

THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MONTEBELLO WAS HELD ON WEDNESDAY, NOVEMBER 4, 2020 VIA TELECONFERENCE ZOOM MEETING. THE MEETING WAS CALLED TO ORDER AT 8:00 P.M. FOLLOWED BY THE PLEDGE OF ALLEGIANCE.

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

**Mayor's Report:**

Mayor Millman read the following statement:

**PLEASE TAKE NOTICE**, on March 12, 2020 and in response to the current COVID-19 virus emergency, Governor Andrew Cuomo issued Executive Order 202.1 that suspended the Open Meetings Law requirement to hold in public in-person meetings and allowed official meetings to be held via telephone conference or similar technologies.

**PLEASE TAKE FURTHER NOTICE**, that the public may access the teleconference recording on Wednesday, November 4, 2020 at 8:00 pm by joining our ZOOM Meeting. Links to gain access have been posted to our website [www.villageofmontebello.com](http://www.villageofmontebello.com). Please note the rules for public participation are as follows:

- 1 – the public is allowed to view and listen to the Board of Trustees meeting live via Zoom.
- 2 – if the public wishes to make a comment or has a question, they were asked to send their questions into the Village Clerk at [villageclerk@villageofmontebello.com](mailto:villageclerk@villageofmontebello.com) prior to the start of tonight's meeting.
- 3 – all participants of this meeting will be muted.

**PLEASE TAKE FURTHER NOTICE** that a copy of this Board of Trustees meeting link and agenda have been available on our website @ [www.villageofmontebello.org](http://www.villageofmontebello.org) and the minutes of this meeting will be available to the public and the public will be given additional opportunity to make comments at that time.

**AS A REMINDER TO EVERYONE** that this meeting is being recorded and posted to our website. In order for each of the Board of Trustees to be heard, please make sure only one person speaks at a time so that there will be an understandable recording.

Mayor Millman stated that our Bonds came back with our interest and ratings at an incredible 1.79% over 15 years. The Mayor stated that the Village did really well in getting these rates and he wished to thank the residents that went out and voted for the Bonding.

### **Building Department Report:**

The following is the Building Department Report for the month of October 2020:

- Fifteen building permits were filed. A total of \$9,124 in permit fees was collected.
- Six Certificates of Occupancy were issued.
- A total of \$3,662.50 in Fire Inspection fees was collected.
- Three code violations were issued.

### **Public Comment**

With no one from the public wishing to speak even though there were people in attendance, Mayor Millman closed this portion of the meeting.

### **Historic Preservation and Parks Commission (HPPC)**

With no one from HPPC was in attendance, Mayor Millman closed this portion of the meeting.

The Mayor discussed a report from JT Lockman from NPV regarding the mapping of historic properties. After the Mayor explained that the map would contain web-based interactive access and a brief discussion with the board, the Mayor stated that he believed that the money for the project would be well-spent.

### **Resolution No. 20 -119**

Village of Montebello

Title: Web-based Map for HPPC

BE IT RESOLVED, pursuant to the Planner's, NPV's, proposal by J. Lockman dated October 30, 2020, referenced here as if fully set forth hereinafter, a true copy of which shall be appended to the Minutes hereof, that the proposal to develop a web-based, linkable map in cooperation with the HPPC in furtherance of the map project already underway , at an extra cost not to exceed \$2400 be and hereby is approved, said expenditure to be expended from the 2020 budget as the underlying map was already prepared and funded under the same.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, motion carries unanimously.

Upon the Mayor's request to begin the Budget hearing the following resolution was read into the record:

**Resolution: 20-118**

Village of Montebello

Title: Schedule a Public Hearing on Tentative Budget for 2021

BE IT RESOLVED, that a Public Hearing is to be held on the Tentative Proposed Budget being the Mayor's budget with changes as discussed this evening for fiscal year 2021 on November 4, 2020 at 8:00 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 4, 2020.

Motion: Deputy Mayor Caridi

Second: Trustee Golden

Upon vote, the Resolution carried unanimously.

The Village Attorney then requested that the Village Clerk read the legal notice into the record as follows:

### **NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that a Public Hearing will be held on Wednesday, November 4, 2020, beginning at 8:00 p.m. or as soon thereafter as the matter can be heard for the purpose of considering and adopting a Budget for the period of January 1st through December 31, 2021. Meeting will be held at Dr. Jeffrey Oppenheim Community Center, 350 Haverstraw Road, Montebello, NY or via ZOOM, (for location please refer to the Village of Montebello website: [www.villageofmontebello.org](http://www.villageofmontebello.org))

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 [www.villageofmontebello.org](http://www.villageofmontebello.org)

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

Mayor - \$25,000  
Deputy Mayor - \$ 9,000  
Trustees (3) - \$16,500

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

Warren E. Berbit  
Village Attorney

Village Attorney Berbit then asked Village 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. Village Clerk Will responded that the legal notice was posted on Friday, October 23, 2020 in the seven locations that may be open and published on Sunday, October 25, 2020 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 Village Clerk Will answered in the affirmative. Attorney Berbit declared that due legal notice was given. He also suggested that in the future the trustees line should show the \$5,500 per trustee, and then the total of \$16,500.

At 8:11 PM Deputy Mayor Caridi made a motion to open the Public Hearing, seconded by Trustee Kuperman. Upon vote, motion carried unanimously.

Village Financial Consultant, Marvin Nyman, explained the budget and gave a brief synopsis on the 2021 Village Budget. Mr. Nyman highlighted the following:

- The addition of Bonding costs on A9710 which was below the amount previously budgeted for because of the excellent interest rate.
- That the tax rate to residents will be the same as 2020.

Mayor Millman opened the floor to the public for comments and or questions concerning the 2021 Village Budget. The Mayor stated that he made a promise to the residents that if the bonding was approved that the board would do everything in their power to have a no increase in the tax rate. Due to the prudent work of many, it was achieved. Deputy Mayor Caridi thanked our Village Financial Consultant Nyman for his fantastic work on this.

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

At 8:17 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: 20 - 120**

Village of Montebello

Title: Adoption of 2021 Budget

BE IT RESOLVED, that the Tentative Budget be and hereby is adopted as the Budget of the Village of Montebello for the tax year 2021 in a total amount of \$3,824,598 and that the sum to be raised by taxation of real property, \$1,840,508, 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 10.85921 per one thousand dollars (\$1,000) of taxable assessed valuation, which is the same tax rate as 2020, being and intended to be the sum to be raised by taxation divided by the total taxable assessment of \$116,139,202; 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 Golden

The Board was polled:	Mayor Millman	-	Approve
	Deputy Mayor Caridi	-	Approve
	Trustee Golden	-	Approve
	Trustee Beldock	-	Approve
	Trustee Kuperman	-	Approve

**Resolution: 20 - 121**

Village of Montebello

Title: Designation of Offices to be Filled at Village Election

WHEREAS, the next Village Election for offices will be held on Tuesday, March 16, 2021; and

WHEREAS, the Board of Trustees must designate by resolution and publication the offices which are to be filled at such election and the terms thereof.

THEREFORE, BE IT RESOLVED, that the Board of Trustees designates that the offices of Village Justice and two Trustees are to be filled at the Village Election on Tuesday, March 16, 2021, and that the term of these offices will be four years on the terms for the Village Justice and the Trustees, commencing at noon on April 1, 2021; and

BE IT FURTHER RESOLVED that the Village of Montebello constitutes One Election District for the Village Election.

Motion: Deputy Mayor Caridi

Second: Trustee Golden

Upon vote, the motion carries unanimously.

**Resolution No. 20 – 122**

Village of Montebello

Title: Approval of Minutes for October 21, 2020

BE IT RESOLVED, the minutes of the Board of Trustees of October 21, 2020 be and are hereby approved.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, motion carries unanimously.

**Resolution No. 20 – 123**

Village of Montebello

Title: Approval of Abstract & Schedule of Claims

BE IT RESOLVED, the Abstract and Schedule of Claims dated November 4, 2020, and totaling \$96,855.82 is hereby approved, and the claims listed hereon shall be paid.

Motion: Deputy Mayor Caridi

Second: Trustee Kuperman

Upon vote, the Resolution carried unanimously.

**Resolution No. 20 - 124**

Village of Montebello

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

BE IT RESOLVED, the Abstract and Schedule of Claims-Professional Fee dated November 4, 2020 for Professional Fees, and totaling \$17,811.87 is hereby approved, and the claims listed hereon shall be paid.

Motion: Trustee Golden

Second: Trustee Kuperman

Upon vote, the Resolution carried unanimously.

**Resolution No. 20 - 125**

Village of Montebello

Title: Amending Temporary Sign Law

WHEREAS, the Building Inspector who enforces the Village’s Temporary Sign Law, Chapter 143 Section 8 of the Village Code, has recommended in his hand mark-up, that such be amended in order to clarify same and to confirm his power to take action in removing unlawful or dangerous signs, such as those which might create a safety hazard by blocking sight lines on roadways or at intersections; and

WHEREAS, it appears to the Village Board and the Village Attorney, that a clarification of the Law along the lines suggested would be in the best interests of the Village and the public.

THEREFORE, BE IT RESOLVED, that the Village Attorney and Building Inspector are authorized to work together in rewriting the Law consistent with the above, and to present same to General Code and the Village Planners for a critical review before presenting such to the Village Board at a Public Hearing to amend the Code, such to take place at the December 2020 or at the next Regular Meeting of the Village Board as time and the effort may require, including publishing and posting the required legal notice.

Motion: Deputy Mayor Caridi

Section: Trustee Kuperman

Upon vote, motion carried unanimously.

Mayor Millman gave a brief discussion to advise the sign issues. Village Attorney Berbit explained the legal reasons to clean up the clerical language in the local law.

**Public Comment:**

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

**Old and New Business:**

- Already discussed the new bonding.
- Final discussion on the Conservation Easement Relief requested for by the homeowners on 8 Lety Lane. The Mayor stated that after a discussion with the board and Village Engineer, and viewing the site, there was no interest in allowing the relief and that our Village Attorney would be sending a letter reflecting same to the homeowner.

The Mayor stated that the Village would be starting another survey of the Conservation Easement, as done in year's past. This will be starting in the summer to make sure that the Conservation Easement's throughout the Village are properly maintained.

- Montebello Jewish Center advised that they would be looking to sell their property on Montebello Road. The Mayor suggested that contacting neighboring businesses of the Center to see if they are interested in the property and to make them aware of it. The Mayor stated that the board was sorry to hear they are merging and moving out of Montebello but understand that there were many factors involved in their decision.

At 8:33 PM Deputy Mayor Caridi made a motion to enter executive session to discuss issues with a governmental agency, seconded by Trustee Kuperman. Vote carried unanimously.

At 8:49 PM Deputy Mayor Caridi made a motion to exit executive session, seconded by Trustee Kuperman. Vote carried unanimously.

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

Respectfully submitted:

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Joan Will – Village Clerk-Treasurer