

THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MONTEBELLO WAS HELD ON WEDNESDAY, MARCH 16, 2016 AT THE MONTEBELLO 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	Deputy Mayor
	Steven A. Sorrillo	Trustee
	Steven Beldock	Trustee
Others Present:	Warren Berbit	Village Attorney
Absent:	Melanie Golden	Trustee

Recording Secretary, Gloria Scalisi, Village Clerk-Treasurer

Public Comment:

Susan Shapiro, Attorney to William Zev Oster the owner of vacant parcel on Spook Rock Road. Mr. Oster would like to keep bees and grow blueberries on this property. Ms. Shapiro addressed the board regarding her original submission from September 2015 regarding a Bee Law. The Mayor advised Ms. Shapiro that as there had been several changes to the Board, there is an outstanding prosecution, and we are not in position to address her concerns at this time. Ms. Shapiro questioned if there is no bee law on the books, can her client have bees on his property. Village Attorney Berbit referred Ms. Shapiro to the Village Code. As Attorney Berbit explained, the absence of something in our Code does not make it legal but, excludes any use not mentioned. He did mention that on the agenda there is a Resolution to grant credit to her client for the ZBA application fee and remaining unspent professional fee deposit, in conjunction with that application (see 16-015).

Scott Golden, 6 Cottage Lane, Suffern, NY welcomed Mayor Millman in his new position. Mr. Golden expressed his concerns for the Village hiring a “Plans Examiner from Town of Ramapo” who simply drives around giving out violations. The Mayor thanked Mr. Golden for his opinion.

Mayor’s Report:

Mayor Millman welcomes all to participate in the Montebello Clean-up day on Saturday, April 16th.

The Mayor also announced that in conjunction with the Parks Commission, The Village is planning the 30th Anniversary celebration.

Lastly, Mayor Millman made mention of the up-coming, April 23rd deadline, for submission to the Newsletter.

Mayor Millman welcomed Town of Ramapo Police Chief Brad Weidel, a Montebello resident. He was also congratulated on his promotion. Chief Weidel announced that Martin Reilly has assumed his former position as Captain. A brief discussion took place regarding the up-coming holiday and how the Police would keep an eye out for Drunk Drivers.

Parks Business:

Tony Piazza spoke regarding Princeton Hydro and the bubblers.

Discussion ensued on clean-up day and participation. Deputy Mayor Caridi suggested Tony Piazza forward a letter that she could pass on to the teachers of Suffern High School as the students are in need of Community Service hours.

Resolution No. 16 -015

Village of Montebello

Title: William Oster Planning Board/Zoning Board Fees

WHEREAS, William Oster (“Oster”), the owner of real property located at 133 Spook Rock Road, Montebello (“Premises”), had previously made an application to the Zoning Board of Appeals with respect to the use of the Premises; and

WHEREAS, in connection with said application, Oster had paid to the Village an application fee of \$350.00, and professional consultants escrow fees of \$3,500.00; and

WHEREAS, said application was never processed, although the Village’s professional consultants did conduct preliminary reviews of the application; and

WHEREAS, the remaining professional consultants escrow account now stands at \$1,233.75; and

WHEREAS, Oster has submitted an application to the Planning Board for review of the use of the Premises dated February 25, 2016, (“Planning Board Application”) which application appears to eliminate the need for review by the Zoning Board of Appeals; and

WHEREAS, Oster has also requested that the remaining amounts in the professional consultants escrow account established for review of the Zoning Board of Appeals matter be used for professional consultants review in connection with the Planning Board Application; and

WHEREAS, as part of these requests, Oster has withdrawn the application to the Zoning Board of Appeals.

NOW, THEREFORE, BE IT RESOLVED, the request of Oster as set forth above be and hereby is granted, and the Clerk-Treasurer is hereby directed to credit the sum of \$350.00

previously paid to the Zoning Board of Appeals toward the application fee for the Planning Board Application; and be it further

RESOLVED, that the Clerk-Treasurer is hereby also directed that the sum of \$1,233.75, constituting the entire balance on deposit for the professional consultant's review be credited in connection with the Planning Board Application, and such other matters as may arise thereunder.

Motion: Trustee Sorrillo

Second: Deputy Mayor Caridi

Upon vote, the Resolution carried unanimously.

Resolution No. 16 - 016

Village of Montebello

Title: Pond Management Services

BE IT RESOLVED, in continuation of the ponds maintenance plan for the main ponds in Kathryn Gorman Ponds Park commenced two years ago to control excess water based plant and algae growth, and to promote water circulation, that the expense of about \$10,000, total, for a season's application of approximately 10 chemical treatments, plus about \$1,100.00 in permit fees, exact amount as of yet unknown, be and hereby is approved, subject to a proposal from Princeton Hydro in a form as approved by the Village Engineer and the Village Attorney.

Motion: Trustee Sorrillo

Second: Deputy Mayor Caridi

Upon vote, the Resolution carried unanimously.

The Board thanked students from Suffern High for coming and asked if they had any questions. A student asked if the roads on Route 202 were ever going to be fixed. Mayor advised that Route 202 is a State Road and we are fixing our roads and thanked the students for their attendance.

Resolution No.: 16-017

Village of Montebello

Title: Reduction of Rio Vista of Montebello Letter of Credit

WHEREAS, due to the claim of near completion by the developer of Rio Vista of Montebello, LLC, it has requested reduction of its Letter of Credit; and

WHEREAS, pursuant to the recommendation of the Village Engineer made in his letter dated February 11, 2016, as updated by him after this motion was tabled and a field review conducted, by his letter dated March 3, 2016, and revised chart, both received on March 8, 2016,

and each referenced as if set forth hereinafter, true copies to be attached to the Minutes hereof, said Letter of Credit may be reduced to \$20,333.76, but subject to certain conditions.

THEREFORE, BE IT RESOLVED, that said Letter of Credit may be reduced to \$20,333.76 subject to the conditions summarized as follows, but as more particularly described by the Village Engineer in his aforementioned communications:

1. Reduced Letter of Credit to remain in a form acceptable to the Village Attorney and the Village Engineer.
2. Well-head shed to be screened by plantings as acceptable to the Village in its discretion, especially to the Planning Board and HPC.
3. Maintenance Bond in the amount of \$181,500 remains on file, and in full force and effect.
4. The shed screening may be accomplished by a field change vs. a revised site plan, if the Planning Board so decides upon informal application, and subject to an acceptable planting plan being effectuated.

Motion: Trustee Sorrillo

Second: Deputy Mayor Caridi

Upon vote, the Resolution carried unanimously.

Resolution No.: 16 - 018

Village of Montebello

Title: Road Work Authorization Subject to Update from Village Engineer

WHEREAS, by preliminary Resolution No. 11-075 adopted June 15, 2011 and subsequent Resolution No. 11-082 adopted July 20, 2011, the Village Board approved construction of a speed hump on Orchard Street pursuant to the report of the Village Engineer dated July 2, 2011, each referenced as of set forth herein at length; and

WHEREAS, said work was held in abeyance due to the complete reconstruction by the County of the Montebello Road Bridge, but residents indicate that the need for the speed hump persists, thus requiring inquiry of the Village Engineer whether in his view the project should continue, and in what form, after a hiatus of 5 years; and

WHEREAS, in addition, changes were made to the Engineer's road re-surfacing plan because Orange and Rockland Utilities engaged in a large scale replacement of underground facilities on many of the Village roads, especially East Mayer Drive, Mayer Drive, Victory Road and Mile Road, thus requiring that planned resurfacing of some of these roads be held in abeyance rather than permit newly resurfaced roads to be torn up and scarred, leaving many of the roads, or portions thereof, in poor condition despite repeated attempts to repair same, especially noting the condition of East Mayer Drive, between Mayer Drive and Mile Road; and

WHEREAS, it is the view of the Village Board that responsibility for resurfacing shoulder to shoulder of the roads Orange and Rockland disrupted should fall to it, and such work should proceed post haste given the condition of the same; and

WHEREAS, a grant was received before the above occurred to resurface a portion of Mile Road, but that was also held in abeyance for the forgoing reasons; and

WHEREAS, the Village Board anticipates a 2016 resurfacing plan from the Engineer which must take all the above into consideration.

THEREFORE, BE IT RESOLVED, that the Village Engineer is directed, if he has not done so already, to forthwith study the subject and prepare a comprehensive report and recommendations taking all of the above into consideration, including: laying out a plan to resolve these short and long-term road issues; advising whether the Orchard Street speed hump should be constructed, and in what manner; how the Village may and should proceed in reconstructing the foregoing roads with dispatch, including any roads or the resurfacing regularly to be scheduled; and taking the steps necessary to assure that, to the extent possible, Orange & Rockland's responsibility for resurfacing the roads it disrupted be accomplished at its expense.

BE IT FURTHER RESOLVED, as, circumstantially, the Village Engineer presented his "2016 Road Resurfacing Estimate Milling and Paving Plan" this evening while this resolution was pending, and time being of the essence to get the work done, that such plan be approved as written, including the estimated expenditure of \$175,000 on East Mayer Drive, Kingsgate Road, and vicinity, and including the speed hump, and approximately \$49,612.79, for Mile Road, the latter to be funded by the Mile Road Grant, the foregoing first Resolved being amended to the extent inconsistent herewith.

Motion: Trustee Sorrillo

Second: Deputy Mayor Caridi

Upon vote, the Resolution carried unanimously.

Resolution No.: 16 - 019

Village of Montebello

Title: Approval of Minutes for February 24, 2016

BE IT RESOLVED, the minutes of the Regular Meeting of the Board of Trustees of February 24, 2016 be and are hereby approved.

Motion: Trustee Sorrillo

Second: Deputy Mayor Caridi

Upon vote, the Resolution carried unanimously.

Resolution No.: 16- 020

Village of Montebello

Title: Approval of Abstract & Schedule of Claims

BE IT RESOLVED, the Abstract and Schedule of Claims dated March 16, 2016, and totaling \$107,442.11 are hereby approved and the claims listed thereon shall be paid.

Motion: Trustee Sorrillo

Second: Deputy Mayor Caridi

Upon vote, the Resolution carried unanimously.

Public Comment:

As no one wished to speak, the Mayor closed the Public Comment portion of the meeting.

Old Business:

The Mayor asked the status of the roof leak at Village Hall. Village Clerk advised that she is presently awaiting two additional proposals.

New Business:

Discussion regarding the dedication and cost of renaming the Senior Center the Dr. Jeffrey Oppenheim Community Center.

Deputy Mayor Caridi asked about the lights that shine on the signs. Village Clerk says after speaking with the Building Inspector she believes its' a timer issue.

Mayor Millman asked about the absence of lights at Village Hall and recommended that the Clerk look into a motion detector. Village Clerk offered that she has work with Arnie Hecht, an Electrician and Village resident. She will reach out to him and get a quote.

At 9:45 p.m. Deputy Mayor Caridi made a motion to adjourned the meeting, second by Trustee Sorrillo.

Upon vote, the motion carried unanimously.