

THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MONTEBELLO WAS HELD ON WEDNESDAY NOVEMBER 14, 2018 AT THE VILLAGE HALL, ONE MONTEBELLO ROAD, MONTEBELLO, NEW YORK. THE MEETING WAS CALLED TO ORDER AT 8:00 P.M. FOLLOWED BY THE PLEDGE OF ALLEGIANCE.

Present:	Lance N. Millman	Mayor
	Stacy Caridi	Deputy Mayor
	Melanie Golden	Trustee
	Steven H. Beldock	Trustee
	Evan T. Kuperman	Trustee
Others Present:	Warren Berbit	Village Attorney
Recording Secretary:	Joan Will	Village Clerk-Treasurer

Mayor’s Report:

Mayor Millman gave no report tonight in light of discussions on the budget.

Parks Commission:

With no one from the Parks Commission wishing to speak, Mayor Millman closed this portion of the meeting.

Public Comment:

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

The Village Attorney asked the Village Clerk if a legal notice was published and posted, and if so, to read same into the record. She did so as follows,

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a Public Hearing will be held on Wednesday, November 14, 2018, beginning at 8:00 p.m. or as soon thereafter as the matter can be heard at Village Hall, One Montebello Road, Montebello, NY 10901, for the purpose of considering and adopting a Budget for the period of January 1st through December 31, 2019.

All interested parties are invited to attend. The Tentative Budget will be available for inspection and review at the Village Office during normal working hours, Monday through Friday, 9:00 a.m. to 4:00 p.m. as well as on the Village of Montebello website

The proposed salaries of the Village Board members are as follows:

Mayor -	\$22,050
Deputy Mayor -	\$ 6,000
Trustees (3) -	\$ 5,000

Joan Will
Village Clerk - Treasurer
Village of Montebello
One Montebello Road
Montebello, NY 10901
(845) 368-2211

Warren E. Berbit
Village Attorney

October 16, 2018

Village Attorney Berbit then asked Clerk Will where and when the Legal Notice was published and posted, and if the Budget was made available as described in the legal notice. Clerk Will responded that the legal notice was posted on Friday, November 2, 2018 in the seven locations and published on Sunday, November 4, 2018 in the Rockland Journal News. Attorney Berbit asked if the budget was made available to the trustees and the public at that time, to which Clerk Will answered in the affirmative. Attorney Berbit declared that due legal notice was given.

At 8:06 PM Deputy Mayor Caridi made a motion to open the Public Hearing, seconded by Trustee Golden. Upon vote, motion carried unanimously.

Mayor Millman asked Village Accountant, Marvin Nyman to give a brief synopsis on the 2019 Village Budget. Mr. Nyman went through the budget highlighting the following:

- Zero increase total taxes levied
- New \$7,500 budget line for attorney litigation
- Certioraris budget increased to \$6k for tax refunds
- New position 4th quarter 2017 Code Enforcement
- New Building Department software budget line \$18k
- Town of Ramapo credit for 2016 Highway services and snow removal - \$158k spread between 2018 and 2019
- No change in garbage contract

Mr. Nyman also elaborated on areas of revenue increase to the budget from 2017, as follows:

- Filming revenues \$19k in 2018
- Sales and mortgage recording tax remains strong
- Fines revenue - \$40k budget for 2018

Mr. Nyman explained that the money to be raised by taxation was the same as in the 2018 budget. Thus, the only reason for a tax rate increase was the reduction in the Taxable Assessment Base as reported by the Town Assessor.

Mayor Millman opened the floor to the public for comments and or questions concerning the 2019 Village Budget.

With no one wishing to speak, Mayor Millman asked that this portion of the public hearing be closed.

At 8:22 PM Deputy Mayor Caridi made a motion to close the Public Hearing, seconded by Trustee Kuperman, all in favor. Thereafter following Board discussion, the following motion to approve the tentative budget as amended carried unanimously.

Resolution No. 18 - 130

Village of Montebello

Title: Adoption of 2019 Budget

BE IT RESOLVED, that the Tentative Budget as amended by reducing A5110 by \$55,000, be and hereby is adopted as the Budget of the Village of Montebello for the tax year 2019 in a total amount of \$2,285,562 and that the sum to be raised by taxation of real property, \$1,232,378, shall be and hereby is levied, and that the warrant of the Village should be issued for the collection thereof, based upon a tax rate of 10.3478 per one thousand dollars (\$1,000) of taxable assessed valuation, being and intended to be the sum to be raised by taxation divided by the total taxable assessment of \$119,095,816; and

BE IT FURTHER RESOLVED, that in addition, the Village Clerk/Treasurer is hereby authorized to re-levy unpaid professional and property maintenance fees on those properties subject to same.

Motion: Deputy Mayor Caridi

Second: Trustee Kuperman

Upon vote, motion carried unanimously.

Resolution No. 18-131

Village of Montebello

Title: Amendment to Personnel Policy – Vacations (and Annual Review)

BE IT RESOLVED, effective January 1, 2019, that full-time employees employed for three or more continuous years shall be entitled to three (3) weeks of paid vacation, beginning in the calendar year commencing immediately after their 3-year anniversary date, and that the Personnel Policy Manual be amended to effectuate this change, at A.1) a.; and

BE IT FURTHER RESOLVED, that as per the annual review, as recommended by the Village Attorney and the Village Clerk, that said Manual be amended to reflect the recommended changes per the hand mark-up included herewith, to improve the clarity and accuracy of said Personnel Policy.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, motion carried unanimously.

Resolution No. 18-132

Village of Montebello

Title: Semi-Annual Inspections of Historically Designated Properties (Amending Resolution No. 17-107)

BE IT RESOLVED, as requested by the Historic Preservation Commission (“HPC”) by Resolution in furtherance of the purpose of §195-60 of the Village Code, and in particular to assure maintenance and repair compliance with §195-60Q., and enforcement per §195-60T, that the Building Inspector is directed to inspect semi-annually, in coordination and cooperation with the Village Engineer, landmarked properties or property within a designated local Historic District, and to render a report on condition and compliance to the HPC and Village Board, hereby amending Resolution No. 17-107.

Motion: Deputy Mayor Caridi

Second: Trustee Kuperman

Upon vote the Resolution carried unanimously.

Resolution No. 18 - 133

Village of Montebello

Title: Designation of Custodian of Collateralized Municipal Deposits

BE IT RESOLVED, that The Bank of New York Mellon is hereby designated as the Custodian of the Collateralized Municipal Deposits for the Village of Montebello at the behest of Sterling Bank, which is our approved Village Depository.

Motion: Deputy Mayor Caridi

Second: Trustee Golden

Upon vote, motion carried unanimously.

Resolution No. 18-134

Village of Montebello

Title: Approval of Minutes for October 16, 2018

BE IT RESOLVED, the minutes of the Board of Trustees of October 16 2018, be and are hereby approved.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Vote 3 – 0, Trustee Beldock recused himself.

Motion carries.

Resolution No. 18-135

Village of Montebello

Title: Approval of Abstract & Schedule of Claims

BE IT RESOLVED, the Abstract and Schedule of Claims dated November 14, 2018, and totaling \$144,344.61 hereby approved, and the claims listed hereon shall be paid.

Motion: Deputy Mayor Caridi

Second: Trustee Golden

Upon vote, the Resolution carried unanimously.

Resolution No. 18-136

Village of Montebello

Title: Approval of Abstract & Schedule of Claims – Parks Fund

BE IT RESOLVED, the Abstract and Schedule of Claims dated November 14, 2018, and totaling \$2,790.00 is hereby approved, and the claims listed hereon shall be paid.

Motion: Deputy Mayor Caridi

Second: Trustee Golden

Upon vote, the Resolution carried unanimously

Resolution No. 18 - 137

Village of Montebello

Title: Use of Nelson & Pope Engineers & Surveyors (N&P) by Planning Board as Traffic Consultant

WHEREAS, the Planning Board reports the need to retain a Traffic Consultant to review pending applications, and traffic studies submitted therewith; and

WHEREAS, prior relationships with Traffic Consultants are no longer viable for various reasons, and the Planning Board indicates that retaining Nelson & Pope, Engineers and Surveyors, N&P, should be considered as such appear eminently qualified as based upon a review of their 2018 Statement of Qualifications, despite a connection with the Village Planner, Nelson, Pope & Voorhis, which is a legally distinct entity; and

WHEREAS, when working in conjunction with an applicant, the fee of the Traffic Consultant is passed through to the applicant; and

WHEREAS, the assignment of work to the Traffic Consultant shall be considered to be on a case-by-case basis, the Village Board reserving the right to make a change at any time, and/or to have such a relationship with more than one Traffic Consultant.

THEREFORE, BE IT RESOLVED, time being of the essence, that N&P is approved on a case-by-case basis to act as the Traffic Consultant to the Planning Board as needed, subject to the following:

1. That in each case the need for a Traffic Consultant tied to a pending Planning Board application be confirmed by the Planning Board, acting through its Chairman, and by the Village Engineer, in addition to any such recommendation by the Planner, each of whom shall explain each such recommendation in writing.
2. That the fee structure of N&P, despite such being a pass-through to the applicant, shall be approved as reasonable in advance by the Village Engineer.
3. That this appointment is non-exclusive, and that the Village Board hereby retains the absolute right to terminate same at any time, or to add to an approved list of potential Traffic Consultants for use by the Village, its Boards and Commissions.

Motion: Deputy Mayor Caridi

Second: Trustee Golden

Upon vote, motion carries unanimously.

Old / New Business

Mayor Millman advised the Board that the 2017 Audit from EFPR Group has been completed and is attached to everyone's packet for their perusal and questions.

Mayor Millman advised that the Kathryn Gorman Parks Trail Marker is ready to be completed by an individual pursuing his Eagle Scout award. The Commissioner of Parks, Amy Rapoport has requested that the Village Board approve the naming of the park trails. The Parks Commission, Historic Preservation Commission, and the Village Historian have sent a list of suggested names to the Board for approval and after a discussion, the Board has determined the names of the trails as outlined in the resolution below.

Resolution No. 18-138

Village of Montebello

Title: Naming of Katheryn Gorman Park Trails

BE IT RESOLVED, that after considering the trail name recommendations of the Parks Commission, the Historic Preservation Commission, and the Village Historian, the Village Board chooses the historically related trail names herewith of Kane's Open, Winaki and Utopia, in addition to the Daniel Beard Trail already established.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, motion carried unanimously.

The Mayor asked Village Attorney Berbit what the status of the combining of the Parks Commission with the Historic Preservation Commission was. Village Attorney Berbit advised the Board that he has been working with General Code on combining the two commissions. He explained that the Parks Commission was established by Resolution 95-46 pursuant to NYS Village Law, whereas, the Historic Preservation Commission was accomplished by Local Law. Village Attorney Berbit suggests that the new Commission be named "Historic Preservation and Parks Commission" and that such appear in an expanded Chapter 195-60. A discussion ensued regarding the number of commissioners, and preliminarily nine with one ad-hoc was agreed to. Whether to have co-chairs as a function of the subject, and time since the joining together was also discussed, which might be a good idea initially, to be blended into a Chair and Vice Chair in the future. He advised that he is awaiting a response from General Code.

Mayor Millman advised that the email set ups for the Trustees and Commissioners have been completed and that each individual must now contact our IT Company, Delaney Computers to have the set up completed.

Public Comment

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

At 8:49 PM, Deputy Mayor Caridi made a motion to adjourn the meeting, seconded by Trustee Kuperman. Vote carried unanimously.