

MINUTES OF REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF BRONXVILLE HELD ON JULY 14, 2008 AT THE VILLAGE HALL, 200 PONDFIELD ROAD, BRONXVILLE, N.Y.

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PRESENT: Mary C. Marvin Mayor
Glenn D. Bellitto Trustees
William H. Barton, Jr.
Anne W. Poorman
Robert S. Underhill

ALSO PRESENT: Harold Porr III Village Administrator

EXCUSED: Lino J. Sciarretta Village Attorney

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WORK SESSION & EXECUTIVE SESSION

In attendance were Mayor Marvin, Trustee Bellitto, Trustee Underhill, Trustee Poorman, Trustee Barton and Village Administrator, Harold Porr.

On motion of Trustee Bellitto, second by Trustee Barton, the Mayor opened the work session at 7:09PM. The Trustees reviewed the meeting agenda and discussed the report of the Girl Scout Cabin Committee.

At 7:35PM, on motion of Trustee Underhill, second by Trustee Poorman, the Trustees entered into Executive Session to discuss matters related to the WCI contract, Village personnel salary issues and litigation issues.

At 8:15PM, on motion of Trustee Barton, second by Trustee Bellitto, the Board re-opened the meeting and re-entered the public session.

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Mayor Marvin called the meeting to order at 8:15PM.

Mayor Marvin said that tonight was a special night because we were officially swearing in the Police Chief. She welcomed his family and thanked them for being a part of this special night.

Trustee Bellitto commented that he was delighted that Chief Satriale had done so well on his exam, that he had demonstrated what a fine leader he is, that he has instilled teamwork and comraderie in the department, and that he looks forward to the future with him as the Chief.

RESOLUTION - Appointment of Police Chief

On motion of Trustee Barton, second by Trustee Poorman, the following resolution was unanimously approved:

BE IT RESOLVED that Chief Christopher Satriale successfully completed and passed the NY State Chief of Police Exam;

BE IT FURTHER RESOLVED that the Board of Trustees of the Village of Bronxville hereby appoints Christopher Satriale from Provisional Chief of Police to Permanent Chief of Police of the Village of Bronxville effective July 14, 2008 at his current salary from Eligible list #72-801, Certification # 11095 titled Police Chief dated June 9, 2008.

Chief Satriale spoke and promised that he would continue the high level of energy that he has brought since appointed. He commented that he receives a tremendous amount of support on a daily basis from the Mayor and the Village Administrator. He encouraged suggestions and support from the Trustees. He thanked his family for their support and understanding. Then he thanked his department and listed each member individually acknowledging them for their support and hard work.

Mayor Marvin then thanked Kathy Studwell for her years of service and dedication to the Seniors. She then read the following proclamation:

WHEREAS, Kathy Studwell has been a well respected member of the Bronxville community since she and her husband, John, first made their home here back in 1969, and

WHEREAS, Kathy Studwell along with her husband raised three sons Spencer, James and Brian in the Village who studied in the Bronxville school system and participated in a wide and varied roster of community projects and events, and

WHEREAS, Kathy Studwell saw an opportunity to improve her Village by employing her special talents on behalf of the senior citizen population of the Bronxville community beginning in 1976 and continuing with uninterrupted service until March of 2008, and

WHEREAS, during Kathy Studwell's tenure of service as Director of Senior Services and the Bronxville Senior Citizens Program a new level of professionalism and organizational skill allowed membership in the Senior Citizens program to grow to over 500 members, and

WHEREAS, the work of Kathy Studwell during her many years of service as Director of Senior Services and the Bronxville Senior Citizens Program brought an increased quality of life for many people causing a richer experience of social interaction and improved physical and mental well-being, and

WHEREAS, the Village of Bronxville is very proud and appreciative for all that Kathy Studwell has achieved and accomplished, and

WHEREAS, the Village of Bronxville is a better place now for having Kathy Studwell so deeply ingrained in the fabric of the Bronxville community for such a long time,

NOW THEREFORE I, Mary C. Marvin, Mayor of the Village of Bronxville, New York do hereby proclaim July 15, 2008 as

KATHY STUDWELL DAY

Throughout the Village of Bronxville in recognition of all her fine work during her many years of residence and service here in the Village, and urge that all who have known Kathy through the years or those who have benefited from her important work to take a moment to reflect on her significant contributions to our Village.

MAYOR'S REPORT

The level of foot traffic and phone calls have decreased at Village Hall since the end of the school year, but honestly the level of business and the continuation of projects have not slowed.

I feel like a juggler with a lot of balls in the air and I am anxious for all projects to reach completion. We have a lot of initiatives underway.

Our Girl Scout Cabin Committee, so ably chaired by Former Mayor Sheila Stein, has completed their work. After much deliberation, in brief the committee has recommended that the cabin not be rebuilt at this time, rather directing the proceeds to improving the land as open park/recreation space for the Village. This was never possible before because the Village had to use that area for seasonal snow dumping. So in consultation with our Public works Department, monies will also be directed to buying a snow melter so we can discontinue use of that property as a dumping ground and have a clean and pristine park. The committee also has recommended that we get a professional landscaper for the area. I think it is a forward thinking solution because it permanently cleans up the property and does not eliminate future ideas for constructing something at a later date. I thank the entire committee for their dedicated service.

We are repainting all of the crosswalks throughout the business district and main intersections this summer and in the process addressing improvements to the intersection near Starbucks.

Our Citizens' Advisory Committee met in mid-June and alerted us to citizens' issues throughout the Village and we are in the process of acting upon their list. These volunteers have been wonderful sources of information and ideas for improvement in the Village.

We received wonderful news that Assemblywoman Paulin was able to help us secure a \$25,000 grant from the State to be used on our open spaces. Based on need, a lion's share of the money will go for improvements to Sagamore Park and Bicentennial Park.

Speaking of open spaces, a wonderful young resident, Henry Blais, brought his idea forward about a Village tree program. We so endorsed this initiative – it is so gratifying to see young residents care so much about their community. All residents just received a mailing about how to donate to the tree fund. Mr. Circosta tells me we have had a very positive response already and hope everyone will consider donating. Our trees are so valuable to the beauty and infrastructure of the Village. Due to age and the toll from storms, we need to replace many trees.

Verizon, after much prodding, is very close to having the infrastructure in place to offer Village subscribers the public access channel. They have been working in Village Hall setting up terminals, etc. So, service is soon.

Also, in the next few weeks, we will be working toward making sure all of the newsboxes throughout the Village meet the standards of our new code. For example, you will see them no longer chained to public or private property or positioned too close to crosswalks.

We thought we would have the draft of our vibration study by this meeting but Mr. Pici has not received it yet from our engineers.

I am very pleased to report that Route 22 is now on the State repair schedule for 2009. We will be lobbying to make sure the entire stretch of 22 in Bronxville gets repaved as well as dealing with the fact that there is no provision for drainage on the entire stretch of the road within the Village. I want to thank my colleagues in Eastchester and Tuckahoe for uniting to champion this.

Our Village flood engineer, Dvorka & Bartilucci, has filed a grant application for County monies to help us make improvements to mitigate flooding in the neighborhoods along the Bronx River as well as sections of Garden Avenue, Field Court and streets off of Route 22. It is a rolling grant cycle so we should hear soon.

Looking toward Fall, I have spoken with school officials and it seems that they may be vacating the trailers in the early Fall so Palumbo Place would open soon after.

Also, we are not quitting on our efforts, so far futile, to draw attention to the condition and service at our local post office. I have been in contact with Congresswoman Lowey's just today to discuss what we can do together.

In anticipation of the Fall and the renewed traffic congestion, I would like to work with the community – commuters, students, parents to see how we can encourage less driving and more walking, biking in the Village. I am working with the police chief on this but welcome residents ideas about how to get us all walking and getting the Village more pedestrian friendly.

Finally, late Friday I had a surprise visitor, former Mayor Bill Bell who I had never met. The Mayor in the late 1980's, he is now living in a retirement community in Pennsylvania. Meeting such a gentleman and exchanging ideas makes one realize what an honor it is to sit up here and serve Bronxville. So thank you.

With that, see you in September.

TRUSTEE REPORTS

Trustee Bellitto reported on the Police Department. This past month there were 3 burglaries and 1 attempted burglary. No one has been caught from last month's burglaries. The department is working on DWI in the month of August in partnership with Tuckahoe and Eastchester.

Parking –all is well within this department.

Trustee Bellitto stated that September will bring important items that will be addressed.

Trustee Poorman reported that the Library has received notice that they were named in the will of Lillian Griffle, who bequeathed the Library an unrestricted amount of

\$33,000; some other organizations who received gifts were the Bronx Zoo and Carnegie Hall.

In the Fall, the Library will begin the book clubs and Trustee Poorman encouraged residents to take part in them.

Chamber of Commerce – Trustee Poorman encouraged residents to attend summer band concerts during the month of July on Thursday evenings.

Trustee Underhill reported on WCI stating that there has not been any execution of an extension. However, Trustees continue to remain in dialogue with WCI to reach common ground. The Trustees will provide updates as things progress.

Trustee Barton commented that he met with Chief Satriale and Superintendent of Public Works, Rocco Circosta, last week to discuss improving issues and fixing things quickly. Some of the topics discussed were lights, flooding and striping.

Department of Public Works – Trustee Barton reported that there is an extensive list of roads that have been resurfaced or will be resurfaced before Labor Day.

Treasury – all is well with regard to this department.

APPROVAL OF MINUTES

On motion of Trustee Bellitto, second by Trustee Poorman, the Board approved the minutes of the Regular Meeting on June 9, 2008, as drafted.

NEW BUSINESS

RESOLUTION - Justice Court Grant

On motion of Trustee Barton, second by Trustee Underhill, the following resolution was unanimously approved:

BE IT RESOLVED that the Board of Trustees of the Village of Bronxville authorizes the Mayor to sign a grant application not to exceed \$30,000 with the Office of Court Administration for the purchase of furnishings for the Court Room.

RESOLUTION - IMA for Street Resurfacing & Repair of Asphalt Concrete

On motion of Trustee Bellitto, second by Trustee Underhill, the following resolution was unanimously approved:

WHEREAS, the Village of Bronxville, Village of Tuckahoe and the Town of Eastchester have jointly released bids for Street Resurfacing, and

WHEREAS, the Town of Eastchester has publicly advertised and received bids for said Contract, and

WHEREAS, Core Contracting of NY, LLC of Mount Vernon, N.Y. was the low bidder for this Contract at the unit prices described below:

Item # 1	Asphalt Concrete Top	\$ 78.90 per ton
Item # 2	Key Cut Castings	\$ 139.46 ea.
Item # 3	Adjust Manholes	\$ 410.00 ea.
Item # 4	Roto Milling	\$ 3.40 per s.y.
Item # 5	Line Striping	\$.58 per l.f.
Item # 6	Asphalt Surcharge for night resurfacing	\$6.50 per ton
Item # 6A	Roto Milling Surcharge for night work	\$1.50 per s.y.

NOW THEREFORE BE IT RESOLVED, that the Board of Trustees hereby authorizes the Mayor to execute an Inter-Municipal Agreement with the Town of Eastchester and the Village of Tuckahoe for resurfacing and repairing of various streets located within the Town and Villages in accordance with the attached document.

RESOLUTION - Capital Budget Project

On motion of Trustee Underhill, second by Trustee Barton, the following resolution was unanimously approved:

BE IT RESOLVED that the Board of Trustees authorizes the Village Treasurer to amend the 2008/2009 Capital Budget to include the 2008/2009 CHIPS capital reimbursement State aid of \$83,802.63 and to establish project number 20082009-0041-5110.

RESOLUTION - Environmental Compliance Bond Resolution

On motion of Trustee Underhill, second by Trustee Poorman, the following resolution was unanimously approved:

WHEREAS various Village department heads and where applicable, competent architectural and engineering firms, duly licensed by the State of New York have, at the instance of the Board of Trustees (the "Board"), prepared plans, estimates, and where applicable, engineering and architectural studies and an estimate of the cost of various capital projects authorized by the Board pursuant to five (5) bond resolutions totaling \$1,194,000, including rights-in-land, original furnishings, equipment, machinery, apparatus required for such purpose, and preliminary and incidental costs related thereto (collectively the "Project") and said plans, estimates and engineering and architectural studies have been filed in the office of the Village Clerk and are on file for public inspection; and

WHEREAS, the Board of Trustees has determined that upon the examination of an environmental assessment form ("EAF") prepared by the appropriate Village official, each component of the Project is an "unlisted action", as that term is defined in 6 NYCRR §617.2(ak), or a "Type II action", as that term is defined in 6 NYCRR §617.2(aj), and therefore the Village has caused the EAF to be prepared and promptly filed with the Village Clerk; and

WHEREAS, it is proposed that the maximum amount estimated to be expended for the Project is \$1,194,000 and that the costs of the Project are to be financed by the issuance of serial bonds of the Village in the aggregate principal amount of \$1,194,000 pursuant to the Local Finance Law of New York (the "LFL") and if deemed advisable by the issuance of bond anticipation notes in anticipation of the issuance of said bonds; and

WHEREAS, it is proposed that the costs of the Project are to be paid from a tax levied upon all the taxable property in the Village in annual installments determined by the Board of Trustees in amounts sufficient to pay the principal of and interest on said bonds to be authorized in a bond resolution to be adopted by the Board; and

WHEREAS, the evidence contained in such plans, estimates and engineering and architectural studies and in the EAF with respect to the Project permits the Board to make the determinations hereinafter in connection with actions to be made for the purpose of authorizing the financing of the Project;

NOW THEREFORE, pursuant to proceedings prescribed in 6 NYCRR at §617 of the State Environmental Quality Review Act ("SEQRA") regulations, **BE IT RESOLVED**, BY THE BOARD OF TRUSTEES OF THE VILLAGE OF BRONXVILLE, NEW YORK, as follows:

Section 1. The Village, by and through the Board, hereby declares and designates itself to be the "lead agency" as that term is defined in 6 NYCRR §617.2(u), with respect to the environmental review of the Project.

Section 2. Upon receipt and examination of the EAF it is hereby determined that the Project is an unlisted action or a Type II action, as those terms are defined in 6 NYCRR §617.2(ak) and §617.2(aj), respectively.

Section 3. No other agency other than the Village is involved in said environmental review and no coordinated review, segmentation or scoping of such review is necessary or required with respect to the Project.

Section 4. No hearing as set forth in 6 NYCRR §617.10(e) is required in making the determinations contained herein with respect to the Project.

Section 5. Taking into account the criteria set forth in 6 NYCRR §617.7 for determining significance of actions, upon review of all pertinent information, including taking a hard look at all the facts and circumstances, it is determined that the Project will not have a significant effect on the environment and no unidentified adverse effects are anticipated with respect thereto.

Section 7. The Village shall maintain a file, readily accessible to the public, in the office of the Village Clerk, containing this resolution, and the EAF.

Section 8. This resolution shall take effect immediately upon its adoption.

RESOLUTION - Reconstruction of Sewer Improvements Bond Resolution

On motion of Trustee Barton, second by Trustee Bellitto, the following resolution was unanimously approved:

BE IT RESOLVED that the Board of Trustees authorizes the Bond resolution, dated July 14, 2008, authorizing the issuance of up to \$83,270 aggregate principal amount serial bonds of the Village of Bronxville, County of Westchester, State of New York, pursuant to the Local Finance Law, to finance the costs of reconstruction of sanitary and storm sewer improvements in and for the Village, with a period of probable usefulness of 30 years.

RESOLUTION - Public Building Improvements Bond Resolution

On motion of Trustee Poorman, second by Trustee Bellitto, the following resolution was unanimously approved:

BE IT RESOLVED that the Board of Trustees authorizes the Bond resolution, dated July 14, 2008, authorizing the issuance of up to \$195,166 aggregate principal amount serial bonds of the Village of Bronxville, Westchester County, State of New York, pursuant to the Local Finance Law, to finance the costs of the acquisition, construction and reconstruction of improvements to public buildings in and for the Village, with a period of probable usefulness of 25 years.

RESOLUTION - Park Improvements Bond Resolution

On motion of Trustee Underhill, second by Trustee Barton, the following resolution was unanimously approved:

BE IT RESOLVED that the Board of Trustees authorizes Bond resolution, dated July 14, 2008, authorizing the issuance of up to \$74,944 aggregate principal amount serial bonds of the Village of Bronxville, Westchester County, State of New York, pursuant to the Local Finance Law, to finance the costs of the acquisition, construction and reconstruction of park improvements in and for the Village, with a period of probable usefulness of 20 years.

RESOLUTION - Street & Road Improvements & Machinery & Apparatus Bond Resolution

On motion of Trustee Barton, second by Trustee Poorman, the following resolution was unanimously approved:

BE IT RESOLVED that the Board of Trustees authorizes Bond resolution, dated July 14, 2008, authorizing the issuance of up to \$682,718 aggregate principal amount serial bonds of the Village of Bronxville, Westchester County, State of New York, pursuant to the Local Finance Law, to finance the costs of the acquisition, construction and reconstruction of streets and roads, improvements and the acquisition of machinery and apparatus for construction and maintenance in and for the Village, with a period of probable usefulness of 15 years.”

RESOLUTION - Equipment, Machinery, Apparatus, Furnishings & Vehicle Acquisition Bond Resolution

On motion of Trustee Poorman, second by Trustee Bellitto, the following resolution was unanimously approved:

BE IT RESOLVED that the Board of Trustees authorizes Bond resolution dated July 14, 2008, authorizing the issuance of up to \$157,902 aggregate principal amount serial bonds of the Village of Bronxville, Westchester County, State of New York, pursuant to the Local Finance Law, to finance the costs of the acquisition of equipment, machinery, apparatus and furnishings and vehicles in and for the Village, with a period of probable usefulness of 5 years.

RESOLUTION - Capital Appraisal Services

On motion of Trustee Bellitto, second by Trustee Barton, the following resolution was unanimously approved:

BE IT RESOLVED by the Village of Bronxville Board of Trustees that the Mayor is authorized to sign a contract with Capital Appraisal Services for appraisal services related to the 114-120 Parkway Road Certiorari litigation. The fee for the appraisal report is \$8,800 with a trial appearance fee schedule of \$225 per hour.

PUBLIC COMMENTS – None

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There being no further comments, the meeting was adjourned at 8:51PM by motion of Trustee Bellitto, second by Trustee Underhill.

Harold Porr III
Village Administrator/Village
Clerk