

MINUTES OF REGULAR MEETING OF BOARD OF TRUSTEES OF VILLAGE OF BRONXVILLE HELD
ON JULY 9, 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
	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

Mayor Hand called the meeting to order at 8:05 p.m.

APPROVAL OF MINUTES

On motion of Trustee O'Callahan, seconded by Trustee Sica, the Board approved the minutes of the Public Hearing and the Regular Meeting of June 11, 2001, and the Special Meeting of June 14, 2001, 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 – Building Department Fees

Superintendent of Buildings Pici referred to a memo he had submitted to the Board asking that they consider amending the current building department fee schedule to address two problems which seem to be occurring with greater frequency: (1) Work being performed without securing proper permits; and (2) Failure to call for inspections prior to concealing work, or the failure to have work ready for a scheduled inspection, requiring a second inspection. He recommended doubling fees for anyone doing work without permits. He said if we get involved before they do the work ultimately they end up paying less. These renovations are predominately interior renovations and many times they don't comply. He thought this was a fair way to deal with this problem.

Following a brief discussion, Mayor Hand stated that although the Board of Trustees has the authority to raise these fees without a public hearing, since this issue will affect quite a few homeowners, she personally would like to have a public hearing. Other Board members concurred.

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

BE IT RESOLVED the Board of Trustees schedules a public hearing for Monday, September 10, 2001 to hear and consider comments regarding adoption of the following Resolution: All building department permit fees and related construction

development fees including the fee for Certificates of Occupancy will automatically be doubled when work is commenced without first securing all required permits and approvals.

RESOLUTION – Maintenance and Concrete Repairs Bid

Superintendent of Public Works Woodcock advised that bids for general concrete maintenance, installation and repair services for various Village owned properties and buildings within the Village of Bronxville were advertised in the Bronxville Review Press and the Journal News and as advertised were opened on July 3, 2001. Four bids were mailed to various vendors with one being returned for the opening.

RESUME OF BIDS:

		FOREMAN	MASON	LABORER
Tony Casale, Inc.	REG	35.00 /hr.	34.00/hr.	30.00/hr.
165 Summerfield St.				
Scarsdale, NY 10583	O.T.	35.00/hr.	34.00/hr.	30.00/hr.

After reviewing the bids Mr. Woodcock recommended that the bid be awarded to the lowest responsible bidder meeting specifications, Tony Casale, Inc. He added that their prices are in compliance with the state labor rates and we are very satisfied with their work.

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

BE IT RESOLVED the Board of Trustees awards the bid for general concrete maintenance, installation and repair services to the lowest bidder Tony Casale, 165 Summerfield Street, Scarsdale, NY at the following hourly rates: Foreman - \$35.00; Mason - \$34.00; Laborer - \$30.00.

RESOLUTION – Intermunicipal Street Resurfacing Contract

Superintendent of Public Works Woodcock stated that over the past 3 or 4 years the Village has participated in an Intermunicipal Agreement with Eastchester and Tuckahoe for resurfacing streets. He said this has worked well in the past and the Village is getting a better price than if we went out to bid on our own.

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

BE IT RESOLVED the Board of Trustees authorizes the Mayor to execute an Intermunicipal Agreement with the Town of Eastchester, the Village of Tuckahoe, the Eastchester Union Free School District and the Tuckahoe Union Free School District for the resurfacing and repairing of various streets located within the Town, the Villages, and the grounds of the Schools (copy of agreement attached).

RESOLUTION – Amending 2001/2002 Operating Budget

Village Treasurer Fels stated that after consulting with the Mayor and Library Board President, Eloise Morgan, he was requesting that the following budget amendment be approved:

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

BE IT RESOLVED that the Board of Trustees authorizes the Village Treasurer to amend the Village’s 2001/2002 operating budget to provide the Library Board

additional funds to purchase and install new railings at the Library Lane entrance to the Bronxville Public Library, as follows:

Increase: Appropriated Fund Balance
A599000 \$ 10,000.00

Increase: Transfer to Capital Projects Fund
A9550900 \$ 10,000.00

RESOLUTION – Public Hearing to Amend Code regarding Parades and Assemblies

Village Administrator Regan noted that there was an item on the agenda to set a public hearing to amend the Village Code regarding parades and assemblies. He said that July 26th looked like the best day, and asked the Trustees if they wanted to hold a public hearing on that day at 6:30 or 7:00 PM.

Mayor Hand introduced the legislation and called for a resolution setting the public hearing at 7:00 PM on July 26th.

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 public hearing for Thursday, July 26, 2001 at 7:00 PM, Village Hall, 200 Pondfield Road, Bronxville, NY, to hear and consider comments regarding a proposed amendment to the Code of the Village of Bronxville, Chapter 290, Article III, PARADES AND MOTOR VEHICLE NOISE LEVELS, Section 290-9.

Mr. Regan pointed out some minor revisions in the wording draft of the proposed law that had been received by the Trustees:

- On page 2, paragraph (a) under the heading Application, after parade add "and/or public assembly".
- On page 5, paragraph (12), "A permit shall not be granted for a parade or public assembly which will commence after sunset." Insert after commence, "and/or terminate".

RESOLUTION – Agreement with TRC Engineers, Inc.

Mayor Hand stated that Village officials have been exploring various options for developing the Kensington Road properties. One of these options would be to develop the parcel exclusively for use as a parking lot. Before proceeding further they wished to determine the exact number of parking spaces such a structure would yield, and to determine the exact cost of preserving the site strictly for parking. They want to have that information available when they are considering all the options. The mayor called for a motion to commission TRC Engineers, Inc. to produce plans and cost estimates for a multi-level lot that would be located on the Kensington Road property.

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

BE IT RESOLVED the Board of Trustees authorizes the Mayor to sign an agreement with TRC Engineers, Inc., 134 West 29th Street, New York, NY to provide parking planning services to the Village for the Kensington Road Parking Facility for the sum of Six Thousand Four Hundred Ninety Dollars (\$6,490.00). (Copy of the agreement attached.)

MAYOR'S REPORT

Mayor Hand reported that village officials had a meeting last Friday with the village's flooding consultant to go over some items in the final draft of the report on recommendations to alleviate the flooding problems at the school. These were the final decisions that had to be made before the flooding report could be released. The report will be made available to all interested members of the community when it is released.

TRUSTEE REPORTS

Trustee Marvin said she spoke with members of the Library Board and was informed that the Library renovation is nearing completion. The temporary Library will close in mid July and they anticipate opening the renovated Library in the beginning of August.

PUBLIC COMMENTS

Claire Esposito, secretary of the Parkway Community Association, read an excerpt from the Constitution of the United States concerning the right to free speech and assembly. She referred to another article in the Constitution about not denying a person's rights, and said she submitted that the people of Parkway Road have the right to access to their homes which they have not had during the last three rallies held by Local 1199 SEIU. Ms. Esposito said they are still concerned about what's going to happen next and said that something has to be done, this cannot go on.

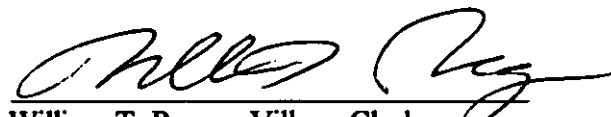
Ms. Esposito expressed her concerns about the Metro North third track project and how it might add to the flooding problems on Parkway Road. She asked if the remedy to alleviate the flooding problem at the school would divert more water to the Bronx River, thereby contributing to the flooding on Parkway Road. Mayor Hand responded that the plan is to store the water in pipes under the school until the water level subsides and it will not add to any water going to the Bronx River.

On motion of Trustee O'Callahan, seconded by Trustee Sica, the meeting was adjourned to go into executive session at 9:00 PM.

EXECUTIVE SESSION

(Present: Mayor and Trustees, Village Administrator). The Board discussed matters involving potential litigation including the proposed local law for parades and assemblages and taxi licenses. No action was taken at the executive session which ended at 10:15 PM on motion of Trustee Leslie, seconded by Trustee Marvin. No members of the public were present at this time.

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William T. Regan, Village Clerk