

Monday, October 21, 2024
MONROE TOWN BOARD MEETING AGENDA

TOWN OF MONROE, NEW YORK
TOWN HALL
1465 ORANGE TURNPIKE
MONROE, NEW YORK
7:00 PM

1. Call to Order

Subject :	1.1 Pledge to the Flag
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Discussion,Information,Procedural

Public Content

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.

2. Motion to Open Town Board Meeting

Subject :	2.1 Motion to Open Town Board Meeting of October 21, 2024
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution)
Recommended Action :	2024-#548 BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open the Town Board Meeting of October 21, 2024, at

Public Content

File Attachments

[2024 Town Board Meeting Schedule.pdf \(124 KB\)](#)

Motion & Voting

2024-#548
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open the Town Board Meeting of October 21, 2024, at 7:02 PM.

Motion by Sal Scancarello, second by Mary Bingham.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mary Bingham, Sal Scancarello, Dorey Houle, Maureen Richardson

3. Community Announcements

Subject :	3.1 Rubén Estrada, Fiesta Latina
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Presentations

Public Content

3. Community Announcements

Subject :	3.2 Jim DiSalvo
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	

Public Content

3. Community Announcements

Subject :	3.3 Recap of Town of Monroe Food Truck Festival
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Information

Public Content

3. Community Announcements

Subject :	3.4 Monroe Free Library Focus Group Participants Needed
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Information

Public Content

<https://conta.cc/3XWgYIS>

3. Community Announcements

Subject :	3.5 Early Voting
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Information

Public Content

File Attachments

[Early Voting Sites. Schedule GE24.pdf \(161 KB\)](#)

3. Community Announcements

Subject :	3.6 Trunk or Treat
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Information

Public Content

Town of Monroe Trunk or Treat event taking place on Saturday, October 26, 2024, from 6:00 p.m. - 8 p.m. (Rain or Shine) at O&R Park located at 61 O&R Road. Sign up as a trunk participant is required. Setup will begin at 4:00 p.m. Candy, Food, Music, Hayrides. Deadline to sign up is October 18th. Register at <https://monroeny.org/community/trunk-or-treat>.

File Attachments

[Purple Orange Colorful Creative Halloween Trick Or Treat Flyer \(6\).pdf \(1.755 KB\)](#)

3. Community Announcements

Subject :	3.7 Smith's Clove Park Fall Festival
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Information

Public Content

Smith's Clove Park will host a Fall Festival on Saturday, November 2nd from 1-5 p.m. Smith's Clove Park is located at 133 Spring Street. For more information, please visit <https://smithsclovenpark.org/>.

3. Community Announcements

Subject :	3.8 American Legion Post #488 Veterans Day Dinner Dance
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Information

Public Content

American Legion Post #488 will hold their annual Veterans Day Dinner Dance on Saturday, November 9th at the American Legion located on Lakes Road in Monroe.

File Attachments

[Veterans Dinner.jpg \(249 KB\)](#)

3. Community Announcements

Subject :	3.9 Monroe Woodbury Community Coalition Teenager Trends
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion
Recommended Action :	2024-# BE IT RESOLVED that the Town Board of the Town of Monroe

Public Content

Resolution approving the use of the Town Hall Meeting Room by the Monroe-Woodbury Community Coalition on Wednesday, November 13th from 6:30 p.m. - 8 p.m. for the Teenager Trends seminar.

File Attachments

[Teenager Trends 11132024-2.png \(284 KB\)](#)

Motion & Voting

2024-#549
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Resolution approving the use of the Town Hall Meeting Room by the Monroe-Woodbury Community Coalition on Wednesday, November 13, 2024, from 6:30 p.m. - 8 p.m. for the Teenager Trends seminar. Fees waived.

Motion by Supervisor -Tony Cardone, second by Dorey Houle.
Final Resolution: Motion Carries

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

3. Community Announcements

Subject :	3.10 Town of Monroe Electronic Recycling/Shredding /Tire Recycling Day
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Information

Public Content

The next Town of MonroeElectronic Recycling/Shredding/Tire Recycling Event will take place on November 2nd from 9 a.m.-12 p.m. at the Town of Monroe Highway Garage parking lot located at 87 Mine Road, Monroe, NY.

File Attachments

[Recyling Event 2024.pdf \(858 KB\)](#)

3. Community Announcements

Subject :	3.11 Monroe Gives Annual Holiday Gift Event
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Information

Public Content

File Attachments

[Monroe Gives Nomination Form 2024.png \(764 KB\)](#)

4. Public Hearing

Subject :	4.1 Motion to Open the Continuation of the Public Hearing in Relation to the Increase and Improvement of Facilities of the Water District No. 14
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution)
Recommended Action :	2023-# 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. 14.

Public Content

The followingsigned 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 #4.1,

File Attachments

[WD 14 Nov 3, 2021 4.2 Agenda Item.pdf \(417 KB\)](#)
[WD 14 Nov 15, 2021 Agenda.pdf \(523 KB\)](#)
[WD 14 Bond Resolution Nov 19, 2021.pdf \(1,738 KB\)](#)
[WD 14 2021 Resolution.pdf \(77 KB\)](#)
[WD 14 Nov 3, 2021 4.1 Agenda Item.pdf \(491 KB\)](#)
[WD 14 Extract of Minutes Nov 15, 2021.pdf \(430 KB\)](#)
[WD 14 Nov 19, 2021 Bond Resolution.pdf \(1,108 KB\)](#)
[WD 14 Nov 19, 2021 Notice.pdf \(41 KB\)](#)
[WD 14 Nov 19, 2021 Proof of Publication - Bond Resolution.pdf \(70 KB\)](#)
[WD 14 Oct 4, 2021 Town Board Agenda.pdf \(617 KB\)](#)
[WD 14 Nov 19, 2021 Proof of Publication - ZOOM Meeting.pdf \(49 KB\)](#)
[WD 14 Nov 19, 2021 Town Board Minutes.pdf \(485 KB\)](#)
[WD 14 Order Caling For A Public Hearing.pdf \(267 KB\)](#)
[WD 14 Nov 19, 2021 Resolution & Order After Public Hearing.pdf \(709 KB\)](#)

Motion & Voting

2024-#550

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. 14.

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

Final Resolution: Motion Carries

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

4. Public Hearing

Subject :	4.2 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
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution)
Recommended Action :	2023-# BE IT RESOLVED that the Town Board of the Town of Monroe Made a 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 until _____ at 7:00 PM or soon there-after.

Public Content

Motion & Voting

2024-#551

BE IT RESOLVED that the Town Board of the Town of Monroe Made a 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 until December 2, 2024, at 7:00 PM or soon there-after.

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

Final Resolution: Motion Carries

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

4. Public Hearing

Subject :	4.3 Motion to Open the Continuation of the Public Hearing for Proposed Arrow Park Water District
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion
Recommended Action :	2024-# BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open the Continuation of the Public Hearing for Proposed Arrow Park Water District.

Public Content

The followingsigned up to speak during Public Comment regarding the Continuation of the Public Hearing for Proposed Arrow Park Water District. To hear their comments, and Board Members responses, please go on-line to Board Docs Video Clip #4.3,

File Attachments

[Arrow Park May 20, 2021 Public Hearing .pdf \(743 KB\)](#)
[Arrow Park May 20, 2021 Order Calling For Public Hearing.pdf \(100 KB\)](#)
[Arrow Park Jun 7, 2021 Motion to Open the Public Hearing.pdf \(2.189 KB\)](#)
[Arrow Park Order Calling For Public Hearing.pdf \(167 KB\)](#)

Motion & Voting

2024-#552

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open the Continuation of the Public Hearing for Proposed Arrow Park Water District.

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

Final Resolution: Motion Carries

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

4. Public Hearing

Subject :	4.4 Motion to Close the Continuation of the Public Hearing for Proposed Arrow Park Water District
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution)

Recommended Action :

2024-#

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Keep Open the Continuation of the Public Hearing for Proposed Arrow Park Water District until _____ at 7:00 PM or soon there-after.

Public Content

Motion & Voting

2024-#553

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Close the Continuation of the Public Hearing for Proposed Arrow Park Water District.

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

Final Resolution: Motion Carries

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

4. Public Hearing

Subject : 4.5 Motion to Open the Continuation of the Public Hearing RE: 2025 Town Budget / Benefit Assessment Rolls

Meeting : Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA

Type : Action (Resolution), Discussion

Recommended Action :

2024-#

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open the Continuation of the Public Hearing RE: 2025 Town Budget / Benefit Assessment Rolls.

Public Content

The following residents signed up to speak during Public Comment for the Continuation of the Public Hearing RE:2025 Town Benefit Assessment Rolls. To hear their comments, and Board Members responses, please go on-line to Board Doc's Video Clip #4.5,

File Attachments

[2025 Preliminary Budget 10-21-2024 Signed.pdf \(4,103 KB\)](#)

[2025 Stamped Preliminary Budget.pdf \(4,179 KB\)](#)

[Revised 2025 Postcard Budget.pdf \(66 KB\)](#)

[2025 Presented Tentative Town Budget.pdf \(3,887 KB\)](#)

[Public Hearing Notice 2025 Budget, Elected Officials Salaries.pdf \(92 KB\)](#)

[2025 MJFD Budget Summary \(1\).pdf \(26 KB\)](#)

[2025 MJFD Detailed Budget Report.pdf \(521 KB\)](#)

[Affidavit of Posting RE Elected Officials Salaries_Redacted.pdf \(259 KB\)](#)

Motion & Voting

2024-#554
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Open the Continuation of the Public Hearing RE: 2025 Town Budget / Benefit Assessment Rolls.

Motion by Supervisor -Tony Cardone, second by Sal Scancarello.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mary Bingham, Sal Scancarello, Dorey Houle, Maureen Richardson

4. Public Hearing

Subject :	4.6 Motion to go out to Bid for Legal Contractual Prosecutor
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion, Information
Recommended Action :	2024-# BE IT RESOLVED that the Town Board of the Town of Monroe

Public Content

Motion & Voting

2024-#555
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to go out to Bid for Legal Contractual Prosecutor.

Motion by Mary Bingham, second by Maureen Richardson.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mary Bingham, Sal Scancarello, Dorey Houle, Maureen Richardson

4. Public Hearing

Subject :	4.7 Possible Motion to Keep Open the Public Hearing RE: 2025 Town Budget / Benefit Assessment Rolls
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution)
Recommended Action :	2024-# BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Keep Open the Public Hearing RE: 2025 Town Budget / Benefit Assessment Rolls until _____ at 7:00PM or soon there-after.

Public Content

Motion & Voting

2024-#556
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Keep Open the Public Hearing RE: 2025 Town Budget / Benefit Assessment Rolls until November 7, 2024, at 7:00PM or soon there-after.

Motion by Dorey Houle, second by Sal Scancarello.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mary Bingham, Sal Scancarello, Dorey Houle, Maureen Richardson

5. Acceptance of Minutes

Subject :	5.1 Acceptance of October 7, 2024 Minutes
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution)
Recommended Action :	2024-# BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to accept the October 7, 2024 Minutes.

Public Content

File Attachments

[TB 10-7-2024 DRAFT Minutes.pdf \(347 KB\)](#)

Motion & Voting

2024-#557
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to accept the October 7, 2024, Minutes.

Motion by Supervisor -Tony Cardone, second by Sal Scancarello.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mary Bingham, Sal Scancarello, Dorey Houle, Maureen Richardson

6. Audit of Claims

Subject :	6.1 General Fund Abstract
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion
Recommended Action :	2024-# BE IT RESOLVED that the Town Board of the Town of Monroe requests approval of Abstract #24-14 General Fund containing Check #35839 - 35909 totaling \$276,181.27.

Public Content

File Attachments

[MonroeAbstracts 24-14.pdf \(664 KB\)](#)

Motion & Voting

6. Audit of Claims

Subject :	6.2 Escrow Fund Abstract
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion
Recommended Action :	2024-# BE IT RESOLVED that the Town Board of the Town of Monroe requests approval of Abstract #24-07 Escrow Fund containing Check #s 2168, 2169, 2171, 2173, 2174, 2175 totaling \$36,638.42.

Public Content

File Attachments

[ESCROW ABSTRACTS 24-07.pdf \(418 KB\)](#)

Motion & Voting

2024-#559
BE IT RESOLVED that the Town Board of the Town of Monroe requests approval of Abstract #24-07 Escrow Fund containing Check #s 2168, 2169, 2171, 2173, 2174, 2175 totaling \$36,638.42.

Motion by Supervisor -Tony Cardone, second by Maureen Richardson.

Final Resolution: Motion Carries

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

7. Budget Transfer Requests

Subject :	7.1 Budget Transfer Abstract
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion
Recommended Action :	2024-# BE IT RESOLVED that the Town Board of the Town of Monroe approves Budget Transfer Abstract #2024-18 in the amount of \$20,501.02 for 2024 Expenditure Adjustments.

Public Content

File Attachments

[24-18.pdf \(101 KB\)](#)

Motion & Voting

2024-#560

BE IT RESOLVED that the Town Board of the Town of Monroe approves Budget Transfer Abstract #2024-18 in the amount of \$20,501.02 for 2024 Expenditure Adjustments.

ABSTRACT OF BUDGET TRANSFERS

TOWN OF MONROE

DATE OF AUDIT: October 21, 2024

ABSTRACT 2024-18

2024 Expenditure Adjustments

DATE

GL NO. DESCRIPTION Account Trans In Trans Out

10/21/2024

Shared Services Contractual

A000-1620-4500-00

2,400.00

Unallocated Insurance

A000-1910-4601-00

2,400.00

Park & Cemetery Repair & Maintenance

A000-7110-4303-00

7,000.00

Mombasha Park Engineering

A000-7121-4020-00

7,000.00

Bond Counsel

A000-1420-4000-02

6,944.55

Legal Contractual

A000-1421-4010-01

6,944.55

IT Maintenance

B000-1480-4223-00

950.50

Planning Legal Gen & Admin

B000-8020-4010-00

205.97

Celebrations

B000-7550-4000-00

1,156.47

Water Vehicle Repair & Maintenance

SW00-8310-4301-00

3,000.00

Water Admin Miscellaneous

SW00-08340-4109-00

3,000.00

20,501.02

20,501.02

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

Final Resolution: Motion Carries

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

8. Audit of Claims Continued

Subject :	8.1 Continuation of 6.1 General Fund Abstract
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Information
Recommended Action :	2024-# BE IT RESOLVED that the Town Board of the Town of Monroe requests approval of Abstract #24-14 General Fund containing Check #35839 - 35909 totaling \$276,181.27.

Public Content

To hear discussion REContinuation of 6.1 General Fund Abstract, please go on-line to Board Doc's Video Clip #8.1,

Motion & Voting

2024-#561

BE IT RESOLVED that the Town Board of the Town of Monroe requests approval of Abstract #24-14 General Fund containing Check #35839 - 35909 totaling \$276,181.27.

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

Final Resolution: Motion Carries

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

9. New Business

Subject :	9.1 Katherine O'Boyle, Full-Time Laborer
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Information
Recommended Action :	2024-# BE IT RESOLVED that the Town Board of the Town of Monroe

Public Content

Resolution approving Katherine O'Boyle for the position of Full-Time Laborer, Maintenance Department at an hourly rate of \$22 effective October 22, 2024. Katherine is currently a Seasonal Laborer with the town and has been preapproved for this position change by Orange County Department of Human Resources.

Motion & Voting

2024-#562
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Resolution approving Katherine O'Boyle for the position of Full-Time Laborer, Maintenance Department at an hourly rate of \$22 effective October 22, 2024. Katherine is currently a Seasonal Laborer with the town and has been preapproved for this position change by Orange County Department of Human Resources.

Motion by Supervisor -Tony Cardone, second by Mary Bingham.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mary Bingham, Sal Scancarello, Dorey Houle, Maureen Richardson

9. New Business

Subject :	9.2 Edward Kozlowski, Retirement, Smith's Clove Park
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion
Recommended Action :	2024-# BE IT RESOLVED that the Town Board of the Town of Monroe

Public Content

Resolution accepting the retirement of Edward Kozlowski, Laborer, Smith's Clove Park, effective October 28, 2024.

File Attachments

[Edward Kozlowski Letter of Retirement.pdf \(22 KB\)](#)

Motion & Voting

2024-#563
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Resolution accepting the retirement of Edward Kozlowski, Laborer, Smith's Clove Park, effective October 28, 2024.

Motion by Supervisor -Tony Cardone, second by Sal Scancarello.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mary Bingham, Sal Scancarello, Dorey Houle, Maureen Richardson

9. New Business

Subject :	9.3 Sean Allen, Full-Time Laborer
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion

Recommended Action :

2024-#

BE IT RESOLVED that the Town Board of the Town of Monroe

Public Content

Resolution approving Sean Allen for the position of Full-Time Laborer, Smith's Clove Park at an hourly rate of \$20 effective October 28, 2024. Sean is currently a Seasonal Laborer at Smith's Clove Park and has been preapproved for this position change by Orange County Department of Human Resources.

Motion & Voting

2024-#564

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Resolution approving Sean Allen for the position of Full-Time Laborer, Smith's Clove Park at an hourly rate of \$20 effective October 28, 2024. Sean is currently a Seasonal Laborer at Smith's Clove Park and has been preapproved for this position change by Orange County Department of Human Resources.

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

Final Resolution: Motion Carries

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

9. New Business

Subject :

9.4 Resolution Accepting the 2025 Preliminary Town of Monroe Budget

Meeting :

Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA

Type :

Action (Resolution)

Recommended Action :

2024-#

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Resolution Accepting the 2025 Preliminary Town of Monroe Budget as presented today 10 /21/2024.

Public Content

Motion & Voting

2024-#565

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Resolution Accepting the 2025 Preliminary Town of Monroe Budget as presented today 10/21/2024.

Motion by Mary Bingham, second by Dorey Houle.

Final Resolution: Motion Carries

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

9. New Business

Subject :

9.5 Resignation RE Mary Elizabeth Burton, Monroe

Joint Parks and Recreation Commission

Meeting :

Oct 21, 2024 - MONROE TOWN BOARD MEETING
AGENDA

Type :

Action (Resolution), Information

Recommended Action :

2024-#

BE IT RESOLVED that the Town Board of the Town
of Monroe

Public Content

Resolution accepting the resignation of Mary Elizabeth Burton, Monroe Joint Parks and Recreation Commission, effective October 9, 2024.

File Attachments

[MJPRC-resignation-MBBurton-10-9-2024_Redacted.pdf \(22 KB\)](#)

Motion & Voting

2024-#566

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Resolution accepting the resignation of Mary Elizabeth Burton, Monroe Joint Parks and Recreation Commission, effective October 9, 2024.

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

Final Resolution: Motion Carries

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

9. New Business

Subject :

9.6 Charles Sommerlad, Monroe Joint Parks and
Recreation Commission Appointment

Meeting :

Oct 21, 2024 - MONROE TOWN BOARD MEETING
AGENDA

Type :

Action (Resolution), Discussion

Recommended Action :

2024-#

BE IT RESOLVED that the Town Board of the Town
of Monroe

Public Content

Discussion regarding appointment of Charles Sommerlad to the Monroe Joint Park Recreation Commission, Slot #4, term expiration 2026.

File Attachments

Motion & Voting

2024-#567

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to appoint Charles Sommerlad to the Monroe Joint Park Recreation Commission, Slot #4, term expiration 2026.

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

Final Resolution: Motion Carries

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

9. New Business

Subject :	9.7 Resolution RE New Mandates for FOIL Requests for Disciplinary Records
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion, Information
Recommended Action :	2024-# BE IT RESOLVED that the Town Board of the Town of Monroe

Public Content

File Attachments

[New Mandates for FOIL Req for Discip Rec -Monroe -.pdf \(70 KB\)](#)

Motion & Voting

2024-#568

BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion to Table the Matter on Resolution RE New Mandates for FOIL Requests for Disciplinary Records.

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

Final Resolution: Motion Carries

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

9. New Business

Subject :	9.8 Maintenance Agreement, Orange County Elevator
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion
Recommended Action :	2024-# BE IT RESOLVED that the Town Board of the Town of Monroe

Public Content

Discussion regarding Maintenance Agreement provided by Orange County Elevator for maintenance service for (1) elevator located at 1465 Orange Turnpike (Town Hall) and (1) elevator located at 34 Millpond Parkway (Theater).

Motion & Voting

2024-#569
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Motion authorizing the Supervisor to sign the contract with Orange County Elevator (Maintenance Agreement #703), at a cost of \$250/mo., plus maintenance fees associated with any issues that arise in the amount of \$550 during regular business hours, and \$925 during off business hours.

Maintenance Agreement provided by Orange County Elevator for maintenance service for (1) elevator located at 1465 Orange Turnpike (Town Hall) and (1) elevator located at 34 Millpond Parkway (Theater).

Motion by Dorey Houle, second by Mary Bingham.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mary Bingham, Sal Scancarello, Dorey Houle, Maureen Richardson

9. New Business

Subject :	9.9 Acceptance of New Dial-A-Ride Buses
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion
Recommended Action :	2024-# BE IT RESOLVED that the Town Board of the Town of Monroe

Public Content

Resolution accepting the additional Dial-A-Ride buses that are currently on order and being finalized by the manufacturer and authorizing the Supervisor to sign the voucher for the 10% local share.

Motion & Voting

2024-#570
BE IT RESOLVED that the Town Board of the Town of Monroe Made a Resolution accepting the additional Dial-A-Ride buses that are currently on order and being finalized by the manufacturer and authorizing the Supervisor to sign the voucher for the 10% local share.

Motion by Dorey Houle, second by Mary Bingham.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mary Bingham, Sal Scancarello, Dorey Houle, Maureen Richardson

10. Old Business

Subject : 10.1 Village of Monroe Tax Exemption Request, Items 3 and 4, Town Highway Budget

Meeting : Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA

Type : Action (Resolution), Discussion

Recommended Action : 2024-#
BE IT RESOLVED that the Town Board of the Town of Monroe

Public Content

Discuss petition submitted by the Village of Monroe Mayor and Board of Trustees on behalf of the property owners of the Village of Monroe requesting the Town Board of the Town of Monroe consider exempting Village residents from taxation related to Items 3 and 4 of the Town Highway Budget.

File Attachments

[Village of Monroe Tax Exemption Request 09112024.pdf \(714 KB\)](#)
[Res. Auth. Partial Exemption of Certain Items in Highway Law 141-4 From the Levy and Collection of Taxes in the VOM.pdf \(104 KB\)](#)

Motion & Voting

2024-#571

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

RESOLUTION AUTHORIZING PARTIAL EXEMPTION OF CERTAIN ITEMS IN HIGHWAY LAW § 141 (4) FROM THE LEVY AND COLLECTION OF TAXES IN THE VILLAGE OF MONROE

WHEREAS, the Town of Monroe (Town) received correspondence and a Petition from the Village of Monroe (Village), dated September 4, 2024 requesting that the Town exempt all property within the Village from the levy and collection of taxes levied in the Town as provided for in New York State Highway Law § 141, subdivisions 3 and 4; and

WHEREAS, within the Petition, the Village specifically petitioned for exemption from taxes levied for the cutting of brush under the provisions of Highway Law § 141(4), under the miscellaneous items provision of that subdivision; and

WHEREAS, the Town Board has considered the request of the Village and desires to grant a partial exemption only of the levy and collection of taxes levied under subdivision 4 of Highway Law § 141(4) as it relates to cutting of brush.

NOW THEREFORE BE IT RESOLVED that:

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

Section 2. Without regard to the various inaccurate factual assertions in the Villages Petition, which are not concurred with by the Town, the Town Board hereby approves an exemption from the levy and collection of taxes in the Village limited to brush cutting services as currently provided by the Town, with the understanding that the Village will be responsible for all brush cutting related services in the Village upon the cessation of the levy and collection of taxes by the Town for such purposes.

Section 3. Upon the cessation of the levy and collection of taxes from the Village residents for such purposes, the Town will cease providing any such brush cutting services to the Village and/or its residents, except upon payment for such services as shall be agreed upon by the Town and Village.

Section 4. To the extent that any court of law should determine that the Town is not authorized to grant a partial exemption under Highway Law § 277 and 141(4) as set forth herein, the Town expresses that it

would deny the Village Petition entirely and withdraw the partial exemption granted herein.
Section 5.The Town Supervisor, or his designee, is authorized to take any and all actions necessary to carry out the provisions of this Resolution.
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 Maureen Richardson.
Final Resolution: Motion Carries
Aye: Supervisor -Tony Cardone, Mary Bingham, Sal Scancarello, Dorey Houle, Maureen Richardson

11. Public Comment

Subject :	11.1 Rules for Public Comment
Meeting :	Oct 21, 2024 - 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 during the 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, 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 public comments.**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 evidence and 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 Presiding Officer 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.

11. Public Comment

Subject :	11.2 Public Comment
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Discussion, Information

Public Content

The following spoke during Public Comment. To hear their comments, and Town Board members responses, please go on-line to Board Doc'sVideo Clip #11.2,

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

Subject :	12.1 Enter into Executive Session
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Information
Recommended Action :	2024-# BE IT RESOLVED, that the Town Board of the Town of Monroe Made a Motion to enter into an Executive Session to discuss

Motion & Voting

2024-#572

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

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

Final Resolution: Motion Carries

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

13. Return to Regular Meeting

Subject :	13.1 Return to Regular Meeting
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Information
Recommended Action :	2024-# BE IT RESOLVED, that the Town Board of the Town of Monroe approves to return to regular session.

Motion & Voting

2024-#573

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, Mary Bingham, Sal Scancarello, Dorey Houle, Maureen Richardson

14. Motions From the Floor

Subject :	14.1 Resolution RE Redaction from Record
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution), Discussion, Information
Recommended Action :	2024-# BE IT RESOLVED, that the Town Board of the Town of Monroe

Public Content

Motion & Voting

2024-#574

BE IT RESOLVED, that the Town Board of the Town of Monroe Made a Motion to redact the letter that was read prior to going into Executive Session from both the video and Minutes.

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

Final Resolution: Motion Carries

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

Nay: Maureen Richardson

14. Motions From the Floor

Subject : 14.2 Resolution Authorizing Town Special Counsel and Planning Board Counsel to Represent the Town in an Article 78 Proceeding

Meeting : Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA

Type : Action (Resolution), Information

Recommended Action : 2024-#
BE IT RESOLVED, that the Town Board of the Town of Monroe

Public Content

File Attachments

[Res. Auth. Town Special Counsel and PB Counsel to Represent the Town in an Article 78 Proceeding. pdf \(113 KB\)](#)

Motion & Voting

2024-#575

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 AUTHORIZING TOWN SPECIAL COUNSEL AND PLANNING BOARD COUNSEL TO REPRESENT THE TOWN IN AN ARTICLE 78 PROCEEDING

WHEREAS, the Town Board currently utilizes the legal services of the law firm of Feerick Nugent MacCartney, PLLC (Town Special Counsel) to represent the Town of Monroe, Town Board and the Zoning Board of Appeals; and

WHEREAS, the Town Board, currently utilizes the legal services of the law firm of Naughton & Torre, LLP (Planning Board Counsel) to represent the Town of Monroe Planning Board; and

WHEREAS, the Town of Monroe, the Town Zoning Board of Appeals and the Town Planning Board (Town Respondents) have been named as Respondents in the pending proceeding commenced on October 18, 2024 entitled Summer Crest, LLC v. Town of Monroe, et al., under Orange County Supreme Court Index No. EF008794-2024 (the Proceeding); and

WHEREAS, the Town Clerk has forwarded the Verified Petition and related documents to its Insurance Carrier to obtain a defense on October 18, 2024 and requires Town legal counsel be prepared to represent the Town in this matter; and

WHEREAS, unless and until the Towns insurance carrier assigns legal counsel to defend the Town Respondents, the Town Board desires to authorize Town Special Counsel and Town Planning Board Counsel to undertake representation and a defense of the Town and its Boards in said Proceeding.

NOW, THEREFORE, it is resolved as follows:

- 1.All WHEREAS paragraphs are incorporated herein by reference as though set forth in full herein.
- 2.Special Counsel, Feerick Nugent MacCartney, PLLC, is hereby authorized to appear on behalf of the Town of Monroe and Town of Monroe Zoning Board of Appeals and shall be compensated for all services performed in this action with regard to the aforesaid proceeding entitled Summer Crest, LLC v. Town of Monroe, et al., under Index Number EF008794-2024 including any appeals if necessary, as set forth in the Town Board Resolution and Agreement appointing Special Counsel.
- 3.Planning Board Counsel Naughton & Torre, LLP is hereby authorized to appear on behalf of the Town of Monroe Planning Board and shall be compensated for all services performed in this action with regard to the aforesaid proceeding entitled Summer Crest, LLC v. Town of Monroe, et al., under Index

Number EF008794-2024 including any appeals if necessary, as set forth in the Town Board Resolution and Agreement appointing Planning Board Counsel.

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 Supervisor -Tony Cardone, second by Sal Scancarello.

Final Resolution: Motion Carries

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

15. Adjournment

Subject :	15.1 Adjournment of Meeting
Meeting :	Oct 21, 2024 - MONROE TOWN BOARD MEETING AGENDA
Type :	Action (Resolution)
Recommended Action :	2024-# BE IT RESOLVED that the Town Board of the Town of Monroe adjourns the meeting of October 21, 2024, at

Public Content

Motion & Voting

2024-#576

BE IT RESOLVED that the Town Board of the Town of Monroe adjourns the meeting of October 21, 2024, at 9:05 PM.

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

Final Resolution: Motion Carries

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