

**Board of Trustees**  
**VILLAGE OF MILLERTON**  
**Regular Meeting Minutes**  
**January 22<sup>nd</sup>, 2019**

A regular meeting of the Village of Millerton Board of Trustees was held on Tuesday, January 22<sup>nd</sup>, 2019 was called to order at 7:00 PM at the Village Hall, 21 Dutchess Avenue, Millerton, NY 12546 with Mayor Debra Middlebrook presiding. Trustees present: Jennifer Najdek, Christine Bates, Alicia Sartori, and Matthew Hartzog (arrived at 7:33 PM). Also present; Clerk Kelly Kilmer, Treasure Stephany Eisermann Highway Supervisor Cole Lawrence and Police Officer Rudin. Members of the public; Marilyn Nichols, Lance Middlebrook (Planning Board member), Chris Kennan, Ken Mclaughlin (Building Dept.), and Kaitlin Lyle (Sign in sheet attached).

**Adaptive Reuse - Presentation**

Ken McLaughlin and Lance Middlebrook gave a presentation asking the board to consider adopting an Adaptive Reuse Ordinance. An application was submitted to the building inspector and the planning board for the old elementary school building, with this application the current zoning for this parcel is for school or residential use only. For the Building and Planning Board to able to move forward with this application and allow a different use then the current zoning, the municipality would need to adopt an Adaptive Reuse Ordinance. If this ordinance is adopted by the municipality it would allow the Planning Board to consider alternate uses for properties that are restricted by zoning. The board will discuss this with the village attorney and the mayor will put together a committee to draft an ordinance. The building inspector will bring in a sample of an ordinance from another municipality for the board review.

**Climate Smart – Chris Kennan**

Chris Kennan came to the board to review the Climate Smart Grant that was awarded. This was a joint grant with the Town of Northeast and Village of Millerton. Total award amount was \$29,708.00 and will be used in three (3) projects. There is a Webinar on 2/1/2019 to go over more information about the grant. Chris will be doing the webinar and suggested someone from the village should also be registered to do the webinar. The Town CAC will be the lead agency for this grant/project.

**Departments**

- **Highway:** Cole reported that with the first snow storm of 2019 seemed to go ok with no issues. Cole presented the board with an estimate for tree removal on both Simmons Street and Central Avenue. Cole called three companies to get quotes and only one responded, Everhart Tree Care LLC, from Hudson NY. *Motion* was made by Trustee Bates to have Everhart Tree Care take down the trees on Simmons St. and Central Ave. in the amount of \$3,275.00, seconded by Trustee Sartori, all four (4) members in attendance approved and motion was passed. Cole gave an update that the new control panel is up and working at about 98%.
- **Police:** Office Rudin gave report for the month of December 2018. He was unable to have a written report for this meeting due to technical difficulties; the following are the numbers: **17** total incidents **9** in the village and **8** in the town. No DWI arrests in the month of December, 3 parking tickets, 1 warrant from the court, 1 arrest for a warrant, and 1 missing person, were among the incidents. Officer Rudin reported that the Body

Cams (that were presented last meeting) are ready to be ordered, the department is just waiting on sales rep to get back to them. Also, the board asked about the overnight parking in the Rail Trail parking lot on S. Center Street during the winter months. It was discussed the need for some type of sign to be placed inside vehicles that are granted permission to park there during winter due to snow and snow removal process. This will be looked into and revisited at another meeting.

### **Minutes**

*Motion* was made by Trustee Najdek to accept the minutes as presented for 12/17/2018 and 12/27/2018, seconded by Trustee Hartzog, all four (4) members in attendance approved and passed, Trustee Bates abstained from the motion since she was not present for that meeting.

*Motion* was made by Trustee Hartzog to accept the minutes as presented for 1/7/2019, seconded by Trustee Bates, all five (5) members in attendance approved and motion passed. *Motion* was made by Trustee Najdek to accept the minutes of 1/22/2018 as read, seconded by Trustee Bates, all three (3) members in attendance approved and motion passed, Trustee Sartori and Hartzog abstained due to not being on the board at the time of that meeting/minutes.

### **Vouchers**

*Motion* was made by Trustee Sartori to pay vouchers #**2018744-2018783** for a total of **\$88,546.30**, General fund **\$45,944.67** and Water fund **\$42,601.63** after all members have signed vouchers, seconded by Trustee Bates, all five (5) members in attendance approved and motion was passed.

### **Resolutions**

#### **RESOLUTION # 2019 - 2**

#### **VILLAGE BOARD OF THE VILLAGE OF MILLERTON**

RESOLUTION CAUSING A PROPOSITION ON THE QUESTION OF WHETHER THE MONTH OF THE GENERAL VILLAGE ELECTION SHOULD BE CHANGED FROM MARCH TO JUNE TO BE PLACED ON THE BALLOT OF THE NEXT GENERAL ELECTION OF VILLAGE OFFICIALS.

WHEREAS, Section 15-104(1)(a) of the New York Election Law ("Election Law") provides that the General Village Election shall be held on the third Tuesday in March except in any village which adopts a proposition to elect its officers on a date other than the third Tuesday in March; and

WHEREAS, Section 15-104(2) of the Election Law provides that a Proposition changing the date of the General Village Election shall not become effective until the next election regularly scheduled to be held more than one hundred twenty (120) days following its adoption; and

WHEREAS, upon adoption of such Proposition, the term of any Village Officer elected at the election at which such Proposition is adopted or less than one hundred twenty-one (121) days thereafter, and the term of any Village Officer whose successor is scheduled to be selected more than one hundred twenty (120) days thereafter shall be extended to the date fixed as a result of such Proposition for his or her successor to take office; and

WHEREAS, Section 9-912 of the Village Law provides the Village Board with the ability to cause a Proposition on the question of whether or not the month of the General Village Election should be changed to be submitted at a regular or special Village election, by motion; and

WHEREAS the Village of Millerton Board of Trustees ("Village Board") has determined the current budget process for the Annual Village Budget results in newly elected Village Board members having to vote on Village Budgets immediately after taking office and without the opportunity to provide any input to the proposed budget prior to voting; and

WHEREAS, the Village Board has determined it would be in the best interests of the Village for the month of the General Village Election to be moved from March to June so that the General Village Election will be held on the third Tuesday

Approved: 02042019

of June instead of the third Tuesday of March in order for the Annual Village Budget process to be completed prior to any newly elected Village Board members taking office; and

WHEREAS, the next General Village Election will be held on March 19, 2019; and

NOW, THEREFORE, be it

RESOLVED, that the Village Board hereby directs the Village Clerk to add the following Proposition to the ballot for the next General Village Election to be held on March 19, 2019,

“Shall the month of the General Village Election be changed from the third Tuesday in March to the third Tuesday in June”;

and be it further

RESOLVED, that if the above Proposition be adopted, the next General Village Election following its adoption shall be held on June 16, 2020, and the term of any Village officer elected at the March 19, 2019 General Village Election and the term of any Village officer whose successor is scheduled to be selected more than one hundred twenty (120) days thereafter shall be extended until the date fixed as a result of the adoption of such Proposition.

**ROLL CALL VOTE:**

Debra Middlebrook, Mayor	AYE
Jenn Najdek, Deputy Mayor	AYE _____
Christine Bates, Trustee	AYE
Alicia Sartori, Trustee	AYE
Matthew Hartzog, Trustee	AYE

Dated: January 22, 2019

The Resolution was carried by a unanimous vote of The Village board members on January 22nd, 2019.

\_\_\_\_\_  
Kelly Kilmer  
Clerk, Village of Millerton

**RESOLUTION # 2019 - 3  
Appointment of Election Inspectors**

**Be it resolved**, that Lynda Chase and Nancy Vialpando as “Election Inspectors” for the Village Election to be held on Tuesday, March 19, 2019, at a compensation of \$150.00 per day, and that Richard Howard be appointed “Voting Machine Custodian” at a compensation of \$150.00 for the day.

**Be it resolved**, that the polling place for 2019 Village Elections on Tuesday, March 19, 2019, will be held at the Nutrition Site located at 21 Dutchess Avenue (on Simmons Street side of building), Millerton NY 12546, Dutchess County. The polls will be open from 12:00 noon until 9:00 p.m.

**That this Resolution is a true and correct copy of the Resolution, as regularly adopted at a legally convened meeting of the Board of Trustees of the Village of Millerton duly held on the 22<sup>nd</sup> day of January 2019, and further that such Resolution has been fully recorded in the 2019 Resolution Book in my office. In witness thereof, I have hereunto set my hand this 22<sup>nd</sup> day of January 2019.**

**SIGNED BY:**

\_\_\_\_\_  
**Kelly Kilmer, Village Clerk**

MOTION MADE BY: Trustee Najdek  
SECONDED BY: Trustee Sartori

Roll Call:	Debra Middlebrook	<u>AYE</u>
	Jennifer Najdek	<u>AYE</u>
	Christine Bates	<u>AYE</u>
	Alicia Sartori	<u>AYE</u>
	Matthew Hartzog	<u>AYE</u>

Approved: 02042019

DATE: January 22<sup>nd</sup>, 2019

### **Committee Report**

- Christine Bates – Nothing to report
- Jennifer Najdek – Nothing to report
- Alicia Sartori – The grant for digitizing files has been put on hold till we get more information and look at the current system at the Town of North East. She will also be looking into a “Reconnect” Grant for hi speed internet.
- Matt Hartzog – Will be following up with Cole to do an inventory of equipment to make a binder of the equipment. Also looking at doing a flyer for the April Water billing on “Disaster Preparedness”

### **Treasurer Report**

- Stephany handed out reports to start the new Budget 2019-2020 discussion.
- BAN 2016 F550 Truck is up for renewal and the best interest rate is with Salisbury Bank & Trust at 2.25% interest rate. *Motion* was made by Trustee Hartzog to accept the Resolution #2019-4 for BAN 2016 F550 Renewal at interest rate of 2.25% with Salisbury Bank & Trust, seconded by Trustee Bates, all five (5) members in attendance approved and motion was passed.
- *Motion* was made by Trustee Najdek to execute all BAN documents for F550 truck and allow the Mayor to sign documents, seconded by Trustee Sartori, all five (5) members in attendance approved and motion was passed.

### **Clerk Report**

After discussion with Oil/Diesel quotes given after receiving only two (2) quotes (third was unable to quote). *Motion* was made by Trustee Najdek to continue with Taylor Oil in Dover Plains, NY, seconded by Trustee Hartzog, all five (5) members in attendance approved and motion was passed.

### **Mayor's Report**

- Event Policy will be ready to be adopted at the next meeting on 01/24/2019
- Procurement Policy will be revised and looked at again at the next meeting 01/24/2019
- Mayor went down the list of unfinished items and marked off the ones that complete.
- Mayor met with Erin from Tighe and Bond to reach and question of what the next step is and whether do it all at once or in parts. Deb will reach out to Erin with a few more questions.
- Mayor Middlebrook had a meeting with Ray Jurkowski with CPL (Engineering Firm). She gave the board an update on the ADA renovations. Ray will be getting measurements of the Village Hall and submitting a drawing.
- Supervisor Kaye and the Mayor Middlebrook went and had a meeting with Didi Barrett regarding the highway garage and also submitted more information for the crosswalk solar signs and paving on Century Blvd.
- Ten Mile Watershed meeting will be taking place on 01/24/2019 and they are asking that a representative from the village be present. Stephany will email them to let them know that there is a conflict with this date due to our first budget meeting.

Approved: 02042019

**Executive Session**

*Motion* was made by Trustee Hartzog to go into executive session for personnel at 9:10 PM, seconded by Trustee Bates, all five (5) members in attendance approved and motion passed.

*Motion* was made by Trustee Hartzog to return to the regular meeting and exit executive session at 9:17 PM, seconded by Trustee Bates, all five (5) members in attendance approved and motion passed.

**Adjourn**

*Motion* made by Trustee Nadjek to adjourn the meeting at 9:21 PM, seconded by Trustee Sartori, all five (5) members in attendance approved and motion was passed.

Respectfully Submitted,

Kelly Kilmer  
Village Clerk