

MONROE TOWN BOARD MEETING MINUTES

— 07/09/2018

MONROE TOWN BOARD MEETING AGENDA (Monday, July 9, 2018)

Generated by Mary Ellen Beams

Members present

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

1. Call to Order

Procedural: 1.1 Pledge to the Flag

2. Approval of Minutes

Action (Resolution): 2.1 Approval of May 21, 2018 Town Board Minutes

2018-#295

BE IT RESOLVED, that the Town Board of the Town of Monroe approves the minutes of the May 21, 2018 Town Board Meeting.

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

Action (Resolution): 2.2 Approval of June 18, 2018 Town Board Minutes

2018-#296

BE IT RESOLVED, that the Town Board of the Town of Monroe approves the minutes of the June 18, 2018 Town Board Meeting.

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

3. Old Business

Action (Resolution), Discussion: 3.1 Lakeside LOSAP Program

2018-#297

BE IT RESOLVED, that the Town Board of the Town of Mopnroe approves the following resolution

was duly offered by Councilman Colon and seconded to wit:by Councilwoman Bingham

RESOLUTION ABOLISHING THE MONROE LAKESIDE FIRE & RESCUE
COMPANY S.A.T. DEFINED BENEFIT SERVICE AWARD PROGRAM

WHEREAS, the Town of Monroe established the Monroe Lakeside Fire & Rescue Company S.A.T. Defined Benefit Service Award Program (the "Program"), effective January 1, 1998; and

WHEREAS, the Town Board of the Town of Monroe has determined it is in the best interest of the Town to now abolish the previously established Program established for the benefit of the members of the Monroe Lakeside Fire & Rescue Company, Inc., ("Lakeside"), and terminate the Town's sponsorship thereof.

NOW, THEREFORE, IT IS RESOLVED by the Town Board as follows:

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

Section 2. In accordance with Section 216(3)(e) of New York General Municipal, the Town Board of the Town of Monroe hereby resolves and determines that the Program for the benefit of the members of Lakeside is hereby dissolved and discontinued effective upon approval of the eligible voters of the Town of Monroe.

Section 3. The Town of Monroe terminates its sponsorship of said Program for the benefit of the members of Lakeside and shall have no further responsibility or liability for said Program except as set forth in this resolution or applicable law.

Section 4. Pursuant to terms of the Town of Monroe's Length of Service Awards Program ("LOSAP") agreement with the Hometown Firefighters Services for the benefit of the members of Lakeside, the Town of Monroe hereby terminates said LOSAP Agreement.

Section 5. The assets contained within the Program plan managed pursuant to the LOSAP Agreement shall be paid out in lump sum payments to all vested members within said plan.

Section 6. The Town Supervisor and Town Attorney are hereby authorized and directed to take the necessary steps to effectuate the dissolution of said Program and termination of the LOSAP Agreement, including directing Hometown Firefighters Services to take any necessary actions to assist in the termination of the LOSAP.

Section 7. The Town Clerk be and hereby is authorized to take all actions necessary to

lawfully submit this Resolution for the approval or disapproval of the qualified electors of the Town of Monroe at the General Election to be held in the Town of Monroe on the 6th day of November, 2018 between the hours of 6 AM and 9 PM.

Section 8. The proposition to be voted upon shall read as follows: "Shall the qualified electors of the Town of Monroe approve the resolution adopted by the Town of Monroe Town Board on the 9th day of July, 2018 to abolish the Monroe Lakeside Fire & Rescue Company S.A.T. Defined Benefit Service Award Program for members of the Lakeside Fire & Rescue Company, Inc., established January 1, 1998."

Section 9. 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.

The Town Board of the Town of Monroe approves the following resolution

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

Final Resolution: Motion Carries

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

Action (Resolution), Discussion: 3.2 Ski Delight Water Ski Park Event

2018-#298

BE IT RESOLVED, that the Town Board of the Town of Monroe approve Ski Delight Water Ski Event Promoter's request to utilize O&R property for overflow parking on the following dates and times: July, 25, 26, 27, 28, 29 (Wed-Sun) 8 a.m. - 8 p.m. Conditioned upon receipt of \$100 user fee, \$500 refundable security deposit and Certificate of Insurance. O&R property parking

area shall be cleaned up by organizers of the event. RVs or campers will not remain on our property overnight nor shall any other vehicle park overnight.

Subject to all paperwork being turned into the town on or before July 17th, 2018.

Motion by Supervisor -Tony Cardone, 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: 3.3 Chai Lifeline - Bike 4 Chai

2018-#299

BE IT RESOLVED, that the Town Board of the Town of Monroe approves the return of the \$500 refundable security deposit for Chai Lifeline Bike 4 Chai. Bike event was held on Tuesday, July 3, 2018.

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), Discussion: 3.4 HVAC Repair-Monroe Theater

2018-#300

BE IT RESOLVED, that the Town Board of the Town of Monroe approves the Supervisor signing the contract with the contractor who provides the best explanation of services for the HVAC repair on the second floor of the Monroe Theater. If there is an objection by email from a Board member of the explanation then the subject will go back on the agenda.

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: 3.5 Water District 10 Request

2018-#301

BE IT RESOLVED, that the Town Board of the Town of Monroe approves Attorney Nugent to draw up a users agreement for new users into water districts. A second user agreement to be drawn up to allow Saga Construction as new user in Water District #10.

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

2018-#302

BE IT RESOLVED, that the Town Board of the Town of Monroe approves for Town attorney Nugent to draft a letter for Supervisor Cardone to sign stating that the Town of Monroe is looking into the matter of having parcel 5-7-6 Posada property to be allowed to join proposed Water District #14.

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

Action (Resolution): 3.6 Attorney Client Session

2018-#303

BE IT RESOLVED, that the Town Board of the Town of Monroe approved to enter into an Attorney Client session to discuss the financial information of a certain corporation.

Motion by Supervisor -Tony Cardone, 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): 3.7 Return to Regular Meeting

2018-#304

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 Mike McGinn.

Final Resolution: Motion Carries

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

Action (Resolution): 3.8 Refuse and Recycle RFP

2018 #305

BE IT RESOLVED, that the Town Board of the Town of Monroe accepts the RFP from Marangi Disposal for a five year contract for Town of Monroe Refuse and Recycling.

Motion by Acting Supervisor - Rick Colon, second by Supervisor -Tony Cardone.

Final Resolution: Motion Carries

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

4. Public Comment

Information: 4.1 Rules for Public Comment

Discussion: 4.2 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 June 18, 2018 meeting Video Clip 4.2.

Dan Burke

Ward Brower 5. New Business

Action (Resolution), Discussion: 5.1 Mombasha Park Soccer Field

2018-#306

BE IT RESOLVED, that the Town Board of the Town of Monroe approves proposal by the MW United Soccer League to donate goods and services to the Town in order to improve conditions of the soccer field.

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

Action (Resolution), Discussion: 5.2 Boathouse Guest Policy

2018-#307

BE IT RESOLVED, that the Town Board of the Town of Monroe approves to charge a \$5 guest fee for each guest in addition to the rental price. Non residents will be allowed to rent boats Monday - Friday with preference being given to Monroe residents. Acceptations for non residents for boat rentals on Saturday and Sundays will be at the discretion of the Boathouse employees.

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

Action (Resolution), Discussion: 5.3 Dial-A-Bus System Safety Program Plan

2018-#308

BE IT RESOLVED, that the Town Board of the Town of Monroe approves the System Safety

Program Plan for Small Bus Systems for the Town of Monroe as mandated by the New York State Public Transportation Safety Board. Subject to review and approval by the Town Attorney Nugent.

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), Discussion: 5.4 Town Hall Summer Hours

2018-#309

BE IT RESOLVED, that the Town Board of the Town of Monroe approve Summer hours for Town Hall for the month of July and August.

July: Monday-Thursday, 8 a.m. - 5 p.m., Friday, 8 a.m. - 12 p.m.

August: Monday-Thursday, 8 a.m. - 6 p.m., Friday, Closed

Beginning the week of July 16, 2018.

Motion by Supervisor -Tony Cardone, 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: 5.5 Accident Investigation Procedure/Employee Injury/Illness Report/Town of Monroe Incident Report

2018-#310

BE IT RESOLVED, that the Town Board of the Town of Monroe accepts Accident Investigation Procedure, Employee Injury/Illness Report and Town of Monroe Incident Report Forms.

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

Action (Resolution), Discussion: 5.6 Town Code Amendment

2018-#311

BE IT RESOLVED, that the Town Board of the Town of Monroe approves to set a public hearing on August 13, 2018 at the Monroe Senior Center 101 Mine Rd, Monroe at 7:15 pm for amending Chapter 51 gross vehicle weight limit on Forest Ave & Schunnemunk St.

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

Motion Carries

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

2018-#312

BE IT RESOLVED, that the Town Board of the Town of Monroe add to the Public Hearing on August 13th 2018 at 7:15 pm amending Chapter 51 for overnight and daytime parking from November 1st through April 15th .

Motion by Supervisor -Tony Cardone, second by Acting Supervisor - Rick Colon.

Motion Carries

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

2018-#313

BE IT RESOLVED, that the Town Board of the Town of Monroe approves to transfer \$25,000.00 from the Kiryas Joel revenue line DB-000-2400 to Highway overtime line.

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

Final Resolution: Motion Carries

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

Action (Resolution), Discussion: 5.7 Window Shade at Monroe Theater

2018-#314

BE IT RESOLVED, that the Town Board of the Town of Monroe approves the purchase of roller shade system to alleviate heat in the projector room on the 2nd floor of the Monroe Theater. Qty 4 cost: \$454.00 freight:\$35.00 total cost \$489.00.

Motion by Supervisor -Tony Cardone, 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: 5.8 Controlled Substance and Alcohol Testing Policy/Training2018-#315

BE IT RESOLVED, that the Town Board of the Town of Monroe approves the development and implementation of a Controlled Substance and Alcohol Testing Policy for employees of the Town of Monroe who are covered under applicable DOT testing requirements. The policy will be developed by Public Sector HR Consultants LLC. Cost: \$750.00 plus travel.

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

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

Action (Resolution): 6.1 Enter into Executive Session

2018-#316

BE IT RESOLVED, that the Town Board of the Town of Monroe approves to enter into an Executive Session to discuss a particular person or persons and contracts.

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

7. Return to Regular Meeting

Action (Resolution): 7.1 Return to Regular Meeting

2018-#317

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 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 Abolish Position of Town Comptroller

2018 #318

BE IT RESOLVED that the Town of Monroe approves the following resolution which was duly offered by Supervisor Cardone and seconded to wit:by Councilwoman Bingham

RESOLUTION ABOLISHING THE OFFICE OF THE TOWN COMPTROLLER PURSUANT TO NEW YORK STATE TOWN LAW SECTION 20

WHEREAS, the Town Board of the Town of Monroe ("Town Board") desires to abolish the Office of Town Comptroller; and

WHEREAS, pursuant to New York State Town Law Section 20(3)(b), "[t]he town board of any town in which the office of town comptroller shall have been established may adopt a resolution abolishing such office;" and

WHEREAS, having been previously established, the Town Board hereby finds it in the best interest of the residents of the Town to abolish the Office of Town Comptroller, and to transfer

the duties, responsibilities and powers previously conferred upon the Office of Town Comptroller to the Town Board, the Town Supervisor, and the Town Clerk in accordance with any and all applicable laws.

NOW, THEREFORE, IT IS RESOLVED by the Town Board as follows:

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

Section 2. The Town Board hereby abolishes the Office of the Town Comptroller effective immediately.

Section 3. The Town Board hereby authorizes the Town Supervisor to carry out the terms of this Resolution or to designate the appropriate town officials and employees and Special Counsel to do the same in accordance with law.

Section 4. The duties, responsibilities and powers previously conferred upon the Office of Town Comptroller shall be imposed upon the Town Board, the Town Supervisor, and the Town Clerk in accordance with law effective the date of this Resolution.

Section 5. This Resolution shall take effect 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.

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): 7.3 Hire Financial Consultant

2018 #319

BE IT RESOLVED that the the Town Board of the Town of Monroe approves to hire Financial Consultant Michael Lewis at \$100.00 per hour.

Motion by Supervisor -Tony Cardone, 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): 7.4 Moodna Stipend

2018 #320

BE IT RESOLVED that the Town of Monroe Town Board for a stipend of \$1,250.00 per year to be given to Helen Knickerbocker and Roberta McBride for monthly attendance at Moodna meetings.

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

Final Resolution: Motion Carries

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

Action (Resolution): 7.5 Engage Services of MMJ Group

2018-#321

BE IT RESOLVED, that the Town Board of the Town of Monroe approves to engage the services of the MMJ Group as the consultant for the outsourcing of Town of Monroe accounting services.

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

Action (Resolution): 7.6 Sheri Torah School

2018-#322

BE IT RESOLVED, that the Town Board of the Town of Monroe approves for Town of Monroe Attorney Nugent to review Sheri Torah School.

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

8. Adjournment

Action (Resolution): 8.1 Adjournment of Meeting

2018-#323

BE IT RESOLVED, that the Town Board of the Town of Monroe adjourns the meeting of July 9, 2018.

Motion by Supervisor -Tony Cardone, second by Acting Supervisor - Rick Colon.

Final Resolution: Motion Carries

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