

Approval of Minutes

On a motion by Councilman Rogers, seconded by Councilman Colon the following was
Adopted Ayes 4 McQuade, Rogers, Leonard, Doles
Nays 0
Abstain 1 Colon

Approval of the May 23, 2011 Town Board meeting minutes.

Approval of Minutes

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

Approval of the July 11, 2011 Town Board meeting minutes.

Approval of Minutes

On a motion by Councilman Rogers, seconded by Councilman Colon the following was
Adopted Ayes 4 Doles, Colon, Leonard, McQuade
Nays 0
Abstain 1 Rogers

Approval of the July 15, 2011 Town Board meeting minutes.

Approval of Minutes

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

Approval of the July 25, 2011 Town Board meeting minutes.

Approval of Minutes

August 8th minutes set over until next Board meeting.

Approval of Minutes

On a motion by Councilman Rogers, seconded by Councilman Colon the following was
Adopted Ayes 4 Rogers, Colon, Leonard, Doles, McQuade
Nays 0
Abstain 1 McQuade

Approval of the August 22, 2011 Town Board meeting minutes.

Approval of Minutes

On a motion by Councilman Rogers, seconded by Councilman Colon the following was
Adopted Ayes 3 Rogers, Colon, Leonard
Nays 0
Abstain 2 Doles, McQuade

Approval of the August 31, 2011 Town Board meeting minutes.

Approval of Minutes

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

Approval of the September 8, 2011 Town Board meeting minutes.

Upcoming Meeting Dates & General Announcements.

09/21/11	Conservation Commission	Senior Center	8:00 P.M.
09/22/11	Fire District Budget Hearing	Senior Center	7:00 P.M.
09/22/11	Town Budget Meeting	Senior Center	7:00 P.M.
09/26/11	Town Budget Meeting	Senior Center	7:00 P.M.
10/3/11	Town Board Meeting	Senior Center	7:30 P.M.
10/17/11	Town Board Meeting	Senior Center	7:30 P.M.

Supervisor Leonard thanked all the responders that helped through out the storm Irene.

If anyone has any hurricane related issues please call the Supervisor's office with your contact information name, address, phone#, e-mail.

Supervisor Leonard stated as a town we faired far better than other communities in the county. The federal government has still not funded FEMA.

Supervisor Leonard spoke about the 2% tax cap and what the town could come up against.

Councilman McQuade stated that at the Associations of Town meeting he attended in February he voted against the tax cap.

Supervisor Leonard informed the public that she has the appointment of the budget officer and can assign the salary, this year she is appointing Peter Martin to that position for she will be busy with all the paper work for FEMA relating to hurricane Irene.

Channel 22 will have posted information for household grant recovery program for storm recovery for appliances it is on a first come first serve basis you can go to the NYSA Appliance Rebate .com website or call 1-877-NYSMART.

SPECIAL ORDERS.

Audit of Claims

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

Abstract No. 1 Check No's 9767-9856 \$440,084.93

DEPARTMENTAL MONTHLY REPORTS

TOWN ENGINEER- Erik Donegal met with the highway superintendent and took a look at the drainage issue concerning High view Rd. He reported that the swale between lot 2&3 has been repaired and repair work done to Laura Rd. Supervisor Leonard asked to go back to Planning Board to see what should have been done. Mr. Donegal stated that he has reviewed the Kogan sub-division plans. Councilman Rogers asked if the proposed area of swale was done. Mr. Donegal stated that it was done but has not been maintained. Councilman Rogers said then the Kogan sub-division work was done then and Mr. Donegal said yes the washouts came from easements. Supervisor Leonard stated that School Rd and High view Rd had big washouts.

AMBULANCE-no report submitted.

ASSESSOR- no report submitted

BOOKKEEPER- BUILDING INSPECTOR-monthly report submitted.

CONSERVATION COMMISSION- no monthly report submitted. Ward Brower asked if there would be a public hearing on the enviro brine.

COURTS-monthly report submitted.

DIAL - A – BUS-monthly report submitted.

DOG SHELTER –monthly report submitted.

Discussion was held on the hiring of a part-time person for the dog shelter. Councilman Rogers asked why and Dan Burke told him as back up crew and safety net.

Councilman Rogers said he feels this is designed to have someone in place for January. Dan Burke stated this is not a plan for the future it's not a deputy dog person. Councilman Colon stated it is wise to have someone pre-trained in case someone becomes an elected official you will have someone who is trained.

Hire Part-Time Dog Shelter Person

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

Nays 1 Rogers

Approval to hire Michael Kleinman as a part-time person for the dog shelter salary subject to discussion.

HIGHWAY SUPERINTENDENT- monthly report submitted.

The Board held a discussion on bids submitted for work to be done in water district #8. The bids are based on the town highway dept. supplying the material and the vendor providing equipment and labor. Councilman McQuade had some concern that one companies bid is half the price of the other and is the job going to be done. Councilman Rogers stated that the person is a local contractor and has been here for years and done work locally for years.

Award Bid for Work to be done in Water District #8

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

Nays 0

Award bid to CB Trucking for work to be done in water district #8 for equipment and labor at prevailing wage in the amount of \$13,600.00.

Highway Superintendent Gulick spoke about the enviro brine product which is a pretreatment before a storm it is a mix of liquids with a corrosion inhibitor we will use 50% less salt. Supervisor Leonard stated we are under constraints and need to see bids come back.

Councilman McQuade asked that in the request for bidding that a MSDS sheet is available.

Highway Superintendent Gulick stated that we were spared by the tropical storm compared to the rest of the county. He said we had extensive damage to the sides of roads.

Councilman Colon asked if the enviro brine solution for the roads will it have a rust inhibitor this solution on cars may it rust the paint.

Highway Superintendent Gulick said he hadn't heard of any he said he is looking to stretch the life of the trucks.

Councilman Doles stated that you can go to the Westchester County website and read an article about the use of the solution.

HIGHWAY SUPERINTENDENT (WATER)-no monthly report submitted.

PLANNING BOARD-monthly report submitted.

Request to Attend Training

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

Nays 0

Approval for Mary Bingham to attend training classes given by the Orange County Planning Federation on September 19th & 27th October 5th & 12th for a total cost of \$45.00.

Request to Attend Training

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

Nays 0

Approval for 2 members of the Planning Board to attend training classes given by the Orange County Planning Federation on October 21, 2011 for a total cost of \$55.00 per person.

SENIOR CENTER-monthly report submitted. Supervisor Leonard informed the Board that during the budget process we need to look at the grass cutting and water issue in the parking lot. There was a petition submitted by 60 seniors regarding these issues. The highway dept. did cut the grass today and the water issue Councilman Colon spoke with the Highway Superintendent about the water issue and he talked to the Board about a new pipe. He stated he doesn't believe he has the equipment to fix it.

Councilman Rogers stated that Mary Bingham brought forth this issue back in March.

Councilman McQuade said for years the trucks would come up and salt continuously when it was icy.

Highway Superintendent Gulick said he'd have the Town Engineer look at it.

Supervisor Leonard stated that we will hold this issue over until Thursday.

SMITH'S CLOVE PARK-no monthly report submitted.

TOWN PARK-monthly report submitted. Councilman Rogers stated there is a tremendous amount of grass and weeds it use to be mowed and the Faber property nothing is getting done.

Councilman Colon we just had a hurricane and it's been the wettest month in history.

Councilman Rogers said I'm talking about 2 weeks ago something's got to get done or close the park.

Councilman McQuade said we've been down a man due to surgery and two men retired we are a little strapped right now but looking into possibility of hiring someone.

TOWN ATTORNEY- verbal report given.

Spoke about the proposed local law to override the tax levy limit established in general municipal law 3-c. It would be in place but you don't have to use it it would be there if you need it.

Councilman McQuade stated gives us the ability to use it if needed.

Councilman Doles asked we will find out the cost associated with the storm for overtime for FEMA.

Public Hearing Proposed Local Law #6

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

Nays 0

Approval to set a public hearing for proposed local law #6 tax cap override to be held on October 3, 2011 at 7:30 pm at 101 Mine Rd, Monroe.

Supervisor Leonard spoke about the Cell Tower status which is unchanged were at a stale mate and that's where we are leaving it.

O&R certiorari case is a multi year case.

O&R Certiorari Case

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

Nays 1 McQuade

Approval for the Town Supervisor Leonard to sign the stipulation settlement with Orange & Rockland Utilities for the years 2005-2011.

O&R Orange & Rockland gas line installation easement on Jean Drive Extension.

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

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

Nays 0

Motion to approve the Supervisor to sign the Orange & Rockland gas line installation easement on Jean Drive Extension, subject to the Town Engineers approval of the planting restoration plan and that the Levas will bear the expense. Additionally, the easement is subject to an as built plan being supplied to the Town by Orange & Rockland.

Supervisor Leonard stated she will inform all adjoining neighbors of the resolution.

Councilman Rogers stated he looked at the map submitted to the Town for the Park and it shows Larkin Dr. 15 years ago cannot distinguish the road it shows the turnaround from way back.

Supervisor Leonard stated that Vintage Vista has not reached an agreement with the sidewalks.

Councilman McQuade announce to the public that the Town Park has had graffiti damage and if the person or persons are caught they will be prosecuted and restitution will be paid.

TOWN CLERK- monthly report submitted.

TOWN PARK-monthly report submitted.

MOODNA-no monthly report submitted.

ORANGE COUNTY LEGISLATOR – monthly report submitted. Myrna Kemnitz stated that the County suffered terribly from Hurricane Irene. Councilman Rogers asked if the County thought about using Camp LaGuardia for a temporary site. Myrna Kemnitz stated she is not allowed to answer that.

NEW BUSINESS

Library Operations Budget Proposition for Placement on General Election Ballot

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

0 Nays

for the following proposition to be put on the General Election Ballot on November 8, 2011.

SHALL THE ANNUAL CONTRIBUTION OF TOWN OF MONROE FOR THE OPERATING BUDGET OF MONROE FREE LIBRARY BE INCREASED BY FIFTY TWO THOUSAND THREE HUNDRED AND SEVEN (52,307) DOLLARS TO THE SUM OF ONE MILLION TWO HUNDRED AND SIXTEEN THOUSAND ONE HUNDRED AND THIRTY TWO (1,216,132) DOLLARS ANNUALLY.

Orchard Hill Water District

Set-over

Board of Ethic's Appointment

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

Discussed and Councilman Rogers stated he would like the Board to go back to five people and could we set this matter over.

The motion died due to a lack of a vote.

Tree Code

**On a motion by Councilman Rogers, seconded by
Motion died for lack of second.**

Councilman McQuade the draft law is a new one but due to other events it will be ready soon.

Councilman Doles spoke about the Makan homeowners that came in on August 22 and complained about inspection issues. Councilman Doles and Councilman McQuade spent a couple of hours last week with two homeowners at the dispute resolution center.

Councilman McQuade stated that there was a three hour discussion he feels the mediator did a good job and he is hopeful it will workout.

Councilman Rogers stated that there is accusation that the building inspection wasn't done right and something was overlooked.

Supervisor Leonard stated the only thing we can do is take the complaint bring in who ever did the inspection and go over it.

Councilman Rogers asked who requested the drafted local law for the one year bond.

Supervisor Leonard stated that they have not come forward they have moved on.

Councilman McQuade stated that he did think it was a good local law.

Councilman Rogers stated that if it was so good why it had an expiration.

Councilman McQuade stated we entertain everyone's ideas.

PRIVILEGE OF THE FLOOR- PUBLIC COMMENT

Ed Dolis spoke about the cell tower issue. He asked how much Peter martin is being paid for being the budget officer and was anyone interviewed for that position. He asked why the town board meeting was not shown the entire week. The meeting that was held at 4:00 pm on September 8th where was that posted. He stated that he applauds the residents of of Briarcliff and Orchard Hill for bringing their issues forth. Mr. Dolis spoke about the Kinderpark that is being built by Kiryas Joel.

Ed Fennessy stated he is here representing six homeowners from School Rd and Highview Rd concerning water damage. This is the third time there has been a blow out of the basin and three times we have been effected. He has a video of where the water originates from and this issue has

been on going since 1998. The Town has tried to remediate this issue, but it has been backing up and sewer is coming out. The Board told him he needs to contact Moodna for the sewer problem. Anthony Amoroso spoke to the Board about his concerns of drainage grade and length of his road Walton Terrace. Three weeks ago the road collapsed and he had someone come out and inspect it after speaking with the Town Engineer and Highway Superintendent. He asked who is going to take responsibility for this the road was not inspected properly. He spoke about the hiring of a former town board member as the budget officer. It has been two years and he wants to know where his help is. He spoke about the children's bus stop. We were wronged here and should not be stuck for paying to take over this road. He asked the Board to help him like your helping everyone else.

Gina Connington stated that she is disappointed with the Town many people offered help without getting anything done She spoke her concerns for issues from the past and wants the town to fix them, and her concerns for the allowance of more building on the road. There will be 17 homes now and the maintenance of the road.

Dennis McWatters spoke about the town board stating in August that there would be only one meeting in September and there were two. The one meeting had only two members from the public in which he arrived an hour late to due to the time of the meeting. There were only two issues on the agenda for that meeting enviro brine and escrow funds and then the meeting was adjourned to go into executive/attorney client session for matters concerning ZBA. Mr.

McWatters reads from the open meetings law. Supervisor Leonard stated that the minutes were approved and read why we went into executive session.

Councilman Colon asked what board you sit on a Mr. McWatters. Mr. McWatters stated ZBA. Councilman Colon asked how he voted on the ZBA application of Walton Terrace. Mr. McWatters stated he voted for the application.

Andy Lawrence spoke his concerns about a past application for a 280-a and the Article 78 that was filed. The public hearing on this application was closed in January a foil request was submitted for the updated Town engineer plans and they were not on file. He feels there is an issue on when the clock starts for the filing of a Article 78. Mr. Lawrence stated that he has sent letters to the Town Board on his concern that the water level on Walton Lake has risen and he has lost water front property due to this.

Paulette Browne stated that she has informed the past board and this board that she does not have cable and for her and residents that don't have cable could they put the assessor's presentation on the town website when it's done. She questioned the building inspector's doings and where was he concerning these homeowners and their problems, there should be a private consultant to come in and inspect all the homes.

Matt Lake stated that the last meeting he was at was a disaster all he see's is conflict your not a team working together. Makan's project manager said he was willing to work with us and now he's not answering us and tells us not to call him anymore. My family has been through enough. Where was the Town when my house was built all the sub flooring in my house had to be ripped out? Mr. Lake told the Board these are my demands 1. A meeting with the building inspector and engineer. 2. An outside contractor come in and fixes all problems.

Councilman McQuade asked him to give the dispute resolution a try.

Mr. Lake spoke about a water bill for water used prior to us moving in and we have been going back and forth with that.

Christina Sierra stated that the dispute resolution is a good idea but things are not progressing. She spoke about the mold and porous foundation. She stated she wants 21 year guarantee the house is almost a half a million dollars. I want the Town to step in I would like to see the report the Town Engineer did.

Matt Lake our houses were built the same time.

Councilman Colon asked to take a vote to stop the issuing c/o or building permits to Mr. Makan now.

Evaluation of Rights on not Issuing Certificates of Occupancy or Building Permits.

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

Approval for Attorney Chapman to give an evaluation of rights on not issuing certificates of occupancy or building permits.

Geraldine Whittington stated she is a trustee for the library there is an increase in the budget with money going toward the capital improvement building fund but there were sacrifices in health benefits. She spoke about the Walton Terrace Rd project that was before the ZBA her concerns for the bus stop at the bottom of the road. and feels it is a expanded benefit to the developer Ward Brower asked when a resolution was passed by the Board on speaking assume to speak first sit up front. He spoke about Peter Martin becoming the budget officer. He asked the boards assessment of Kiryas Joels Planning Dept. he spoke about Kiryas Joel not coming before the Town Planning Board for there park they are building.

Adjourn to Executive Session

**On motion by Councilman McQuade, seconded by Councilman Doles the following was Approved Ayes 4 Leonard, Doles, McQuade, Colon
Nays 0**

To go into an Executive Session to discuss 5 items and 4 items under Attorney/Client session.

Mary Ellen F. Beams, Town Clerk, Town of Monroe

Return to Regular Open Public Session

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

To return to regular open public session

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

Sandy Leonard, Supervisor, Town of Monroe