

**Business Meeting, Town of Monroe, Town Board, January 25, 2010**

A business meeting of the Town Board of the Town of Monroe, County of Orange and the State of New York was held at the Monroe Senior Center 101 Mine Road, Monroe, New York on the 25<sup>th</sup> day of January 2010.

<b>Present: Sandy Leonard</b>	<b>Supervisor</b>
<b>James Rogers</b>	<b>Councilman</b>
<b>Harley Doles</b>	<b>Councilman</b>
<b>Gerard McQuade</b>	<b>Councilman</b>
<b>Rick Colon</b>	<b>Councilman</b>
<b>Roy Montanye</b>	<b>Highway Superintendent</b>
<b>Mark Etzel</b>	<b>Town Engineer</b>
<b>Langdon Chapman</b>	<b>Town Attorney</b>
<b>Mary Ellen F. Beams</b>	<b>Town Clerk</b>
<b>Marie Martin</b>	<b>Stenographer</b>

**Call to order: Pledge of Allegiance.**

Supervisor Leonard called the meeting to order with the Pledge of Allegiance at 7:30 pm.

**Open Public Hearing Local Law 1 Legal Services**

**On a motion by Councilman Doles, seconded by Councilman Rogers the following was Adopted Ayes 5 Doles, Rogers, Leonard, McQuade, Colon**

**Nays 0**

**Approval to open the public hearing for Local Law 1 Legal Services.**

**No public comment.**

**The Town Board has left the public hearing open.**

**Open Public Hearing Local Law 2 Legal Services**

**On a motion by Councilman Doles, seconded by Councilman Rogers the following was Adopted Ayes 5 Doles, Rogers, Leonard, McQuade, Colon**

**Nays 0**

**Approval to open the public hearing for Local Law 2 Legal Services.**

**No public comment.**

**The Town Board has left the public hearing open.**

**Continuation of Public Hearing – Local Laws I-3 & I-4**

**Copy of stenographer's transcript will be on file in the Town Clerk's office.**

**January 25, 2010**

**Close Public Hearing –Local Law I-3 & I-4**

**On a motion by Councilman Rogers, seconded by Councilman McQuade the following was Adopted Ayes 5 Rogers, McQuade, Leonard, Doles, Colon**

**Nays 0**

**Approval to close the public hearings on Local Laws I-3 & I-4. The Town Board will accept written comments for the next 10 business days.**

Councilman Colon spoke about affordable housing.

**REGULAR MEETING:**

**Approval of Minutes of December 21, 2009 Town Board Meeting**

**On a motion by Councilman Doles, seconded by Councilman Rogers the following was Adopted Ayes 3 Doles, Rogers, Leonard**

**Nays 0**

**Approval of the December 21, 2009 Town Board Meeting minutes.**

**Approval of Minutes January 4, 2010 Town Board Meeting**

Town Clerk Beams asked that this approval be set over until the next meeting.

**Upcoming Meeting Dates & General Announcements**

**2/8 /09 Town Board Meeting Senior Center 7:30 P.M.**

**SPECIAL ORDERS**

**Audit of Claims**

**On a motion by Councilman Doles, seconded by Councilman Rogers the following was Adopted Ayes 5 Doles, Rogers, Leonard, McQuade, Colon**

**Nays 0**

**to pay the following bills on Abstract No. 1. 2.**

**Abstract No. 1 Check No's 6694-6741 \$310,839.93**

**Abstract No. 2 Check No's 6742-6793 \$102,896.08**

**DEPARTMENTAL MONTHLY REPORTS**

- **TOWN ENGINEER – No Monthly report submitted**
- **AMBULANCE – No Monthly report submitted**
- **ASSESSOR- No monthly report submitted**
- **BOOKKEEPER - No Monthly report submitted.**
- **BUILDING INSPECTOR/ CODE ENFORCEMENT Monthly report submitted.**  
Councilman Doles spoke about flooding and wetland violation issue on Post Rd in which the DEC responded to.
- **CONSERVATION COMMISSION - Ward Brower spoke about the need for more members.**
- **COURTS - Monthly report submitted**
- **DIAL - A – BUS - Monthly report submitted.**

**January 25, 2010**

- **HIGHWAY SUPERINTENDENT - Monthly report submitted.**

Mr. Montanye stated that the tree recycling brought in between 300-400 trees. He spoke about the O'Neill Mine property and the fill that has come in over the past year. There is fill available and the applicant is willing to clear land and build retention ponds. He would like to know what direction the Board would like to go with this project. Attorney Chapman will speak with Al Fusco, this issue will be carried over to Attorney/Client session next Monday night.

Councilman Colon stated for any additional soil in the future it should be checked. We need to now where the fill comes from and if there is any contamination.

Supervisor Leonard stated that the majority of the fill came from the Chester Industrial Park, Lowe's site and was D.E.C. approved.

Councilman Rogers spoke about the work that needs to be done at this park.

Roy Montanye spoke about the need for more tree clearing and retention pond.

Councilman Colon asked where the property came from.

Supervisor Leonard stated that the property was donated to the Town of Monroe.

Attorney Chapman stated that he will consult with the Town Engineer Mr. Etzel.

Mr. Etzel stated that his firm is the Town Engineer for the Town and Village of Chester and he is familiar with this subject and the fill that came out of the site in Chester.

**Expend Machinery Line Item in Budget**

**On a motion by Councilman McQuade, seconded by Councilman Colon the following was**

**Adopted Ayes 5 McQuade, Colon, Leonard, Rogers, Doles**

**Nays 0**

**Approval for the Highway Superintendent to expend the machinery line item in the budget.**

- **HIGHWAY SUPERINTENDENT (WATER) - Monthly report submitted**

- **SENIOR CENTER - Monthly report submitted**

- **SMITH'S CLOVE PARK - No monthly report submitted**

**TOWN ATTORNEY** - Attorney Chapman asked the Town Board to set over until the February 8<sup>th</sup> Town Board meeting the approval for the contract with Engineer Al Fusco to finish projects he worked on for the Town of Monroe.

**Close the Public Hearing Local Law 1 of 2010**

**On a motion by Councilman Doles, seconded by Councilman McQuade the following was**

**Adopted Ayes 5 Doles, McQuade, Leonard, Rogers, Colon**

**Nays 0**

**Close Public Hearing for Local Law 1 of 2010**

**Declare Town of Monroe Lead Agency and Declare an Unlisted Action for Local Law 1 of 2010**

**On a motion by Councilman Doles, seconded by Councilman Colon the following was**

**Adopted Ayes 5 Doles, Colon, Leonard, Rogers, McQuade**

**January 25, 2010**

**Declare Town of Monroe Lead Agency and Declare an Unlisted Action for Local Law 1 of 2010**

**Declare a Negative Declaration and Adopt SEQRA Regulations for Local Law 1 Of 2010.**

**On a motion by Councilman Doles, seconded by Councilman McQuade the following was**

**Adopted Ayes 5 Doles, McQuade, Leonard, Rogers, Colon**

**Nays 0**

**Declare a Negative Declaration and Adopt SEQRA Regulations for Local Law 1 Of 2010**

**Adopt Local Law 1 of 2010**

**On a motion by Councilman McQuade, seconded by Councilman Doles the following was**

**Adopted Ayes 5 McQuade, Doles, Leonard, Rogers, Colon**

**Nays 0**

**Adopt Local Law 1 of 2010**

**Close the Public Hearing Local Law 2 of 2010**

**On a motion by Councilman Doles, seconded by Councilman McQuade the following was**

**Adopted Ayes 5 Doles, McQuade, Leonard, Rogers, Colon**

**Nays 0**

**Close Public Hearing for Local Law 2 of 2010**

**Declare Town of Monroe Lead Agency and Declare an Unlisted Action for Local Law 2 of 2010**

**On a motion by Councilman Doles, seconded by Councilman Colon the following was**

**Adopted Ayes 5 Doles, Colon, Leonard, Rogers, McQuade**

**Declare Town of Monroe Lead Agency and Declare an Unlisted Action for Local Law 2 of 2010**

**Declare a Negative Declaration and Adopt SEQRA Regulations for Local Law 2 Of 2010.**

**On a motion by Councilman Doles, seconded by Councilman McQuade the following was**

**Adopted Ayes 5 Doles, McQuade, Leonard, Rogers, Colon**

**Nays 0**

**Declare a Negative Declaration and Adopt SEQRA Regulations for Local Law 2 Of 2010**

**January 25, 2010**

**Adopt Local Law 2 of 2010**

**On a motion by Councilman McQuade, seconded by Councilman Doles the following was**

**Adopted Ayes 5 McQuade, Doles, Leonard, Rogers, Colon**

**Nays 0**

**Adopt Local Law 2 of 2010**

**Set Public Hearings for Local Law 3, 4, 5 of 2010**

**On a motion by Councilman Doles, seconded by Councilman McQuade the following was**

**Adopted Ayes 5 Doles, McQuade, Leonard, Rogers, Colon**

**Nays 0**

**Approval to set public hearings on March 15, 2010 to be held at the Monroe Senior Center 101 Mine Rd Monroe. Local Law 3 to be heard at 7:30pm Local Law 4 to be heard at 7:45pm and Local Law 5 to be heard at 8:00pm.**

**Letter of Agreement with FBG Owners LLC Lot 5**

**On a motion by Councilman Doles, seconded by Councilman McQuade the following was**

**Adopted Ayes 5 McQuade, Doles, Leonard, Rogers, Colon**

**Nays 0**

**Authorized Supervisor Leonard to sign an agreement with FBG to allow the Town to draw upon other bonds/letters of credit/securities posted by FBG for other projects in the Town.**

**TOWN CLERK - Monthly report submitted.**

- **TOWN PARK - Monthly report submitted.**

Councilman Rogers stated that a meeting needs to be scheduled for the park to go over use agreements and schedules for the fields.

Councilman Doles thought that Smith's Clove Park Commission should be invited the meeting.

Rich Goldstein from the Park Commission stated that they would be glad to send a representative to the meeting.

**MOODNA - No monthly report submitted**

- **ORANGE COUNTY LEGISLATOR - Monthly report submitted.**

**OLD BUSINESS**

**Leva Bond Reduction**

Set over until the next Town Board meeting.

**Operation Clean Sweep**

Charles Finnerty submitted a packet to the Town Board on how and what the town did to participate in the Operation Clean Sweep. This year the Chamber of Commerce is not running it and there is a meeting on February 5<sup>th</sup> and he wanted to know if the Town Board wanted to participate.

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**NEW BUSINESS**

**Hire of Deborah Carey for Reconciling the Books for Town of Monroe Judge Maria Vazquez-Doles.**

**On a motion by Councilman Doles, seconded by Councilman Martin the following was Adopted Ayes 5 Doles, Martin, Leonard, Weeks, Rogers  
Nays 0**

Approval to hire Deborah Carey part-time for reconciling the books for Town of Monroe Judge Maria Vazquez-Doles at the hourly rate of \$12.47 per hour for 5 hours per week.

**RFP for Vehicle and Traffic Prosecuting Attorney**

**On a motion by Councilman McQuade, seconded by Councilman Colon the following was Adopted Ayes 5 McQuade, Colon, Leonard, Rogers, Doles  
Nays 0**

Approval to put out a RFP for a Vehicle and Traffic Prosecuting Attorney resumes to be submitted by February 28, 2010.

**Appoint Vehicle and Traffic Prosecuting Attorney**

**On a motion by Councilman McQuade, seconded by Councilman Colon the following was Adopted Ayes 5 McQuade, Colon, Leonard, Rogers, Doles  
Nays 0**

Approval to appoint Brett Peter Lynnn as Vehicle and Traffic Prosecuting Attorney for the Town of Monroe Court an appointment to expire on March 1<sup>st</sup> 2010.

**RFP for Town Engineer**

**On a motion by Councilman Doles, seconded by Councilman Rogers the following was Adopted Ayes 5 Doles, Rogers, Leonard, McQuade, Colon  
Nays 0**

Approval to put out a RFP for a Town Engineer all resumes to be submitted by February 16, 2010.

**2010 Contracts for Approval for Supervisor to Sign.**

**On a motion by Councilman Rogers, seconded by Councilman McQuade the following was Adopted Ayes 5 Rogers, McQuade, Leonard, Doles, Colon  
Nays 0**

Approval for the Supervisor to sign the following contracts for 2010.

**Monroe Lakeside Fire & Rescue Co., Inc. \$188,000**

**Mombasha Fire Co. \$188,164**

**Harriman Engine Co. \$257,529.00**

**Monroe Volunteer Ambulance \$142,000**

**Monroe Free Library \$1,163,825**

**PRIVILEGE OF THE FLOOR- PUBLIC COMMENT**

Art Heller spoke about commercial properties and tax exemption status given to a strip mall in Kiryas Joel

**January 25, 2010**

Councilman Colon stated that the issue is actively being looked into and the town is working with the County to modernize the department.

Supervisor Leonard stated that this will be a 2 year project there are 56 properties in question and Kiryas Joel is cooperating.

Ward Brower spoke about concerns raised by a board member when a new member to a board was elevated to chairperson, he doesn't understand the concern when it was done at the Zoning Board when a new member was elevated to acting chairperson. He asked when the resolution was done to change acting supervisor to deputy.

Supervisor Leonard stated that there is no deputy supervisor and the wording will be changed in the budget to reflect acting supervisor, the resolution was done by Local Law #2 on June 21, 1999.

Ward Brower asked when the Supervisor position went from part-time to full time.

Councilman Colon spoke to the Towns people saying this is your town and you should try to come to at least 3 meetings per year.

Rick Walls informed the Board that the Boy Scouts of America's 100<sup>th</sup> birthday is February 8<sup>th</sup> and the Troop 340 is having a birthday party on that date to celebrate. It's being held at North Main St School at 7:00pm for a 100 minutes to celebrate they are collecting can goods for the food pantry , they are hoping to collect at least 100 can goods.

Fred Wilbraske praised the Highway workers and the Superintendent on a fine job done today. Strong winds brought down a tree by his house which blocked the road. The highway crew responded immediately and cleared and cleaned up the debris.

Paulette Browne spoke about traffic problems in the Larkin Drive shopping area with people running stop signs and would like to see some more patrolling done of that area. She said that she had a conversation with a new Councilman from Woodbury and that their seniors are not happy with the dial-a-bus route because their busy day is the day the route is not offered.

Supervisor Leonard stated that the contract could be amended at any time and she would speak to Supervisor Burke from Woodbury. She stated that she has had it with the garbage company they keep leaving her recycling bin in the middle of the cud l-sac.

Laura Bollenbach spoke about the section in the Town Code concerning dogs where it speaks about 4 than 5 dogs she feels this wording needs to be addressed.

**Executive Session/Attorney Client**

**On a motion by Councilman McQuade, seconded by Councilman Doles the following was Adopted Ayes 5 McQuade, Doles, Leonard, Rogers, Colon**

**Nays 0**

**Approval to enter into Executive Session to discuss Assessor's, Bookkeeping, Court and Moodna Dept personnel/ Attorney Client Session to discuss litigation and joint meetings with the village's.**

**Return to Town Board Regular Session**

**On a motion by Councilman Doles, seconded by Councilman Colon the following was Adopted Ayes 5 Doles, Colon, Leonard, Rogers, McQuade**

**Nays 0**

**Approval to Return into Town Board Regular Session.**

**January 25, 2010**

**Rescind the Motion of 11-04-02 and Abolish the Position of Expanded Duties of the Planning Board.**

**On a motion by Councilman Colon, seconded by Councilman McQuade the following was Adopted Ayes 5 Colon, McQuade, Leonard, Rogers, Doles**

**Nays 0**

**Approval to rescind the motion of 11-04-02 and abolish the position of Expanded Duties of the Planning Board Chairman.**

**Rescind the motion of 11-04-02 and abolish the position of Part-time Code Enforcement Officer.**

**On a motion by Councilman McQuade, seconded by Councilman Colon the following was Adopted Ayes 5 McQuade, Colon, Leonard, Rogers, Doles**

**Nays 0**

**Approval to rescind the motion of 11-04-02 and abolish the position of Part-time Code Enforcement Officer.**

**With no further business, on a motion by Councilman Doles, seconded by Councilman Colon the meeting was adjourned carried unanimously.**

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**Mary Ellen F. Beams, Town Clerk**