

MONROE TOWN BOARD MEETING MINUTES

— 09/10/2018

MONROE TOWN BOARD MEETING AGENDA (Monday, September 10, 2018)

Generated by Valerie Bitzer

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

Supervisor Cardone had asked for a Moment of Silence for Senator John McCain. To hear Supervisor Cardone go online to Board Doc's to the September 10, 2018 meeting Video Clip #1.1, 00:01:08.

Town Councilman Mike McGinn had asked for a Moment of Silence for the victims of the 911 attacks. To hear Town Councilman Mike McGinn go online to Board Doc's to the September 10, 2018 meeting Video Clip #1.1, 00:01:55. 2. Add On

Information: 2.1 Altice Upgrading and Solar Farm Completion Update

Supervisor Cardone spoke of Altice upgrading of Fiber Cables, and Solar Farm Completion. To hear Supervisor Cardone go online to Board Doc's to the September 10, 2018 meeting Video Clip #2.1, 00:02:28. 3. Community

Information: 3.1 Joint Public Hearing Scheduled for September 24th (information regarding the Joint Public Hearing can be found under item #6.8)

Information: 3.2 Village of Monroe Founder's Day

Village of Monroe Founder's Day will take place on Saturday, September 15th from 10 a.m. – 5 p.m. in the Village. The event commemorates the founding of Monroe in 1741, and includes a street fair that kicks off with a 5K race and continues with music, field events for all ages, food and fun!

Dinner & Movie, Sunday, September 16, 2018 5 p.m. - 9 p.m. between Barnstar & Planet Pizza. Movie will be where concerts are. Screen will be facing opposite direction towards the south pond. Seating will be arranged within the streets. Information: 3.3 Village of Harriman Family Fun Day

The Village of Harriman Family Fun Day will take place on Saturday, September 22nd from 1 p.m. - 4 p.m. at Mary Harriman Park. Information: 3.4 **ADD ON** 911 Memorial Services, Proposed Budget Meeting Dates, Emily Convers Recognition

Supervisor Cardone spoke of the 911 Memorial Services taking place on September 11, 2018, 7:00pm at the Memorial at Mill Pond. To hear Supervisor Cardone go online to Board Doc's to the September 10, 2018 meeting Video Clip #3.4, 00:03:51.

Supervisor Cardone spoke of the upcoming proposed Budget meeting dates. To hear Supervisor Cardone go online to Board Doc's to the September 10, 2018 meeting Video Clip #3.4, 00:04:11.

Recognition of Emily Convers - To hear recognition go online to Board Doc's to the September 10, 2018 meeting Video Clip #3.4, 00:04:30. Action (Resolution), Information: 3.5
**ADD ON* Village of Harriman Family Fun Day Donation of Popcorn

The Village of Harriman Family Fun Day will take place on Saturday, September 22nd from 1 p.m. - 4 p.m. at Mary Harriman Park. 2018-#362

BE IT RESOLVED, that the Town Board of the Town of Monroe approves giving the Village of Harriman popcorn for Family Fun Day.

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

Final Resolution: Motion Carries

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

Information: 3.6 5th Annual Monroe Pediatrics Pie in the Face Fundraiser for Pediatric Cancer to benefit The Truth 365

The 5th Annual Monroe Pediatrics Pie in the Face Fundraiser for Pediatric Cancer to benefit The Truth 365 will take place on Saturday, September 15th at 2 p.m. at Monroe Pediatrics, located at 70 Gilbert Street in Monroe.

4. Acceptance of Minutes

Action (Resolution): 4.1 Acceptance of Minutes of August 13, 2018

2018-#363

BE IT RESOLVED, that the Town Board of the Town of Monroe approves to Table the minutes of August 13, 2018 so that the Town Clerk can explain certain procedures on Board Docs to the Town Board.

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. Add On

Information: 5.1 **ADD ON** Monthly/Quarterly Report-Orange County Legislator Peter Touhy
Orange County Legislator Peter Touhy attended the Town Board meeting of September 10, 2018 to give a monthly/quarterly report. To hear his comments go online to Board Doc's to the September 10, 2018 meeting Video Clip #4.1, 20:06. 6. New Business

Information: 6.1 Town of Monroe Community Day/Food Truck Festival

Town of Monroe Community Day/Food Truck Festival to take place on Saturday, October 20th, 11am-6pm at Town of Monroe owned land on Orange and Rockland Road. Event for kids. Live music. Art Festival. Food Trucks, and vendors. Action (Resolution), Discussion: 6.2 Board of Ethics Appointment

2018-#364

BE IT RESOLVED, that the Town Board of the Town of Monroe approves the reappointment of Paul Phelan to the Board of Ethics, term expiring on 12/31/18.

Motion by Mike McGinn, 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: 6.3 2018 NYSAA Assessor's Conference

2018-#365

BE IT RESOLVED, that the Town Board of the Town of Monroe approve request for April McDonald, Town of Monroe Assessor, to attend the NYSAA Annual Assessor's Conference in Binghamton, New York from September 30th - October 3rd totaling \$1,165.00, Line Item #1A000-1355-4189-00.

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: 6.4 Advanced Accounting School

2018-#366

BE IT RESOLVED, that the Town Board of the Town of Monroe approves request of Roberta McBride, Bookkeeper, to attend an Accounting Principles and Procedures class (Advanced Accounting School) being held September 12th - 14th in Montgomery, New York. Fee for class \$170.00. Mileage Reimbursement approximately \$45-\$50. Line Item #A000-1220-4189.

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: 6.5 Association of Towns Dues for 2019

2018-#367

BE IT RESOLVED, that the Town Board of the Town of Monroe approves Town of Monroe to pay membership dues of \$1,500.00 for The Association of Towns of the State of New York for 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): 6.6 Monroe Free Library request to place Proposition on the November 6, 2018 General Election Ballot.

2018-#368

BE IT RESOLVED, that the Town Board of the Town of Monroe approves the request to place the Monroe Free Library Proposition on the November 6, 2018 General Election Ballot.

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: 6.7 Intermunicipal Agreement for the Control of Snow and Ice on Certain County Roads

2018-#369

BE IT RESOLVED, that the Town Board of the Town of Monroe The following Resolution was duly offered and seconded to wit:

RESOLUTION OF THE TOWN BOARD APPROVING THE INTERMUNICIPAL AGREEMENT OF SNOW AND ICE CONTROL ON CERTAIN COUNTY ROADS FOR THE 2018-2019 SEASON

WHEREAS, the Orange County Department of Public Works ("County") requested the Town to contract for snow and ice control on certain County roadways located within the boundaries of the Town of Monroe ("Town") starting October 1, 2018, through April 30, 2019 (the "2018-2019 winter season") at rates specified in "Schedule A" of the annexed Intermunicipal

Agreement of Snow and Ice Control on Certain County Roads for the 2018-2019 Season; and

WHEREAS, the County operates and maintains roadways in the Town; and

WHEREAS, the Town, and the County previously entered into an agreement for snow and ice control for certain County roadways located within the boundaries of the Town; and

WHEREAS, Article 6, Section 135-a of the New York State Highway Law authorizes the County to enter into contracts with the Town for control of snow and ice conditions by sanding and salting, plowing, or otherwise treating them on County roadways located within the Town; and

WHEREAS, said section of the New York State Highway Law requires approval by resolution of each of the legislative bodies of the County and Town; and

WHEREAS, the Town finds that it is in the best interest of the health, safety, and general welfare of the Town to enter into such agreement; and

WHEREAS, the Town is willing to agree to the terms and conditions set forth in the agreement for snow and ice control on certain County roadways.

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

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

Section 2. The Town Supervisor is authorized to execute the agreement and any related documents necessary to give effect to said Agreement.

Section 3. The Town Superintendent of Highways is herein authorized to perform such work in accordance with, and to receive payment as outlined in the Intermunicipal Agreement of Snow and Ice Control on Certain County Roads for the 2018-2019 Season.

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.

Motion by Mike McGinn, second by Sal Scancarello.

Final Resolution: Motion Carries

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

Information: 6.8 Lead Agency-Harriman Business Park Annexation

Lead Agency-Harriman Business Park Annexation was discussed at July 30, 2018 meeting. Joint Public Hearing set with Woodbury on September 24, 2018 at 7:15pm, Sr. Center 101 Mine Rd., Monroe, NY. Action (Resolution), Discussion: 6.9 SAM Grant

2018-#370

BE IT RESOLVED, that the Town Board of the Town of Monroe approves that the \$250,000 grant funds may be used to reimburse project costs paid from bond anticipation notes before issuance of long term debt.

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: 6.10 Town of Monroe and Town of Warwick Dial-A-Bus Shared Services

2018-#371

BE IT RESOLVED, that the Town Board of the Town of Monroe approves consulting services from the Town of Warwick to address administrative responsibilities for the Town of Monroe Dial-A-Bus operation. Contract period September 1, 2018 - December 31, 2019. Consulting services total \$22,000 for contract period.

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: 6.11 Annexation of Vacant Village Owned Land

2018-#372

BE IT RESOLVED, that the Town Board of the Town of Monroe The following Resolution was duly offered and seconded to wit:

RESOLUTION REGARDING CONSENT OF THE TOWN BOARD TO VILLAGE OF MONROE TO ANNEX A VILLAGE OWNED PARCEL OF LAND

WHEREAS, on September 4, 2018 the Town of Monroe ("Town") received a letter from Village of Monroe ("Village") Mayor, Neil Dwyer and a copy of a Village Board Resolution dated August 21, 2018 requesting the consent of the Town to the Village's proposed annexation of a parcel in the Town of Monroe identified on the Town of Monroe tax map as Section 1, Block 2, Lot 45 ("the Property") and located within the boundaries of the Town of Monroe; and

WHEREAS, said property is unimproved and vacant; and

WHEREAS, the property is adjacent to Smith's Clove Park, which park is located within the boundaries of the Village and which the Village desires to expand; and

WHEREAS, the Village Board has determined that said property shall be preserved for the purpose of providing open space within the Village and for the potential expansion of the Village's park system; and

WHEREAS, the Town Board hereby finds and determines that preservation of open space and the expansion of the Village's park system to include the property is hereby deemed a public purpose and in the public interest; and

WHEREAS, the Town Board further finds and determines that the public interest would be served by annexing the property into the territorial boundaries of the Village of Monroe for the purpose of expanding the Village park system and bringing all such property within the boundaries of the Village.

NOW, THEREFORE, BE IT RESOLVED, that:

Section 1. The above WHEREAS clauses are incorporated herein by reference as if set forth fully.

Section 2. The Town Board hereby consents to the annexation of the uninhabited property adjoining the Village on the basis of the Town Board's determination that such annexation is in the overall public interest.

Section 3. The Town Board hereby authorizes the Town Supervisor to execute any and all documents necessary to carry out the provisions of this Resolution.

Section 4. The Town Clerk is hereby directed to provide a certified copy of this Resolution to the Village Clerk of the Village of Monroe as soon as practicable.

Section 5. The Town Board hereby determines that this Resolution granting consent to the Village Board of the Village of Monroe is a Type II action for SEQRA purposes. In the event that the Village issues an order of annexation regarding the property, the Town hereby consents to the Village being lead agency with respect to any applicable environmental review.

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] [] [] []

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 Sal Scancarello.

Final Resolution: Motion Carries

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

Action (Resolution), Discussion: 6.12 Lighting Districts

To hear Jim Rogers comments, and Town Board members responses go online to Board Doc's to the September 10, 2018 meeting Video Clip #4.12, 00:46:14. 2018-#373

BE IT RESOLVED, that the Town Board of the Town of Monroe authorizes Jim Rogers to come up with a list of lights that we will be discontinuing.

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), Discussion: 6.13 Telecom Proposals

Discuss telecom proposals for Town of Monroe telephone communication system.
2018-#374

BE IT RESOLVED, that the Town Board of the Town of Monroe approves to Table the matter for Telecom proposals for Town of Monroe telephone communication system till September 24, 2018.

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), Discussion: 6.14 Web Filtering for Town Computers

2018-#375

BE IT RESOLVED, that the Town Board of the Town of Monroe approves the purchase of web filtering software from CurrentWare to better protect the Town computers. The cost of this software is a onetime fee of \$1,400 for 30 computers, in addition to an annual subscription fee of \$169.

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), Discussion: 6.15 Electronic Recycling Day Event

2018-#376

BE IT RESOLVED, that the Town Board of the Town of Monroe approves to Table the matter for the proposed date of November 3, 2018 for Town of Monroe Electronic Recycling Day event.

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

Information: 6.16 Notice of Violations-Smith Farm

Notice of Violations recently sent to the Town of Monroe by the New York State Department of Environmental Conservation in regards to the Smith Farm Construction Project on Gilbert Street. To hear the Town Supervisor's comments go online to Board Doc's to the September 10, 2018 meeting Video Clip #4.16, 01:11:50.

Action (Resolution), Discussion: 6.17 Monroe Movie Theater- Part Time Recreation Aides

2018-#377

BE IT RESOLVED, that the Town Board of the Town of Monroe Approves the hiring of the following Part Time Recreation Aides at the Monroe Theater at an hourly wage of \$10.40 (minimum wage):

Anthony Melo, Brianna Ramos, Dean Pali, Katherine Crisostomo, and Taylor Amato.

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

Action (Resolution), Discussion: 6.18 Reimbursement for Employee Attended Events

Discuss reimbursement policy for events attended by Town of Monroe employees. 2018-#378

BE IT RESOLVED, that the Town Board of the Town of Monroe approves to Table the reimbursement policy for events attended by Town of Monroe employees.

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

7. Old Business

8. Public Comment

Information: 8.1 Rules for Public Comment

Discussion: 8.2 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 September 10, 2018 meeting Video Clip #6.2, 01:17:39.

-Jim Rogers

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

Action (Resolution): 9.1 Enter into Executive Session

2018-#379

BE IT RESOLVED, that the Town Board of the Town of Monroe approves to enter into an Executive Session to discuss Legal and Personnel.

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

10. Return to Regular Meeting

Action (Resolution): 10.1 Return to Regular Meeting

2018-#380

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

11. Possible Motions From the Floor

Action (Resolution): 11.1 Authorization for payment to hire Hydrologist & Civil Engineer for All Mine Lawsuit

2018-#381

BE IT RESOLVED, that the Town Board of the Town of Monroe approves authorization for payment of \$15,000 non-refundable retainer for retention of Hydrologist & Civil Engineer for work on All Mine Lawsuit. (Firm: Lewis Berger / Civil Engineer: McGoey, Hauser & Edsall)

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): 11.2 Hire Beckman Appraisal

2018-#382

BE IT RESOLVED, that the Town Board of the Town of Monroe approves to hire Beckmann Appraisals out of Tappan, NY to do Appraisals for professional services in preparation of a before and after Appraisal costing \$25,000. To be paid \$15,000 in a non-refundable Retainer, \$5,000 payment upon delivering a Draft Appraisal, and the balance of \$5,000 to be paid upon providing a final Certified Appraisal estimating the damages from All Mine. Will be paid \$3,000/day for any part there of for court appearances by Mr. Beckmann if it gets to that. The other fee would be \$200/hour for out of court conferences, meetings, Trial preparation services, and other additional services rendered requested with respect to the assignment agreement.

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

12. Adjournment

Action (Resolution): 12.1 Adjournment of Meeting

2018-#383

BE IT RESOLVED, that the Town Board of the Town of Monroe adjourns the meeting of September 10, 2018 at 10:13pm.

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