

**MINUTES OF REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE
OF BRONXVILLE HELD ON JUNE 13, 2011 AT THE VILLAGE HALL, 200 PONDFIELD
ROAD, BRONXVILLE, N.Y.**

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PRESENT:	Mary C. Marvin	Mayor
	Robert S. Underhill	Trustees
	William H. Barton, Jr.	
	Anne W. Poorman	
	Donald M. Gray	
ALSO PRESENT:	Harold Porr III	Village Administrator
	James Staudt	Village Attorney

WORK SESSION & EXECUTIVE SESSION

The meeting was called to order at 6:38PM on the motion of Trustee Poorman, second by Trustee Underhill. In attendance were Mayor Marvin, Trustee Underhill, Trustee Poorman, Trustee Barton, Trustee Gray, Village Administrator Porr, and Village Attorney Staudt.

Village Administrator, Harold Porr, reviewed the agenda with the Trustees.

There was a briefing regarding planning/zoning changes for the property at 117 Pondfield Road by Village Attorney, James Staudt.

Village Administrator, Harold Porr, discussed specific State legislation under consideration by the Legislature in the late days of the session. Topics included a proposed tax cap on local governments and special legislation designed for the Village of Bronxville that would allow the Village to appeal certiorari decisions by State magistrates.

On motion of Trustee Barton, second by Trustee Poorman, the Board entered into Executive Session at 7:24PM to discuss personnel matters in Village Court, to discuss contract negotiations with the Village PBA and Teamsters and to discuss real estate issues with Village Counsel.

On motion of Trustee Gray, second by Trustee Underhill, the Board closed Executive Session at 8:02PM and re-entered open session.

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Mayor Marvin called the meeting to order at 8:08PM.

Mayor Marvin made a point of clarification. There will be no public hearings this evening. The public hearings will be re-noticed and public hearings held on Tuesday, June 28, 2011 at 7PM at Village Hall.

MAYOR'S REPORT

This past month was extremely busy as many organizations and even the State government try to wrap up business for the season.

Our new fiscal year has also begun and tax bills have been mailed out. As a reminder, taxes may be paid without penalty until June 30th. After that, 5% interest is charged on the balance, with this percentage increasing monthly. If you did not receive a bill, please call Village Hall.

This time of year also has us focusing on our capital improvement program for the coming year. Department heads have been asked to submit their wish lists and then the Trustees and I will prioritize and decide what can be accomplished. One of the few benefits in this downturn of the economy is that borrowing money is cheap with the interest rates so low so we may take this opportunity to undertake more projects if we think it prudent.

We continue to negotiate with our police union and the CSEA representing library employees, but we have yet to reach agreement.

Mr. Porr and I and many other elected Mayors and Supervisors met with County Executive Astorino for an update on the State of the County.

An interesting fact we learned is that over \$20 million of your tax dollars has already been spent on the affordable housing settlement for items such as lawyers, marketing plans, etc. even though no unit has yet to be built.

We are also working very closely with our Westchester colleagues to support or oppose State legislation that will have lasting effects on the County and the Village. One such item is the 2% tax cap which Westchester officials are unanimously against. To put in perspective, the State sent us a pension bill equating to a 4% tax increase last year and we expect the same next year so unless we cut people and services, we will be in violation of the tax cap without even buying an extra pencil.

This time of year is my favorite because very happy and positive things happen in the Village.

The Memorial Day parade is a tradition we all love and it was an honor to celebrate the service of all of our veterans, particularly our Grand Marshall Art Miller.

I thank everyone who was involved with a particular thank you to Jack Kennedy who on behalf of our Historical Conservancy single handedly organized all of the antique cars which have become such a signature of our parade. I want to extend a special thank you to all of our Town of Eastchester veterans who graciously joined us this year. The Eastchester parade was held for the first time the week prior, and I was honored to participate in their parade and as a result former County Legislator Vito Pinto and all of the Veterans Posts joined us at our parade and we were so proud to have them involved and honor their service.

In addition, I was also a judge for the Memorial Day Dog Show along with my friend Trevor from the school. It was great fun but also stressful when you honestly do not know what you are doing.

All five of the Bronxville School's second grade classes came to visit last week as part of their unit to learn about local government. I can tell you they are the nicest, smartest, most respectful students and their teachers are amazing. My favorite question this year was at the end of one's class visit when a sweet young lady asked if I thought my mom and dad were proud of me. Needless to say, I called them later in Albany to share the question.

Finally, and with great sadness, I mention the passing of Village Finance Committee member, Victor Samra. Victor was so admired and respected by everyone who knew him at Village Hall and he epitomized all that is special about our Village. He loved Bronxville, gave his time and talents unselfishly to the Village and

Lawrence Hospital and conducted himself as a friend and a gentleman at all times. May we all aspire to be like Victor.

TRUSTEE REPORTS

Trustee Underhill commented on the Memorial Day Parade and how pleased he was to have County Executive, Rob Astorino, and County Legislator, Gordon Burrows, join in the festivities.

Trustee Underhill said that in order to maintain the quality of life in the Village and stabilize the taxes, it is important for everyone to do as much of their shopping in the Village as possible.

Trustee Underhill also said that he was deeply saddened by the death of Victor Samra and that he will be missed.

Trustee Barton complimented the Mayor on a great parade and on her speech.

Trustee Barton reported on the Department of Public Works and said that recycling plastics is now numbers one through seven. He asked that an e-alert be sent out to residents informing them of this new policy. Also, Sagamore Road will be getting FIOS this summer so there may be some disruptions in that area.

Chamber of Commerce – the Sidewalk Sale was successful.

Farmer's Market – Trustee Barton reminded residents about the market on Saturday mornings.

Trustee Gray said he met with the head of the Village Green Committee who had previously met with the head of the Environmental Committee at the School. The Village Green Committee has a project which is to encourage residents to mulch their leaves and put them back into the soil. The goal is to get 10 - 20% of the residents to participate. There will be a meeting in August with landscapers and then in the fall for residents.

Trustee Gray encouraged residents to join the Green Committee and can do so by e-mailing BronxvilleGreenCommittee@gmail.com.

Trustee Poorman reported on the Court and how happy she was to announce that a new Court Clerk has been selected. It is resident Ruth Walter who brings extensive computer and business experience. She is the co-owner of the cheese shop in the Village. The interview committee interviewed some excellent candidates. Ms. Walter will begin on June 15th.

Police – Trustee Poorman said that there were a number of thefts from parked vehicles last month and she encouraged residents to please remember to lock their cars.

APPROVAL OF MINUTES

On motion of Trustee Poorman, second by Trustee Underhill, the Board approved the minutes of the Regular Meeting on May 9, 2011.

NEW BUSINESS

Village Attorney, James Staudt, reported that a Special Meeting of the Board of Trustees must be noticed as regular meetings are set at the Annual Meeting in April.

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

NOTICE IS HEREBY GIVEN that the Board of Trustees of the Village of Bronxville will hold a Special Meeting in the Board of Trustees Room in the Village Hall located at 200 Pondfield Road, Bronxville, NY on Tuesday, June 28, 2011 at 7PM where they will meet to discuss various proposed public hearings.

RESOLUTION - SETTING PUBLIC HEARING ON PROPOSED LOCAL LAW #5 – 2011 TO PROVIDE FOR A NEW ZONING DISTRICT KNOWN AS THE CENTRAL BUSINESS A TRANSITION DISTRICT

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

WHEREAS, Village Counsel has drafted a local law amending the Zoning Law of the Village, Chapter 310, to provide for a new zoning district known as the Central Business A Transition (CBAT) District; and

WHEREAS, having received proposed Local Law #5 - 2011, the Board of Trustees is prepared to hold a public hearing on such proposed law,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. A public hearing on proposed Local Law # 5 - 2011 will be held on Tuesday, June 28th at 7PM at Village Hall located at 200 Pondfield Road, Bronxville, NY.
2. The Village Board directs that all requisite notices be published and circulated in accordance applicable laws and regulations.

RESOLUTION - SETTING PUBLIC HEARING ON PROPOSED LOCAL LAW #6 – 2011 TO AMEND THE ZONING MAP TO DESIGNATE A CENTRAL BUSINESS A TRANSITION DISTRICT

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

WHEREAS, Village Counsel has drafted a local law amending the Zoning Law of the Village, Chapter 310, to amend the Zoning Map to designate a lot as within the Central Business A Transition District; and

WHEREAS, having received proposed Local Law #6 - 2011, the Board of Trustees is prepared to hold a public hearing on such proposed law,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. A public hearing on proposed Local Law #6 - 2011 will be held on Tuesday, June 28th at 7PM at Village Hall located at 200 Pondfield Road, Bronxville, NY.

2. The Village Board directs that all requisite notices be published and circulated in accordance applicable laws and regulations.

**RESOLUTION - SETTING PUBLIC HEARING ON THE PROPOSED RESOLUTION
SETTING PERMITTED USES, BULK AND OFF-STREET PARKING REGULATIONS FOR 117
PONDFIELD ROAD WITHIN THE CBAT DISTRICT**

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

WHEREAS, Village Counsel has drafted a resolution setting the permitted uses, bulk and off-street parking regulations for 117 Pondfield Road within the zoning district known as the Central Business A Transition (CBAT) District; and

WHEREAS, pursuant to § 310-21-c.C and § 310-21-c.D. of new Article IV-A of the Zoning Law as proposed by Local Law #5-2011, the Board of Trustees will be required to hold a public hearing on such resolution,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. A public hearing on proposed resolution setting bulk and off-street parking regulations for 117 Pondfield Road within the CBAT District will be held on Tuesday, June 28th at 7PM at Village Hall located at 200 Pondfield Road, Bronxville, NY.
2. The Village Board directs that all requisite notices be published and circulated in accordance applicable laws and regulations.

**RESOLUTION - SETTING A PUBLIC HEARING ON PROPOSED LOCAL LAW #7 –
2011 TO AMEND THE ANIMAL LAW OF THE VILLAGE OF BRONXVILLE, NY**

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

WHEREAS, the Board of Trustees (the “Board”) of the Village of Bronxville (the “Village”) requested Village Counsel to draft a local law amending the Animal Law of the Village; and

WHEREAS, having received proposed Local Law #7 - 2011, the Board of Trustees is prepared to hold a public hearing on such proposed law,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

3. A public hearing on proposed Local Law # 7 - 2011 will be held on Tuesday, June 28th at 7PM at Village Hall located at 200 Pondfield Road, Bronxville, NY.
4. The Village Board directs that all requisite notices be published and circulated in accordance applicable laws and regulations.

RESOLUTION – NYS SNOW & ICE AGREEMENT AMENDMENT 2010/2011 SNOW SEASON

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

WHEREAS, the Village of Bronxville has entered into Agreement # D010765 with the New York State Department of Transportation entitled “ Indexed Lump Sum Snow and Ice Agreement “.

WHEREAS, the original agreement allowed for increased funding due to the severity of the winter and fuel costs; and

WHEREAS, the present agreement provides funding in the amount of \$4,500.80;

NOW, THEREFORE BE IT RESOLVED, that the Village of Bronxville Board of Trustees authorizes the Mayor to sign the 2010/2011 NYSDOT Snow & Ice Agreement Amendment that allows for the additional funding of \$3,389.80 over the original funding of \$4,500.80. This increased funding was due to the severity of the winter season.

RESOLUTION – APPOINTMENT OF VILLAGE COURT CLERK

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

BE IT RESOLVED that the Board of Trustees confirms the appointment made by Mayor Mary C. Marvin of Ruth Walter to the position of Bronxville Village Court Clerk effective June 15, 2011 at an annual salary of \$52,000.

RESOLUTION – APPOINTMENT OF VILLAGE PROSECUTOR

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

BE IT RESOLVED that the Board of Trustees confirms the appointment made by Mayor Mary C. Marvin of Timothy Griffin to the position of Bronxville Village Prosecutor effective immediately at a rate of \$110 per hour.

RESOLUTION – STREET RESURFACING & REPAIRS OF ASPHALT CONCRETE IMA

On motion of Trustee Barton, second by Trustee Poorman, 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, Petrillo Contracting Inc. of 41 Edison Avenue, Mount Vernon, N.Y. was the low bidder for this Contract at the unit prices described below:

Item # 1 – Asphalt Concrete Top	\$ 84.50 per ton
Item # 2 – Key Cut Castings	\$ 50.80 ea.
Item # 3 - Adjust Manholes	\$ 350.00 ea.
Item # 4– Roto Milling	\$ 3.00 per s.y.
Item # 5- Line Striping	\$.37 per l.f.
Item # 6 – Asphalt Surcharge for night resurfacing	\$6.00 per ton
Item # 6A – Roto Milling Surcharge for night work	\$1.00 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.

Trustee Underhill commented that this is setting a price and not committing the Village to any expenditure.

Village Administrator, Harold Porr, responded that this allows the Village to be alerted as to what the cost would be as we plan for capital expenditures going forward.

Trustee Barton said that these prices are surprisingly lower than last year.

Trustee Underhill said that this is part of a capital expenditures program which will be determined by what the Governor and the NY State Senate do with the tax cap.

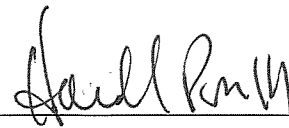
Mayor Marvin responded that the Board needs to see what passes in Albany and what type of exclusions the Village will receive before any capital projects are addressed.

PUBLIC COMMENTS –

None.

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There being no further comments, the meeting was adjourned at 8:34PM by motion of Trustee Poorman, second by Trustee Gray.



Harold Porr III
Village Administrator/Village Clerk