

THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MONTEBELLO WAS HELD ON WEDNESDAY, JUNE 21, 2023, AT THE DR. JEFFREY OPPENHEIM COMMUNITY CENTER, 350 HAVERSTRAW ROAD, MONTEBELLO, NEW YORK. THE MEETING WAS CALLED TO ORDER AT 7:20 P.M. FOLLOWED BY THE PLEDGE OF ALLEGIANCE.

Present:	Lance N. Millman	Mayor
	Stacy Caridi	Deputy Mayor
	Melanie Golden	Trustee
	Evan T. Kuperman	Trustee
	David A. Liebergall	Trustee
Absent:	Warren E. Berbit	Village Attorney
Recording Secretary:	Joan Will	Village Clerk-Treasurer

Mayor’s Report:

Mayor Millman apologized for the delayed start, but we had technical difficulties with the recording device.

Mayor Millman stated that there would be a private dinner at Crowne Plaza for a Presidential Candidate. If anyone has any questions regarding this, they should contact the Town of Ramapo Police Department.

Mayor Millman stated that he, Village Attorney Berbit, and Village Engineer Spence would be meeting a cell tower company to discuss the possibility of installing a cell tower within the Village.

Mayor Millman stated that the Dr. Jeffrey Oppenheim Community Center offices will be available to rent starting in July. If anyone is interested, please contact the Village Clerk’s office.

Mayor Millman stated that Natalie Sepulveda’s Girl Scout Gold Award Project is completed and one of the Little Free Libraries is on Village Hall grounds. Additional ones are located on Babbling Brook Lane and Canterbury Lane. Our gratitude to Natalie and the Girl Scouts.

Mayor Millman stated that the Montebello Community Garden is up and running with new planter boxes currently being installed. There are still a few spaces available if anyone wishes to rent one. If interested contact Regina at Village Hall.

Mayor Millman stated that starting June 20, 2023, New York State started a new Gift Card Signage Law. Notices of this effect will go up in any store that issues gift cards.

Mayor Millman stated that the Braemar Assisted Living facility has begun construction. He along with Deputy Mayor Caridi and Village Attorney Berbit attended the first-floor ceremony. They were given the opportunity to sign gold color blocks that will be installed in the facility. He stated it was a wonderful event shared with many dignitaries in Rockland.

Mayor Millman stated that the tourism events offered by Rockland County Department of Economic Development and Tourism link will be added to our website.

Mayor Millman stated that there may be openings on the Planning and Zoning Boards. If anyone is interested, please contact Village Hall.

Mayor Millman stated that Sheriff Falco advised him that 911 calls may now be texted in an emergency.

Building Department Report:

The following is the Building Department Report for the month of May 2023:

- (22) building permits were filed. A total of \$37,330.00 in permit fees were collected.
- (10) Certificates of Occupancy were issued.
- (31) locations were inspected; \$6,600.00 in Fire Inspection fees were collected during the month.
- (46) code violations were issued. Most violations were for landscaping (grass and weeds in excess of 10") or property maintenance (debris/litter).

Historic Preservation and Parks Commission (HPPC)

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

Public Comment:

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

Presentation: Michael Milillo

Michael Milillo has recently completed his portion of the bat houses Eagle Scout Project and brought a copy of the signage for the approval by the Village Board. With minor artistic changes and adding the Village logo, the sign was approved.

Michael also wished to discuss the next project he is interested in, tree planting. It is a higher-level achievement award called the Distinguished Environment Award. The Board showed interest in the project and advised Michael to proceed with the submission to the Board with the specifications.

The Board thanked Michael and his troop for this Eagle Scout Project and has memorialized it through resolution.

Resolution 23 – 083

Village of Montebello

Title: Eagle Scout Bat Box Project

BE IT RESOLVED, as requested by Eagle Scout Michael Milillo, who proposed, constructed, and installed two bat houses at two locations within the Village, Lake Rd and Berbit Preserve, that permission is granted to install one sign of appointments 9” x 12” at each location, similar to the design proposed, artistically adding the Villages logo on each sign; and

BE IT FURTHER RESOLVED that Michael and Troop 21 be thanked for their collective effort and the excellent work in the betterment of the Village and its environment, and the Mayor and Board wish to congratulate Michael on his outstanding achievement.

Motion: Trustee Golden

Second: Trustee Liebergall

Upon vote the Resolution was carried unanimously.

Presentation: Marsel Amona – Stonehedge

Marsel Amona informally discussed his revisited plans for the Stonehedge Project which had been withdrawn from consideration months ago.

Briefly, now he is proposing a 3-lot subdivision with the Minetto house and caretaker cottage on one lot, 3 single family homes in fee ownership on a second, and 8 duplexes (16 homes) on a third lot with condominium status. He claimed he could not drop below 4,048 SF per duplex home, including basement and garages. The basement would be a mix of storage with 6’ 2” ceiling max and portions with approximately 8’ ceilings. The proposed three 3’ x 2’ basement windows for light and ventilation, but no egress windows or doors, and no below grade sleeping. He also proposed adding 500 SF to one side of the duplex units, which was quickly rejected by the Mayor and the Board. As to the rest, the Village’s professionals will review and comment upon Mr. Amona’s plans as and when submitted (after additional details are submitted).

Resolution No. 23 - 084

Title: Adoption of Local Law No. 2 of 2023, Amending Chapter 195 Zoning to Clarify standards of the Zoning Board of Appeals AND Modify Definition of Accessory Building or Structure;

WHEREAS, a Public Hearing was opened on June 21, 2023, on proposed Local Law No. 2 of 2023, with all footers dated 24 March 2023, and entitled:

LOCAL LAW 2 OF 2023: AMENDING CHAPTER 195, ZONING, TO CONFORM THE DECISION CRITERIA GOVERNING ACTIONS BY THE ZONING BOARD OF APPEALS TO STATE LAW AND MODIFY THE DEFINITION OF “ACCESSORY, BUILDING OR STRUCTURE;” and

thus, amending Chapters 195 of the Village Code, as more particularly set forth in said Local Law, but summarized as follows:

1. The definition of “Accessory Building or Structure” is clarified and a new definition of “Accessory Use” is added, to ensure that such buildings, structures, and uses are appropriately sized in relation to the principal use on the lot.
2. The Board of Appeals’ powers and duties are clarified, to be consistent with State laws.
3. The Planning Board’s authority is clarified to modify bulk requirements in the ER-80 and RR-50 zoning districts in response to the presence of certain environmental features.

WHEREAS, the Village Attorney concluded that due notice was given after questioning the Village Clerk on the record hereat and ascertaining that the SEQRA docs were circulated and the following Legal Notice was published in the Journal News on June 11, 2023 and was posted on June 11, 2023 at several places, and that said Notice and the version of said Local Law before us this evening were provided to the Trustees and made available to the public on June 11, 2023 and were posted at several places, published on the Village’s website, and notices were hand affixed to the doors of the meeting room:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a Public Hearing will be held on Wednesday June 21, 2023, beginning at 7:00 p.m. or as soon thereafter as the matter can be heard at the Dr. Jeffrey Oppenheim Community Center, 350 Haverstraw Road, Montebello, NY 10901 to consider adopting Local Law No.2 of 2023, amending Chapter 195 Zoning, entitled:

“A LOCAL LAW AMENDING CHAPTER 195, ZONING, TO CONFORM THE DECISION CRITERIA GOVERNING ACTIONS BY THE ZONING BOARD OF APPEALS TO STATE LAW AND MODIFY THE DEFINITION OF “ACCESSORY, BUILDING OR STRUCTURE”

thus, amending Chapter 195 of Village Code, as more particularly set forth in said Local Law, but summarized as follows.

1. The definition of “Accessory Building or Structure” is clarified and a new definition of “Accessory Use” is added, to ensure that such buildings, structures, and uses are appropriately sized in relation to the principal use on the lot.
2. The Board of Appeals’ powers and duties are clarified, to be consistent with State laws.
3. The Planning Board’s authority is clarified to modify bulk requirements in the ER-80 and RR-50 zoning districts in response to the presence of certain environmental features.

All interested parties are invited to attend. The proposed laws will be available for inspection and review at the Village Office during normal working hours, Monday through Friday, 9:00 am to 4:00 pm as well as on the Village of Montebello website www.villageofmontebello.com.

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

Warren E. Berbit
Village Attorney

May 17, 2023

WHEREAS, at the request of the Mayor, the Village Attorney explained the local law as proposed and recommendations of the Rockland County Department of Planning and the Planning Board to amend same; and

WHEREAS, the Public Hearing was opened to the floor on June 21, 2023, at 8:32 pm by motion by Deputy Mayor Caridi and seconded by Trustee Golden, all in favor, and the Village Attorney requested that first the following be included in the Record:

1. Resolution 23-064 of May 17, 2023, approving holding a Public Hearing (attached).
2. Legal Notice, and Affidavit of Publishing and Posting (attached).
3. Draft Local Law No. 2 of 2023, dated March 24, 2023.
4. Planning Board action of June 13, 2023, as set forth in report prepared by Alyse Terhune and Jonathan Lockman AICP of NP&V (attached), dated June 14, 2023, updated June 16, 2023 which accepted the proposed text of Local Law No. 2 of 2023 with suggested changes, some substantive, including the Local Law with changes.
5. Rockland County Planning Department GML review of Local Law 2 of 2023, dated June 2, 2023 (attached) which stated they approved subject to comments and recommendations.
6. SEQRA/FEAF Forms Parts 1, 2, and 3 and Negative Declaration of Environmental Significance, all dated May 17, 2023 (attached); and

WHEREAS, no members of the public wished to speak, and

WHEREAS, having reviewed the SEQR submittals prepared by Village Planner Jonathan Lockman, the Board adopted the Part 1, at its meeting held on May 17, 2023, and at this meeting held on June 21, 2022, adopts the Part 2 and Part 3 Full Environmental Assessment Forms and Negative Declaration of Environmental Significance; and

WHEREAS, the Village Attorney after discussing in full detail the recommendations of the Planning Board and those of the Rockland County Department of Planning and opined that such, if viewed as having merit, such as reducing accessory structures from the proposed 33% of the principal structure to 25%, and to maximum height of 15 ft. vs. the proposed 25 ft. irrespective the number of stories of the principal structure, plus other substantive changes such as not allowing same in the setbacks in most cases and other seeming necessary language changes to make the code as amended internally consistent, are substantial enough in an abundance of caution, that to warrant the proposed Local Law, as proposed to be revised by the Planning Board should be recirculated under SEQRA and redistributed, in which opinion the Planner reportedly agrees; and

WHEREAS, this Village Board wishes to give the suggested changes to the proposed Local Law fuller consideration after due notice.

THEREFORE, BE IT RESOLVED, that the last version of the proposed Local Law No. 2 be withdrawn; that this Public Hearing closed at 8:35 by motion by Deputy Mayor Caridi and seconded by Trustee Golden; that the revised version proposed by the Planning Board and reflecting the Rockland County Department of Planning comments be duly circulated with SEQRA/FEAF Forms Parts 1, 2, and 3 and Negative Declaration of Environmental Significance, this Board declaring itself to be Lead Agency, and that the revised, proposed Local Law be renumbered to reflect its likely adoption sequence, and, that a Public Hearing be held as soon as lawful to do so, at the July or August Regular Meeting of the Village Board.

Motion: Deputy Mayor Caridi

Second: Trustee Liebergall

The Board was polled:	Mayor Millman	- Agree to withdraw and approve next version
	Deputy Mayor Caridi	- Agree to withdraw and approve next version
	Trustee Golden	- Agree to withdraw and approve next version
	Trustee Liebergall	- Agree to withdraw and approve next version
	Trustee Kuperman	- Agree to withdraw and approve next version

Upon vote, motion carried unanimously.

Resolution No. 23 - 085

Title: Proposed Local Law Renumbering

WHEREAS, Public Hearings on the following Local Laws were scheduled for this evening:

LOCAL LAW NO. 2 – AMEND CHAPTER 195 ZONING TO CONFORM THE DECISION CRITERIA GOVERNING ACTIONS BY THE ZONING BOARD OF APPEALS TO STATE LAW AND MODIFY THE DEFINITION OF “ACCESSORY, BUILDING OR STRUCTURE

LOCAL LAW NO. 3 - AMENDING CHAPTER 89, FIRE PREVENTION, TO DEFAULT TO THE STATE FIRE CODE STANDARDS FOR THE REGULATION OF BONFIRES, OPEN BURNING, RECREATIONAL FIRES, PORTABLE OUTDOOR FIREPLACES, OPEN FLAME COOKING DEVICES AND OTHER OPEN FLAME DEVICES;”

LOCAL LAW NO. 4 - AMENDING CHAPTER 135, PROPERTY OWNERSHIP REGISTRATION, TO INCLUDE THE REGISTRATION OF TENANTS; and

WHEREAS, at the Public Hearing on Local Law 2 this evening after full discussion such was withdrawn, to amend the proposed Local Law, which requires renumbering and recirculation.

THEREFORE, BE IT RESOLVED to maintain numbered sequence of potential Local Law adoptions, that proposed Local Law No’s 3 and 4, hereby be and are renumbered proposed Local Law No’s 2 and No. 3 of 2023, respectively.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, motion carried unanimously.

Resolution No. 23 - 086

Title: Adoption of newly numbered Local Law No. 2 of 2023, Amending Chapter 89, Fire Prevention, to default to the State Fire Code standards for the regulation of bonfires, open burning, recreational fires, portable outdoor fireplaces, open flame cooking devices and other open flame devices;

WHEREAS, a Public Hearing was opened on June 21, 2023, on proposed newly numbered Local Law No. 2 of 2023, with all footers dated 9 March 2023, and entitled:

LOCAL LAW 2 OF 2023: AMENDING CHAPTER 89, FIRE PREVENTION, TO DEFAULT TO THE STATE FIRE CODE STANDARDS FOR THE REGULATION OF BONFIRES, OPEN BURNING, RECREATIONAL FIRES, PORTABLE OUTDOOR FIREPLACES, OPEN FLAME COOKING DEVICES AND OTHER OPEN FLAME DEVICES;” and

thus, amending Chapters 89 of the Village Code, as more particularly set forth in said Local Law, but summarized as follows:

The Village identified certain provisions of Chapter 89 that are inconsistent with §307 and §308 of the 2020 Fire Code of New York State. This local law defines the terms "Bonfire," "Open Burning," "Portable Outdoor Fireplace," and "Recreational Fire," to be consistent with sections 307 and 308 of the 2020 Fire Code of New York State. Permitting and standards are also set to reference sections 307 and 308 of the State Code.

WHEREAS, the Village Attorney concluded that due notice was given after questioning the Village Clerk on the record hereat and ascertaining that the following Legal Notice was published in the Journal News on June 11, 2023 and was posted on June 11, 2023 at several places, and that said Notice and the version of said Local Law before us this evening were provided to the Trustees and made available to the public on June 11, 2023 and were posted at several places, published on the Village's website, and notices were hand affixed to the doors of the meeting room:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a Public Hearing will be held on Wednesday June 21, 2023, beginning at 7:00 p.m. or as soon thereafter as the matter can be heard at the Dr. Jeffrey Oppenheim Community Center, 350 Haverstraw Road, Montebello, NY 10901 to consider adopting Local Law No. 3 of 2023, amending Chapter 89, Fire Prevention, entitled:

“A LOCAL LAW AMENDING CHAPTER 89, FIRE PREVENTION, TO DEFAULT TO THE STATE FIRE CODE STANDARDS FOR THE REGULATION OF BONFIRES, OPEN BURNING, RECREATIONAL FIRES, PORTABLE OUTDOOR FIREPLACES, OPEN FLAME COOKING DEVICES AND OTHER OPEN FLAME DEVICES”

thus, amending Chapter 89 of Village Code, as more particularly set forth in said Local Law, but summarized as follows.

The Village identified certain provisions of Chapter 89 that are inconsistent with §307 and §308 of the 2020 Fire Code of New York State. This local law defines the terms "Bonfire," "Open Burning," "Portable Outdoor Fireplace," and "Recreational Fire," to be consistent with sections 307 and 308 of the 2020 Fire Code of New York State. Permitting and standards are also set to reference sections 307 and 308 of the State Code.

All interested parties are invited to attend. The proposed laws will be available for inspection and review at the Village Office during normal working hours, Monday through Friday, 9:00 am to 4:00 pm as well as on the Village of Montebello website www.villageofmontebello.com.

Joan Will
Village Clerk – Treasurer
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(845) 368-2211

Warren E. Berbit
Village Attorney

May 17, 2023

WHEREAS, at the request of the Mayor, Village Attorney Warren Berbit explained the local law; and

WHEREAS, the Public Hearing was opened to the floor on June 21, 2023, at 8:42 pm by motion by Deputy Mayor Caridi and seconded by Trustee Liebergall, all in favor, and the Village Attorney requested that first the following be included in the Record:

1. Resolution 23-065 of May 17, 2023, approving holding a Public Hearing (attached).
2. Legal Notice, and Affidavit of Publishing and Posting (attached).
3. Draft (newly numbered) Local Law No. 2 of 2023, dated March 9, 2023; and

WHEREAS, no members of the public wished to speak, Deputy Mayor Caridi moved and Trustee Liebergall seconded closing the Public Hearing at 8:43 pm, all in favor; and

THEREFORE, BE IT RESOLVED, after a Public Hearing and due deliberation, that said Local Law be and hereby is approved by authority of Municipal Home Rule Law §20(5), to become effective upon filing with the Secretary of State:

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Local Law No. 2 of 2023 dated March 9, 2023, approved, all in favor.

The Board was polled:	Mayor Millman	-	approve
	Deputy Mayor Caridi	-	approve
	Trustee Golden	-	approve
	Trustee Liebergall	-	approve
	Trustee Kuperman	-	approve

Resolution No. 23 - 087

Title: Adoption of Newly Numbered Local Law No. 3 of 2023, Amending Chapter 135, Property Owner Registration:

“LOCAL LAW NO. 3 OF THE YEAR 2023 - A LOCAL LAW AMENDING CHAPTER 135, PROPERTY OWNERSHIP REGISTRATION, TO INCLUDE THE REGISTRATION OF TENANTS”

WHEREAS, a Public Hearing was opened on June 21, 2023, on proposed Local Law No. 3 of 2023, with all footers dated 9 March 2023, and entitled:

“LOCAL LAW NO. 3 OF THE YEAR 2023 - A LOCAL LAW AMENDING CHAPTER 135, PROPERTY OWNERSHIP REGISTRATION, TO INCLUDE THE REGISTRATION OF TENANTS,” and

thus, amending Chapters 135 of the Village Code, as more particularly set forth in said Local Law, but summarized as follows:

It is the intention of the Village Board of the Village of Montebello, by the adoption of this chapter, to promote the public health, safety and welfare of its people by enforcing its zoning laws and regulations at properties owned by persons residing off premises, as well as in case of an emergency, to establish a more direct means of reaching tenants who may occupy such properties.

WHEREAS, the Village Attorney concluded that due notice was given after questioning the Village Clerk on the record hereat and ascertaining that the following Legal Notice was published in the Journal News on June 11, 2023 and was posted on June 11, 2023 at several places, and that said Notice and the version of said Local Law before us this evening were provided to the Trustees and made available to the public on June 11, 2023 and were posted at several places, published on the Village’s website, and notices were hand affixed to the doors of the meeting room:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a Public Hearing will be held on Wednesday June 21, 2023, beginning at 7:00 p.m. or as soon thereafter as the matter can be heard at the Dr. Jeffrey Oppenheim Community Center, 350 Haverstraw Road, Montebello, NY 10901 to consider adopting Local Law No. 4 of 2023, amending Chapter 135, Property Ownership Registration, entitled:

“A LOCAL LAW AMENDING CHAPTER 135, PROPERTY OWNERSHIP REGISTRATION, TO INCLUDE THE REGISTRATION OF TENANTS”

thus, amending Chapter 135 of the Village Code, as more particularly set forth in said Local Law, but summarized as follows.

It is the intention of the Village Board of the Village of Montebello, by the adoption of this chapter, to promote the public health, safety and welfare of its people by enforcing its zoning laws and regulations at properties owned by persons residing off premises, as well as in case of an emergency, to establish a more direct means of reaching tenants who may occupy such properties.

All interested parties are invited to attend. The proposed laws will be available for inspection and review at the Village Office during normal working hours, Monday through Friday, 9:00 am to 4:00 pm as well as on the Village of Montebello website www.villageofmontebello.com.

Joan Will
Village Clerk – Treasurer
Village of Montebello
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(845) 368-2211

Warren E. Berbit
Village Attorney

May 17, 2023

WHEREAS, at the request of the Mayor, Village Attorney Warren Berbit explained the local law is important, especially to protect persons, property and first responders, and help assure the integrity of our codes and regulations in the interest of health and safety, and protecting persons and property; and

WHEREAS the Public Hearing was opened to the floor on June 21, 2023, at 8:46 pm by motion by Deputy Mayor Caridi and seconded by Trustee Liebergall, all in favor, and the Village Attorney requested that first the following be included in the Record:

1. Resolution 23-066 of May 17, 2023, approving holding a Public Hearing (attached).
2. Legal Notice, and Affidavit of Publishing and Posting (attached).
3. Draft of newly numbered Local Law No. 3 of 2023, dated March 9, 2023.

WHEREAS no members of the public were present and therefore none wished to speak, Deputy Mayor Caridi moved, and Trustee Liebergall seconded closing the Public Hearing at 8:50 pm, all in favor; and

THEREFORE, BE IT RESOLVED, after a Public Hearing and due deliberation, that said Local Law be and hereby is approved by authority of Municipal Home Rule Law §20(5), to become effective upon filing with the Secretary of State:

Motion: Trustee Golden
Second: Deputy Mayor Caridi

The Board was polled:
Mayor Millman - approve
Deputy Mayor Caridi - approve
Trustee Golden - approve
Trustee Liebergall - approve
Trustee Kuperman - approve

Resolution No. 23 - 088

Title: Approval of Minutes for May 17, 2023

BE IT RESOLVED, the minutes of the Board of Trustees of May 17, 2023, be and are hereby approved.

Motion: Trustee Golden

Second: Trustee Liebergall

Upon vote, motion carries unanimously.

Resolution No. 23 – 089

Title: Approval of Abstract & Schedule of Claims

BE IT RESOLVED, the Abstract and Schedule of Claims dated June 21, 2023, and totaling \$469,660.07 hereby approved, and the claims listed hereon shall be paid.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, the Resolution carried unanimously.

Resolution No. 23 – 090

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

BE IT RESOLVED, the abstract and Schedule of Claims – Professional Fee dated June 21, 2023, for Professional Fees, and totaling \$19,025.64 hereby approved, and the claims listed hereon shall be paid.

Motion: Deputy Mayor Caridi

Second: Trustee Liebergall

Upon vote, the Resolution was carried unanimously.

Resolution No. 23 – 091

Title: Approval of Abstract & Schedule of Claims – Shade Tree Fund

BE IT RESOLVED, the Abstract and Schedule of Claims - Shade Tree Fund dated June 21, 2023, for Shade Trees, and totaling \$1,460.00 hereby approved, and the claims listed hereon shall be paid.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, the Resolution was carried unanimously.

Resolution to Schedule a Public Hearing for Local Lawn No. 5 of 2023 – Tabled

Scheduling the Public Hearing for Local Law No. 5 of 2023 called a Local Law amending Chapter 195, Zoning, to add “Printing and Publishing” as an additional use allowed by special permit of the Planning Board in the laboratory office zoning district will be tabled at the Attorney’s request reported by the Village Attorney that the language is correct. This Local Law will be renumbered as necessary.

Resolution 23 - 092

Title: Accept the Resignation of Constituent Services Assistant

WHEREAS, Deborah “Debi” Miceli has worked for the Village of Montebello for 35 years as a Clerk Typist and as a Constituent Services Assistant, has tendered her notice dated May 10, 2023, to retire effective May 31, 2023; and

WHEREAS, Debi explained that retirement is for family reasons; and

WHEREAS, Debi’s years of service to the Village have proven to be invaluable and much appreciated by all the Mayors, Village Boards, Village Hall Staff, and Village Clerk’s with whom she has worked; and

WHEREAS, Debi’s devotion and patience to work diligently with the Village Attorney will be sorely missed.

THEREFORE, BE IT RESOLVED, that Deborah Miceli resignation as a Constituent Services Assistant be and hereby regrettably accepted retroactive to May 31, 2023, with extreme

gratitude for all her years of service to the Village, and she and her family are wished many years of joy in her retirement.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote the Resolution was carried unanimously.

The Mayor and the Board would like to thank Debi for all her years of service and dedication.

Resolution 23 - 093

Title: Accepting Resignation of Litter Patrol Officer PT (Frank Vella)

WHEREAS, Frank Vella has ably served as Litter Patrol Officer (PT) from May 2011 to the present; and

WHEREAS, Frank tendered his resignation effective June 20, 2023, for personal reasons; and;

WHEREAS, the Mayor and Trustees are grateful for all the years Frank's dedicated service and disappointed that such necessitates his resignation.

THEREFORE, BE IT RESOLVED, that Frank Vella's resignation as Litter Patrol Officer (PT) be and hereby is reluctantly accepted effective June 20, 2023, for the foregoing reasons; and

BE IT FURTHER RESOLVED that Frank Vella be thanked for his many years of dedicated service to the Village and be wished well in his future endeavors.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, motion carried unanimously.

Resolution No. 23 - 094

Title: Appointment to Hire a Clerk Typist (PT)

WHEREAS, the Village Clerk – Treasurer reported an anticipated need to hire a part time Clerk Typist to assist with Village Hall duties; and

WHEREAS, the position of Debi Miceli, the Village’s Constituent Services Assistant, has declared her retirement effective May 31, 2023; and

WHEREAS, after advertising to fill the position of Clerk Typist, reviewing applications and interviewing several candidates, the Mayor has authorized the Village Clerk – Treasurer to hire Marilia Deras at a rate of \$22.00 / hour as Clerk Typist (PT) with proper vetting from Rockland County Personnel.

THEREFORE, BE IT RESOLVED, effective June 21, 2023, that Marilia Deras is hereby appointed to the position of a Clerk Typist (PT), at a maximum of 17.5 hours per week, and the availability to work Tuesday, Wednesday, and Friday for a term to expire at the reorganization meeting in April 2024, or as soon thereafter as a successor can be appointed after the three-month probation period.

Motion: Deputy Mayor Caridi

Second: Trustee Liebergall

Upon vote the Resolution carried unanimously.

Resolution No. 23 - 095

Title: Appointment to Hire Former Constituent Services Assistant (PT)

WHEREAS, the Village Clerk – Treasurer accepted the retirement of Deborah Miceli effective May 31, 2023, as ratified by Resolution #23-083; and

WHEREAS, due to the special knowledge and technical skill Deborah has acquired in her position as Constituent Services Assistant, the Village Clerk was able to negotiate the continuance of hours with Deborah on a part time basis. The Mayor has authorized the Village Clerk –

Treasurer to re-hire Deborah Miceli as Constituent Services Assistant (PT) with proper vetting from Rockland County Personnel.

THEREFORE, BE IT RESOLVED, that Deborah Miceli is hereby re-appointed to the position of a Constituent Services Assistant (PT), a maximum of 17.5 hours per week, and the availability to work Monday, Wednesday, and Thursday for a term to expire at the reorganization meeting in April 2024, or as soon thereafter as a successor can be appointed.

Motion: Deputy Mayor Caridi

Second: Trustee Golden

Upon vote the Resolution was carried unanimously.

The Mayor and the Board welcome Debi back.

Resolution No. 23 - 096

Title: Purchase of Park Bench to Honor Tony Piazza

WHEREAS, Anthony “Tony” Piazza, has tendered his resignation as a member of the Historic Preservation and Parks Commission as of May 2023; and

WHEREAS, as a show of appreciation, and in furtherance of Resolution 23-077 a bench in honor of all of Tony’s years of dedicated service and accomplishments will be placed in Kathryn Gorman Ponds Park, a place Tony helped establish; and

WHEREAS, a proposal was sought from Site Specialists, who had previously provided the benches currently in the park, to provide a quote for a bench and plaque:

Vendor		Price Quote
Site Specialists	88-50 PLW N/S – 1 5’ Bench, embed, walnut recycled plastic	\$941.85
	Plaque – Q01ZE 2” x 10” x 3/8” Zinc Etched	\$326.05
	Freight for delivery	\$329.00
	Total Cost:	\$1,596.90

and;

WHEREAS, based on this proposal from Site Specialists it is recommended to move forward with purchasing the bench with plaque at a total cost of \$1,596.90.

THEREFORE, BE IT RESOLVED, that the proposal of Site Specialists be accepted at a total cost of \$1,596.90, the expenditure of which for these purposes is hereby approved.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, motion carried unanimously.

Resolution No. 23 - 097

Title: Veolia Water New York Inc. PSC Case # 23-W-0111

WHEREAS, as brought to the attention of the Village of Montebello by Chris Kear, Director of Fire and Emergency Services of Rockland County in his communication received June 15, 2023, Veolia’s application before the Public Service Commission (PSC) not only seeks a rate hike of about 14%, but in an addendum added by leaf 28 No. 1.6 seeks to add an exculpatory section D. which essentially absolves Veolia of any and all consequences or liability for insufficient water pressure, capacity, loss by fire, or otherwise; and

WHEREAS, in the opinion of said Director, such is totally unacceptable as it absolves Veolia from any responsibility for the failure of its water system to provide adequate pressure or capacity, even in emergencies wherein insufficiency or inadequacy potentially threatens life and property; and

WHEREAS, by virtue of Resolution No. 256 of 2023 of the Rockland County Legislature, referred to as a fully set forth hereinafter, said Legislature unanimously opposed the Veolia application to the PSC for the reasons set forth therein; and

WHEREAS, the Village Fire Inspector and the Village Attorney concur with the aforesaid positions of the Legislature and Fire Director in recommending that the Village Board oppose Veolia’s application to the PSC in its entirety, including the addendum, for the above reasons in belief that not only is said rate increase unjustified and excessive, but also in firm opposition to the provision absolving Veolia’s responsibility for inadequate water services and pressure at all times, even during emergencies, representing a potential risk to public health and safety, and to property.

THEREFORE, BE IT RESOLVED, that the Village Board of the Village of Montebello hereby opposes said application and directs that this Resolution be filed with the PSC along with copies distributed to Veolia, the Rockland County Legislature, and all other parties of interest.

Motion: Trustee Golden

Second: Trustee Liebergall

Upon vote the Resolution was carried unanimously.

Public Comment:

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

Old / New Business

- The board discussed that Klaus Wimmer from Homeland Towers will meet informally at the community center to see if the location is a viable solution for all concerned.
- RealTerm Energy have completed their RFB for the streetlight project and advised that there was only one bidder. The Board would like them to rebid the RFB for streetlights as our Procurement Policy requires every effort to obtain more than one bidder if possible.
- Rading of the Tallman Fire Department letter advising that Airmont is no longer employing a Fire Inspector.

At 9:16 PM, Trustee Golden made a motion to go into Executive Session to discuss possible legal matters and contract terms/negotiations, seconded by Deputy Mayor Caridi. Vote carried unanimously.

At 9:56 PM, Deputy Mayor Caridi made a motion to exit the Executive Session, seconded by Trustee Liebergall. Vote carried unanimously.

At 9:56 PM, Deputy Mayor Caridi made a motion to close the meeting, seconded by Trustee Liebergall. Vote carried unanimously.

Respectfully submitted:

Joan Will – Village Clerk-Treasurer