

MINUTES OF PUBLIC HEARING HELD BY BOARD OF TRUSTEES OF VILLAGE OF
BRONXVILLE ON OCTOBER 8, 2001 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
	Brian M. Downey	Chief of Police
	Robert J. Fels	Village Treasurer
	William J. Murphy	Parking Commissioner

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No members of the public were present.

Mayor Hand called the public hearing to order at 8:00 P.M. She stated that the purpose of the public hearing was to hear and consider comments with regard to a proposed local law amending the Code of the Village of Bronxville, Chapter 15 DEFENSE AND INDEMNIFICATION. (Copy of the proposed law is annexed to the official minutes.)

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

Mayor Hand explained that the purpose of the law is essentially to provide both legal and financial protection for those individuals serving the Village from lawsuits which may be brought against them in their individual capacities for actions taken while in the performance of their official duties and responsibilities. It would apply to the Board of Trustees and any person holding a position by election, appointment or employment in the service of the Village of Bronxville, whether or not compensated.

The mayor noted that a few years ago there was a lawsuit brought against the Village where it included punitive damages against the mayor, village administrator and chief of police. The case was dismissed but these individuals could have been personally liable. The proposed legislation is something that would protect us, she said. She said that the State of New York has similar provisions for protection of their officers and employees and many municipalities have this kind of insurance and indemnification.

Village Administrator Regan said that there are certain thresholds that have to be met by individuals being sued and they are spelled out in the legislation.

The Mayor asked the Board members if there were any comments

Trustee O'Callahan said he had a few language changes which were not substantive.

Mayor Hand suggested that Trustee O'Callahan submit any proposed language changes on a copy of the draft legislation and she will then circulate the draft to the other trustees.

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There being no further comments, the public hearing was adjourned at 8:07 PM.

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William T. Regan, Village Clerk

MINUTES OF REGULAR MEETING OF BOARD OF TRUSTEES OF VILLAGE OF BRONXVILLE HELD ON
OCTOBER 8, 2001 AT VILLAGE HALL, 200 PONDFIELD ROAD, BRONXVILLE, N.Y.

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
	Brian M. Downey	Chief of Police
	Robert J. Fels	Village Treasurer
	William J. Murphy	Parking Commissioner

Mayor Hand called the meeting to order at 7:10 PM. On motion of Trustee O'Callahan, seconded by Trustee Leslie the board voted to enter executive session to discuss certiorari litigation with the Village Assessor.

EXECUTIVE SESSION

(Present were Mayor and Trustees, Village Administrator and Village Assessor Robert Balog.) After discussion the Board voted on motion of Trustee Sica, seconded by Trustee Leslie to authorize a settlement of the Meadow Court Condominium suit within the parameters recommended by Mr. Balog. The Board also discussed other assessment lawsuits but no action was taken.

On motion of Trustee Leslie, seconded by Trustee O'Callahan the Board voted to end executive session at 7:55 PM.

Mayor Hand reopened the regular meeting at 8:00 PM.

Proposed Local Law – Defense and Indemnification

Mayor Hand noted that the Trustees were not ready to vote this evening on the proposed local law. She said that a copy of the proposed law with the suggested changes in language would be circulated to the Trustees, who can take a look at them and vote on the legislation at the November meeting.

APPROVAL OF MINUTES

On motion of Trustee O'Callahan, seconded by Trustee Sica, the Board approved the minutes of the Regular Meeting of September 10, 2001, and the Public Hearing of September 10, 2001, as drafted.

DEPARTMENT REPORTS

Department reports were presented by Chief of Police Downey, Village Treasurer Fels, Parking Commissioner Murphy and Village Administrator Regan. Mr. Regan also gave the reports for the Superintendent of Buildings and Superintendent of Public Works.

RESOLUTIONS – Street Light Project

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

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BE IT RESOLVED the Board of Trustees approves a change order for the contract to purchase new street lights awarded to Yonkers E & S, 454 Saw Mill River Road, Yonkers, NY in the amount of \$1,989.00 to purchase twenty six transformers at \$76.50 each plus shipping and handling.

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

BE IT RESOLVED the Board of Trustees approves a change order for the contract to install new street lights awarded to Verde Electric Corp., 89 Edison Avenue, Mount Vernon, NY in the amount of \$5,800 to provide all necessary labor and materials to install twenty six transformers.

RESOLUTION - Building Department Fees

Mayor Hand introduced a resolution to include the Building Department fees in the appendix section of the Village Code. She noted that these are the existing fees and we are simply placing them in the appendix of our Code.

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

BE IT RESOLVED the Board of Trustees amends Chapter A321 FEES SCHEDULE of the Village of Bronxville to include the fees referenced in Chapter 112, Section 112-22 as follows:

Chapter 112, Building Construction

Section 112-22. Fees.

A. Building Permits (New Buildings or Structures)

\$425 + \$12/\$1,000 of estimated cost, up to \$100,000

+ \$10/\$1,000 of estimated cost over \$100,000

B. Building Permits (Alterations, Additions, Repairs)

\$100 + \$12/\$1,000 of estimated cost, up to \$100,000

+ \$10/\$1,000 of estimated cost over \$100,000

C. Plumbing Permits: \$100 + \$5/fixture over 3 fixtures

D. Electrical Permits: \$50

E. Fences: \$12/\$1,000 of estimated cost

F. Signs and Awnings: \$75

G. Elevators: Same as a building permit

H. Demolition: Same as a building permit

I. Certificate of Occupancy

1 or 2 family:	\$100
Multiple family:	\$100/family or unit;
Commercial:	\$175/floor including basement;
Industrial:	\$250/floor;
Copy in file:	\$5.00
Temporary c.o.:	½ above listed fee which is forfeited.

J. Zoning Board Application: \$250 Filing fee plus transcription costs

K. Oil Burner: \$100

L. Planning Board Applications:

\$250 + .1% of construction cost; or 1% of the Village's assessed value if no construction is planned.

M. Amendment to Permits

\$50 + \$12/\$1,000 of estimated cost, up to \$100,000

+ \$10/1,000 of estimated cost over \$100,000

N. Re-inspection Fee: \$100.00

RESOLUTION - 2002 STOP-DWI Patrol Project Reimbursement Contract

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

BE IT RESOLVED the Board of Trustees authorizes the Mayor to sign the 2002 STOP-DWI Patrol Project Reimbursement Contract with the County of Westchester (copy attached).

RESOLUTION - Retainer Agreement STAR Program

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

BE IT RESOLVED the Board of Trustees authorizes the Mayor to sign an agreement with Robert W. Balog to administer the New York State STAR Program for the Village for the sum of \$6,500 for the period August 1, 2001 to July 31, 2002, as per the attached agreement.

MAYOR'S REPORT

Mayor Hand noted that this was the first time the Board had met since the attacks on the World Trade Center and the Pentagon on September 11th. She said that members of the Bronxville Police Department were down at the site of the World Trade Center assisting the New York City Police and she commended them and the members of the Eastchester Fire Department who have been relieving the New York City firefighters. She also thanked the members of the

Department of Public Works who helped get all of the donated supplies delivered to the warehouse. She said that many members of the community rallied round to help in the relief effort. Mayor Hand reported that a Candlelight Memorial Ceremony was held on September 23rd on the front lawn of the Bronxville School to remember the victims and to honor the firefighters, police and other heroes of this national tragedy. It was attended by about 3,000 people and there was a wonderful spirit of unity in the community.

The meeting was adjourned at 8:30 PM.

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William T. Regan, Village Clerk