

Special Meeting, Town of Monroe, Town Board, September 8, 2011

A special 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 Rd, Monroe, New York on the 8th day of September 2011.

Present: Sandy Leonard	Supervisor
James Rogers	Councilman
Harley Doles	Councilman
Gerard McQuade	Councilman
Rick Colon	Councilman
Langdon Chapman	Attorney
James Gulick	Highway Superintendent

REGULAR MEETING

Call to order: Pledge of Allegiance.

Hurricane Damage

The Town Board discussed the hurricane damage. Round Lake area in the Town had a lot of damage as did Freedman Homes in the Village of Monroe.

Supervisor Leonard stated that she has on channel 22 if any residents have any problems as a result of the storm they can contact her office.

Councilman Colon would like the areas and roads that were damaged to be marked on a map for addressing and problems or future referenced.

Town Clerk Beams stated that internally there needs to be better communication during emergencies. There was a lot of information that should have been passed on to the Towns different departments.

Supervisor Leonard agreed that we need to set some polices for future emergencies.

Pursue Litigation Regarding Escrow Arrears

The Board held a discussion on pursuing litigation on escrow money arrears.

The Board discussed putting together a committee to bring in the person, persons or company responsible for the escrow accounts that are in arrears.

Committee for Escrow Arrears.

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

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

Nays 0

Approval for Supervisor Leonard and Councilman McQuade to be on the Committee for Escrow Arrears, Councilman Colon will be the alternate. The committee members will meet with the person, persons or company responsible for the escrow accounts that are in arrears and try to arrange settlements for accounts.

Commence litigation against applicants who appeared before the planning board and whose escrow accounts are in arrears under the following conditions:

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

Adopted Ayes 5 McQuade, Colon Leonard, Rogers, Doles

Nays 0

9-8-2011

Resolved, that the town attorney is authorized and directed to commence litigation against applicants who appeared before the planning board and whose escrow accounts are in arrears under the following conditions:

1. The planning board secretary is directed to produce a list of the highest ten owing applicants and provide such list to the town supervisor and attorney for the town,
2. The planning board secretary shall further state whether or not the professionals submitting the escrow bills for such applicants have been paid by the town,
3. The town attorney is thereafter authorized to commence litigation against such ten individuals or entities for unpaid escrow fees in any court of competent jurisdiction and is authorized to cause the complaint to be professionally served if the court/courts the actions are brought in does not provide for service. The town attorney is authorized to subpoena or cause the attendance of such witnesses as he shall deem necessary or appropriate for such actions, and
4. The rate of legal fees shall be \$150 per hour plus expenses incurred by the attorney for the Town.
5. The town attorney is directed to notify the town board if he feels there are legal impediments after investigation of each such claim prior to commencing an action against any potential party.
6. It is further the expressed intent of the Town Board to thereafter commence litigation against other applicants who are in arrears and who also owe the Town of Monroe for such planning expenses.

RFP for Garbage Services

Supervisor Leonard asked the Town Board members to review the RFP for garbage services that is in their packets. Supervisor Leonard is going to set up a meeting with Jim Taylor and his attorney to meet with her and Town Attorney Chapman to discuss concerns that the Town Attorney Chapman has with the proposal.

Executive Session/Attorney Client Session

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

Adopted Ayes 4 Rogers, Doles, Leonard, McQuade

Nays 0

Approval to enter into an Executive Session/Attorney/Client Session for a discussion on Ethics Board applicants and ZBA matters.

Mary Ellen F. Beams, Town Clerk

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.

9-8-2011

Appointment to Ethic's Board

**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 appoint Leon Plotnitsky to the Ethics Board term to expire 12/31/2014

Appointment to Ethic's Board

**On a motion by Councilman Rogers, seconded by Councilman Doles the following was
Adopted Ayes 4 Rogers, Doles, Leonard, Colon
Nays 1 McQuade**

Approval to appoint John Vest to the Ethics Board term to expire 12/31/2014

Appointment to Ethic's Board

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

Approval to appoint Andre Varin to the Ethics Board term to expire 12/31/2015

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

Sandy Leonard, Town of Monroe, Supervisor