

THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MONTEBELLO WAS HELD ON WEDNESDAY, OCTOBER 16, 2024, AT THE DR. JEFFREY OPPENHEIM COMMUNITY CENTER, 350 HAVERSTRAW ROAD, MONTEBELLO, NEW YORK. THE MEETING WAS CALLED TO ORDER AT 4:30 P.M. FOLLOWED BY THE PLEDGE OF ALLEGIANCE.

Present:	Lance N. Millman	Mayor
	Stacy Caridi	Deputy Mayor
	Melanie Golden	Trustee
	Bruce Egenhauser	Trustee
	Michael Humphrey	Trustee
	Warren E. Berbit	Village Attorney

Recording Secretary: Joan Will	Village Clerk-Treasurer
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Preceding the regular meeting of the Board of Trustees, there was a Budget workshop that was held at 3:00 P.M. The Regular meeting of the Board of Trustees began at 4:30 P.M.

Mayor’s Report:

Mayor Millman cautions everyone about the driving carefully and within the speed limit as there are many children running around with the Halloween season upon us.

Building Department Report:

The following is the Building Department Report for the month of September 2024:

- (12) building permits were filed. A total of \$4,474.00 in permit fees were collected.
- (7) Certificates of Occupancy were issued.
- (3) locations were inspected; \$11,975.00 in Fire Inspection fees were collected during the month.
- (12) code violations were issued. (6) violations were cleared up.

Historic Preservation and Parks Commission (HPPC) Report

No Report

Public Comment:

No one else from the public wishing to speak, Mayor Millman closed this portion of the meeting.

Resolution No. 24 – 112

Village of Montebello

Title: Approval of Minutes for September 18, 2024

BE IT RESOLVED, the minutes of the Board of Trustees of September 18, 2024, be and are hereby approved.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, motion carries unanimously.

Resolution No. 24 - 113

Village of Montebello

Title: Approval of Abstract & Schedule of Claims

THEREFORE, BE IT RESOLVED, the Abstract and Schedule of Claims dated October 16, 2024, and totaling \$160,718.50 hereby approved, and the claims listed hereon shall be paid.

Motion: Deputy Mayor Caridi

Second: Trustee Egenhauser

Upon vote, the Resolution was carried unanimously.

Resolution No. 24 -114

Village of Montebello

Title: Approval of Abstract & Schedule of Claims – Professional Fees

BE IT RESOLVED, the abstract and Schedule of Claims – Professional Fees dated October 16, 2024, for Professional Fees, and totaling \$17,254.92 hereby approved, and the claims listed hereon shall be paid.

Motion: Deputy Mayor Caridi

Second: Trustee Egenhauser

Upon vote, the Resolution was carried unanimously.

Resolution: 25 - 115

Village of Montebello

Title: 2025 - 2026 Contract for Village Engineering Services

WHEREAS, Spence Engineering Consulting and Municipal Engineers (“Spence”) supplied services as the Village Engineer since 2007; and

WHEREAS, Spence proposes to continue to provide services for 2025 – 2026 in a proposal dated September 27, 2024, referenced as if set forth hereinafter at length, a true copy of which shall be appended to the Minutes hereof (“The Proposal”), for the fixed fee services, which are the same rates since 2016, at a lump sum of \$31,800 per annum (\$2,650 per month),

THEREFORE, BE IT RESOLVED, as follows:

1. That the Proposal of Spence Engineering as aforesaid to provide regular engineer services to the Village in 2025- 2026 including anticipated costs for Capital Projects including annual paving, stormwater MS4, hazardous mitigation, DEC requirements for Gorman Ponds and special reports be and hereby is extended effective January 1, 2025, subject to the following conditions:
 - a. That it be understood that the Village’s professional bill appeal procedure shall be appended to the proposal as a part thereof; and
 - b. That the agreement may be terminated by the Village upon ninety (90) days advance written notice without cause at its election.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, motion carries unanimously.

Resolution: 24 - 116

Village of Montebello

Title: 2025 Contract for Village Planning Consultant Services

WHEREAS, Nelson, Pope & Voorhis, LLC (“NPV”), the Planning Consultant for the Village of Montebello, who, by the services of Max Stach and other staff under his auspices, including Jonathan Lockman, together, have served the Village in that capacity from August 2016, for the purpose of working with the Planning Board and Zoning Board of Appeals and generally to provide planning services, proposing to do so on a per diem fee basis not to exceed \$10,000 per annum without further action of the Board, plus the cost of services for the Village Board/Clerk/Village Hall staff/Village Attorney, not to exceed \$20,000 in 2025, as required and

whereby project specific pass-through services are separately billed, to be reimbursed to the Village by the applicants, as were set forth in the proposal received September 27, 2024.

THEREFORE, BE IT RESOLVED that said Proposal, be and hereby is accepted for the 2025 calendar year and the Mayor is hereby authorized to execute same on behalf of the Village, it being understood that said contract is with Nelson, Pope & Voorhis, LLC.

Motion: Deputy Mayor Caridi

Second: Trustee Egenhauser

Upon vote, motion carries unanimously.

Resolution No. 24 - 117

Village of Montebello

Title: 2025 Contract with Town of Ramapo for Highway and Snow Removal Services

WHEREAS the Village has contracted with the Town of Ramapo for Highway and Snow Removal Services since the formation of the Village despite having explored other options from time to time; and

WHEREAS the Supervisor in his letter dated October 8, 2024, reports the need to increase the contract by 4.4% to \$412,981.00 per annum payable at \$34,415.08 monthly, and the Mayor recommends accepting same, to cover increased materials and labor costs.

THEREFORE, BE IT RESOLVED, subject to acceptance by the respective boards and, pending signing of the Agreement that renewal of said contract for 2025 be and hereby is approved at a fixed cost of \$412,981.00 per annum, payable at \$34,415.08 monthly, for the reasons set forth above, other terms and conditions to continue as they were in prior years contracts.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, motion carried unanimously.

Resolution No. 24 - 118

Village of Montebello

Title: Addendum to 2025 Contract with Town of Ramapo for Highway Services for Snow and Ice Removal

WHEREAS, the highway services contract with the Town of Ramapo covers, amongst other things, snow and ice removal on the Village's roads; and

WHEREAS, the Village has previously utilized the Town of Ramapo Highway Department for snow and ice removal services for the Village Hall and the Dr. Jeffrey Oppenheim Community Center; and

WHEREAS, an agreement has been made effective January 1, 2025 through December 31, 2025 as an addendum to the highway services agreement with the Town of Ramapo and hereby approving the supplying of snow and ice removal service at the Village Hall and Dr. Jeffrey Oppenheim Community Center, driveways, parking lots, and walkways, including supplying and the application of salt, as necessary, on the parking lots and driveways, and the same with respect to the walkways, provided chemicals for the latter use, are supplied by the Village according to Town specifications, at a total cost of \$200 per location per each plowing as needed, all according to consistent terms in the addendum to be drawn by the Town and Village Attorneys.

THEREFORE, BE IT RESOLVED, subject to the acceptance by the respective boards and, pending signing of the Agreement that renewal of said Addendum, to the 2025 Contract with Town of Ramapo for Highway Services be and hereby is approved at a cost of \$200 per location per each plowing.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, motion carries unanimously.

Resolution: 24 - 119

Village of Montebello

Title: 2025 Fueling Agreement with Town of Ramapo

WHEREAS, the Town of Ramapo has offered to renew a Fueling Agreement with the Village of Montebello for one-year effective January 1, 2025, and ending December 31, 2025, pursuant to Article 5G of the General Municipal Law; and

WHEREAS, as more particularly set forth in said Agreement, referenced as if fully set forth hereinafter, a true copy of which shall be appended to the Minutes hereof, the Village's two vehicles may be fueled at the Town's facility on Pioneer Avenue, Tallman and the Village agrees to pay for such usage at the Town's cost plus 20% administrative fee to cover the Town's expense, said total cost to the Village being less than obtaining fuel by other means.

THEREFORE, BE IT RESOLVED, that said Agreement be entered into, and the Mayor authorized to execute same on behalf of the Village, actual use of the Town's fueling facility to be discretionary, subject to the spillage insured issue.

Motion: Deputy Mayor Caridi

Second: Trustee Egenhauser

Upon vote, motion carries unanimously.

Resolution: 24 - 120

Village of Montebello

Title: 2025 - 2026 Landscaping Service Contract

WHEREAS, by virtue of Resolution No. 24 – 075, Christopher Meredith, Inc. contract for Landscaping Services expires on December 31, 2024; and

WHEREAS, Christopher Meredith, Inc. has provided a proposal for the following:

1. Landscaping services as per the attached contract, yearly services will be provided at a total fee of \$44,829/year (\$3,735.75/month) for 2025 and \$46,179/year (\$3,848.25/month) for 2026.
2. Contract contingent upon meeting the several conditions set forth therein.

THEREFORE, BE IT RESOLVED, that effective from January 1, 2025, through December 31, 2026, Christopher Meredith, Inc. is awarded the Landscaping Services Contract for the Village of Montebello as set forth in the contract.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, motion carried unanimously.

Resolution No. 24 - 121

Village of Montebello

Title: Contract for Cleaning Services 2025

WHEREAS, weekly cleaning services have been provided for the Village Hall, including the Seniors Center, and for the Dr. Jeffrey Oppenheim Community Center by Vanguard Cleaning Services, out of Nanuet, NY, for the past year at a cost of \$500.00 per month for Village Hall and the Senior Center and \$440.00 per month for the Dr. Jeffrey Oppenheim Community Center has proposed a minor increase of \$35.00 per month to a proposed 2025 contract of \$525/month for Village Hall and \$450/month for Dr. Jeffrey Oppenheim Community Center

THEREFORE, BE IT RESOLVED, that the proposal of Vanguard Cleaning Systems out of Nanuet, NY be accepted, effective January 1, 2025, at a cost of \$975.00 per month, for both Village Hall and Dr. Jeffrey Oppenheim Community Center, plus the extra services as noted in their contract if requested.

Motion: Deputy Mayor Caridi

Second: Trustee Golden

Upon vote, motion carries unanimously.

Resolution 24 - 122

Village of Montebello

Title: 2025 Website Services

WHEREAS, the Village website is designed, developed and deployed by iMediaWerks;
and

WHEREAS, iMediaWerks proposes providing a monthly monitoring service at \$20/month that ensures any necessary security patches and website updates, the monthly maintenance plan covers:

1. Weekly back-up of website content (up to 4 months of back-ups are keep available)
2. Daily monitoring site for any available software/server patches and apply patches as needed.
3. Bi-weekly full back-up of website (up to 4 months of back-ups are keep available)
4. Assistance with resolving technical issue. Primary 24/7 support is available via current webhosting company (SiteGround.com)
5. Restoration of website content as needed.

THEREFORE, BE IT RESOLVED, at the recommendation of the Village Clerk that a one-year contract for 2025 be entered into with iMediaWerks at a cost of \$20/month as per the Proposal.

Motion: Deputy Mayor Caridi

Second: Trustee Egenhauser

Upon vote, the Resolution carries unanimously.

Resolution 24 - 123

Village of Montebello

Title: 4 Caddy Lane – Return of Escrow

BE IT RESOLVED, as per the report of Village Engineer, that escrow for 4 Caddy Lane, in the amount of \$5,460.00 be returned to MSR NY LLC as the project has been completed as per the attached schedule.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, the Resolution carried unanimously.

Resolution: 24 - 124

Village of Montebello

Title: Schedule a Public Hearing on 2025 Tentative Budget

BE IT RESOLVED that a Public Hearing is to be held for the 2025 Tentative Proposed Budget, being the Mayor's budget, on November 7, 2024, at 7:00 p.m. local time or as soon thereafter as the matter can be heard, such that a Budget for said year can be adopted.

BE IT FURTHER RESOLVED that the Village Clerk is hereby directed to notice and post same including that the meeting will be held November 7, 2024, at Dr. Jeffery Oppenheim Community Center, 350 Haverstraw Road, Montebello, NY 10901.

Motion: Deputy Mayor Caridi

Second: Trustee Egenhauser

Upon vote, the Resolution carried unanimously.

Resolution No. 24 - 125

Village of Montebello

Title: To Reduce the Speed Limit on New York State Route 202

WHEREAS, the Village Board of the Village of Montebello has received concerns about the speed limit on New York State Route 202, which, within the Village, has tragically witnessed several accidents including fatalities within recent years; and

WHEREAS, the residents have also voiced concerns over vehicles and commercial vehicles not abiding by the posted speed limit in the Village of Montebello causing a public safety issue as exacerbated by limited sight lines from and to intersecting roads; and

WHEREAS, in addition there are school and religious institutions and a Senior Center accessing Route 202 directly, and access to the Village's Dr. Jeffrey Oppenheim Community Center, as well as many residential driveways accessing Route 202 within the Village; and

WHEREAS, drivers attempting to enter the road from all these varied connections face the prospect of having to commit to and reach highway speeds with no on-ramps in a very short time frame; and

WHEREAS, as aforementioned, the accident history of this road surely supports the need for a speed limit that recognizes the numerous locations that traffic enters the road and limited sight lines; and

WHEREAS, such has been the subject of meetings with elected officials and in communicating with other Villages.

THEREFORE, BE IT RESOLVED, that the Village Board of the Village of Montebello fully supports any and all efforts to reduce the speed limit on State Route 202 in the areas where it passes through the Village as well as outside that area to better control speed within the Village; and

BE IT FURTHER RESOLVED that the Village Board of the Village of Montebello requests that the Village Clerk-Treasurer of the Village of Montebello send a certified copy of this Resolution to the New York State Department of Transportation, as well as to any involved elected officials.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, motion carried unanimously.

Resolution: 24 – 126

Village of Montebello

Title: Lake Road Speed Tables

WHEREAS, petitions for speed tables with signatures dated 2021 and 2022, have been preliminarily considered by the Village Engineer in his opinion dated October 16, 2024 as is required by the Speed Table procedure set forth in Resolution 06 – 101, and by which such are found insufficient for various reasons, including lack of clear definition of the road segment involved, dated 2021 and 2022 , signatures for properties whereby some of which are likely not from the present owners, an insufficient number of signatures to make the 75% of the households (likely impacted), and field observations not revealing a need justifying speed tables; and

WHEREAS, the Village Attorney concurs with the Village Engineers recommendations and conclusions.

THEREFORE, BE IT RESOLVED, that said petitions are rejected as insufficient to warrant holding a Public Hearing for the reasons set forth above and in the Village Engineer's opinion dated October 16, 2024, a copy of this completed Resolution and Engineer's opinion to be sent to the households involved.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, motion carried unanimously.

Public Comment:

No one else from the public wishing to speak, Mayor Millman closed this portion of the meeting.

Old / New Business

- Mayor Millman announced that Homeland Towers is considering re-doing the balloon test for the proposed cell tower at 350 Haverstraw Road once all the leaves have fallen off the trees. All neighbors will be notified of that event.

At 5:02 PM, Trustee Golden made a motion to go into Executive Session to discuss contractual matters, seconded by Trustee Humphrey. Vote carried unanimously.

At 5:25 PM, Trustee Golden made a motion to exit the Executive Session, seconded by Deputy Mayor Caridi. Vote carried unanimously.

Resolution: 24-127

Village of Montebello

Title: Schedule a Public Hearing for the 2025 Budget and Changing Meeting Date

BE IT RESOLVED, after full discussion at the 2025 Budget Workshop held on October 16, 2024, and subsequently in the Regular Meeting which followed, for the necessary reasons discussed thereat, that the next Regular Meeting of the Village Board be changed to November 7, 2024, and the Public Hearing on the 2025 Budget be held thereat, the interest also being that a Public Hearing also be held on Local Law No. 3 of 2024 to permit exceeding the NYS budget real property tax cap limitations, in order to possibly enable exceeding the sum raised in 2024 by no more than 6.95%, thus exceeding the 2% cap.

Motion: Deputy Mayor Caridi

Second: Trustee Humphrey

Upon vote, motion carried unanimously.

At 5:26 PM, Deputy Mayor Caridi made a motion to close the meeting, seconded by Trustee Egenhauser. Vote carried unanimously.

Respectfully submitted:

Joan Will, Village Clerk-Treasurer