

Town Board, Town of Monroe, April 5, 2010

6:30 PM JOINT MEETING WITH THE VILLAGE OF HARRIMAN

Present from the Town of Monroe was Supervisor Leonard, Councilman Rogers, Doles, McQuade and Attorney Chapman.

Present from the Village of Monroe was Mayor Welle, Trustees Schuart, Chichester, Sacher.

George Lithco for Harriman Business park gave a brief history of the business park Bailey Farm Rd.

The Boards held a discussion on Bailey Farm Road.

A regular meeting of the Town Board of the Town of Monroe, County of Orange and the State of New York was held at the Senior Center 101 Mine Road, Monroe, N.Y. on the 5th of April.

Present: Sandy Leonard	Supervisor
James Roger	Councilman
Harley Doles	Councilman
Rick Colon	Councilman
Gerard McQuade	Councilman
Langdon Chapman	Attorney
Mary Ellen F. Beams	Town Clerk

Regular Meeting

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

Approve of Minutes for March 15, 2010

Held over until April 19, 2010

Approve of Minutes for March 27, 2010

On a motion by Councilman Doles, seconded by Councilman Rogers the following was

Adopted Ayes 5 Doles, Rogers Leonard, McQuade, Colon
Nays 0

Approval of Town Board Minutes for March 27, 2010

Approve of Minutes for March 30, 2010

On a motion by Councilman Doles, seconded by Councilman Rogers the following was

Adopted Ayes 5 Doles, Rogers, Leonard, McQuade, Colon
Nays 0

Approval of Town Board Minutes for March 30, 2010

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Approve of Minutes for April 1, 2010

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

**Adopted Ayes 5 Doles, Colon, Leonard, McQuade, Rogers
Nays 0**

Approval of Town Board Minutes for April 1, 2010

Supervisor Leonard announced that there will be a town board meeting work session on April 12, 2010 at 7:00pm in regards with the Assessor's Dept.

Operation Clean Sweep is on April 24, 2010 residents are asked to meet at the Sacred Heart Church on Still Rd at 8:00am to register.

Bridge Closing Alert for Freeland Street (County Rt. 40) Village of Monroe/ Town of Monroe, effective April 19, 2010 a portion of Freeland St will be closed to all through traffic for a period of 90 days.

Upcoming Meeting Dates & General Announcements

<u>Dates</u>	<u>Meeting</u>	<u>Place</u>	<u>Time</u>
4/12/10	Work Session Town Board Meeting	Senior Center	7:30 P.M.
4/19/10	Town Board Meeting	Senior Center	7:30 P.M.

SPECIAL ORDERS

Audit of Claims

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

**Adopted Ayes 5 Doles, Colon, Leonard, Rogers, McQuade
Nays 0**

**to pay the following bills on Abstract No.1,
Abstract No. 1 Check No's 7060-7157 \$89,159.64**

OLD BUSINESS:

Request for Water- Quick Check

On a motion by Councilman Doles, seconded by Councilman Rogers the following was

**Adopted Ayes 4 Doles, Rogers, Leonard, Colon
Nays 0
Abstain 1 McQuade**

Supervisor Leonard questioned Councilman McQuades reasoning for abstaining with Attorney Chapman and at that time Councilman McQuade changed his vote to Nay.

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Request for Water- Quick Check

On a motion by Councilman Doles, seconded by Councilman Rogers the following was

**Adopted Ayes 4 Doles, Rogers, Leonard, Colon
Nays 1 McQuade**

Whereas, the Planning Board of the Town of Monroe, has issued a Conditioned Approval Resolution of Special permit and Site Plan for the project known as Quick Chek at State Route 17M, Orchard Drive, and Reed Road; and

Whereas, as part of the approval the Planning Board has conditioned its approval on Quick Chek's making certain agreements with the town Board of the Town of Monroe in relation to water district 8, and

Whereas, the Town Board has considered this issue, now thereby it is

Resolved, that the Town Board determines that it is in the interests of the Town and Water District users, and consistent with State Law, that Quick Chek make such improvements to the water lines to serve the Quick Chek project to the satisfaction of the Town Engineer, and which are generally shown in the documents annexed hereto(a certain site plan titled "Plan B", and dated 3/23/10 labeled "Water Improvement Exhibit" for Quick Chek Corporation, Section 25, Block 1, Lots 14.1 & 15.1); and be it further

Resolved that the Quick Chek should, as a part of said arrangement between the applicant and the Town Board make such improvements and grant to the Town of Monroe in a form acceptable to the attorney for the Town, easement on property acquired, or to be acquired by Quick Chek to maintain, repair, and replace all lines and pipes on said property in relation to water improvements made or to be made by or at the initiation of Quick Chek.

Supervisor Leonard added to the agenda engineer position and prosecuting attorney position.

O&R Substation Bond

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 O&R Substation Bonds to be released. Performance Bond # 104137059 of #30,000.00 and a cash bond of \$38,605.79.

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Dial-A-Bus Service for 2010 Memorial Day Parade

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

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

Nays 0

Approval for use of two Dial-A-Bus to provide shuttle service between Smith's Clove Park Sunday May 30, 2010

Application for Use of Berry Road Park

On a motion by Councilman Rogers, seconded by Councilman McQuade the following was

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

Nays 0

Approval for Cub Scout Pack 240 to use Berry Rd Park for a campout on April 23-24, 2010 subject to insurance certificate filed with the Town Clerk.

The board held a discussion on hiring an engineer for the Town Board and Planning Board.

Councilman Doles made a motion to hire McGoey, Hauser and Edsall Consulting Engineers, P.C., seconded by Councilman McQuade

Councilman Rogers asked when this decision was made because there was no discussion amongst the Board on the final four applicants. He asked for this matter to be set over.

Councilman Doles withdrew his motion.

Prosecuting Attorney for Town of Monroe Court

Councilman Doles stated that the Board held interviews with 3 applicants and has chosen Sara Ramos.

Supervisor Leonard stated that the position will pay \$100.00 per hour with no travel expenses and is limited to 3 hours.

Councilman Rogers stated that he felt the two other applicants had experience and Ms. Ramos has no experience she works in the real estate.

Councilman Doles stated that she has some experience in Orange County and she is a veteran.

Councilman Colon stated that she came to the interview well prepared.

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Prosecuting Attorney for Town of Monroe Court

On a motion by Councilman Doles, seconded by Councilman Rogers the following was

Adopted Ayes 4 Doles, McQuade, Leonard, Colon

Nays 1 Rogers

Approval to hire Sara Ramos as the Town of Monroe prosecuting attorney at \$100.00 per hour not to exceed 3 hours with no reimbursement for travel.

Carp Issue

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 forward the resolution below requesting the use of carp in Round Lake to Senator Larkin and Assemblywoman Rabbitt

WHEREAS, certain weeds, bacteria, and substances (i.e. – snail larvae) are found in Round Lake ; and

WHEREAS, the Town of Monroe annually spends tens of thousands of dollars to eliminate certain weeds, bacteria, and substances; and

WHEREAS, the usage of carp fish has been requested by the Town of the NYS DEC in an effort to naturally eliminate the unwanted weeds, bacteria, and substances; and

WHEREAS, the State DEC has refused to permit the usage of carp in Round Lake ; and

WHEREAS, it is the position of the Town of Monroe that the DEC's unwillingness to authorize the use of carp is creating an undue economic burden on the taxpayers of Monroe when the lower cost alternative of carp should be authorized; now therefore be it

RESOLVED, that the Town of Monroe hereby requests the introduction of legislation to authorize the Town to place a reasonable number carp in Round Lake (a/k/a Round Island Lake) under circumstances reasonably designed to eliminate or reduce weeds, bacteria, and other unwanted substances in Round Lake, for the purpose of eliminating weeds and bacteria and other substances in Round Lake; and be it further

RESOLVED, that the Town requests such authority to be granted under limited circumstances subject to adoption of a plan by the Town Board, adopted in

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consultation with a town designated biologist and in full compliance with SEQRA; and be it further

RESOLVED, that a copy of this resolution be transmitted to the Town of Monroe's representatives in the New York State Legislature.

Sorrentino Open Area Development

Whereas, John Sorrentino, through his attorney James Sweeney, has requested the Town consider the establishment of an Open Development Area for a parcel of land in the Town of Monroe; and

Whereas, that parcel of land, commonly known as the island on Round Lake is recognized by the community as, among other things, scenic; and

Whereas, the process in State Law to create an Open Development Area requires the advice and consideration of the Planning Board, which the matter has previously been referred to; and

Whereas, the Town Board if any approval is ultimately granted will be a body which grants one of the required approvals; and

Whereas, the New York State Department of Environmental Conservation will, according to the applicant, also be required to issue one or more approvals; and

Whereas, the Town Board determines it prefers to coordinate the SEQRA review process relating to this matter; and

Whereas, as part of the SEQRA coordination process, the Town is obliged to, under SEQRA, notify other involved agencies of such intent; and

Whereas, the Town Board has determined the action requested by the applicant is an unlisted action under SEQRA; now therefore be it

RESOLVED, that the Town Board of the Town of Monroe hereby declares its intent to be Lead Agency for the purposes of the SEQRA review; and be it further

RESOLVED, that the Town Clerk of the Town of Monroe is hereby directed and authorized to submit a copy of the application made by John Sorrentino to the NYS Department of Environmental Conservation, along with a copy of this resolution which expresses the Town Board of the Town of Monroe's intent to serve as lead agency; and be it further

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RESOLVED, that the NYS Department of Environmental Conservation (DEC) is hereby informed that if the DEC fails to respond within 30 days of the date of the communication sent from the Town Clerk that such failure to respond will be interpreted as having no interest in the choice of lead agency and having no comments on the action at this time/

**ON MOTION OF COUNCILMEMBER DOLES
SECONDED BY COUNCILMEMBER COLON**

**IN FAVOR 5 AYES
OPPOSED 0 NAYS
MOTION IS ADOPTED**

The above text is a true and accurate copy of the resolution adopted by the Town of Monroe Town Board on April 5, 2010.

Supervisor Leonard announced that Roy Montanye as of March 31, 2010 after 22 years as Highway Superintendent and a total of 31.5 years of service to the Town of Monroe has retired and will greatly be missed.

PRIVILEGE OF THE FLOOR- PUBLIC COMMENT-

The following residents spoke their concerns on various issues to the Town Board. John McCarey, Peter Martin, Rich Goldstein, Ed Dolis, Ward Brower, Jim Gulick, Paulette Browne, George Lithco.

Executive Session/Attorney Client

On a motion by Councilman Colon, seconded by Councilman Rogers the following was

**Adopted Ayes 5 Colon, Rogers, Leonard, Doles, McQuade
Nays 0**

To adjourn into Executive Session for discussion personnel issues Assessor's Dept. Engineer, Vacation Policy, Union Contract.

Return to Town Board Regular Session

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 Return into Town Board Regular Session.

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

Mary Ellen F. Beams, Town Clerk