

**MINUTES OF REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE
VILLAGE OF BRONXVILLE HELD ON OCTOBER 14, 2014 AT THE VILLAGE HALL,
200 PONDFIELD ROAD, BRONXVILLE, N.Y.**

PRESENT:	Mary C. Marvin	Mayor
	Robert S. Underhill	Deputy Mayor
	Guy Longobardo	Trustee
	Donald Gray	Trustee
ABSENT:	Anne Poorman	Trustee
ALSO PRESENT:	James M. Palmer	Village Administrator/Village Clerk
	James Staudt, Esq.	Village Attorney

EXECUTIVE SESSION & WORK SESSION

The meeting was called to order by Mayor Marvin at 6:30PM on a motion by Trustee Longobardo and seconded by Deputy Mayor Underhill.

Representatives from Lynstaar Engineering including Gerry Lynch, were present and explained their findings of the lighting study they completed on behalf of the Village.

At 7:30 PM on a motion by Trustee Gray, seconded by Deputy Mayor Underhill the Work Session was closed and an Executive Session was opened. At 7:55 PM on a motion by Trustee Longobardo, seconded by Trustee Gray, the Trustees closed the Executive Session and re-entered the Public Work Session.

Mayor Marvin re-opened the regular meeting at 8:06pm.

MAYOR'S REPORT

Mayor Marvin gave a brief report on some items she has been working on.

TRUSTEE REPORTS

None

ADMINISTRATOR'S REPORT

Jim Palmer shared some details on what he has been working on.

Mobile shredder will be in the Village on October 25, details will be posted on the website.

APPROVAL OF MINUTES

On motion of Trustee Longobardo, second by Trustee Gray, the Board approved the minutes of the Regular Meeting and Work Session of September 8, 2014 and the Work Session Meeting of September 11, 2014.

PUBLIC HEARING - Local Law #6 – Modifying Prohibited Parking Area on Avon Road

On motion of Trustee Gray and Trustee Longobardo the Public Meeting was opened at 8:15pm John and Marilyn Hill, long time Bronxville residents are the only residents effected by this change. They did thank everyone especially the Chief for keeping them informed with this change. They are seeking some changes to widen their driveway so they can fit two cars. They will be applying to the Zoning Board for this change.

On Motion of Trustee Longobardo and Trustee Gray, the Public Hearing was closed at 8:18pm.

NEW BUSINESS

A. RESOLUTION - LOCAL LAW #6 TO AMEND THE TRAFFIC AND VEHICLE LAW OF THE VILLAGE OF BRONXVILLE, CHAPTER 290, BY MODIFYING PROHIBITED PARKING AREAS ON AVON ROAD

On Motion of Deputy Mayor Underhill, second by Trustee Longobardo, the following resolution was approved.

WHEREAS, the Board of Trustees (the "Board") of the Village of Bronxville (the "Village") requested Village Counsel to draft a local law revising the Traffic and Vehicle Law of the Village, Chapter 290, by modifying the prohibited parking area on Avon Road; and

WHEREAS, having received proposed Local Law # 6 - 2014, the Board is prepared to approve such proposed law,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. A public hearing on proposed Local Law # 6 - 2014 was held on the 14th day of October, 2014 at 8:00 p.m. at Village Hall located at 200 Pondfield Road, Bronxville, NY.
2. The Village Board hereby adopts Local Law # 6-2014.

B. RESOLUTION - RESOLUTION AUTHORIZING THE SALE OF SURPLUS EQUIPMENT

On Motion of Deputy Mayor Underhill, second by Trustee Longobardo, the following resolution was approved.

WHEREAS, certain Village vehicles and equipment have been recommended to be declared surplus, or they have exceeded their useful life and purpose; and

WHEREAS, the Village would benefit by selling these vehicles and equipment at public auction; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees hereby declare the following vehicles and equipment as surplus Village property and authorizes the disposal of the following vehicles and equipment by public sale:

Year	Make/Model	Unit No.	VIN/Description	Assigned to
2001	Sterling SL	H20	49HAABBV51HF18745	DPW
1997	Ford F350	H15	1FDKF38F2VEB002222	DPW
2004	Jeep Cherokee		1J4GW48NX4C429455	Police Dept.
2010	Ford Crown Vic		2FABP7BV3AX111382	Police Dept.
			48" Ex Mark Riding Mower	DPW
			GEM Car (Electric)	Bldg. Dept

BE IT FURTHER RESOLVED that the disposal of these vehicles and equipment is authorized in compliance with the requirements of law, and the Village Administrator and all appropriate officials are authorized to take the actions necessary to dispose of these vehicles.

C. RESOLUTION AUTHORIZING RETENTION OF REAL ESTATE APPRAISER

On Motion of Deputy Mayor Underhill, second by Trustee Gray, the following resolution was approved.

WHEREAS, petitions having been filed by the property owner below, challenging real property tax

assessments on the Village's Final Assessment Roll with respect to the following parcel:

<u>Property Owner</u>	<u>Address Description</u>	<u>Year(s)</u>
Riverhouse Co-operative	72 Pondfield Rd W	2007-2014
Westbourne Co-operative	50 Pondfield Rd W	2007-2014

WHEREAS, petitioner's court challenges are now pending in the Supreme Court, Westchester County; and

WHEREAS, the rules of the court require the Petitioner and Respondent to submit evidence of the Fair Market Value of the contested property, and

WHEREAS, Special Counsel – Huff/Wilkes and the Assessor have completed their search for a qualified expert,

NOW THEREFORE BE IT RESOLVED, that the Village Board hereby authorizes Special Counsel, Huff/Wilkes to engage the services of Haberman Associates to prepare the required real estate appraisal and provide expert testimony in conjunction with the aforesaid Tax Certiorari Proceedings. All services will be provided in accordance with the fee proposal more specifically described in the attached memorandum from the Village Assessor, Gerry Iagallo dated September 17, 2014.

D. RESOLUTION - AMENDMENT TO ESTIMATED SNOW AND ICE EXPENDITURES

On Motion of Trustee Longobardo, second by Trustee Gray, the following resolution was approved.

WHEREAS, the Village has an agreement with the New York State Department of Transportation for the removal on snow and ice on State roads; and

WHEREAS, the Village is partially reimbursed by the State of New York for this service based on a State formula and the lane miles covered; and

WHEREAS, the reimbursement amount is adjusted annually based on the severity of the winter season;

Now THEREFORE, BE IT RESOLVED: That due to the severity of the 2013/14 winter season the State has adjusted the 2013/14 reimbursement to the Village by \$7,639.28, and the Village Administrator his hereby authorized to execute an amendment to the snow and ice agreement accounting for this adjustment.

E. RESOLUTION – AUTHORIZING ENVIRONMENTAL COMPLIANCE LETTER FOR BAN

All Trustees were in favor of following resolution:

WHEREAS, on April 7, 2014, the Board of Trustees adopted the Village's 2013/2014 capital budget of \$3,473,221, and

WHEREAS, New York State aid to fund these projects was estimated at \$95,921, and

WHEREAS, the Village would benefit from short-term financing through the issuance of a Bond Anticipation Note to fund these projects, adding 2% for finance costs, and

WHEREAS, in order to consider financing through debt issuance, the Village is first required by law to adopt an environmental compliance resolution,

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees hereby approves the following environmental compliance resolution.

F. RESOLUTION - AUTHORIZING BAN TO FINANCE 2013/2014 CAPITAL PROJECTS

All Trustees were in favor of following resolution:

WHEREAS, on April 7, 2014, the Board of Trustees adopted the Village's 2013/2014 capital budget of \$3,473,221, and

WHEREAS, New York State aid to fund these projects was estimated at \$95,921, and

WHEREAS, the Village would benefit from short-term financing through the issuance of a Bond Anticipation Note to fund these projects, adding 2% for finance costs,

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees hereby approves the following bond resolutions totaling \$3,444,846:

Period of Probable Usefulness (PPU)	Resolution	Amount
Five (5) Years	A	357,000
Ten (10) Years	B	41,820
Fifteen (15) Years	C	2,374,152
Twenty (20) Years	D	54,060
Twenty five (25) Years	E	337,314
Thirty (30) Years	F	280,500
Total		3,444,846

BE IT FURTHER RESOLVED that the Board of Trustees authorizes, in compliance with the requirements of law, the Village Administrator and the Village Treasurer to take all actions necessary to effect and record this issuance.

G. RESOLUTION - IMA REGARDING PARKWAY ROAD BRIDGE

On Motion of Deputy Mayor Underhill, second by Trustee Gray, the following resolution was approved.

WHEREAS, on or about July 3, 2013 the New York State Department of Transportation (DOT) ordered closure of the Parkway Road Bridge over the Bronx River to be effective until certain DOT required maintenance is performed on the bridge; and

WHEREAS, the Village and Town are entering into a separate Agreement to facilitate performance of the currently required maintenance to the Bridge so that it can be reopened; and

WHEREAS, the City has agreed to make a one-time payment to partially finance the maintenance of the Bridge for the benefit of the residents of the City who traverse the Bridge and to alleviate the traffic which has been diverted onto City Streets;

NOW THEREFORE, BE IT RESOLVED: That the Village Board of Trustees authorize the Village Administrator to execute the IMA which memorializes the City's commitment to partially finance the maintenance of the bridge.

H. RESOLUTION - IMA REGARDING PARKWAY BRIDGE (2)

On Motion of Trustee Longobardo, second by Trustee Gray, the following resolution was approved.

WHEREAS, on or about July 3, 2013 the New York State Department of Transportation (DOT) ordered the closure of the Parkway Road Bridge over the Bronx River to be effective until certain DOT required maintenance is performed on the bridge; and

WHEREAS, the Village and the Town have disagreed, and continue to disagree, as to which municipality(ies) bear the legal responsibility to repair the Bridge; and

WHEREAS, notwithstanding their disagreement, for the benefit of their citizens, and without prejudice to their respective positions as to the legal responsibility for repair of the Bridge, the Village and Town are entering into this agreement to facilitate performance of the currently required maintenance of the bridge so that it can be reopened; and

NOW, THEREFORE, BE IT RESOLVED:

That the Village Board of Trustees authorize the Village Administrator to execute the IMA memorializing the Village's and Town's responsibilities with respect to the maintenance work required to get the bridge reopened.

**I. RESOLUTION - DECLARATION OF INTENT TO SERVE AS LEAD AGENCY
MIDLAND VALLEY DRAINAGE BASIN FLOOD MITIGATION PROJECT**

On Motion of Trustee Longobardo, second by Deputy Mayor Underhill, the following resolution was approved.

WHEREAS, the Village of Bronxville, in cooperation with the Bronxville Union Free School District (UFSD), is proposing to construct a flood mitigation system to eliminate chronic flooding from a local drainage basin known as the "Midland Valley Drainage Basin;" and

WHEREAS, the Village of Bronxville secured over 6.5 million dollars in funding from the Federal Emergency Management Agency (FEMA) to complete the proposed mitigation system; and

WHEREAS, the proposed improvements include a stormwater pumping station, a below grade storage piping network to be constructed beneath a portion of the existing athletic field at the School campus, and a dedicated force main piping system that will extend approximately 1,650 linear feet from the proposed pump station at the School to the discharge outfall located on Bronx River Reservation lands (Scout Field) near the intersection the intersection of Palumbo Place and Gramatan Avenue;

NOW THEREFORE, BE IT RESOLVED: That the Village Board of Trustees have determined that this project is subject to the State Environmental Quality Review Act, that a Full Environmental Assessment form has been prepared and hereby classify the status of the project as an Unlisted Action. In addition, the Village Board of Trustees will proceed with a coordinated review and hereby declare their intent to be the lead agency for this review.

**J. RESOLUTION - APPOINTMENT OF SECRETARY TO THE VILLAGE
ADMINISTRATOR AND MAYOR**

On Motion of Trustee Gray, second by Deputy Mayor Underhill, the following resolution was approved.

WHEREAS, there exists an opening for the full time position of Secretary to the Village Administrator and Mayor; and

WHEREAS, Mary Ann Magliato has been fulfilling the part-time role of Secretary to the Administrator and Mayor and is qualified for the full time position;

NOW THEREFORE, BE IT RESOLVED: That the Village Board of Trustees authorize the Village Administrator to appoint Mary Ann Magliato to the full time position at an annual salary of \$55,000 and subject to the requirement of the Village and those of the Westchester County Department of Human Resources.

K. RESOLUTION - VILLAGE OF BRONXVILLE PURCHASING POLICY

On Motion of Deputy Mayor Underhill, second by Trustee Gray, the following resolution was approved.

WHEREAS, Section 104-b of the General Municipal Law requires each municipal governing body to adopt a procurement policy for all goods and services which are not required by law to be publicly bid, and

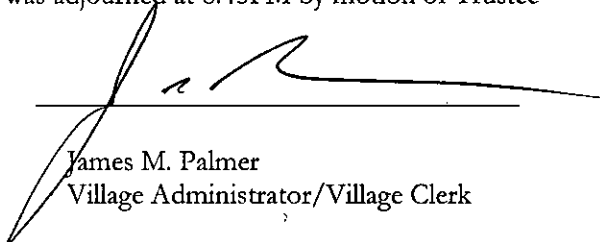
WHEREAS, the procedure is designed to enhance internal controls to support budgetary compliance, prevent unauthorized purchases, effect more stringent cost controls, and comply with applicable purchasing and procurement laws, regulations and guidelines established by New York State,

NOW THEREFORE BE IT RESOLVED that the Village of Bronxville adopts the following procurement policy intended to apply to all goods and services which are not required by law to be publicly bid.

PUBLIC COMMENT

NONE

There being no further comments, the meeting was adjourned at 8:45PM by motion of Trustee Longobardo, second my Trustee Gray.



James M. Palmer
Village Administrator/Village Clerk