

MINUTES OF REGULAR MEETING OF BOARD OF TRUSTEES OF VILLAGE OF BRONXVILLE HELD
ON FEBRUARY 11, 2002 AT VILLAGE HALL, 200 PONDFIELD ROAD, BRONXVILLE, N.Y.

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PRESENT:	Nancy D. Hand	Mayor
	Thomas M. Leslie	
	Frank V. Sica	
	John O'Callahan	
	Mary C. Marvin	Trustees
 ALSO PRESENT:	William T. Regan	Village Administrator
	Peter J. Woodcock	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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Mayor Hand called the meeting to order at 7:20 PM. On motion of Trustee O'Callahan, seconded by Trustee Leslie the Board voted to enter executive session to discuss personnel and litigation issues. The Board discussed the law suit filed by the White Line Corp. and personnel in the public works and police departments. No votes were taken in executive session.

At 7:40 PM the Board voted on motion of Trustee Marvin, seconded by Trustee Sica to end executive session and hold a work session to discuss parking issues related to Library Lane and the school. No members of the public were present. Village Administrator Regan and Chief Downey described for the Board the related issues. It was determined the Village Administrator would make an announcement in his report tonight about the regulations for Library Lane parking.

At 8:00 PM the Board ended the work session to open the regular monthly meeting.

EASTCHESTER VOLUNTEER AMBULANCE CORPS

Anson Augustine, representing Eastchester Volunteer Corps (EVAC), said that EVAC will be observing its 50th anniversary in a few months. During the past year about 210 members responded to 1800 calls in Eastchester, Bronxville and Tuckahoe. In 1995 they started advanced life support system. In 2001 they experienced a lack of volunteer help and a decrease in donations. He submitted a request on behalf of EVAC for continued support to help defray the cost of utilities.

APPROVAL OF MINUTES

On motion of Trustee Leslie, seconded by Trustee Sica, the Board approved the minutes of the Regular Meeting and the Public Hearing of January 14, 2002, as drafted.

DEPARTMENT REPORTS

Department reports were presented by Chief of Police Downey, Superintendent of Buildings Pici, Superintendent of Public Works Woodcock, Village Treasurer Fels, Parking Commissioner Murphy and Village Administrator Regan.

RESOLUTION – Bid Rejection – Girl Scout Cabin ADA Modification and Renovation

Superintendent of Buildings Pici stated that bids to perform all ADA modifications and general reconstruction work at the Girl Scout Cabin were advertised and bid notices

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mailed to seven contractors. Bids were opened on February 5, 2002, as advertised. The low bid was almost \$60,000 above the amount budgeted. Based upon a comparison of the submitted bids with pre-bid estimates, Mr. Pici recommended that the Board reject all bids at this time. He said he is hopeful that in rebidding the project we will get a better response.

On motion of Trustee O'Callahan, seconded by Trustee Sica, the Board unanimously adopted the following resolution:

BE IT RESOLVED the Board of Trustees rejects all bids for the Girl Scout Cabin project.

RESOLUTION – Sale of Excess Equipment

Superintendent of Public Works Woodcock stated that the police department has three vehicles that are in a state of disrepair. He said the listed equipment is surplus and no longer needed for use by the Village.

On motion of Trustee Leslie, seconded by Trustee Marvin, the Board unanimously adopted the following resolution:

BE IT RESOLVED the Board of Trustees authorizes the sale of the following excess equipment:

- | | | |
|----|--|----------------------------|
| 1) | 1994 Chevrolet Caprice
101,160 miles | Serial # 1G1BL52W2RR170683 |
| 2) | 1995 Chevrolet Caprice
97,638 miles | Serial # 1G1BL52P173783 |
| 3) | 1997 Ford Crown Victoria
85,493 miles | Serial # 2FALP71W9VX219509 |

RESOLUTION: Reconciliation Tax & Warrant

Village Treasurer and Tax Collector Fels furnished information concerning unpaid taxes in the amount of \$271,520.02 as of January 31, 2002. (Recap of Taxes, Warrants and Collections as of January 31, 2002 is attached to the official minutes.)

Trustee Leslie offered a motion, seconded by Trustee Sica, and unanimously carried, to accept the information presented by Treasurer Fels as set forth above.

RESOLUTION: Tax Lien Sale

On motion of Trustee O'Callahan, seconded by Trustee Marvin, the following resolution was adopted by the Board of Trustees:

Be it resolved by the Board of Trustees of the Village of Bronxville, that the Village Treasurer be authorized to advertise and sell tax liens for the fiscal year 2001-2002 on March 19, 2002 as shown in the account of unpaid taxes and in accordance with Article 14, Title 3 of the Real Property Tax Law (Section 1455), and that the advertisement of the notice required by law be inserted in the Review Press, the official newspaper of the Village, and that said notice shall be published once a week for three consecutive weeks and the last date for publication shall be made on or before the 7th day of March 2002.

BE IT FURTHER RESOLVED that said notice shall be substantially the following:

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VILLAGE OF BRONXVILLE
Statement of Real Estate upon which
taxes for the year 2001-2002 are unpaid, and
NOTICE OF TAX SALE

Pursuant to the provisions of Article 14, Title 3 of the Real Property Tax Law (Section 1455).

NOTICE IS HEREBY GIVEN that the taxes for the year 2001-2002 of the Village of Bronxville are unpaid on the real estate described as shown on a tax list filed with the Village Clerk.

The description of each parcel of said real estate is designated by Section, Block and Lot numbers as shown on the Assessment Map of the Village of Bronxville, Town of Eastchester, Westchester County, New York, which roll and map are on file in the office of the Village Clerk at 200 Pondfield Road, Bronxville, New York.

Following is a list of parcels of real estate on which the taxes remain unpaid for 2001-2002, as of January 31, 2002.

RESOLUTION – Financing the Amended 2001/2002 Capital Budget

Village Treasurer Fels stated that the Board adopted sixteen bond resolutions at the December 10, 2001 meeting; however due to an error, the legal notices were not placed in a timely manner. As a result, he said the Board would have to readopt the resolutions.

On motion of Trustee Leslie, seconded by Trustee Sica, the Board unanimously adopted the following resolution:

BE IT RESOLVED the Board of Trustees adopts the sixteen bond resolutions totaling \$1,396,000 to finance the Village's amended 2001/2002 Capital Budget as previously adopted on December 10, 2001.

RESOLUTION – Board of Trustees Meeting - February 26, 2002

On motion of Trustee O'Callahan, seconded by Trustee Leslie, the Board unanimously adopted the following resolution:

BE IT RESOLVED the Board of Trustees schedules a special meeting for Tuesday, February 26, 2002, Village Hall, at 7:00PM.

RESOLUTION – Schedule a Public Hearing Re: Leaf Blowers

Mayor Hand noted that last year the Board enacted legislation temporarily banning the use of gasoline powered leaf blowers during the summer. She introduced legislation to enact a permanent ban on their use during the summer months.

On motion of Trustee O'Callahan, seconded by Trustee Marvin, the Board unanimously adopted the following resolution:

BE IT RESOLVED the Board of Trustees schedules a public hearing for Monday, March 11, 2002 to hear and consider comments regarding a proposed change to the Code of the Village of Bronxville, Chapter 201, Section 210-8 "Specific Noises Prohibited" by adding the following:

- I. The use of gasoline-powered blowers shall be unlawful in the Village during the period from June 1 through September 30 of each year.

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RESOLUTION - Approving Use of Parking Space - Senior Citizens Council

On motion of Trustee Marvin, seconded by Trustee Sica, the Board unanimously adopted the following resolution:

BE IT RESOLVED the Board of Trustees approves the use of a parking space in a Village owned parking lot by the Senior Citizens Council as per the attached request.

RESOLUTION - Police Appointment

On motion of Trustee O'Callahan, seconded by Trustee Marvin, the Board unanimously adopted the following resolution:

BE IT RESOLVED the Board of Trustees approves the probationary appointment of Adrian M. Navarrete to the position of Police Officer effective February 20, 2002 at an annual salary of \$46,144.00 and subject to the rules and regulations of the Westchester County Personnel Office.

RESOLUTIONS - Department of Public Works Appointments

On motion of Trustee Marvin, seconded by Trustee Leslie, the Board unanimously adopted the following resolution:

BE IT RESOLVED the Board of Trustees approves the promotion of Mirco Salamone to the position of Motor Equipment Operator with the Department of Public Works at an annual salary of \$47,859 effective March 4, 2002 and subject to the civil service rules and regulations of Westchester County.

On motion of Trustee O'Callahan, seconded by Trustee Marvin, the Board unanimously adopted the following resolution:

BE IT RESOLVED the Board of Trustees approves the probationary appointment of John Palushevich to the position of Laborer with the Department of Public Works at an annual salary of \$39,187 effective March 4, 2002 and subject to the civil service rules and regulations of Westchester County.

RESOLUTION - Defense and Indemnification

Mayor Hand stated that she had received letters from Village Administrator Regan and Detective Sergeant Christopher Satriale requesting that the Village of Bronxville provide defense and indemnification for them in a law suit brought against the Village by White Line Corp. d/b/a A Class Act, and she called for a board resolution. She noted that the Board recently passed legislation providing such protection to Village employees but this particular law suit was initiated before the legislation was passed.

On motion of Trustee Sica, seconded by Trustee O'Callahan, the Board unanimously adopted the following resolution:

BE IT RESOLVED the Village of Bronxville shall provide defense and indemnify and hold harmless Village Administrator William T. Regan and Detective Sergeant Christopher Satriale in the law suit that has been filed in United States District Court entitled "White Line Corp., d/b/a A Class Act v. Village of Bronxville, William T. Regan and Christopher Satriale."

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MAYOR'S REPORT

Mayor Hand stated that at the March meeting the board will be discussing a resolution to extend the enhanced military leave benefit that was passed a few months ago for a period of six months which is up in March. She said there is one Village employee who is taking advantage of this benefit.

Mayor Hand gave a brief update on the Metro North third track project as work is beginning to progress. She said that she and Village Administrator Regan met with Metro North officials, and that Mr. Regan has had more detailed conversations and has met with the construction manager on this matter. She said that in the spring and into the summer there will be work done in Bronxville. Metro North officials will be in touch with residents of Parkway Road and village officials concerning construction plans.

PUBLIC COMMENTS

Dorothy Brennan, 69 Sagamore Road, said she noticed some Metro North workers building some kind of embankment near the Midland Avenue bridge. She said that the third track construction project will be hard on the people in Bronxville.

Mrs. Brennan said that she has not taken reservations for use of the Girl Scout cabin from February 1st until further notice and she was disappointed that there were no successful bids for renovation work. She said that the tables and chairs are in bad condition and need to be replaced.

Mrs. Brennan asked how many members were in the police department and if the village had to pay the other police departments that some of the new members were recruited from to pay for their training. Mayor Hand responded that number was 23 and that we did not have to pay the other police departments.

On motion of Trustee Leslie, seconded by Trustee Sica, the meeting was adjourned to go into executive session at 8:45 PM.

(Present were Mayor and Trustees, and Village Administrator.) The Board continued discussing personnel matters. At 9:20 PM the Board ended executive session. No members of the public were present.

On motion of Trustee Sica, seconded by Trustee O'Callahan the Board unanimously adopted the following resolution:

BE IT RESOLVED the Board of Trustees approves a salary for Julie Cagliostro of \$75,000 effective February 11, 2002 and \$80,000 effective June 1, 2002.

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William T. Regan, Village Clerk