing nor made part of the public hearing record. The only public comment to be accepted by the Town Board outside of a public hearing shall be written comments received during the time period set by the Town Board for such purpose.**RULE 4:**If a sign-in sheet is not available, a person may raise his/her hand to speak duringthe public participation period and/or public hearing and may speak during such public comment period/public hearing upon recognition of the Supervisor or Presiding Officer.**RULE 5:** Any person speaking during public comment or a public hearing, when recognized by the Presiding Officer,

shall approach the podium for such purpose and state his or her name, the street and municipality where he /she resides resides, and if applicable, his/her group or entity affiliation.**RULE 6:**Town Board members shall not respond to a person speaking during the public comment period unless and until all persons desiring to speak during the Public comment period have finished speaking. At such time as all speakers have finished speaking during such public comment period, each Town Board member shall be allotted up to three (3) minutes in total to respond to any questions posed or to provide relevant information in response to the collective comments and questions of the public comment speakers.**RULE 7:**Town Board members shall not attempt to answer questions during the time that a speaker is presenting during public comment. Town Board members will note any questions asked and may respond to the speaker at the conclusion of the speakers publiccomments.**PUBLIC HEARINGS RULE 8:**Public comment during a Public Hearing shall be limited to five (5) minutes per speaker. In the event that a speaker is the subject of the Public Hearing or has a significant interest in the matter different from that of the general public, such speaker shall, upon approval of the Town Board, be allowed up to the (10) minutes during a public hearing. Yielding time or otherwise giving time to a speaker to extend their permissible time limit by another person shall not be permitted.**RULE 9:**Members of the public, other than those called as witnesses by the parties, shall not be permitted to speak during public hearings concerning the removal/discipline of a Town Officer or employee as such hearings shall be limited to presentation of evidenceand related submissions by Town representatives and the Town Officer or employee subject to removal/discipline. Time limits during a public hearing concerning the removal/discipline of a Town Officer or employee shall not be applicable as such proceeding shall follow any applicable statute, rule or regulation and shall otherwise be overseen by the hearing officer or presiding officer.**RULE 10:**In the case of a public hearing, prior to the close or continuation of the public hearing, Town Board members may be allotted up to five (5) minutes each to respond to questions or otherwise provide relevant information in response to specific comments made by speakers during that session of the public hearing. Further, prior to the close of the public portion of the public hearing, each Town Board member may be allotted up to eight (8) minutes to speak on the issue that is the subject of the Public hearing. However, where the public hearing concerns removal of a Town Officer or employee, Town Board members, if the body making a determination, shall not speak regarding the merits of the proceedings until after the close of the public hearing when deliberations on removal/discipline have commenced.**RULE 11:**Written submissions related to public hearings must be made before the close of the public hearing as such time is set by the Town Board.**GENERAL RULES APPLICABLE TO ALL PUBLIC MEETINGS AND HEARINGS RULE 12:**The Town Clerk shall act as the timekeeper or the Town Board may designate another person to be the timekeeper.**RULE 13:**Members of the Town Board, speakers and audience members must observe proper decorum at all times. Any statements made during any part of the meeting or during a public hearing by the Supervisor, members of the Town Board, town officials or employees, or members of the general public shall not involve personal, impertinent, or slanderous attacks on individuals, regardless of whether the individual so attacked is an elected official, a town official or employee, or a member of the general public.**RULE 14:**Neither speakers, nor Town Board members shall use public comment periods or other time during such meeting for political campaigning purposes, including promoting their candidacy or speaking out against another candidate. However, nothing shall prohibit a candidate from speaking on an Town-related issue merely because he or she is a candidate for political office.**RULE 15:**Pursuant to New York State Town Law, the Town Supervisor or PresidingOfficer shall control the Town Board meeting. The use of profane, vulgar, inflammatory, threatening, abusive, or disparaging language or racial or ethnic slurs directed at the Supervisor, members of the Town Board, meeting attendees shall not be tolerated and the Town Supervisor shall address any such incidents. Further, any statements, regardless of the nature of the statement, made by a person attending the meeting which is not made during such persons authorized speaking time shall not be tolerated and the Town Supervisor shall address any such incidents. The Town Board has a right to protect itself from disturbance from attendees at a meeting and may order, by majority vote, removal of an attendee, or there Presiding Officer direct removal of an attendee on his own. Removal at the direction of the Presiding Officer is subject to appeal of another Town Board member, but not to appeal of the attendee. Such appeal is not debatable.**RULE 16:**In circumstances where the Supervisor/Presiding Officer is not attempting to exert control over the meeting, is temporarily absent, or is the source of the present disorder at the meeting and is failing to preside over the meeting, such Supervisor/Presiding Officer may then be deemed absent as the Presiding Officer by approval of a majority of the Town Board. In such case, a Town Board member may make a motion to suspend the Rules and appoint the Acting Supervisor to take over the role of Presiding Officer until such time as the Supervisor or original Presiding Officer is able to properly return to performing his/her role as Presiding Officer. If the Acting Supervisor is determined to be absent for presiding purposes, the Town Board member making such motion

shall propose another Town Board member to act as the Presiding Officer during the absence of the Supervisor/original Presiding Officer.**RULE 17:**Comments by speakers must be addressed to the Town Board and shall not be addressed to the audience. Further, attendees may not address the Town Board unless first recognized by the Supervisor or Presiding Officer.**RULE 18:**Discussion and exchanges between active speakers and attendees/audience members of the public meeting or hearing are prohibited. A speaker may, however, when properly recognized, state agreement or disagreement with the views of prior speakers in his /her comments directed to the Town Board.**RULE 19:**Banners or other signs are not permitted in the meeting room unless, nor shall distribution of flyers within the meeting room be permitted. Nothing shall prohibit a person from holding a lawful sign or handing out flyers outside of the meeting location.**RULE 20:**If the Supervisor or Presiding Officer fails to enforce the rules set forth herein, any member of the Town Board may move to require him or her to do so, and an affirmative vote of the majority of the Town Board shall require him or her to do so. Any decision by the Presiding Officer relating to enforcement of the rules set forth herein may be appealed and subsequently overturned by a vote of the majority of Town Board members. Such appeal may be raised by a Town Board member or the affected attendee if properly recognized.**RULE 21:**Any person who disregards the directives of the Supervisor or the Presiding Officer in enforcing the rules or who generally conducts himself or herself in a boisterous or inappropriate manner while addressing the Town Board thereby disturbs the peace at a such meeting and will be barred from further participation and shall forfeit any balance of time remaining for his or her comments.**RULE 22:**If a speaker who has violated these rules refuses to step down or to refrain from committing/ continuing such violation(s), the Supervisor or the Presiding Officer may direct the individual to leave the meeting room. If the individual declines and/or refuses to leave the meeting room, the Supervisor or Presiding Officer may request the individual to be removed from the meeting room and charged with disorderly conduct as per the New York State Penal Law. The Supervisors determination is subject to the appeal provisions set forth above as well as the absence of the Supervisor /Presiding Officer provisions of these rules. The Town Board may, by resolution, designate the person who will sign the supporting deposition and/or Court Information document charging the removed person with Disorderly Conduct.**RULE 23**: The following provisions, as modified herein, of Rule 49 of Roberts Rules concerning Small Boards shall apply to the Town Board of the Town of Monroe: a. Members may raise a hand or asked to be recognized, instead of standing when seeking to obtain the floor and may remain seated when making motions or speaking. b. The Presiding Officer need not rise while putting questions to a vote. c. The Presiding Officer may without leaving the chair speak in informal discussions and in debate and may vote on all questions as provided for by Code or law.**RULE 24:**While there is no statute or applicable regulation that requires an Meeting Agenda to be prepared for Town Board meetings, the Town Board desires to have an Agendas prepared and distributed prior to Town Board meetings. The order of business at regular Town Board meetings shall be as follows: 1. REGULAR MEETING a. Call to Order; Pledge of Allegiance b. Approval of Minutes c. Upcoming Meeting Dates & General Announcements 2. SPECIAL ORDERS 3. DEPARTMENTAL MONTHLY REPORTS (Alphabetical Order) 4. OLD BUSINESS 5. NEW BUSINESS 6. PUBLIC COMMENT 7. EXECUTIVE SESSION (If necessary) 8. ADJOURNMENT A Board member seeking to take up a matter out of order on the agenda or to introduce a new item of business may may request such change on consent of the Town Board, or may (if consent is denied or the member expects the matter to be contested make a motion to suspend the rules for such purpose, identifying the requested change to the Agenda or the new business to be raised. Upon approval of the majority of the Town Board, such business may be taken up immediately by the Town Board. The Presiding Officer shall prepare and cause to be distributed, Town Board meeting Agendas, in conformance with the Order of Business, as applicable. Pursuant to Roberts Rules, the Agenda distributed in advance to the Town Board is not binding on the Town Board, except as to the Order of Business set forth above. However, as set forth above, the Meeting Agenda, including the Order of Business and specific Agenda items may be modified upon approval of a majority of the Town Board. The Presiding Officer will announce each Agenda item as it is reached on the Agenda (or amended Agenda). Prior to the business being taken up, a member may move to to lay the matter on the table, postpone the matter or refer it to a committee.**RULE 25:**Recesses may be taken for a stated period of time either upon consent, without objection, or upon approval of a motion by a Town Board member.**RULE 26:** These Town Board Rules may be amended by a Resolution of the Town Board approved by a majority of the Town Board.**RULE 27:**The above rules shall take effect at the next ensuing meeting of the Town Board following the adoption of these rules.**RULE 28:**The Presiding Officer, or any Town Board member may request an interpretation of these Rules from the Town Attorney. A current copy of these Town of Monroe Meeting Rules shall be maintained by the Town Clerk and be made available to the public. 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 Harley Doles, Supervisor [ ] [ ] [ ] [X] Anthony Cardone, Acting Supervisor[X] [ ] [ ] [ ] Gerard McQuade, Councilman [ ] [X] [ ] [ ] Michael McGinn, Councilman [X] [ ] [ ] [ ] Richard Colon, Councilman [X] [ ] [ ] [ ] The Resolution was thereupon duly adopted. TOWN OF MONROE TOWN BOARD MEETING RULES History of adoption and amendments. February 27, 2017: Town Board Rules adopted by Resolution of the Town Board. March 6, 2017: Rule 2 amended by Resolution of the Town Board to add: and the subject matter of such public comment shall be limited to Town business.

8. Public Comment

Subject :	8.2 Public Comment
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Discussion, Information

Public Content

The following residents spoke during Public Comment. To hear their comments, and Town Board members responses go online to Board Doc's to Video Clip #8.2,

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

Subject :	9.1 Enter into Executive Session
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution)
Recommended Action :	2019-# BE IT RESOLVED, that the Town Board of the Town of Monroe approves to enter into an

Motion & Voting

2019-#433
BE IT RESOLVED, that the Town Board of the Town of Monroe approves to enter into an Executive Session to discuss pending Litigation.

Motion by Supervisor -Tony Cardone, second by Mary Bingham.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

10. Return to Regular Meeting

Subject :	10.1 Return to Regular Meeting
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution)

Recommended Action :	2019-# BE IT RESOLVED, that the Town Board of the Town of Monroe approves to return to regular session.

Motion & Voting

2019-#434
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 Mary Bingham.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

11. Motions From the Floor

Subject :	11.1 Litigation Agreement
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Information
Recommended Action :	2019-# BE IT RESOLVED that the Town of Monroe

Public Content

Motion & Voting

2019-#435
BE IT RESOLVED that the Town of Monroe Made a Motion authorizing our Attorney in this matter of Chab Five v. Town of Monroe and Golden Ray v. Town of Monroe authorize Leo Dorfman of Sokoloff Stern LLP, to sign the Federal Tolling Agreement between ourselves, and the Plaintiffs.

Motion by Mike McGinn, second by Mary Bingham.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

11. Motions From the Floor

Subject :	11.2 Bids for Town Hall Modifications
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Information
Recommended Action :	2019-# BE IT RESOLVED, that the Town Board of the Town of Monroe

Public Content

Motion & Voting

2019-#436
BE IT RESOLVED, that the Town Board of the Town of Monroe Made a Motion to approve all low Bidders for the Town Hall Modifications as per McGoey, Hauser, and Edsall's recommendations so we can move forward with the modifications.

- Darlind: General Contractor $658,000
- S & O Construction Services: Plumbing & Heating $45,062
- Harry Rotolo and Son: Electric $56,498
- Joe Lombardo Plumbing & Heating: Plumbing $28,727

Motion by Supervisor -Tony Cardone, second by Sal Scancarello.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello

12. Adjournment

Subject :	12.1 Adjournment of Meeting
Meeting :	Oct 7, 2019 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution)
Recommended Action :	2019-# BE IT RESOLVED, that the Town Board of the Town of Monroe adjourns the meeting of October 7, 2019 at

Public Content

Motion & Voting

2019-#437
BE IT RESOLVED, that the Town Board of the Town of Monroe adjourns the meeting of October 7, 2019 at 9:30pm.

Motion by Supervisor -Tony Cardone, second by Sal Scancarello.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mike McGinn, Mary Bingham, Sal Scancarello