

MONROE TOWN BOARD BUDGET WORKSHOP MINUTES

— 10/22/2018

BUDGET WORKSHOP / MONROE TOWN BOARD MEETING AGENDA (Monday, October 22, 2018)

Generated by Valerie Bitzer

Members present

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

1. Call to Order

Procedural: 1.1 Pledge to the Flag

2. 2019 Budget Workshop

Discussion: 2.1 2019 Tentative Budget Discussion

To hear the Boards comments regarding the Budget Workshop, please go to Board Docs Video Clip #2.1, 0:1:09. Councilman Rick Colon came into the meeting at 6:22pm. There was no Public Comment at the Budget Workshop. 3. Public Hearing

Action (Resolution), Discussion: 3.1 Public Hearing Notice-Introductory Local Law #9 Tax Cap Override Open Public Hearing

Councilman Mike McGinn made a motion to open the Public Hearing for the Introductory Law #9 for the Tax Cap. Second by Councilman Rick Colon. Town Clerk Mary Ellen Beams asked who Second? Councilman Rick Colon replied. The Town Clerk called to question, followed by Supervisor Cardone, Call to Question. Bingham Aye, Colon Aye, Cardone Aye, Scancarello Aye, McGinn Aye. Ok. Supervisor Cardone calls on Mr. Nugent. Mr. Nugent, "Thank you Supervisor. This Public Hearing concerns a Local Law that authorizes the Town to exceed the Tax Cap pursuant to general municipal law section 3C. The meeting, Public Hearing rather was noticed by the Town Clerk. Publication of the Notice of this Public Hearing at least five days in advance, and tonight would be an opportunity for anyone for the public that wishes to speak. This adoption of this Local Law does not necessarily mean that the Town is going to exceed the Tax Cap that you could still choose not to adopt tonight. If you want it just has to be adopted before the Budget's adopted if you are actually going to exceed the Cap. If you don't exceed the Cap then it's up to you. You can leave the law adopted in place or you can choose not to move forward with it. So tonight I would recommend we open it up to the public, and or the Board Members, and then we can discuss how you want to proceed." Supervisor Cardone commented, "I think we should pass the Local Law to override the Tax Cap because I'm still awaiting a response from the state as to what our Tax Cap will be, and I think it's a complicated method that they're struggling with because it's never done in the past where we lost you know 27% I think of the Tax Levy going from 554 - 388. So I'm going to assume

they're not gonna say oh your Tax Cap still gonna be you know based on the 554 million. So I'm gonna make a motion that we you know override the Tax Cap." Council Nugent commented, We should first offer anybody that wishes to speak from the public since it's a Public Hearing." Supervisor Cardone asks, "Anyone like to speak"? Council Nugent - "This is just on the Tax Cap Local Law". Supervisor Cardone - "Nope. Ok I'll make that motion to override Local Law #9". Councilwoman Bingham - "Don't you have to close the Public Hearing"? Council Nugent - "Let me ask, does any of the Board Members wish to discuss while the Public Hearing's open? All right, if not we can move to close the Public Hearing, and then you can present the motion to adopt." Supervisor Cardone - "I'll make a motion to close the Public Hearing." Councilwoman Bingham - "I will Second." Supervisor Cardone - "Call to question"? Bingham Aye. Colon Aye, Cardone Aye, Scancarello Aye, McGinn Aye. Supervisor Cardone - "Ok, so moved". 2018-#421

BE IT RESOLVED, that the Town Board of the Town of Monroe approves to open the Public Hearing for the Introductory Local Law #9 of 2018 Tax Cap Override.

Motion by Mike McGinn, second by Acting Supervisor - Rick Colon.

Final Resolution: Motion Carries

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

Action (Resolution): 3.2 Close Public Hearing Introductory Local Law #9 Tax Cap Override
2018-#422

BE IT RESOLVED, that the Town Board of the Town of Monroe approves to close the Public hearing on the Introductory Local Law #9 Tax Cap Override.

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

Final Resolution: Motion Carries

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

Action (Resolution): 3.3 Adopt Local Law #9 of 2018 Tax Cap Override
2018-#423

BE IT RESOLVED, that the Town Board of the Town of Monroe approves the following Resolution which was duly offered by Councilman McGinn and seconded to wit by Councilman Colon

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF MONROE, NEW YORK
ADOPTING LOCAL LAW NO. 9 OF 2018 AUTHORIZING A PROPERTY TAX LEVY IN
EXCESS OF THE LIMIT ESTABLISHED IN
GENERAL MUNICIPAL LAW § 3-C

WHEREAS, the Town Board of the Town of Monroe, New York ("Town Board") duly noticed and held a public hearing on October 22, 2018, to solicit public comment from any interested party concerning a proposed Local Law authorizing a property tax levy in excess of the limit established in General Municipal Law § 3-c; and

WHEREAS, the purpose of this Local Law is to authorize the Town Board to override the limit on the amount of real property taxes that may be levied by the Town and to further allow the Town Board to adopt a budget for the fiscal year commencing January 1, 2019, which requires a real property tax levy in excess of the tax levy limit in accordance with General Municipal Law § 3-c.

NOW, THEREFORE, BE IT RESOLVED that:

Section 1. The above "WHEREAS" clauses are hereby incorporated by reference as though set forth in full herein.

Section 2. The Town Board hereby adopts the Local Law Authorizing A Property Tax Levy In Excess of The Limit Established in General Municipal Law § 3-C, as attached hereto, as Local Law No. 9 of 2018 of the Town of Monroe.

Section 3. The Town Clerk is hereby directed to enter said Local Law into the minutes of this meeting and to enter said Local Law in the Local Law Book of the Town, and to give due notice of the adoption of said Local Law to the Secretary of State.

Section 4. This Resolution shall be effective immediately.

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

Yea Nay Abstain Absent

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

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

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

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

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

The Resolution was thereupon duly adopted.

LOCAL LAW NO. 9 OF 2018

A LOCAL LAW AUTHORIZING A PROPERTY TAX LEVY IN EXCESS OF THE LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW § 3-C

BE IT ENACTED by the Town Board of the Town of Monroe, Orange County, New York
("Town Board") as follows:

Section 1. Legislative Intent.

It is the intent of this Local Law to override the limit on the amount of real property taxes that may be levied by the Town of Monroe ("Town") and to allow the Town to adopt a Budget for the fiscal year commencing January 1, 2019 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-c.

Section 2. Authority.

This Local Law is adopted pursuant to subdivision 5 of General Municipal Law § 3-c, which expressly authorizes the Town to override the property tax cap for the coming fiscal year by the adoption of a Local Law approved by a vote of sixty percent (60%) of the Town Board.

Section 3. Tax Levy Limit Override.

The Town Board is hereby authorized to adopt a Budget for the fiscal year commencing January 1, 2019 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law § 3-c.

Section 4. State Environmental Quality Review Act.

Pursuant to 6 NYCRR 617.5 (20) and (27), this Local Law is classified as a Type II action which requires no further review under the State Environmental Quality Review Act.

Section 5. Severability.

If a court of competent jurisdiction determines that any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this Local Law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 6. Effective date.

This Local Law shall take effect immediately upon filing with the Secretary of State.

Motion by Mike McGinn, second by Acting Supervisor - Rick Colon.

Final Resolution: Motion Carries

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

4. Monroe Town Board Meeting

Action (Resolution): 4.1 Opening of Regular Town Board Meeting

2018-#424

BE IT RESOLVED, that the Town Board of the Town of Monroe approves to open up the Monroe Town Board General Meeting of Monday, October 22, 2018.

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

Final Resolution: Motion Carries

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

5. Community

Presentations: 5.1 Acknowledgement of Scott Rosmarin

To hear Supervisor Cardone's Acknowledgement of Scott Rosmarin please go to Board Docs Video Clip #4.1, . 6. Audit the Claims

Action (Resolution), Information: 6.1 Audit of Claims

2018-#425

BE IT RESOLVED, that the Town Board of the Town of Monroe approves the Audit of Claims excluding PO #18-00189 on Monroe Theater page for \$1,735.89.

Abstract #18-003 General Fund containing Check #'s 23011 - 23169 totaling \$648,415.43

Abstract #18-003 Escrow containing Check #'s totaling \$0

Abstract #18-003 Theater containing Check #'s 1245 - 1249 Wire #'s 262 - 283 totaling \$100,949.83

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

Final Resolution: Motion Carries

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

7. Acceptance of Minutes

Action (Resolution), Discussion: 7.1 Acceptance of October 1, 2018 Minutes

2018-#426

BE IT RESOLVED, that the Town Board of the Town of Monroe accepts the Minutes of the October 1, 2018 Town Board Meeting.

Motion by Mary Bingham, second by Acting Supervisor - Rick Colon.

Final Resolution: Motion Carries

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

Action (Resolution): 7.2 Acceptance of October 3, 2018 Minutes

2018-#427

BE IT RESOLVED, that the Town Board of the Town of Monroe accepts the Minutes of the October 3, 2018 Town Budget Meeting.

Motion by Sal Scancarello, second by Mary Bingham.

Final Resolution: Motion Carries

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

8. New Business

Discussion: 8.1 Town of Monroe Fee Schedule

Councilwoman Bingham is working with the Town Clerk and the Building Inspector in regards to updating the Town of Monroe fee schedule. They have been reviewing other towns fees schedules and Councilwoman Bingham is hoping to have the updates ready to present to the Town Board at the 2019 Re-Org meeting. Action (Resolution), Discussion: 8.2 Request to Hire Part-Time Bus Driver for Dial-A-Bus

2018-#428

BE IT RESOLVED, that the Town Board of the Town of Monroe approves hiring Kelly Ann Coffey as a Part Time Bus Driver at a rate of \$16.85/hr. per the current contract. Proposed start date is November 1st pending satisfactory pre-employment testing.

Motion by Mary Bingham, second by Mike McGinn.

Final Resolution: Motion Carries

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

Action (Resolution), Discussion: 8.3 Funds Owed to Moodna

2018-#429

BE IT RESOLVED, that the Town Board of the Town of Monroe approves pay Moodna for the Mombasha Lake Pump Station equipment in the amount of \$4,398.50 to be funded from fund

balance SS-08.

Motion by Mike McGinn, second by Acting Supervisor - Rick Colon.

Final Resolution: Motion Carries

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

Action (Resolution), Discussion: 8.4 Pesticide Applicator Course for Highway Department Personnel

2018-#430

BE IT RESOLVED, that the Town Board of the Town of Monroe approves request of Highway Department to enroll 2 employees in a 30 hour pesticide applicator course. Upon completion of the course and the exam, both individuals will be licensed by NYS DEC to apply pesticides for weed control along Town roads when required. Funds are available in the Highway Department's budget to cover the cost of the course.

Course Date: December 3-7th, 2018 (4:30 p.m. - 9:30 p.m.)

Location: Elmsford, New York

Cost: \$1,500 for (2) employees (\$750x2)

Motion by Acting Supervisor - Rick Colon, second by Sal Scancarello.

Final Resolution: Motion Carries

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

Action (Resolution), Discussion: 8.5 General Capital Reserve Fund

2018-#431

BE IT RESOLVED, that the Town Board of the Town of Monroe approves creating a General Capital Reserve Fund for general repairs and building repairs for the Senior Center, account #H0-11.

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

Final Resolution: Motion Carries

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

Discussion: 8.6 Office 365 Business Premium Licenses

Supervisor Cardone asked that the Board members to review the material they received in regards to upgrading the Microsoft licenses for this is something that needs to be addressed. Supervisor Cardone discussed quote to upgrade Microsoft licenses utilized in the Town of Monroe from Exchange Online Plan 1 to Office 365 Business Premium licenses. The upgrade

would addresses the needs of several departments to conform to the latest version of Office to be compatible with certain software reporting systems relevant to Town business. In addition, the upgrade would also address the inconsistency that exists due to different versions of Office being utilized within the Town. 9. Possible motion to adjourn to Executive and or/ Attorney Client Session

Action (Resolution): 9.1 Enter into Attorney Client Session

2018-#432

BE IT RESOLVED, that the Town Board of the Town of Monroe approves to enter into an Executive Session for a discussion of on salaries of a particular person or persons and contract negotiations.

Motion by Acting Supervisor - Rick Colon, second by Mike McGinn.

Final Resolution: Motion Carries

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

10. Return to Regular Meeting

Action (Resolution): 10.1 Return to Regular Meeting

2018-#433

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

Motion by Acting Supervisor - Rick Colon, second by Sal Scancarello.

Final Resolution: Motion Carries

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

11. Resolution from the Floor

Action (Resolution): 11.1 Elected Official Town Board Members Salaries

2018-#434

BE IT RESOLVED, that the Town Board of the Town of Monroe approves that the Elected Town Board members receive a 0% salary increase for the 2019 Budget year.

Motion by Mary Bingham, second by Sal Scancarello.

Final Resolution: Motion Fails

Not Present at Vote: Supervisor -Tony Cardone, Acting Supervisor - Rick Colon, Mike McGinn, Mary Bingham, Sal Scancarello

Action (Resolution): 11.2 Elected Officials Town Clerk, Highway Superintendent and Justices Salaries

2018-#435

BE IT RESOLVED, that the Town Board of the Town of Monroe approves that the following Elected Officials Town Clerk, Town Highway Superintendent and the Town Justices receive a 2% salary increase for the 2019 Budget year.

Motion by Mike McGinn, second by Acting Supervisor - Rick Colon.

Final Resolution: Motion Carries

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

Action (Resolution): 11.3 Town of Monroe Budget Officers Salary

2018-#436

BE IT RESOLVED, that the Town Board of the Town of Monroe approves Supervisor Cardone as the Town of Monroe Budget officer with a salary of \$7,500.00.

Motion by Mike McGinn, second by Acting Supervisor - Rick Colon.

Final Resolution: Motion Fails

Abstain: Supervisor -Tony Cardone

Not Present at Vote: Acting Supervisor - Rick Colon, Mike McGinn, Mary Bingham, Sal Scancarello

12. Old Business

Discussion: 12.1 YMCA Request Involving O & R Property

The Board discussed the YMCA's proposal for an licensing agreement for the O&R property. Attorney Nugent will reach out to the YMCA's Attorney for further discussion on this matter and get back to the Town Board. Action (Resolution), Discussion: 12.2 Water District 10 Waiver Request

2018-#437

BE IT RESOLVED, that the Town Board of the Town of Monroe approves from the curb shut off to the house the following wavier for Saga Construction: waving the use of the cooper service line, as required by the Town Code Section 53-2-B, in favor of a plastic service line (such as an HDPE SDR 11, or an acceptable equal) subject to the following requirements:

1. The proposed pipe should specified to accept at least 150 psi of static pressure.
2. The proposed pipe shall be certified to ANSI/NSF 61.
3. A cut sheet certifying each of the above should reviewed by the Water Superintendent or Engineer for the Town.
4. The proposed pipe should be installed at least 4' below finished grade.

5. An aluminum water line identification tape should be buried at +/-2' below finished grade.

Motion by Mary Bingham, second by Mike McGinn.

Final Resolution: Motion Carries

Aye: Acting Supervisor - Rick Colon, Mike McGinn, Mary Bingham, Sal Scancarello

Abstain: Supervisor -Tony Cardone

Action (Resolution): 12.3 Vacation Days Carry-Over

2018-#438

BE IT RESOLVED, that the Town Board of the Town of Monroe approves for employee Norinne McSweeney be allowed to carry-over 5 vacations days from the year 2018 into the year of 2019.

Motion by Mary Bingham, second by Acting Supervisor - Rick Colon.

Final Resolution: Motion Carries

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

Action (Resolution): 12.4 Vacation Days Carry-Over

2018-#439

BE IT RESOLVED, that the Town Board of the Town of Monroe approves for employee Roberta McBride be allowed to carry-over 5 vacations days from the year 2018 into the year of 2019.

Motion by Mary Bingham, second by Sal Scancarello.

Final Resolution: Motion Carries

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

13. Public Comment

Information: 13.1 Rules for Public Comment

Discussion: 13.2 Public Comment

The following residents spoke during Public Comment. To hear their comments, and Town Board members responses go online to Board Doc's to the October 22, 2018 meeting Video Clip #

Lorraine Loening

Ward Brower 14. Adjournment

Action (Resolution): 14.1 Adjournment of Meeting

2018-#440

BE IT RESOLVED, that the Town Board of the Town of Monroe adjourns the meeting of October 22, 2018 at 9:43pm.

Motion by Mike McGinn, second by Mary Bingham.

Final Resolution: Motion Carries

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