

MINUTES OF REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF
BRONXVILLE HELD ON MAY 8, 2006 AT THE BRONXVILLE LIBRARY, 201 PONDFIELD ROAD,
BRONXVILLE, N.Y.

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PRESENT:	Mary C. Marvin	Mayor
	Glenn D. Bellitto	
	Robert S. Underhill	
	Anne W. Poorman	
	William H. Barton, Jr.	Trustees
 ALSO PRESENT:	Harold Porr III	Village Administrator
	Rocco Circosta	Superintendent of Public Works
	Brian M. Downey	Chief of Police
	Vincent Pici, P.E.	Superintendent of Buildings
	Robert J. Fels	Village Treasurer
	William J. Murphy	Parking Commissioner
	Gerry Iagallo	Village Assessor

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Mayor Marvin called the meeting to order at 6:30 p.m.

WORK SESSION

(In attendance were Mayor Marvin, Trustees Bellitto, Underhill, Poorman and Barton, and Administrator H. Porr III.) The Trustees reviewed the board agenda. They discussed the paddle tennis program and the draft capital improvement plan.

The meeting continued with a presentation by CLT division of Tyler Inc.

REVALUATION INFORMATIONAL MEETING – CLT Representatives

Eugenia Flynn, project supervisor for CLT, gave a presentation on revaluation and explained how the process works. Following her talk there was a question and answer session.

Mayor Marvin reopened the regular meeting at 8:05 p.m. with the Pledge of Allegiance.

The regular meeting was recessed to go to a public hearing, and reopened at 8:12 p.m.

MAYOR'S REPORT

Mayor Marvin reported that the revaluation project is up and running. CLT has an office at 85 Pondfield Road. She said the CLT presentation held this evening will be broadcast for the next couple of weeks.

Mayor Marvin said the renovation project is on schedule. In the latest edition of our TV news show "One Square Mile" she shows what's being done in the basement of Village Hall.

As to Kensington Road, Mayor Marvin said the final environmental impact draft is available at Village Hall and at the Library.

Mayor Marvin said the Village looks beautiful and she wanted to thank the Working Gardeners and the Bronxville Beautification Committee. Those organizations are entirely

May 8, 2006
Page 2

volunteer and dependent on donations. They pay for all the planting. Mayor Marvin said she also wanted to thank the Bronxville Women's Club, the Girl Scouts, the Nagle family and Charlie Meyer, a Boy Scout.

Mayor Marvin announced that on May 17th the County Clerk will have a mobile office set up in front of Village Hall for people who want to obtain or renew their passports.

Mayor Marvin announced that the Board of Police Commissioners will hold a hearing on May 9th at 7:00 p.m. in the Elementary School auditorium.

The Mayor said she will be attending a meeting at Houlihan Lawrence Realtors with representatives of CLT to talk about the revaluation. She said that on May 17th she will be speaking at Midland Gardens on revaluation.

Mayor Marvin reported that with the help of resident Cindi Callahan and Veteran Howard Lenard, we have expanded our traditional Memorial Day Parade to include many more student groups. Thanks to a suggestion by Village resident Susie Secundo, we are adding a Pooch Promenade to follow the Bicycle Brigade, while the Historical Conservancy is organizing a Classic Car component to enhance our traditional Memorial Day Parade.

In response to suggestions from members of the Parkway Road Community Association, the Mayor said we have gotten Metro North to clean up the area around the train station. She said we are also improving the illumination of stop signs near the Parkway Road triangle.

Mayor Marvin asked residents to continue to send her e-mails. She said their ideas are very much welcome and are often the source of many of the improvements throughout the Village.

TRUSTEE REPORTS

Trustee and Deputy Mayor Glenn Bellitto, reported that CLT is moving ahead on the revaluation. All the houses have been photographed.

Regarding parking, Trustee Bellitto said we are considering hiring a consulting firm to analyze the work flow and structure of the parking office and make suggestions for improvements.

As liaison to the police department, Trustee Bellitto reported that since the last meeting, in response to a report of incidents involving teenagers in the central business district, Chief Downey has put a plan into operation. He said it is a comprehensive approach to the problem that appears to be very visible and effective. Trustee Bellitto said that Lieutenant Satriale has offered his support in helping to eliminate this problem. Trustee Bellitto thanked Trustee Poorman for all her hard work during the past few weeks in finding out the details of the incident.

Trustee Bellitto reported that another issue we have been focusing on is that the police have not had a contract since June of last year. He said that last week Mayor Marvin and he met with members of the PBA. He said he and the Mayor left the meeting very hopeful that we will reach a mutually effective agreement with the police.

Trustee Poorman reported that the Chamber of Commerce will hold its annual Sidewalk Sale on June 9th and 10th. On Saturday Park Place will be closed to traffic, there will be live music and a free raffle. There will also be free parking. Trustee Poorman reported that Sheryl Donner, the Executive Director of the Chamber of Commerce, has been working on launching a gift card that can be used at participating merchants in Bronxville. Trustee Poorman said we have also disseminated information packets to the merchants outlining the Village regulations so they can determine whether they are in compliance.

May 8, 2006
Page 3

Trustee Poorman reported on the Senior Citizens and said that District Attorney Janet DiFiore will be the quest speaker at one of their meetings.

Trustee Poorman spoke about the by the muggings that occurred recently involving teenagers and said she was deeply disturbed by what happened. She said she pulled some of the alleged facts together and contacted the Police Chief and the other Trustees. She urged residents to call the police immediately when such incidents occur.

APPROVAL OF MINUTES

Trustee Underhill asked that the minutes of the Public Hearing held on April 17, 2006 be corrected to reflect that he was not present at that meeting.

On motion of Trustee Bellitto, seconded by Trustee Barton, the Board approved the minutes of the Regular Meeting of April 17, 2006, as drafted, and the Public Hearing of April 17, 2006, as amended.

DEPARTMENT REPORTS

Department reports were presented by Chief of Police Downey, Superintendent of Buildings Pici, Superintendent of Public Works Circosta, Village Treasurer Fels, Parking Commissioner Murphy, Village Assessor Gerry Iagallo, and Village Administrator Porr.

ANNUAL STORM WATER MANAGEMENT PLAN

Mr. Rocco Circosta, Superintendent of Public Works, provided the Village Board and the public with a background to the Municipal Separate Storm Water System (MS4) Program. He stated that the Village filed an initial storm water management plan with the N.Y.S.D.E.C. in March 2003. The initial plan consisted of various management practices as well as measurable goals for the ensuing five years.

Mr. Circosta then reviewed the six minimum measures in the plan, the accomplishments that the Village made over the past year and the goals for next year.

RESOLUTION – Year End Budget Transfers

Village Treasurer Fels stated that in conjunction with the Village's fiscal year-end (May 31, 2006), he was requesting that the following resolution be adopted, so that he may revise the various budget lines where needed.

On motion of Trustee Bellitto, seconded by Trustee Barton, the following resolution was unanimously adopted:

BE IT RESOLVED the Board of Trustees authorizes the Village Treasurer to make necessary year-end budget transfers at the close of the Village's 2005/2006 fiscal year.

RESOLUTION – Budget Amendment – Day Camp Program

Village Treasurer Fels stated that in conjunction with the anticipated close of the fiscal year ended May 31, 2006, he has reviewed the status of the Village's various programs. Mr. Fels requested that the following Budget Amendment be adopted by the Board of Trustees.

On motion of Trustee Bellitto, seconded by Trustee Underhill, the following resolution was unanimously adopted:

BE IT RESOLVED that the Board of Trustees authorizes the Village Treasurer to amend the 2005/2006 General Fund Budget as follows:

Increase	A.2001000 Day Camp Fees	<u>\$ 12,000</u>
Increase	A.7138100 Day Camp Salaries	\$ 9,400
	A.7138403 Day Camp Supplies	2,000
	A.7138436 Day Camp Travel	600
		<u>\$ 12,000</u>

RESOLUTION – Capital Project Amendment – Paddle Court Improvements

Village Treasurer Fels stated that during the course of the recent budget work sessions, the Board of Trustees decided to expand the scope of the Paddle Court Project to include repairs to courts 1 and 2, as well as the access stairs, deck and related plumbing and electrical. The reason for this was to take advantage of the favorable pricing offered to the Village by the contractor RPTC, LLC. As such, he requested that the following resolution be approved. He said the funding for this increase will be incorporated with the funding of the entire 2005/2006 capital budget.

On motion of Trustee Underhill, seconded by Trustee Barton, the following resolution was unanimously adopted:

BE IT RESOLVED that the Board of Trustees authorizes the Village Treasurer to amend the following capital project:

Paddle Court Improvements #20052006-0037-7137 by \$ 130,000 from \$ 130,000 to a revised total of \$ 260,000.

RESOLUTION – Home Rule Request Re Kensington Sale - Assembly Bill A.10796-A

Village Administrator Porr presented two resolutions to the Board for their approval, one for the Senate and one for the Assembly, which would allow the Village to sell Village owned property on Kensington Road that is presently being used as public parking.

On motion of Trustee Bellitto, seconded by Trustee Poorman, the following resolution was unanimously adopted:

BE IT RESOLVED that the Board of Trustees requests the New York State Assembly to enact Assembly Bill A.10796-A Home Rule Request.

RESOLUTION – Home Rule Request Re Kensington Sale - Senate Bill S.7373-A

On motion of Trustee Bellitto, seconded by Trustee Poorman, the following resolution was unanimously adopted:

BE IT RESOLVED that the Board of Trustees requests the New York State Senate to enact Senate Bill S.7373-A Home Rule Request.

PUBLIC COMMENTS

James Mahon, 10 Kraft Avenue, said he learned that in the last five years Bronxville lost six very experienced police officers. He also heard there was a proposal that would take our most senior police officers into retirement. Mr. Mahon said that the Bronxville Police Department is not accredited. He demanded accreditation and said it should be instituted immediately.

Betsy Harding, 39 Homesdale Road, commented that we obviously need a full complement of police officers. She asked if we could hire experienced police from officers other police departments. She doesn't see why we have to wait until December to hire new police officers. Ms. Harding said that from what she has learned so far from searching on the Internet it looks to her that accreditation is something the Village should look into.

May 8, 2006
Page 5

Chief Downey said we would not go recruiting to other police departments. He said we want to hire quality candidates to be police officers in the Village of Bronxville and the best way at this time is to hire them off the list from Westchester County.

Dennis Winter, 16 Edgewood Lane, asked the Board about the bidding process for the Kensington Road property. He said he was somewhat surprised that the Village did not have other bids. He said he found it curious that this was all done in private and now there's no way of knowing what happened.

Mayor Marvin said she was on the Board at the time and we did review proposals from other companies. Village Administrator Porr said he believed the language Mr. Winter was using was inaccurate. It was not a competitive bid process. Proposals were submitted to the Board by potential developers and the property was then sold to the selected developer. Mr. Porr said that negotiations were done in private, which is common practice and sanctioned by law; however, the contract was discussed and voted on in public as required by law.

Mr. Winter said that what he found interesting in the contract with the developer was the paragraph on indemnification. He said he found that a strange clause to have in the contract.

Dorothy Brennan, 59 Sagamore Road, commented on the sale of the Kensington Road property and said you aren't going to find any bids because there weren't any.

Trustee Bellitto said what he did remember was that we had at least six presentations from prospective developers. The people came in and talked to the Trustees. He said they weren't made public at the time because we were negotiating the price.

Mayor Marvin said that the Village actually sold the land for \$1 million. There were also other conditions in the contract including constructing a 200 car garage.

Dorothy Brennan commented on the Police Department and asked about the disciplinary hearing for the police officer who was suspended. She said she was concerned about the morale in the Police Department.

Mayor Marvin said there would be a disciplinary hearing before the Board of Trustees sitting as the Board of Police Commissioners on May 9th at 7:00 p.m. at the Bronxville Elementary School Auditorium.

Jim Kroulas, Parkway Road, commented on the revaluation process. He said he was pleased with the way we are correcting the inequity in assessments but that's only the first step. He asked if the Michaelian report was on the web site and if there were any recommendations for the future for the assessor's office and maintaining ongoing control of the assessment process. Mr. Kroulas also asked about how the property at 100 Pondfield Road would be assessed if there is a change of use as it's now a commercial property.

EXECUTIVE SESSION

On motion of Trustee Bellitto, seconded by Trustee Underhill, the Board voted to go into executive session at 9:57 p.m. to discuss police personnel issues and PBA contract negotiations.

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

BE IT RESOLVED, that after review of the Step 3 grievance of Sgt. Richard P. Bunyan dated April 13th, 2006; the Board of Trustees of the Village of Bronxville does hereby deny the grievance. The Board hereby authorizes the Mayor to issue the Step 3 denial dated May 8, 2006 on the Board's behalf.

By motion of Trustee Barton and second by Trustee Bellitto the Board voted unanimously to end executive session and the meeting at 10:45 p.m.

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Harold Porr III, Village Clerk

MINUTES OF PUBLIC HEARING HELD BY BOARD OF TRUSTEES OF VILLAGE OF
BRONXVILLE ON MAY 8, 2006 AT THE BRONXVILLE LIBRARY, 201 PONDFIELD
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Mayor Marvin called the public hearing to order at 8:05 p.m. She stated that the purpose of the public hearing was to hear and consider comments concerning the Capital Improvement Budget for fiscal year 2006/2007.

Village Administrator Porr verified that due notice of the public hearing had been given by posting and publication.

Mayor Marvin said the Board had a short public work session earlier and they will be discussing the capital budget in greater detail in a public work session before the June meeting. She said the Trustees will be reviewing the capital budget requests during the month and will not be voting on the capital budget until the June Board meeting.

Village Treasurer Fels gave an overview of the proposed capital improvement budget. He said that by law the Village is required to present a five year capital plan. He said it basically represents a wish list of those large ticket items that each department needs in order to provide services to the residents.

Mayor Marvin stated that the formality of the public hearing does not preclude the public from commenting on the capital budget at the June meeting.

Mayor Marvin called for Trustee comments.

Trustee Underhill asked if there is a standard in other municipalities.

Mr. Fels said it's pretty much the Trustees determining how much money to set aside for capital improvements. He said that for the past few years the yearly totals were somewhere between \$800,000 and \$900,000.

Mayor Marvin then called for comments from the public.

Jim Kroulas, Parkway Road, said he wondered about the difference from department to department from year to year and is there any basic anomaly.

Mr. Fels said no, it usually averages about the same, but due to the renovation of Village Hall there will be a larger than normal request for computer and software items for his department next year.

May 8, 2006
Page 2

Mr. Kroulas asked about electronic meters.

Mr. Fels said every year there is money in the capital budget for electronic meters. One of the advantages of the five year plan is that you can even the expenses out over several years.

There being no further comments, the public hearing was adjourned at 8:12 p.m.

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Harold Porr III, Village Clerk