

THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MONTEBELLO WAS HELD ON WEDNESDAY JUNE 19, 2019 AT DR. JEFFREY OPPENHEIM COMMUNITY CENTER, 350 HAVERSTRAW 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	Trustee
	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 Millman opened the meeting by welcoming the Montebello resident Suffern High School Seniors in the Top 10% of their class, who attended with their families. He congratulated the students and their parents who helped them reach their goals in academic success. Mayor Millman was pleased to present certificates to Kyle Anderman, Alexander Assad, Kolby Brenner, Saahil Dutta, Isabella Glassman, Ethan Holand, Samantha Kaner, Anya Lukavsky, Madelyn Nicpon, Adam Paroff, Audrey Risko, Rebecca Rubinstein, Allyson Schnell, and Samantha Weinberg for achieving Academic Excellence. Not all were able to attend, but those in attendance, Alexander Assad, Madelyn Nicpon, Adam Paroff, Audrey Risko, and Samantha Weinberg, came up one at a time to receive Certificates of Achievement and to meet with the Mayor and Trustees and to pose with same for photographs.

Mayor's Report:

Mayor Millman stated that the Community Garden has been set up and is underway and doing well. He stated that if there are there no openings for residents, anyone interested should contact Village Hall and be put on a wait list if a plot becomes available.

The Mayor stated that he has received a warning letter from Orange and Rockland to pass on to his community. Orange and Rockland states that residents should be aware of thieves acting like Orange and Rockland workers. Please remember Orange and Rockland would never ask for a debit card or any payment like that over the phone. They will not shut off your utilities without several attempts to contact you and by putting something in writing. They advise that if you receive a call like that, to simply hang up and do not call them back.

Mayor Millman stated that there was a house in the area that was burglarized. Evidently, the homeowners neglected to close and lock the house when they left. The Mayor would like to remind everyone to lock their house and garage when leaving and even if you are in the backyard, please secure your garage.

Mayor Millman stated that the Bicycle Touring Club of North Jersey will be holding its annual 125 Mile Ramapo Rally on August 18 and will be passing through the Village from about 7 am to 8 am, so everyone please use caution.

The Mayor stated that there will be several roads in Montebello that are scheduled for road resurfacing in July and residents will be notified by the paving company, as well as on the Village website. This was delayed in an effort to find a lower cost supply of asphalt (which did not succeed).

Historic Preservation and Parks Commission:

Co-chairperson Amy Rapoport and Commission Member Howard Hochberg addressed the board. Mr. Hochberg stated that the cemetery on Rt. 202 needs to be cleaned and maintained and he is looking for volunteers. He stated that he is hoping he can get several Scout organizations to assist. Trustee Kuperman gave Mr. Hochberg information regarding the Boy Scout Troops in the area. Mr. Hochberg also stated that he will be looking to use high school students as well. Mayor Millman advised Mr. Hochberg that any volunteer students will be given a letter of community volunteer time for their school credit.

Co-chairperson Rapoport indicated a desire to have the Yoga in Park program again this year. She stated that they would like to hold 6 sessions at a cost of \$100 per session. Trustee Golden asked if they were also having Club Pilates as well, as they have inquired with her. Co-chairperson Rapoport stated that she will ask Commission Member Danzig to follow up on it.

Mayor Millman stated that he would require a final report on how many people attended the Yoga sessions to see if it was cost effective for future purposes, as well as the usual insurance protocols. The Mayor asked the Village Clerk to remind Commission Member Danzig of the insurance requirements.

Co-chairperson Rapoport stated that the Eagle Scout project has an updated list of objectives for Kathryn Gorman Ponds Park. She stated that the scout will not be doing trail maintenance other than the Daniel Beard trail and steps and that the trail map would be professionally installed, but the Scout will raise the necessary funds. Mayor Millman noted that it was a change from the original presentation.

Co-chairperson Rapoport offered her opinion that Kathryn Gorman Ponds Park needs better maintenance. She reported there is landscaper debris along the edges of the park, some piles of wood and trash strewn about, the grass was overgrown and trees needed to be trimmed. Village Clerk Will responded, stating that the Village Engineer was aware of the condition of the park and has addressed it with our landscaping company. She also stated that the landscaper maintains the park once a month during the 4 summer months, and the extreme amount of rain was making everything overgrown. She also indicated by and large the complaints by the co-chairperson were dated, having already been addressed by our litter patrol regarding trash, and that the landscaper dumping has and is being addressed by our Code Enforcement Officer, and he will revisit it again.

Public Comment:

Amy Rapoport of West Gate Road stated that a portion of West Gate Road is in need of repair. The Mayor stated that decisions regarding road repaving are on for discussion later in the evening, including that road segment.

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

Resolution No. 19-079

Village of Montebello

Title: Accept Annual Justice Court Audit

WHEREAS, the Village's Justice Court commenced operation on or about June 1st, 2012, and §2019-a of the Uniform Justice Court Act ("the Act") requires that the Village Justices annually provide their court records and dockets to the village auditing board (the Village Board), and that such records thereby be examined or audited and that fact be entered into the Minutes of the Board's proceedings, and thereafter that such be filed with the Director of Internal Audit, NYS Office of Court Administration; and

WHEREAS, the Village's Financial Consultant, Marvin Nyman CPA, has, under his cover of May 21, 2019, authored his analysis of the records of the Village of Montebello's Justice Court, and the Justice Court bail records to determine adherence to court procedures and compile relevant operating data and to determine if the bail account held sufficient assets to cover the associated liability, which analysis is likewise dated May 21, 2019; both documents (hereinafter "The Reports") referenced hereat as if fully set forth hereinafter, true copies of which shall be appended to the minutes hereof; and

WHEREAS, the Village Board has reviewed the Reports and associated records, and confirms the conclusions drawn by the Village's Financial Consultant.

THEREFORE, BE IT RESOLVED, pursuant to the Act, as hereby entered into the Minutes of the Village Board, that said Reports be and hereby are approved after the required examination was conducted, and that the Reports and a Clerk certified completed copy of this Resolution be filed with Joan Casazza, Internal Control Liaison, NYS Office of Court Administration, 2500 Pond View-Suite LL01, Castleton On Hudson, NY 12033.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, the Resolution carried unanimously.

Resolution No. 19 - 080

Village of Montebello

Title: Approval of Minutes for May 15, 2019

BE IT RESOLVED, the minutes of the Board of Trustees of May 15, 2019 be and are hereby approved.

Motion: Deputy Mayor Caridi

Second: Trustee Golden

Upon vote, motion carries unanimously.

Resolution No. 19-081

Village of Montebello

Title: Approval of Abstract & Schedule of Claims

BE IT RESOLVED, the Abstract and Schedule of Claims dated June 19, 2019, and totaling \$132,561.52 hereby approved, and the claims listed hereon shall be paid.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, the Resolution carried unanimously.

Mayor Millman wished to note that there are no funds expended to the Parks Fund Abstract this month. Mayor Millman noted that the Professional Fees Abstract needed to be amended to verify fees and will be tabled until the July meeting. In addition, the Year End Budget Modification resolution will be tabled until next month until the Mayor and Board get clarification from the Village Accountant, Marvin Nyman.

Resolution No. 19 - 082

Village of Montebello

Title: No Parking Affirmed on Montebello Road, between Hemion Road and Mayer Drive

WHEREAS, as confirmed in the Village Engineer’s review and recommendation dated May 31, 2019, referenced as if fully set forth herein, a dangerous condition is created whenever overflow parking for events at the Suffern Middle School, spills out along the south side of Montebello Road, between Hemion Road and Mayer Drive, an approximate 700 ft. stretch with reverse curves and limited sight distance; and

WHEREAS, this entire road segment has been designated for No Parking, as evidenced by “No Parking” signs, which should be increased in number and condition, but rather than continue to search the Village’s records for such designation, the Village Engineer recommends a new Resolution as a means to expedite public safety along this road segment, which reportedly the Rockland County Highway Department will allow pending proof of such a designation.

THEREFORE, BE IT RESOLVED as follows per the recommendations of the Village Engineer:

- A “No Parking Zone” shall be located along the south side of Montebello Road, from the intersection of Hemion Road to Mayer Drive.
- “No Parking Any Time” signs consistent with the NYS Supplement to the MUTCD for streets and highways, 2009 edition, or latest effective date.
- Signs shall be R7-1 type signs with either single directional arrow to establish end limits or double directional arrows to be located within the No parking Zone.
- Signs shall be located near the end of the No Parking Zone as well as approximately 100 ft. between signs or as field located by Village Engineer and/or Rockland County Highway Department.
- Sign heights shall be consistent with the NYS MUTCD; and

BE IT FURTHER RESOLVED, that this Resolution shall be construed as adding to not subtracting from any No Parking designations made by the Village Board; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to the Rockland County Highway Department and the Suffern Central School District and the Town of Ramapo Police Department.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, motion carried unanimously.

Resolution No. 19 - 083

Village of Montebello

Title: Approving Tablet for Building Inspector

WHEREAS, the functioning of the Building Inspector's office will be enhanced by acquiring a new tablet device which will enable more efficiently recording information while traveling, and better connectivity to the Village computer system; and

WHEREAS, after a diligent search, the Village's IT provider, Delaney Computer Services, per its proposal dated June 11, 2019, recommends a Samsung Galaxy Tab A 10.5 Android Tablet at a cost of \$399.00, plus a shock proof rugged case and anti-scratch screen protection for a total of \$466.00, which would also entail a monthly Verizon fee for data storage and connection, at a cost of \$80/month for unlimited data storage, \$60/month for 5 gigs and \$40/month for 3 gigs; and

WHEREAS, 5 gigs at \$60/month is recommended as more than adequate during a trial period.

THEREFORE, BE IT RESOLVED, that said purchase at \$466.00, and initial monthly access/data storage charge for 5 gigs at \$60/month, the latter during a trial period, be and hereby are approved.

Motion: Deputy Mayor Caridi

Second: Trustee Golden

Upon vote, motion carried unanimously.

Resolution No. 19 - 84

Village of Montebello

Title: Repairing Decking on Village Gazebo

WHEREAS, a portion of the Trex decking on the Village Hall gazebo is lifting up, it is believed due to root growth, creating a tripping hazard, and if left unattended will also continue to deteriorate; and

WHEREAS, proposals were sought by the Village Engineer to remove same to facilitate root removal and to replace the decking, referenced as if fully set forth hereinafter true copy to be appended to the minutes hereof:

9 West Construction Corp. Labor and Materials: \$2,150.00; and

WHEREAS, 9 West Construction Corp's proposal is recommended by the Village Engineer, as the best choice considering all factors and as the only contractor to return a quote.

THEREFORE, BE IT RESOLVED, that the proposal of 9 West Construction Corp at a cost of \$2,150.00 is hereby accepted for such work, conditional upon it also removing the offending roots, and the expense authorized to be expended therefor.

Motion: Deputy Mayor Caridi

Second: Trustee Golden

Upon vote, motion carries unanimously.

Resolution No. 19 - 085

Village of Montebello

Title: Restoration of Parking Lot at Entrance to Village Hall

WHEREAS, the lawn as it meets the driveway on both sides of the entrance to the Village hall is eroding and is unsightly and needs an asphalt curb/berm; and

WHEREAS, allowing said condition to continue will cause it to worsen, causing the Mayor to request obtaining a proposal from the Village's landscaper, Belleville Landscaping Inc., as an extra under its annual contract and also installation of the curb under the Town of Ramapo Highway contract; and

WHEREAS, Belleville submitted a proposal dated June 12, 2019 in the amount of \$1,850.00 to restore said lawn, referenced as if set forth hereinafter, a true copy to be appended to the minutes hereof; and

WHEREAS, in the judgement of the Village Engineer as well as the Mayor, such is a reasonable and prudent expense, and will prevent further deterioration, as is installation of the curb and will enhance the viewshed as is more befitting a Tree City, such as the Village.

THEREFORE, BE IT RESOLVED, that said Belleville proposal at a cost of \$1,850.00 hereby is approved, as is curbing under the Town of Ramapo Highway contract, as is expending the sums therefor.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, motion carries unanimously.

Public Comment:

Amy Rapoport wanted to thank the Village for addressing the repairs to the gazebo at Village Hall and the decision to have West Gate Road repaved.

Trustee Beldock stated that with the increased police presence at the Kathryn Gorman Ponds Park, there seems to be fewer people hanging out after dark and he would like to commend them for diligence in patrolling the area.

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

At 9:17 PM, Deputy Mayor Caridi made a motion to enter into Executive Session to discuss a legal matter with the Village Attorney, seconded by Trustee Kuperman. Vote carried unanimously.

At 9:32 PM, Deputy Mayor Caridi made a motion to end Executive Session, seconded by Trustee Golden. Vote carried unanimously.

Resolution No. 19-086

Village of Montebello

Title: Amending Resolution No. 19-074, "Resurfacing of Village Roads"

WHEREAS, Resolution No. 19-074, "Resurfacing of Village Roads" must be amended in light of the Engineer's Report dated June 18, 2019, revealing that paving costs increased significantly vs. last year and his cost estimates; and

WHEREAS, despite this, and given the benefit of repaving poor / very poor roads irrespective the cost escalation, coupled with the Audit revealing that utilizing additional unallocated surplus to reduce same was desirable, it is recommended that the Priority 1 and Priority 2 roads should be repaved, and possibly Priority 3 roads; and

WHEREAS, after due deliberation, the Village Board has decided to continue with repaving the Priority 1 and 2 roads, and Zeck Court from the Priority 3 roads list, at a total cost before CHIPS and other grants of \$549,502.41, netting at a cost of \$490,400.38 after said deductions, representing an increase in the allocation from unallocated surplus to \$220,400.38, from \$80,000 as budgeted, given that \$250,000 was previously budgeted for repaving, including \$80,000 from unallocated surplus.

THEREFORE, BE IT RESOLVED that irrespective the unanticipated extra cost, that Resolution No. 19-074 be and hereby is amended, as is the budget, to allow repaving of the Priority 1 and 2 roads, and Zeck Court from the Priority 3 list, at a total cost before CHIPS and other grants of \$549,502.41, netting at a cost of \$490,400.38 after said deductions, representing an allocation of \$220,400.38 from unallocated surplus vs the \$80,000 as budgeted, given that \$170,000 was previously budgeted for repaving plus up to \$80,000 from unallocated surplus.

Motion: Deputy Mayor Caridi

Second: Trustee Golden

Upon vote, motion carries unanimously.

At 9:34 PM, Trustee Golden made a motion to adjourn the meeting, seconded by Deputy Mayor Caridi. Vote carried unanimously.

Respectfully submitted:

Joan Will, Village Clerk - Treasurer