

**MINUTES OF REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE
VILLAGE OF BRONXVILLE HELD ON JULY 13, 2015 AT THE VILLAGE HALL,
200 PONDFIELD ROAD, BRONXVILLE, N.Y.**

PRESENT:	Mary C. Marvin	Mayor
	Robert S. Underhill	Deputy Mayor
	Anne W. Poorman	Trustee
	Guy Longobardo	Trustee
	Randolph Mayer	Trustee
ALSO PRESENT:	James M. Palmer	Village Administrator
	James Staudt	Village Attorney

WORK SESSION & EXECUTIVE SESSION

The meeting was called to order at 6:00pm on the motion of Trustee Longobardo, seconded by Trustee Mayer.

Richard Quigley of IQ Landscape Architects presented the Village Board with a draft design for the front walk entrance to Village Hall. After the presentation Richard Quigley agreed to work up cost estimates for what was proposed.

On motion of Trustee Longobardo, seconded by Trustee Poorman, the Board entered into Executive Session at 6:45PM to discuss real estate and personnel matters.

At 7:55PM on motion of Trustee Poorman, seconded by Trustee Mayer, the Trustees closed the Executive Session.

Mayor Marvin re-opened the regular meeting of the Board of Trustees at 8:05PM.

MAYOR'S REPORT

Mayor Marvin gave a brief report on some items she has been working on. She shared a few reminders from the police department about the importance of locking your car doors and garage doors.

Mayor Marvin also mentioned that the head of our Chamber is here, Susan Miele. She is here to discuss concerns about door to door solicitors. Anyone soliciting any goods must have a permit issued by the Village Administrator. If these solicitors do not have a permit, please call the police desk.

TRUSTEE REPORTS

NONE

ADMINISTRATOR'S REPORT

Jim Palmer shared some details on what he has been working on. Repairs on the Parkway Road Bridge continue as scheduled.

Following the bid results for the flood mitigation project at the school, the bidder agreed to hold his bid price until the end of September. The Village is looking for additional funding to help pay for the project.

We also continue to work with ConEd in notifying us when work is being done in the Village.

APPROVAL OF MINUTES

On motion of Deputy Mayor Underhill, seconded by Trustee Poorman, the Board approved the minutes of the Executive Session and Work Session of June 8, 2015 and minutes of the Regular Meeting of June 8, 2015

**PUBLIC HEARING - LOCAL LAW 4 - 2015 REVISIONS TO THE ZONING CODE
AND LOCAL LAW 5 - 2015 AMENDMENT TO STREETS AND SIDEWALKS LAW**

At 8:13PM, on motion of Trustee Longobardo, seconded by Trustee Mayer, the Board opened the public hearing for Local Law #4-2015 revisions to the Zoning Code and Local Law #5-2015 Amendments to Streets and Sidewalks Law.

James Staudt, Village Attorney, gave a brief description of each Local Law. Local Law 4-2015 pertains to the types of commercial projects that would require site plan approval. With this change, for example, site plan approval would not be required when alterations are limited to the interior only. If the interior is changing from retail to retail there is no need for site plan approval. He suggested a slight modification to LL-4, Section 310-14B, to add "Subject to Design Review Committee"

Mr. Staudt also gave a brief description of Local 5-2015.

Trustee Longobardo shared some of his comments pertaining to Local Law 4 and Local Law 5

Public Comments – Susan Miele, Director of Bronxville Chamber of Commerce, thanked the Board for these changes. John Gordon of Admiral Real Estate also thanked the Board for these changes. James Krulis a Parkway Road resident, shared his concerns over sidewalk seating and enforcement, for example, if a restaurant is only allowed to have 5 tables and they have 7 tables. Mr. Staudt re-iterated that administrator has the right to review, enforce and revoke permits which are renewable on a yearly basis.

There being no further comments, the public hearing on Local Law 4-2015 and Local 5-2015 was closed at 8:29pm on motion of Deputy Mayor Underhill, seconded by Trustee Mayer.

**PROPOSED LOCAL LAW NO. 4-2015
A LOCAL LAW TO AMEND THE ZONING LAW
OF THE VILLAGE OF BRONXVILLE, CHAPTER 310,
BY ESTABLISHING SITE PLAN STANDARDS FOR OUTDOOR DINING
AND EXEMPTING CERTAIN USE CHANGES FROM SITE PLAN APPROVAL**

Section One. Section 310-3 of Chapter 310 of the Code of the Village of Bronxville is hereby revised by adding thereto the following term:

§ 310-3. Definitions.

OUTDOOR EATING AREA

A portion of an eating or drinking establishment (including, but not limited to bakeries and coffee shops) located on a public sidewalk that provides waiter or waitress service to patrons. The space on the sidewalk typically contains readily removable tables, chairs, railings, waiter stations, etc. For the purposes of this section, "readily removable" shall mean that no object or fixture which is part of the outdoor eating area shall be leaded, cemented, nailed, bolted, power riveted, screwed in or affixed, even in a temporary manner, to either the sidewalk on which it is placed, to the building or to any other structure it abuts.

Section Two. Section 310-14.A.(5) of Chapter 310 of the Code of the Village of Bronxville is hereby revised in its entirety to read as follows:

§ 310-14. Central Business A District.

A. Principal permitted uses:

(5) Restaurant.

Section Three. Section 310-14.B. of Chapter 310 of the Code of the Village of Bronxville is hereby revised by adding thereto a Subsection (3) as follows:

§ 310-14. Central Business A District.

B. Accessory uses:

- (3) Outdoor eating area. The purpose of this Section is to allow outdoor eating areas as a permitted accessory use, in association with permitted eating or drinking establishment uses (including carry-out food establishments), with conditions and safeguards to prevent nuisance conditions within the Village.

(a) Specific standards for outdoor eating areas.

- [1] The space shall be open to the sky, except that a retractable awning or table umbrellas may be permitted subject to review and approval by the Design Review Committee.
- [2] All damages and liabilities sustained in relation to the use and location of the outdoor eating area shall be the responsibility of the owner and/or operator of the use.
- [3] At minimum the outdoor eating area shall leave a five-foot-wide clear path free of all obstructions in order to allow for adequate pedestrian movement. This minimum distance shall be measured from the portion of the outdoor eating area frontage which is nearest either the curb or nearest obstruction. Unless otherwise determined by the Planning Board, parking meters, traffic signs and trees which have gratings flush to grade, without fences or guards, shall not count as obstructions.
- [4] The area used for an outdoor eating area shall not exceed the frontage of the related eating or drinking establishment use.
- [5] All awnings or umbrellas shall be adequately secured, retractable and made of a noncombustible frame covered with a flameproofed canvas or cloth, slow burning plastic or other equivalent material, but not including glass. At no point shall the height of the awning be lower than seven feet from the floor of the outdoor eating area unless otherwise approved by the Design Review Committee. The valance of the awning shall not exceed 12 inches in height. Awnings or umbrellas may overhang no more than 12 inches into the five feet of clear path, as provided in Subsection (3)(a)[3] of this section.
- [6] No structure or enclosure to accommodate the storage of garbage may be erected or placed adjacent to or separate from the outdoor eating area on the public right-of-way.
- [7] No signs are permitted on sidewalk umbrellas. All other signage is subject to the regulations in § 310-23 of this chapter.
- [8] Musical instruments or sound reproduction devices shall not be operated or used within an outdoor eating area for any purpose.
- [9] All planters, railings and fences as part of an outdoor eating area shall be self-supporting. In order to maximize visual access, the height of the railing or planter, including the vegetation within, shall not be higher than 30 inches. All materials, aside from planters, shall be removed from the sidewalk during those off-season periods when the outdoor eating area ceases operation. If not removed, a planter may be placed with its longest side against the wall of the accompanying restaurant, provided that such planter does not obstruct any egress from the building.
- [10] All objects other than planters shall be removed during that period of the year when the outdoor eating area ceases operation or at least between December 1 and February 28.

- (b) Approval procedure. The establishment of an outdoor eating area shall be subject to site plan approval in accordance with the terms of § 310-26. Provided, however, that public notice of the application shall be limited to properties within a 150 foot radius of the proposed outdoor eating area.

- (c) Renewal and changes to approval. The site plan approval or renewal permit for an outdoor eating area shall be valid until the end of the calendar year in which it is issued. Thereafter a renewal permit is required from the Village Administrator, which will be subject to fees set from time to time by the Village Board. Any substantial changes to the Planning Board approved layout or conditions will require Planning Board approval. If there is any violation of the terms of the permit, the Village Administrator shall have the right to revoke such permit. In addition, if the Village

Administrator determines that the original Planning Board approval requires substantial modification, he/she may refer the renewal application to the Planning Board for approval.

- (d) Insurance requirements. The applicant shall provide evidence of liability coverage in the amount determined by the Village, with such insurance to be maintained for the full duration of the approval for such outdoor eating area.

Section Four. Subsection 310-14.C.(5) of Chapter 310 of the Code of the Village of Bronxville is hereby revised in its entirety to read as follows:

§ 310-14. Central Business A District.

- C. Special permit uses. The Planning Board may allow the following uses by special permit, as regulated in Article VII of this chapter. See § 310-42 for individual standards and requirements applicable to these special permit uses, including off-street parking requirements. At the Planning Board's discretion, a special permit may be subject to renewal.

(5) Intentionally omitted.

Section Five. Subsection 310-14.D.(1) of Chapter 310 of the Code of the Village of Bronxville is hereby revised in its entirety to read as follows:

§ 310-14. Central Business A District.

- D. Area, bulk, and height controls.

- (1) Uses shall be enclosed. All permitted uses, whether principal, accessory, or special permit uses, shall be carried on in buildings that are fully enclosed on all sides, with the exception of off-street parking and outdoor eating areas.

Section Six. Section 310-15.B. of Chapter 310 of the Code of the Village of Bronxville is hereby revised in its entirety to read as follows:

- B. Accessory uses: Any use that is customary to a principal permitted use listed above, including, but not limited to the following:

- (1) Outdoor eating area, subject to the terms and requirements enumerated in § 310-14.B.(3) of this Chapter.

Section Seven. Section 310-26.A. of Chapter 310 of the Code of the Village of Bronxville is hereby revised in its entirety to read as follows:

§ 310-26. Site plan approval.

- A. Site plan approval required. Pursuant to § 7-725-a of the Village Law, no land shall be cleared or altered nor shall any building or other structure be constructed, demolished, moved, externally altered or enlarged, nor shall any water course, floodplain or wetlands be diverted, dredged or filled, nor shall the use of any land, building or other structure be changed, nor shall any building or other use permit be issued, except in accordance with final approval of a site plan granted by the Planning Board pursuant to this article, except detached single-family residential buildings permitted as-of-right under applicable zoning regulations. Provided, however, building permits for interior alterations only, not involving a change in use, shall not require site plan approval. Further provided, a change in permitted use of first floor space in the Central Business A District and Service Business B District to another use within the same permitted use category (e.g. retail establishment to another retail establishment, or restaurant to another restaurant), not involving changes to any previously issued special permit, shall not require site plan approval.

Section Eight. Section 310-42.E. of Chapter 310 of the Code of the Village of Bronxville is hereby revised in its entirety to read as follows:

§ 310-42. Individual standards and requirements for certain special permit uses.

- E. Intentionally omitted.

Section Nine. If any section, subsection, clause, phrase or other portion of this Local Law is, for any reason, declared invalid, in whole or in part, by any court, agency, commission, legislative body or other authority of competent jurisdiction, such portion shall be deemed a separate distinct and independent portion. Such declaration shall not affect the validity of the remaining portions hereof, which other portions shall continue in full force and effect.

Section Ten. This local law shall take effect immediately upon it

PROPOSED LOCAL LAW NO. 5-2015
A LOCAL LAW TO AMEND THE STREETS AND SIDEWALKS LAW OF THE
VILLAGE OF BRONXVILLE, CHAPTER 260, BY AMENDING STANDARDS FOR
OBSTRUCTIONS AND ENCROACHMENTS TO PROVIDE EXEMPTIONS FOR
APPROVED OUTDOOR EATING AREAS

Section One. Section 260-3 of Chapter 260 of the Code of the Village of Bronxville is hereby revised in its entirety as follows:

§ 260-3. Obstructions and encroachments.

No person shall place, or cause to be placed, on any public street, sidewalk or other public place any obstruction or encumbrance of any kind, or cause anything to encroach upon or project into, or over, any public street, sidewalk or other public place, or make or cause to be made any excavation adjacent to any public street, sidewalk or other public place, if such obstruction, encumbrance, encroachment, projection or excavation endangers public safety or occasions public inconvenience. Building materials or equipment shall be permitted to occupy a part of a public street or sidewalk for such period, not exceeding two hours, as may be requisite for the transfer thereof between a vehicle and a plot abutting on the street, but only if continuously attended by a responsible person and properly guarded against the collision of vehicles or persons therewith. Such material or equipment shall in all cases be placed close to the curbline and directly in front of the plot from or to which the same is being transferred and so as to leave a clear passageway on the sidewalk as well as on the roadway of the street and shall in no event extend more than 10 feet from the curbline. Facilities for outdoor eating areas, which have a validly issued permit, may be placed on a public sidewalk in accordance with the terms of the permit.

Section Two. If any section, subsection, clause, phrase or other portion of this Local Law is, for any reason, declared invalid, in whole or in part, by any court, agency, commission, legislative body or other authority of competent jurisdiction, such portion shall be deemed a separate distinct and independent portion. Such declaration shall not affect the validity of the remaining portions hereof, which other portions shall continue in full force and effect.

Section Three. This local law shall take effect immediately upon its adoption and filing with the Secretary of State.

PUBLIC HEARING - LOCAL LAW 6 – 2015
TO REPEAL SECTIONS 310-13.A(3) AND 310-42.M.

At 8:29pm, on motion of Trustee Longobardo, seconded by Deputy Mayor Underhill, the Board opened the public hearing for Local Law #6-2015 to Repeal Sections 310-13.A(3) and 310-42.M.

James Staudt, Village Attorney, discussed these proposed changes as a “clean-up” of the existing law.

There being no further comments, the public hearing on Local Law #6-2015 was closed at 8:36pm on motion of Trustee Poorman, seconded by Trustee Longobardo.

PROPOSED LOCAL LAW NO. 6 - 2015
A LOCAL LAW TO REPEAL SECTIONS 310-13.A.(3) AND 310-42.M. OF THE
BRONXVILLE VILLAGE CODE AND REPLACE THEM WITH CODE SECTIONS
PROVIDING FOR MULTIPLE RESIDENCE DEVELOPMENT TO SUPPORT
ENVIRONMENTAL REMEDIATION

SECTION 1. Section 310-42.M. of the code of the Village of Bronxville is hereby repealed and replaced with a new Section 310-42.M. to read as follows:

- (1) Definitions. As used in this subsection, the following terms shall have the meaning indicated:

ENVIRONMENTAL IMPROVEMENT MULTIPLE RESIDENCE FACILITY -

A multiple residence facility constructed on a site requiring significant environmental remediation.

- (2) Purpose. The purpose of this special permit is to allow additional residential density in the Six-Story Multiple Residence D District in circumstances where the applicant has demonstrated, to the satisfaction of the Planning Board, that the requested density is justified by the costs of the proposal relating to remediation costs associated with any environmental conditions on the site.
- (3) Specific standards for environmental improvement multiple residence facility.
- (a) The applicant must demonstrate, to the satisfaction of the Planning Board, that the requested density is justified by the costs of the proposal relating to remediation costs associated with any environmental conditions on the site.
- (b) The proposed development must incorporate reasonable on-site and/or off-site traffic improvements to mitigate any traffic impact resulting from the project.
- (c) Provided that the foregoing conditions are satisfied, the bulk and area requirements for an environmental improvement multiple residence facility shall be as follows:

- [1] Minimum lot area: 60,000 square feet.
- [2] Minimum lot depth: 80 feet.
- [3] Minimum street frontage: 600 feet.
- [4] Maximum units: 55.
- [5] Maximum building length: 675 feet.
- [6] Minimum front yard: zero feet.
- [7] Minimum rear yard: zero feet.
- [8] Minimum side yard:
 - [a] One yard: zero feet.
 - [b] Two sides combined: zero feet.
- [9] Minimum habitable dwelling area: 1,000 square feet per unit.
- [10] Open space: 500 square feet per unit.
- [11] Maximum building coverage: 100%.
- [12] Maximum building height: 60 feet or five stories.
- [13] Off street parking: 1.75 spaces per unit of which at least 1.0 space per unit must be accessible and available at all hours and the remainder of which may be tandem.

SECTION 2. Section 310-13.A.(3) of the code of the Village Bronxville is hereby repealed and replaced with a new section 310-13.A.(3) to read as follows:

- (3) Environmental Improvement Multiple Residence facilities are permitted by special permit as set forth in Section 310-42.M. of this chapter.

SECTION 3. This local law shall take effect immediately upon filing with the Secretary of State.

NEW BUSINESS

**RESOLUTION - DECLARATION OF SEQRA DETERMINATION -
ZONING CHANGES TO ESTABLISH SITE PLAN STANDARDS FOR OUTDOOR
DINING AND TO EXEMPT CERTAIN USES FROM SITE PLAN APPROVAL
(Local Law 4-2015)**

On motion of Trustee Poorman, seconded by Deputy Mayor Underhill, the following resolution was unanimously approved:

WHEREAS, the Village is amending the Zoning Code to allow for outdoor dining at carry-out food establishments and to streamline the approval process for outdoor dining applications; and

WHEREEAS, the Village is also amending the Zoning Code to exempt certain use changes from site plan approval; and

WHEREAS, the Village determined that the project was subject to the State Environmental Quality Review Act and completed an environmental assessment and determined that the proposed law would not involve substantive changes from existing practices that would affect environmental resources;

NOW THEREFORE, BE IT RESOLVED:

That the Village Board of Trustees assumed its role as lead agency and completed Part I of the Environmental Assessment Form. Be it further resolved that the Village Board hereby issues Part II and III of the Environmental Assessment Form and determines that this project will result in no significant adverse impacts on the environment, and, therefore, an environmental impact statement need not be prepared. Accordingly, a negative declaration is issued.

RESOLUTION ADOPTING LOCAL LAW # 4 - 2015

On motion of Trustee Longobardo, seconded by Deputy Mayor Underhill, the following resolution was unanimously approved:

WHEREAS, having received proposed Local Laws # 4 – 2015 the Village Board is prepared to approve such proposed law,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS: A public hearing on the following proposed Local Laws was held at 8:00pm on Monday July 13, 2015 at Village Hall located at 200 Pondfield Road, Bronxville, New York.:

The Village Board hereby adopts Local Law No. 4 - 2015 – A Local Law to Amend the Zoning Law of the Village of Bronxville, Chapter 310, by Establishing Site Plan Standards for Outdoor Dining and Exempting Certain Use Changes from Site Plan Approval.

**RESOLUTION - DECLARATION OF SEQRA DETERMINATION -
AMENDMENTS TO STANDARDS FOR OBSTRUCTIONS AND ENCROACHMENTS
TO PROVIDE EXEMPTIONS FOR APPROVED OUTDOOR EATING AREAS
(Local Law 5-2015)**

On motion of Trustee Poorman, seconded by Deputy Mayor Underhill, the following resolution was unanimously approved:

WHEREAS, the Village is amending the Streets and Sidewalks law to allow for outdoor eating areas which have a validly issued permit; and

WHEREAS, the Village determined that the project was subject to the State Environmental Quality Review Act and completed an environmental assessment and determined that the proposed law would not involve substantive changes from existing practices that would affect environmental resources;

NOW THEREFORE, BE IT RESOLVED:

That the Village Board of Trustees assumed its role as lead agency and completed Part I of the Environmental Assessment Form. Be it further resolved that the Village Board hereby issues Part II and III of the Environmental Assessment Form and determines that this project will result in no significant adverse impacts on the environment, and, therefore, an environmental impact statement need not be prepared. Accordingly, a negative declaration is issued.

RESOLUTION ADOPTING LOCAL LAW # 5 – 2015

On motion of Deputy Mayor Underhill, seconded by Trustee Poorman, the following resolution was unanimously approved:

WHEREAS, having received proposed Local Laws # 5 – 2015 the Village Board is prepared to approve such proposed law,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS: A public hearing on the following proposed Local Laws was held at 8:00pm on Monday July 13, 2015 at Village Hall located at 200 Pondfield Road, Bronxville, New York.:

The Village Board hereby adopts Local Law No. 5 - 2015 – A Local Law to Amend the Streets and Sidewalks Law of the Village of Bronxville, Chapter 260, by Amending Standards for Obstructions and Encroachments to Provide Exemptions for Approved Outdoor Eating Areas.

RESOLUTION DECLARATION OF SEQRA DETERMINATION –
AMENDMENTS TO THE ZONING CODE BY REPEALING SECTIONS 310-13.A(3)
AND 310-42.M AND PROVIDING FOR MULTIPLE RESIDENCE DEVELOPMENT
TO SUPPORT ENVIRONMENTAL REMEDIATION
(Local Law 6-2015)

On motion of Trustee Mayer, seconded by Trustee Poorman, the following resolution was unanimously approved:

WHEREAS, the Village is amending the Zoning Code to provide multiple residence development in order to support environmental remediation; and

WHEREAS, the Village determined that the project was subject to the State Environmental Quality Review Act and completed an environmental assessment and determined that the proposed law would not involve substantive changes from existing practices that would affect environmental resources;

NOW THEREFORE, BE IT RESOLVED:

That the Village Board of Trustees assumed its role as lead agency and completed Part I of the Environmental Assessment Form. Be it further resolved that the Village Board hereby issues Part II and III of the Environmental Assessment Form and determines that this project will result in no significant adverse impacts on the environment, and, therefore, an environmental impact statement need not be prepared. Accordingly, a negative declaration is issued.

RESOLUTION ADOPTING LOCAL LAW # 6 – 2015

On motion of Trustee Poorman, seconded by Trustee Mayer, the following resolution was unanimously approved:

WHEREAS, having received proposed Local Laws # 6 – 2015 the Village Board is prepared to approve such proposed law,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS: A public hearing on the following proposed Local Laws was held at 8:00pm on Monday July 13, 2015 at Village Hall located at 200 Pondfield Road, Bronxville, New York.:

The Village Board hereby adopts Local Law No. 6 - 2015 – A Local Law to Repeal Sections 310-13.A.(3) and 310-42.M. of the Bronxville Village Code and Replace them with Code Sections Providing for Multiple Residence Development to Support Environmental Remediation.

RESOLUTION AUTHORIZING THE SALE OF SURPLUS EQUIPMENT

On motion of Trustee Poorman, second by Trustee Longobardo, the following resolution was unanimously 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/Johnson 705 Sweeper	H20	49HAABBV51HF18745	DPW
1997	Ford F Series Dump Truck	H4	1FDYF80C6VVA265585	DPW
2004	Master Trailer		4DFLA10194NO57730	
2002	Ford Expedition	PD#34	1FMPU16L43LB21400	PD
2009	Jeep Laredo 4 x 4	Plate # ELL6877	1J8HR48P58C508972	

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.

RESOLUTION - RECORD MANAGEMENT DAY

On motion of Deputy Mayor Underhill, seconded by Trustee Mayer, the following resolution was unanimously approved:

BE IT RESOLVED that the Board of Trustees hereby authorizes the Village Administrator to close Village Hall to the Public on Friday, July 31, 2015 for Records Management Day

RESOLUTION - TO MODIFY INVESTMENT POLICY BY CHANGING APPROVED BANK LIST

On motion of Trustee Poorman, seconded by Trustee Mayer, the following resolution was unanimously approved:

WHEREAS People's Bank is a local bank which has demonstrated continued support for Bronxville residents and businesses, and

WHEREAS, People's Bank is offering a competitive interest rate, and

WHEREAS HSBC Bank has requested that we liquidate our bank account because of inactivity,

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees authorizes the Village Administrator and Village Treasurer to open a bank account with People's Bank, and

BE IT FURTHER RESOLVED that the Board of Trustees authorizes the Village Administrator and Village Treasurer to transfer the entire fund balance in HSBC, approximately \$79,000, from HSBC to People's Bank, and close the HSBC bank account, and

BE IT FURTHER RESOLVED that the People's Bank account activity will be recorded in general ledger account A.0000.2000.0115.

RESOLUTION – SETTING A PUBLIC HEARING FOR PROPOSED LOCAL LAW 7 – 2015, TO AMEND THE ZONING MAP DESIGNATION OF 11./5/17 TO CENTRAL BUSINESS A, AND TO AUTHORIZE THE PLANNING BOARD TO PERMIT FIRST FLOOR HEALTH PROFESSIONAL USE IN CERTAIN CIRCUMSTANCES

On motion of Deputy Mayor Underhill, seconded by Trustee Poorman, the following resolution was unanimously approved:

WHEREAS, having received proposed Local Law # 7 – 2015 the Village Board is prepared to hold a public hearing on such proposed law,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS: Local Law 7-2015 is scheduled for a public hearing in the first floor public meeting room of Bronxville Village Hall located at 200 Pondfield Road, Bronxville, New York at 8:00 p.m. on September 14, 2015.

RESOLUTION – SETTING A PUBLIC HEARING FOR PROPOSED LOCAL LAW 8-2015, BY ALTERING METER TIME LIMITATIONS FOR PARKING SPACES IN THE CEDAR ST AND GARDEN AVE LOTS PARKING LOTS AND BY PROHIBITING METER FEEDING FOR METERED PRKING SPACES.

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

WHEREAS, having received proposed Local Law # 8 – 2015 the Village Board is prepared to hold a public hearing on such proposed law,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS: Local Law 8-2015 is scheduled for a public hearing in the first floor public meeting room of Bronxville Village Hall located at 200 Pondfield Road, Bronxville, New York at 8:00 p.m. on September 14, 2015.

RESOLUTION - AUTHORIZATION FOR THE VILLAGE ADMINISTRATOR TO EXECUTE AN ENERGY EFFICIENCY SERVICES PROGRAM AGREEMENT WITH NYPA

On motion of Trustee Longobardo, seconded by Trustee Mayer, the following resolution was unanimously approved:

WHEREAS, the Village is desirous of retrofitting the existing residential street lighting to LED to provide for a more energy efficient lighting while also providing appropriate lighting in our residential neighborhoods; and

WHEREAS, the New York Power Authority is currently undertaking an LED Street Lighting Initiative to assist local municipalities with such an effort; and

WHEREAS, the program consists of reviewing and counting existing cobra head type suspended street lighting and comparing it to Con Ed's database and preparing a bulk purchase LED lighting contract as well as calculating the estimated energy savings associated with the retrofit; and

WHEREAS, to take advantage of this program the Village must first execute an energy services program agreement with the New York Power Authority;

NOW THEREFORE, BE IT RESOLVED: That the Village Board of Trustees authorize the Village Administrator to execute an energy services program agreement subject to the review of the Village Attorney.

RESOLUTION – AUTHORIZATION FOR THE VILLAGE ADMINISTRATOR TO SUBMIT A SECTION 211 WAIVER APPLICATION FOR MICHAEL TESTA

On motion of Deputy Mayor Underhill, seconded by Trustee Mayer, the following resolution was unanimously approved:

WHEREAS, Section 211 of the Retirement and Social Security Law provides for the reemployment of a retiree under certain circumstances without loss or diminution of pension; and

WHEREAS, the Law has several requirements which are reviewed by the State Civil Service Commission in reaching a determination; and

WHEREAS, the Village is desirous of submitting an application for Michael Testa, a current part-time employee of the Village of Bronxville; and

WHEREAS, Mr. Testa has been employed by the Village part-time since he retired from the Village of Pleasantville; and

WHEREAS, Mr. Testa's part-time employment allows the Village to utilize the expertise of a seasoned and exceptionally qualified individual to assist with inspections during a unique and extremely busy construction period in the Village; and

WHEREAS, this arrangement is cost effective for the taxpayer and helps the Village comply with the State Tax Cap;

NOW THEREFORE, BE IT RESOLVED: That the Village Board of Trustees authorize the Village Administrator to submit a 211 Waiver Application for Mike Testa to the State Civil Service Commission.

PUBLIC COMMENTS

Mr. Krulis stood up again to share his thoughts about the Parkway Road Bridge. Inquired about a tentative opening date of the roadway. He is very concerned over the traffic on that roadway once the bridge is open. He is requesting that the police department look into something that will slow down the traffic to speeding drivers, for example, speed bumps. The Board listened to his concerns and will share his thoughts with the Chief of Police.

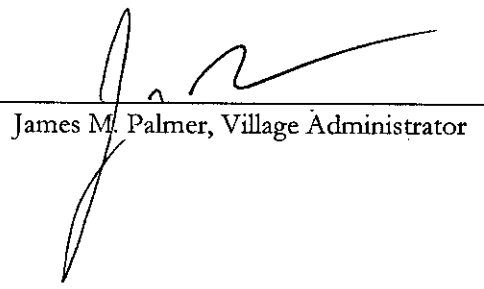
Mr. Gordon also made some comments about how pleased he is about the zoning changes discussed earlier.

Next Village Board Meeting is scheduled for September 14, 2015 at 8pm.

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There being no further comments, the meeting was adjourned at 9PM by motion of Deputy Mayor Underhill, seconded by Trustee Poorman.

On motion of Deputy Mayor Underhill, seconded by Trustee Mayer, the Village Board of Trustees went back into Executive Session.



James M. Palmer, Village Administrator

