

THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MONTEBELLO WAS HELD ON WEDNESDAY, JULY 20, 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 Stacy Caridi Melanie Golden Steven Beldock	Mayor Deputy Mayor Trustee Trustee
Others Absent:	Steven A. Sorrillo	Trustee
Others Present:	Warren Berbit	Village Attorney

Recording Secretary, Gloria Scalisi, Village Clerk-Treasurer

Mayor's Report:

Mayor Millman announced the Babbling Brook Players are doing "Shakespeare in the Park" at Village Hall on August 5th-7th @ 6:30 pm, and invites everyone to participate.

Mayor Millman shared that the projected date for Montebello Day will be September 25, 2016 on which we will also celebrate our 30th year anniversary.

The Mayor advised that the treatment of Gorman Ponds Park to keep the water clean and free of algae build up will begin this Friday.

Mayor Millman spoke of the email from DOT regarding studying whether a traffic light should be installed at Route 202 and Mayer Drive.

The Mayor advised that following transitioning towards the retirement of the Villages Planner of many years, Mr. Bob Geneslaw, the possible new planners were being interviewed.

Mayor Millman shared that Fios has notified the Village that on or about July 18th new routers will be issued with an additional charge.

The Mayor announced that the Comprehensive Plan Commission is underway. The new commission members have been appointed and will be meeting in the near future.

Mayor Millman shared that the annual audit completed by outside auditors has begun this week.

Finally, The Mayor discussed the emails that have been circulating regarding 84 Viola Road. The Mayor made it clear these emails did not originate with the Village nor does the Village take any position with respect to the same, other than to note significant misinformation.

The Mayor and the Village Board are not involved and this application will be processed in the ordinary course as with any other application.

In keeping up with the tradition of the previous Mayor, Mayor Oppenheim, the Village Board honored the top 10% of the 2016 graduating class of Suffern High School who are Montebello residents. Mayor Millman acknowledged all students, presented award certificates and photos were taken for our facebook page. The graduates awarded certificates were as follows: Thomas Assad, Tyler Borenkoff, Jacob Brenner, Michael Fernandez, Lauren Giella, Samantha Glassman, Danielle Glassman, Sara Holland, Rachel Katz, Evan Kraushaar, Ari Lachenauer, Emily Liu, Richard Bosco, Courtney Ollis and Renee Romagnoli, congratulations to them all!

Parks Commission:

With no one present to speak the Mayor closed this portion of the meeting.

Public Comment:

Several Indian Rock residents spoke expressing their concerns regarding the noise they attributed to Raymour & Flanigan. In attendance were residents from 19, 22, 23 & 29 Lackawanna Trail. In addition, Mrs. Wynne read a letter from the Cohens' of 21 Lackawanna Trail. Mayor Millman stated that he did call Chief Weidel in regards to this matter. Chief Weidel was unaware of this issue but will have officer's patrol to follow-up. Mayor Millman also asked Village Attorney to assist with contacting Raymour & Flanigan to see if there are any unusual occurrence taking place that would explain the noise level increasing and whether there is a means to address same, and asked that the Planning Board files be reviewed regarding noise control. The residents of Lackawanna Trails were also advised to call the police when loud noises occur to make sure it's on record.

At this point, the Mayor closed the public comment portion of the meeting.

The Mayor discussed the petition to stop mowing the parkland by 202 and Coe Farm Road. The Mayor stated that the initial recommendation was not to mow in front near the road. It is the Mayor's suggestion that the Board hand this over to the Parks Commission for their recommendation.

Resolution No. 16-063

Village of
Montebello

Title: Public Hearing to Amend Chapter 129 of the Village Code

WHEREAS, it is timely that amendments to, or replacement of, Chapter 129 of the Village Code, known as "Peddler and Solicitation Law", be considered in that said Chapter has not been updated in eighteen (18) years, and should be made more reflective of the evolving needs of the Village and its citizens to be free, of their choosing, of uninvited disturbance of their peace and tranquility, especially by door-to-door solicitors, such as by home improvement

contractors, or persons soliciting houses for sale, neither of which were the main focus of the existing Chapter as and when written; and

WHEREAS, although the present Chapter prohibits such activities if a “No Peddling or Soliciting” sign is displayed, the Village Board has requested that the Chapter also include the creation and maintaining of a “No Peddling or Solicitation List” at the Village Hall to be doubly certain that such residents not be disturbed.

THEREFORE, BE IT RESOLVED, that the Village Attorney be and hereby is directed to draft an amendment to the Village Code to accomplish this purpose, sufficiently timely to allow publishing, posting and availability prior to conducting a Public Hearing on same at the August 17, 2016 regular meeting of the Village Board, which hearing is hereby authorized.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, the Resolution carried unanimously.

Resolution No. 16-064

Village of
Montebello

Title: Parks Village Code Provisions

WHEREAS, as has been the subject of recent Board discussion as prompted by the suggestion of law enforcement personnel, it is advisable that the Village Code be updated to better facilitate prosecuting persons who violate the rules of conduct on Village property, especially the Gorman Ponds Park, Village Hall lot and the Montebello Community Center, and their environs.

THEREFORE, BE IT RESOLVED, that the Village Attorney be and hereby is directed to draft an amendment to the Village Code to accomplish this purpose, sufficiently timely to allow publishing, posting and availability, prior to conducting a Public Hearing on same at the August 17, 2016 regular meeting of the Village Board, which hearing is hereby authorized.

Motion: Deputy Mayor Caridi

Second: Trustee Golden

Upon vote, the Resolution carried unanimously.

Resolution No. 16-065

Village of
Montebello

Title: Hiring Building Inspector as Independent Contractor

WHEREAS, the Village's Building Inspector, Larry Picarello, was employed by the Town of Ramapo, his services having been obtained from the Town under a municipal sharing agreement pursuant to Article 5G of the GML, which agreement was renewed on an annual basis; and

WHEREAS, Larry Picarello retired from employment by the Town effective July 6, 2016, and as a consequence the Village, by letter dated July 8, 2016, immediately terminated the agreement with the Town; and

WHEREAS, to avoid a discontinuity of services, Larry Picarello has continued providing services to the Village for 3 hours per day, 3 days per week, while it searches for a replacement part-time Building Inspector, it being understood that such is as an independent contractor at a fixed hourly rate, without benefits, said rate of \$60.00/hour, hereby set by mutual agreement, retroactive to July 6, 2016.

THEREFORE, BE IT RESOLVED, that, retroactive to July 6, 2016, Larry Picarello is retained as an independent contractor to provide building inspector services at an hourly rate of \$60.00/hour, without benefits, for approximately 9 hours/weekly until a replacement is obtained, Mr. Picarello to set his exact hours in his judgement as he deems necessary to service the Village in the interim, but it also being clear that Mr. Picarello, does not wish to continue this agreement for more than a few months; and

BE IT FURTHER RESOLVED, that Larry Picarello be thanked for his years of good service to the Village, and for his willingness to accommodate the Village while it continues to search for a replacement; and

BE IT FURTHER RESOLVED, THAT Larry Picarello be wished a fruitful, enjoyable and lengthy retirement in good health.

Motion: Deputy Mayor Caridi

Second: Trustee Golden

Upon vote, the Resolution carried unanimously.

Resolution No. 16-066

Village of Montebello

Title: Appointment of ZBA Member

WHEREAS, a Member seat on the Zoning Board of Appeals is vacant; and

WHEREAS, the Mayor recommends that Richard Bernstein, a long time resident and financial expert, be appointed.

THEREFORE, BE IT RESOLVED, that effective immediately, Richard Bernstein be and is hereby appointed, as a Member of the Zoning Board of Appeals to serve until April 2018, or until a successor is duly appointed.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, the Resolution carried unanimously.

Resolution No. 16-067
Montebello

Village of

Title: Approval of Minutes for June 15, 2016

BE IT RESOLOVED, the minutes of the Regular Meeting of the Board of Trustees of June 15, 2016 be and are hereby approved.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, the Resolution carried unanimously.

Resolution No. 16-068

Village of
Montebello

Title: Approval of Abstract & Schedule of Claims

BE IS RESOLVED, the Abstract and Schedule of Claims dated July 20, 2016, and totaling \$113,230.09 are hereby approved and the claims listed thereon shall be paid.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, the Resolution carried unanimously.

The Mayor reopened the floor for public comment. With no one wishing to speak, public comment was closed.

At 8:55 PM Deputy Mayor Caridi made a motion to enter an Executive Session to discuss Planners and to interview same, seconded by Trustee Golden.

Upon vote, Resolution carried unanimously.

At 9:30 PM Deputy Mayor Caridi made a motion to exit Executive Session, seconded by Trustee Golden.

Upon vote, Resolution carried unanimously.

Resolution No. 16-069

Village of
Montebello

Title: Obtaining Planning Services due to Robert Geneslaw's Retirement

WHEREAS, Robert Geneslaw has very ably served as the Village's Planner since its inception; and

WHEREAS, approximately two months ago Mr. Geneslaw gave a notice of his intent to phase out his practice over the next few months for retirement purposes; and

WHEREAS, as a consequence, the Village Attorney prepared a Request For Proposal (“RFP”) which was distributed to a select group of planners, yielding six (6) proposals in response; and

WHEREAS, all six proposals represented potentially the services of well respected and experienced planners, all of whom appeared to be excellent choices; and

WHEREAS, the Mayor and Village Attorney, with consultation with Mr. Geneslaw and Ira Emanuel, the Assistant Village Attorney assigned to the Planning Board and Zoning Board of Appeals, narrowed the field to three (3) planners, all of whom were interviewed by the Mayor, Trustee Golden, who is an attorney who specializes in environmental law, and the Village Attorney; and

WHEREAS, the Turner Miller Group was invited to be interviewed by the Village Board, in Executive Session, and same appears to be an excellent choice, especially given that their office is located within the Village, the mix of Planners whose services they offer, including two planners with Village experience, one having been partners with Mr. Geneslaw in the earlier stages of his representation of the Village, and one who worked on the original Comprehensive Plan and the Village map; and

WHEREAS, all proposals were similar regarding cost to the Village.

THEREFORE, BE IT RESOLVED, effective immediately, that a contract be entered into as drawn by the Village Attorney in a form consistent with that contained within the RFP and proposal, the salient provisions being as follows:

1. Hourly rates for Senior Partners for direct Village work \$130, \$120, and \$110.
2. Hourly rates for applicant pass-through work, \$160, \$150, and \$140.
3. Budget estimate for direct Village work, \$10,000 per annum.
4. Budget estimate for work on the Comprehensive Plan, not to exceed \$20,000
5. Village and Planner to cooperate in deciding mix of planners to perform Village work; and

BE IT FURTHER RESOLVED, in the transition as the new Planners phase in, that to the extent that Mr. Geneslaw is willing and able to assist in that transition, that the respective Planners share the work as they deem appropriate between them, it being understood that the transition period will continue for a period of about two (2) or three (3) months; and

BE IT FURTHER RESOLVED, that Village Board hereby expresses its gratitude and that of all of the citizens of the Village of Montebello for the fine, steadfast and creative work of Robert Geneslaw, which work has left a permanent, positive imprint on the Village and its environment.

Motion: Trustee Golden

Second: Deputy Mayor Caridi

Upon vote, the Resolution carried unanimously.

New Business:

A discussion ensued about the design of the sign for the Dr. Jeffery Oppenheim Community Center, and it was agreed to get revised proposal from Legacy Signs.

At 9:45 PM Deputy Mayor Caridi made a motion to adjourn the meeting, seconded by Trustee Golden.

Upon vote, Resolution carried unanimously.