

MINUTES OF REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF
BRONXVILLE HELD ON JANUARY 10, 2005 AT VILLAGE HALL, 200 PONDFIELD ROAD,
BRONXVILLE, N.Y.

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PRESENT:	Nancy D. Hand	Mayor
	Frank V. Sica	
	Mary C. Marvin	
	Glenn D. Bellitto	Trustees
ABSENT:	Thomas M. Leslie	Trustee
ALSO PRESENT:	Ned W. Branthover	Village Counsel
	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

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The meeting was called to order at 7:20 p.m. Mayor Hand called for a motion to go into executive session to discuss litigation and personnel issues. A motion was made by Trustee Marvin, seconded by Trustee Sica, and approved unanimously to go into executive session.

EXECUTIVE SESSION

(In attendance: Mayor Hand and Trustees Marvin, Sica and Bellitto, Administrator Porr, Village Counsel Branthover and Superintendent of Buildings Pici.) Mayor Hand asked for a motion to leave executive session at 8:00 p.m. Executive session was ended on motion of Trustee Bellitto, seconded by Trustee Marvin and approved unanimously.

Mayor Hand opened the regular monthly meeting of the Village Board of Trustees at 8:30 p.m. The first order of business was a presentation by architects Peter Gisolfi and his associate Michael Tribe to talk about specifics concerning the renovation of Village Hall. Mayor Hand noted that Village Hall was built in 1942 and there has been no major renovation since it was built. She said the plans call for more effective utilization of space, updating the heating and cooling systems, and making the building compliant with ADA requirements.

PRESENTATION – Peter Gisolfi Associates – Village Hall Renovation

Peter Gisolfi described the alterations that will be made to Village Hall, which include a new roof, an addition to the back of the building, the installation of an elevator and the reconfiguration of office space to make it more user friendly. The parking office will be moved to the courtroom, which is only used on Wednesdays and is underutilized. The Trustees Room will also serve as the courtroom. He said that the outside of the front of the building will look pretty much the same as it does now and the character of the building will be preserved. There will be an addition at the back of the building that will blend in with the existing building. Mr. Gisolfi referred to diagrams of the plans and pointed out where the public spaces, village offices, court room, elevator, and meeting rooms will be located. He said the renovation incorporates the use of geothermal energy for heating and cooling. In total 1,500 square feet of new space will be added to the building through construction and another 5,000 square feet will become available under the reconfiguration.

Mayor Hand spoke about the actual cost of the project. She said we have had three estimates and the last estimate is \$4.2 million for the construction, with additional fees bringing the total estimated cost to about \$5 million at this point. She said we have at our disposal \$1,200,000 to apply to the project.

RESOLUTION – Contract for Architectural Services – Village Hall Renovation

On motion of Trustee Sica, seconded by Trustee Bellitto, and unanimously carried, the following resolution was adopted:

BE IT RESOLVED the Board of Trustees authorizes the Mayor of the Village of Bronxville to enter into an Agreement with Peter Gisolfi Associates to provide Architectural Services for the Renovation of Village Hall as per the attached contract.

APPROVAL OF MINUTES

On motion of Trustee Bellitto, seconded by Trustee Sica, the Board approved the minutes of the Regular Meeting and Public Hearing of December 13, 2004, as drafted.

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 and Village Administrator Porr.

RESOLUTION – Awarding Contract VA #04025 – Furnishing and Delivering One 25 Cubic Yard Refuse Vehicle

On motion of Trustee Bellitto, seconded by Trustee Marvin, and unanimously carried, the following resolution was adopted:

WHEREAS, the Superintendent of Public Works reports that he publicly advertised for the receipt of bids for Furnishing and Delivering One 25 Cubic Yard Refuse Vehicle, pursuant to Contract VA # 04025, and

WHEREAS, on the bid date, October 20, 2004, two bids and one “No Bid” were received, and

WHEREAS, since H & H Mack of Rockaway, N.J., the low bidder, at an amount of \$146,699.00 took significant deviations from the bid specifications, and

WHEREAS, the Superintendent has performed a detailed review of the low bidder’s deviations from the specifications and has determined that the low bidder was not “responsive”, and

WHEREAS, the lowest responsible bidder for equipment meeting the specifications was received from Gabrielli Truck Sales, 3333 Conner Street, Bronx, NY 10475 in the amount of \$154,735.00, and now therefore be it

RESOLVED, that contract VA # 04025 – Furnishing and Delivering One 25 Cubic Yard Refuse Vehicle be awarded to Gabrielli Truck Sales, 3333 Conner Street, Bronx, NY 10475 at the bid price of \$154,735.00, and be it further

RESOLVED, that the cost of said vehicle be charged to Capital Budget Account H-5110200 – Acquisition of Garbage Truck, and be it further

RESOLVED, that the Mayor is hereby authorized and directed to execute Contract VA # 04025 – Furnishing and Delivering One 25 Cubic Yard Refuse Vehicle, with said Gabrielli Truck Sales, 3333 Conner Street, Bronx, NY 10475.

RESOLUTION – 2004/2005 Library Fund Budget Amendment

Village Treasurer Fels stated that on December 21, 2004 Jane Marino, the Bronxville Public Library Director, received two State Aid checks totaling \$12,089.40. These payments were in addition to a previous State Aid payment received by the Library in September for \$2,723.40. The total revenue amounts to \$14,812.80 compared to a budget estimate of \$5,850.00, which results in a budget line surplus of \$8,962.80. As such, Ms. Marino is requesting that the Library's 2004/2005 operating budget be amended to include these additional revenues. After reviewing the Library Fund's budget status report as of November 30, 2004, Treasurer Fels felt that this request was appropriate. As a result, he recommended that the following budget amendment be adopted.

On motion of Trustee Marvin, seconded by Trustee Bellitto, and unanimously carried, the following resolution was adopted:

BE IT RESOLVED the Board of Trustees authorizes the Village Treasurer to amend the Bronxville Public Library's 2004/2005 operating budget to use the additional State Aid as follows:

Increase:	L.3840000	State Aid for Libraries	<u>\$ 8,900.00</u>
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Increase:	L.74010440	Books	<u>\$ 8,900.00</u>
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RESOLUTIONS – Capital Project and 2004/2005 Budget Amendments

Village Treasurer Fels stated that on December 29, 2004 Rocco Circosta, Superintendent of Public Works, obtained quotes to repair a DPW sanitation truck. It is Mr. Circosta's recommendation that the Village invest \$16,500 to make repairs to Sanitation Vehicle #11. In addition, Mr. Circosta has received bids for the acquisition of a Refuse Truck. The award will result in a final cost of approximately \$155,000, of which the Village budgeted \$140,000 in the 2004/2005 Capital Budget. As a result of these two events, the Village must identify \$31,500 in additional funding to meet these unexpected costs.

Treasurer Fels said he reviewed the listings of existing capital projects in order to identify possible funding for these aforementioned costs. In the Village's 2001/2002 Capital Budget, the Village approved \$40,000 for renovation work at the Tuckahoe Police Department Rifle Range. He has spoken with Chief of Police Brian Downey and he has been notified by the Village of Tuckahoe that they will not be renovating their Rifle Range. As a result the previously mentioned project is not needed. However, because the project was originally funded from the proceeds of a Bond Anticipation Note, the excess funding in that project can only be used to reduce the Village's outstanding debt.

Therefore, Treasurer Fels recommended that the Village (through a series of three resolutions), reduce the funding in the 2001/2002 Tuckahoe Police Rifle Range Project by \$31,500 and use these funds to replace General Fund budget appropriations for Debt Service payments; amend the 2004/2005 General Fund Budget by reducing the transfer to Debt Service Fund appropriation by \$31,500, and increase the Central Garage appropriations by \$16,500 to provide the needed funds to repair Sanitation Vehicle #11, and increase transfer to Capital Projects by \$15,000 to provide the additional funds for the acquisition of the Refuse Vehicle; and then finally an increase of \$15,000 to the 2004/2005 Capital Project for the previously mentioned Refuse Vehicle.

On motion of Trustee Marvin, seconded by Trustee Bellitto, and unanimously carried, the following three resolutions were adopted:

1. BE IT RESOLVED, that the Board of Trustees authorizes the Village Treasurer to reduce the funding in project #20012002-0024-3120 "Tuckahoe P D Rifle Range Renovation" by \$31,500 (from \$40,000 to \$8,500) and transfer these funds to the Village's 2004/2005 Debt Service Fund.
2. BE IT RESOLVED, that the Board of Trustees authorizes the Village Treasurer to amend the Village's 2004/2005 Debt Service Fund and General Fund Budgets as follows:

Increase:	V.5031000	Transfer From Capital Fund	\$31,500.00
Decrease:	V.5031000	Transfer From General Fund	<u>\$31,500.00</u>
Increase:	A.1640412	Central Garage Equip Repair	\$16,500.00
Increase:	A.9550900	Transfer to Capital Fund	<u>15,000.00</u>
			<u>\$31,500.00</u>
Decrease:	A.9513900	Transfer to Debt Service	<u>\$31,500.00</u>
3. BE IT RESOLVED, that the Board of Trustees authorizes the Village Treasurer to increase Capital Project #20042005-0025-5110 Acquisition of Garbage Truck by \$15,000.00 from \$140,000.00 to \$155,000.00 to provide the additional funding needed to complete the purchase of the vehicle.

RESOLUTION of Intent to Acquire Property for Public Purpose

On motion of Trustee Marvin, seconded by Trustee Sica, and unanimously carried, the following resolution was adopted:

WHEREAS, as part of its continuing effort to provide additional public parking, the Village proposes to acquire the former Mobil site just west of the railroad tracks on Parkway Road. In order to move forward with this proposed public project, the Village will be taking the necessary steps to conduct a "due diligence" review of environmental and other relevant conditions relating to the site in preparation for a public hearing pursuant to the Eminent Domain Procedure Law, and in compliance with the New York SEQR laws and regulations. We are currently identifying the appropriate professionals to assist us in our "due diligence" review. Once that is in place, we will proceed with the investigation as permitted under the Eminent Domain Procedure Law:

NOW THEREFORE BE IT RESOLVED the Village Board hereby expresses its current intent to acquire the property known as 114-120 Parkway Road either by a negotiated purchase or pursuant to the terms of the Eminent Domain Procedure Law.

BE IT FURTHER RESOLVED that the appropriate professionals will be engaged to assist the Village in conducting its "due diligence" review.

RESOLUTION – Authorizing Mayor to Hire Professional Consultants for Site Investigation Work Related to Property Acquisition

On motion of Trustee Sica, seconded by Trustee Marvin, and unanimously carried, the following resolution was adopted:

BE IT RESOLVED the Board of Trustees authorizes the Mayor to hire J.C. Broderick & Associates of St. James, New York and/or US Tank Tech of Carmel, New York, for the purpose of undertaking a physical site assessment for the so-called "Mobil Station property" on Parkway Road, including electronic detection of possible underground storage tanks, in an amount not to exceed \$15,000.

RESOLUTION - Board of Assessment Review

On motion of Trustee Bellitto, seconded by Trustee Marvin, and unanimously carried, the following resolution was adopted:

BE IT RESOLVED the Board of Trustees, as the Board of Assessment Review, will meet on Tuesday, February 15, 2005 from 5:00 PM to 9:00 PM at Village Hall, 200 Pondfield Road, to hear and consider grievances relating to the 2005 tentative Village assessment roll.

RESOLUTIONS - Annual Village Election

On motion of Trustee Sica, seconded by Trustee Bellitto, and unanimously carried, the following resolutions were adopted:

BE IT RESOLVED the hours for Village Election Day, Tuesday, March 15, 2005 be set from 7:00 a.m. to 9:00 p.m., and that the polling place shall be Village Hall, 200 Pondfield Road, Bronxville, N.Y.

BE IT RESOLVED the Village Clerk is authorized to contact the Town of Eastchester Clerk requesting the use of four voting machines.

BE IT RESOLVED the Village Clerk be authorized to appoint four inspectors each from the Democratic and Republican parties to serve on Election Day.

MAYOR'S REPORT

Mayor Hand announced some upcoming dates and meeting schedule:

Monday, February 14th, Regular Meeting of the Board of Trustees
Tuesday, February 15th, Board of Assessment Review, 5:00 PM - 9:00 PM
Monday, March 7th, Regular Meeting of the Board of Trustees (on 1st Monday instead of 2nd Monday in March)
Tuesday, March 15th, Village Election Day
Monday, March 21st and Monday, March 28th, Budget Work Sessions
Monday, April 4th, Annual Meeting and Budget Work Session if needed
Monday, April 11th, Regular Meeting of the Board of Trustees and Budget Public Hearing

Mayor Hand said the public is invited to these meetings that will all be held here at Village Hall.

TRUSTEE REPORTS

Trustee Bellitto reported that during the past couple of weeks he had conversations with some board members of the Towers Apartments in Bronxville and they were very interested in following the example of the Village and looking at purchasing wind energy.

PUBLIC COMMENTS

Elena Kroulas, a Parkway Road resident, thanked the Mayor and Board of Trustees for all their help concerning the third track project.

Ms. Kroulas expressed concern about the snow deposited at Maltby Park. She said the huge pile of snow was unsightly. She said that many children from Parkway Road and other areas of the Village play there, and it's a dangerous, unhealthy situation. Ms. Kroulas asked the Board to consider taking some of the snow to the Lake Isle parking lot in Eastchester instead of depositing all the snow at Maltby Park.

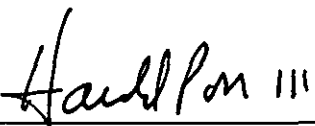
Mayor Hand said she was aware of the problem. She said we try to get as much snow as we can out of the business district; however, we are very constricted here with space. The village used to dump the snow at Scout Field, but Westchester County doesn't allow us to do that anymore. Mayor Hand promised to look into what we can do about depositing the snow elsewhere.

Mayor Hand asked for a motion to go into executive session at 9:40 p.m. to discuss litigation and personnel matters. On motion of Trustee Sica, seconded by Trustee Bellitto, and unanimously approved, the meeting was adjourned to continue in executive session.

EXECUTIVE SESSION

(In attendance: Mayor Hand and Trustees Marvin, Sica and Bellitto, Administrator Porr, Village Counsel Branthover, and Police Chief Brian Downey.) Mayor Hand asked for a motion to leave executive session at 10:30 p.m. On motion of Trustee Bellitto, seconded by Trustee Sica, and approved unanimously executive ended.

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Harold Porr III, Village Clerk