

**VILLAGE OF MOUNT MORRIS
REGULAR BOARD MEETING
November 18, 2024**

The Regular Meeting of the Village Board of the Village of Mount Morris, County of Livingston and the State of New York was held at the Village Hall 117 Main Street, Mount Morris, New York on November 18, 2024, at 6:00 PM.

PRESENT:

Joel Mike	Mayor
William Manthey	Trustee
Kelly Richardson	Trustee
Beth Shea	Trustee
Tim Bryant	Trustee-leaves at 6:50 PM
Lisa Torcello	Clerk/Treasurer
Eli McWhinney	Village Attorney-enters at 6:30 PM

ALSO PRESENT: Mark Mullikin, Beverly Sackett, Chris Young, Jennifer Young, Lauren Berger, Chad Young, Joe Rawleigh, Bob Skinner, Grethen Saunders, Josh Bacon, Kelly Bacon, Cathie Gehrig, Supervisor David DiSalvo, Justin Migliore

Mayor Mike called the meeting to order. Mayor Mike invited Makayla Bryant up front to lead in the Pledge of Allegiance.

RESOLUTION 134.24

APPROVAL OF ABSTRACT

On a motion from Trustee Manthey second by Trustee Shea the following resolution was

ADOPTED Ayes 5 Richardson, Manthey, Shea, Bryant, Mike

Resolved to approve the following abstract:

ABSTRACT # 14

GENERAL	\$12,602.07	300-313
WATER	\$1584.76	187-196
SEWER	\$509.04	140.-144

ABSTRACT # 15

GENERAL	\$60,350.83	315-338
WATER	\$5731.82	197-207
SEWER	\$7948.57	145-153

ABSTRACT # 16

GENERAL	\$203,808.00	339-344
WATER	\$22,345.19	208-211
SEWER	\$22,187.37	154-156

ABSTRACT # 17

GENERAL	\$8410.13	345-357
WATER	\$8939.69	212-220
SEWER	\$3613.78	157-161

ABSTRACT # 18

GENERAL	\$2239.57	358-62
WATER	\$1588.47	221-225
SEWER	\$3359.13	162-164

RESOLUTION 135.24

APPROVAL OF MINUTES

On a motion from Trustee Manthey second by Trustee Shea the following resolution was

ADOPTED Ayes 5 Richardson, Manthey, Shea, Bryant, Mike

Resolved to approve the minutes from October 30th and October 21st with the amendment of the approval of board minutes for September 16th and October 8th.

RESOLUTION 136.24

APPROVAL OF BUDGET TRANSFER

On a motion from Trustee Shea second by Trustee Bryant the following resolution was

ADOPTED Ayes 5 Richardson, Manthey, Shea, Bryant, Mike

Resolved to approve the following transfer to increase A2705 Gifts/donation \$3582.00(this the money from Solar Ridge for recreation and increase A7310.4 youth program contra 3582.00.

RESOLUTION 137.24

APPROVAL OF BUDGET ADJUSTMENT/TRANSFERS

On a motion from Trustee Manthey second by Trustee Shea the following resolution was

ADOPTED Ayes 5 Richardson, Manthey, Shea, Mike, Bryant

Resolved to make the following transfers from General A:

From		Amount	To		Amount
A7989.4	Youth Cont.	\$4000.00	A3120.2	Police equipment	\$4000.00
A3120.4	Police Cont.	\$10,000	A3120.2	Police equipment	\$10,000
A5110.2	Street Equipment	\$10,000	A3120.2	Police equipment	\$10,000
A5110.4	Street Cont.	\$6499	A3120.2	Police equipment	\$6499

RESOLUTION 138.24

APPROVAL OF APPROVAL FOR BOND PAYMENT

On a motion from Trustee Bryant second by Trustee Shea the following resolution was

ADOPTED Ayes 5 Richardson, Manthey, Shea, Bryant, Mike

Resolve to approve the following bond payment principle to Depository Trust in the amount of \$20,000 and Interest bond payment in the amount of \$1275.00.

RESOLUTION 139.24

APPROVAL OF APPROVAL FOR CAPITAL CHECKING ACCOUNT

On a motion from Trustee Manthey second by Trustee Richardson the following resolution was

ADOPTED Ayes 5 Richardson, Manthey, Shea, Bryant, Mike

Resolved to allow the Clerk/Treasurer to set a new capital checking account for the water project from the proceeds for the BAN money.

RESOLUTION 140.24

APPROVAL OF 2025 INTER- MUNICIPAL AGREEMENT WITH LIVINGSTON COUNTY HIGHWAY DEPARTMENT

On a motion from Trustee Bryant second by Trustee Richardson the following resolution was

ADOPTED Ayes 5 Richardson, Manthey, Shea, Bryant, Mike

Resolved to approve the 2025 Inter-Municipal Agreement with Livingston County Highway Department and authorize Mayor Mike to sign the agreement for the term from January 1, 2025, to December 31, 2025.

Discussion on changing the regular board meeting in January and February due to holidays. The January board meeting will be moved from January 20th to January 27th and the February 17th board meeting will be moved to February 24th.

Street Department Report:

Mayor Mike asked Superintendent Young if there were any updates on the WIIA project and he stated nothing at this time.

Police Department Report:

Chief Brado presented his report.

Discussion regarding upcoming events including Christmas in Mount Morris. Code Officer Mullikin stated that he was meeting the organization on Tuesday afternoon.

RESOLUTION 141.24

APPROVAL OF SURPLUSING THE 2016 FORD VEHICLE AND OTHER EQUIPMENT

On a motion from Trustee Bryant second by Trustee Shea the following resolution was

Resolved to approve surplus the 2016 Ford vehicle and other police equipment including old laptops, computers and monitors.

To put out to bid the 2016 Ford vehicle at a mini bid of \$5000.00 with the village able to reject any and all bids.

Code and Zoning Report

Code Officer Mullin gave his report

Recreation Report

Trustee Shea stated that she is still working on the baseball grant.

Mayor Mike stated that Trustee Shea made up some manual for the Comprehensive Plans committee member which can be handed out to the individuals that were appointed to the committee.

Mayor Mike stated that he emailed out the budget worksheets for 2025-2026 a date for a workshop will be forthcoming.

**RESOLUTION 142.24
VILLAGE OF MOUNT MORRIS**

**RESOLUTION AUTHORIZING A PUBLIC HEARING ON A PROPOSED LOCAL LAW
ENTITLED: "SOLAR ENERGY SYSTEMS LAW OF THE VILLAGE OF MOUNT MORRIS"**

WHEREAS, The Village Board of the Village of Mount Morris met at a regular board meeting at the Village Office located at 117 Main Street in the Village of Mount Morris, New York on the 18th day of November 2024, commencing at 6:00 P.M., at which time and place the following members were:

Present: Mayor Joel Mike
Trustee Bill Manthey
Trustee Beth Shea
Trustee Kelly Richardson
Trustee Tim Bryant

WHEREAS, all Village Board Members, having due notice of said meeting, and that pursuant to Section 94 of the Public Officers Law (Public Meetings Law), said meeting was open to

the general public and due and proper notice of the time and place whereof was given as required by law; and

WHEREAS, the Village Board of the Village of Mount Morris has been considering the adoption of a local law regulating solar energy systems within the municipality; and

WHEREAS, a draft of such local law has been presented to the Village Board by the Village Attorney, such law being entitled: “Solar Energy Systems Law of the Village of Mount Morris”; and

WHEREAS, the Village Board of the Village of Mount Morris finds it in the best interest of the Village to hold a public hearing to consider the adoption of said Local Law.

NOW ON MOTION OF Trustee Bryant which has been duly seconded by Trustee Manthey, be it

RESOLVED, by the Village Board of the Village of Mount Morris will hold a public hearing on the proposed adoption of said Local Law on the 16th day of December 2024 at 6:15 P.M., at which time all interested parties and citizens for or against the proposed law will be heard; and be it further

RESOLVED, by the Village Board of the Village of Mount Morris that the Village Clerk is hereby directed to place the Notice of Public Hearing on the Village Notice Board and is also directed to publish the Notice of Public Hearing in the Village of Mount Morris’s Official Newspaper.

Ayes: 5

Nays: 0__

Absent/Abstain: ___

Trustee Bryant asked the board about shutting off water for nonpayment. Mayor Mike stated that the reason the village hasn’t shut water off was due to the fact if a tenant was paying the landlord and then the landlord didn’t pay the village why should the water be shut off on the tenant. Attorney McWhinney stated that the law firm has other communities that have the same situation, and he would look into it more.

Mayor Mike opens the floor up to public comment-

Supervisor DiSalvo spoke that the Land Bank at Livingston County is looking for homes.

Justin Migliore spoke regarding 27 Case Street and how the issue was coming with the property that he had come to the board and the Code Officer before about. Mayor Mike stated that he still can’t speak to him about this legal issue. Mr. Migliore asked why Mayor Mike never the meeting he had stated he was going to have with him, the attorney and the Code Officer. Mayor Mike stated that Mr. Migliore needed to be patient.

Mrs. Cathie Gehrig stated that it is nice to see a police officer on the street at 5:00 AM. She asked about New York State painting the lines that Mayor Mike spoke about at a previous board meeting that he was involved in with Superintendent Greg Bump from Mount Morris Central School. Mayor Mike referred to Mr. Bump regarding this.

RESOLUTION 143.24

APPROVAL OF EXECUTIVE SESSION

ADOPTED Ayes 5 Mike, Richardson, Manthey, Shea, Bryant

On a motion from Trustee Manthey second by Trustee Bryant the following resolution was

Resolved to go into executive session litigation

RESOLUTION 144.24

APPROVAL OF EXECUTIVE SESSION

On a motion from Trustee Manthey second by Trustee Shea the following resolution was

ADOPTED Ayes 4 Mike, Richardson, Manthey, Shea
ABSENT 1 Bryant- left at 6:50 PM.

Resolved to come out of executive session.

RESOLUTION 145.24

APPROVAL OF DIRECT COMMENCEMENT OF ACTION

VILLAGE BOARD OF THE VILLAGE OF MOUNT MORRIS

RESOLUTION TO DIRECT COMMENCEMENT OF ACTION

ON BEHALF OF MUNICIPALITY

Adopted: November 18, 2024

WHEREAS the Village Board of the Village of Mount Morris met at a regular board meeting at the Village Hall located at 117 Main Street on the 18th day of November 2024, commencing at 6:00p.m., at which time and place the following members were:

<u>Present:</u>	Mayor	Joel Mike
	Trustee	Bill Manthey
	Trustee	Elizabeth Shea
	Trustee	Kelly Richardson
	Trustee	_____
<u>Absent:</u>	Trustee	Tim Bryant

WHEREAS, all Board Members, having due notice of said meeting, and that pursuant to Article 7, §104 of the Public Officers Law, said meeting was open to the general public and due and proper notice of the time and place whereof was given as required by law; and

WHEREAS, it appears that the property located at 6 Breen Street, Mount Morris, New York 14510, is in violation of §232-15 (“R-1 Single-Family Residential District”) of the Zoning Code of the Village of Mount Morris; and

WHEREAS, it appears to be in the best interest of the Village of Mount Morris to prohibit the owner of said property from continuing to be in violation of said Section of §232-15 (“R-1 Single-Family Residential District”) of the Zoning Code of the Village of Mount Morris; and

WHEREAS, the Village Board of the Village of Mount Morris feels it is in the best interest of the Village of Mount Morris to retain the services of Village Attorneys, DiMatteo Roach & Kelly, Attorneys at Law, to pursue the enforcement of §232-15 (“R-1 Single-Family Residential District”) of the Zoning Code of the Village against the owner of 6 Breen Street, Mount Morris, New York 14510, to ensure that this property is brought into compliance with said Law.

NOW ON MOTION OF Trustee Manthey which has been duly seconded by Trustee Shea, be it

RESOLVED, that the Mayor of the Village of Mount Morris, be and he hereby is authorized and directed to retain the services of DiMatteo Roach & Kelly, Attorneys at Law, as attorneys for the Village of Mount Morris in this matter, upon such terms as he deems proper and advisable, and Mayor of the Village of Mount Morris shall authorize DiMatteo Roach & Kelly, Attorneys at Law, on behalf of the Village of Mount Morris to take such action as may be deemed advisable to prevent any continuation

of the violation of §232-15 (“R-1 Single-Family Residential District”) of the Zoning Code of the Village of Mount Morris and the seeking of permanent injunction.

Ayes: 4 Nays: ____

Quorum Present: Yes No

Dated: November 20, 2024

With no further business motion by Trustee Mantey second by Trustee Richardson to adjourn.

Lisa J Torcello-Clerk/Treasurer
Mayor Joel Mike during executive session