

**MINUTES OF REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE
VILLAGE OF BRONXVILLE HELD FEBRUARY 12, 2018
AT THE VILLAGE HALL, 200 PONDFIELD ROAD, BRONXVILLE, N.Y.**

PRESENT:	Mary C. Marvin	Mayor
	Anne Poorman	Trustee
	Guy Longobardo	Trustee
	Randolph Mayer	Trustee

ALSO PRESENT:	James Staudt	Village Attorney
	James Palmer	Village Administrator
	Sarah Normand	Library Board President
	Catherine Bird	Library Board Trustee
	Greg Wirszyla	Library Director

EXCUSED ABSENCE:	Robert S. Underhill	Deputy Mayor
-------------------------	---------------------	--------------

* * * * *

WORK SESSION & EXECUTIVE SESSION

At 6:30pm, on motion by Trustee Poorman, seconded by Trustee Longobardo, the Village Board of Trustees convened a Work Session. Mayor Marvin introduced Library Board President Sarah Normand who then explained the needed improvement to the Library's HVAC system. Trustee Catherine Bird discussed the engineer's work, system requirements, time table and costs.

County Executive George Latimer arrived and explained to the Village Board, Executive Order Number 2 of 2018, the Good Neighbor Policy concerning the use of County land.

At 7:40pm, on motion by Trustee Poorman, seconded by Trustee Mayer, the Village Board of Trustees closed the Work Session and entered into Executive Session.

At 8:00pm, on motion by Deputy Mayor Underhill, seconded by Trustee Poorman, the Village Board closed the Executive Session.

* * * * *

At 8:04pm, Mayor Mary Marvin re-opened the Regular Meeting of the Board of Trustees.

Mayor Marvin introduced Gordon Burrows, County Legislature 15th District. He thanked Trustee Poorman and Trustee Longobardo for their years of service. Legislature Burrows gave a brief update on current County projects including building a soccer field in Scout Field for children in the community.

Mayor Marvin introduced School Superintendent Roy Montesano. Mr. Montesano discussed the upcoming bond referendum vote on March 13. He explained in detail what the bond project includes such as site improvements, elementary school playground and classroom upgrades. All the details on the bond proposal are listed on the school's website www.bronxvilleschool.org. The bond vote will be held on Tuesday, March 13 between the hours of 7am and 9pm in the blue gym.

John Collins, President of the Eastchester Irish American Social Club, gave a short presentation on the details of the 14th annual St. Patrick's Day parade which will take place on Sunday, March 11, 2018. It will commence at 3pm at the Immaculate Conception School in Tuckahoe and proceed to Lake Isle Country Club. Sheila Marcotte is Grand Marshal.

MAYOR'S REPORT

Mayor Marvin gave a brief report on what she has been working on. She also made a heartfelt announcement that Trustee Anne Poorman and Trustee Guy Longobardo will be stepping down this year. Mayor Marvin thanked them both for their years of dedicated service to the Village of Bronxville.

VILLAGE ADMINISTRATOR

Village Administrator, James Palmer, gave a brief update on what he's been working on. Mr. Palmer reminded all residents and merchants the importance of keeping sidewalks clear of snow and ice.

APPROVAL OF MINUTES

On motion of Trustee Poorman, seconded by Trustee Mayer, the Board approved the minutes of the following meetings:

- Executive/Work Session of January 8, 2018
- Regular Meeting of January 8, 2018

RE-OPEN PUBLIC HEARING – LOCAL LAW 5-2017

At 8:49pm, on motion of Trustee Mayer, seconded by Trustee Longobardo, the Village Board of Trustees re-opened the public hearing for Local Law 5-2017, to amend the Traffic and Vehicle Law of the Village of Bronxville, Chapter 290 by restricting the Hours of Parking on Greenfield Ave and Oriole Ave.

Public Comment

Susan Salerno, resident at 22 Orchard Place, asked for an update of this proposed local law. James Palmer, Village Administrator, gave Ms. Salerno an update and said Concordia College has been working with the Village and the residents to ensure their staff and students are not parking on the street.

At 8:54pm, there being no further comments, Mayor Marvin adjourned the Public Hearing on Local Law 5 - 2017 to May 14, 2018 on motion of Trustee Longobardo, seconded by Trustee Poorman.

PUBLIC HEARING – LOCAL LAW 1-2018

At 8:55pm, on motion of Trustee Mayer, seconded by Trustee Poorman, the Village Board of Trustees opened the public hearing for Proposed Local Law 1-2018, to amend the Vehicle and Traffic Law, Chapter 290-28 A (1), Parking Restrictions for Avon Road.

LOCAL LAW NO. 1 - 2018

**A LOCAL LAW TO AMEND THE VEHICLES AND TRAFFIC LAW
OF THE VILLAGE OF BRONXVILLE, CHAPTER 290,
BY AMENDING PARKING PROHIBITIONS ON AVON ROAD**

Be it enacted by the Board of Trustees of the Village of Bronxville as follows:

Section One. Section 290-28.A(1) of Chapter 290 of the Code of the Village of Bronxville is hereby revised by adding the following subsections (f) and (g):

§ 290-28.A(1) Avon Road.

- (f) On the north side, from a point 115 feet west of the intersection with Sagamore Road east to Sagamore Road.
- (g) On the south side, from the intersection of Beverly Road east to Sagamore Road.

Section Two. Severability. If any section, subsection, clause, phrase or other portion of this Local Law is, for any reason, declared invalid, in whole or in part, by any court, agency, commission, legislative body or other authority of competent jurisdiction, such portion shall be deemed a separate distinct and independent portion. Such declaration shall not affect the validity of the remaining portions hereof, which other portions shall continue in full force and effect.

Section Three. This local law shall take effect immediately upon its adoption and filing with the Secretary of State.

Police Chief, Christopher Satriale, gave a brief description of this proposed local law. The intent of this local law is to clear the street corners to make visibility clearer.

No Public Comment

At 8:58pm, there being no further comments, Mayor Marvin closed the Public Hearing on Local Law 1 - 2018 on motion of Trustee Longobardo, seconded by Trustee Mayer.

NEW BUSINESS

A. RESOLUTION - Adoption of Local Law 1-2018 - to amend the Vehicle and Traffic Law, Chapter 290-28 A (1), Parking Restrictions for Avon Road.

On motion of Trustee Mayer, seconded by Trustee Longobardo, the Board approved the following resolution:

WHEREAS, the Board of Trustees (the “Board”) of the Village of Bronxville (the “Village”) requested Village Counsel to draft a local law amending Section 290-28.A(1) of Chapter 290 of the Village Code, in order to describe additional areas on Avon Road where parking is prohibited; and

WHEREAS, having received Proposed Local Law 1-2018, the Board is prepared to approve such proposed law; and

WHEREAS, a public hearing on Proposed Local Law 1-2018 was held and closed on February 12, 2018.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

The Board of Trustees of the Village of Bronxville hereby adopts Proposed Local Law 1-2018.

B. RESOLUTION – Agreement with County of Westchester – Voting Machines

On motion of Trustee Poorman, seconded by Trustee Mayer, the Board approved the following resolution:

WHEREAS, The Village is desirous of using the County’s electronic voting machines for the Village elections being held on March 20, 2018; and

WHEREAS, there is no charge for the use of the machines;

NOW THEREFORE, BE IT RESOLVED:

That the Village Board of Trustees hereby authorize the Village Administrator and/or Mayor to execute an inter-municipal agreement with Westchester County for the purposes of using the County’s electronic voting machines.

C. RESOLUTION – Tax Certiorari Settlement – White Plains Rd – Section 7.A/2/2

On motion of Trustee Poorman, seconded by Trustee Mayer, the Board approved the following resolution:

WHEREAS, petitions having been filed by the property owner below, challenging real property tax assessments on the Village's Final Assessment Roll with respect to the following parcel:

<u>Property Owner</u>	<u>Address Description</u>	<u>Year(s)</u>
Regan Family Trust	Section 7.A/2/2 White Plains Rd	2011 -2015

WHEREAS, petitioner's court challenges are now pending in the Supreme Court, Westchester County; and

WHEREAS, the Village and the property owners have reached a mutually agreeable resolution;

NOW THEREFORE BE IT RESOLVED, that the Village Board hereby authorizes the Special Counsel Huff/Wilkes to execute the following settlement on behalf of the Village and School reducing the assessments to no less than the following amounts:

<u>Year</u>	<u>Original Assessment</u>	<u>Revised Assessment</u>	<u>Reduction</u>
2011	1,616,277	825,000	(791,277)
2012	1,616,277	900,000	(716,277)
2013	1,616,277	900,000	(716,277)
2014	1,250,000	950,000	(300,000)
2015	1,250,000 ₃	975,000	(275,000)

D. RESOLUTION – Supporting DEC Action on Barge Anchorage Exclusion Zones

On motion of Trustee Longobardo, seconded by Trustee Mayer, the Board approved the following resolution:

WHEREAS, in 2016 the U.S. Coast Guard proposed establishing new anchorage grounds along the Hudson River between Yonkers and Kingston; and

WHEREAS, Governor Cuomo signed A.6825a/ S.5197b into law and positioned New York State to continue to fulfill its responsibility to the Hudson River and its communities from the many potential dangers presented by oil-carrying vessels on the Hudson River and the proposed additional barge anchorage grounds; and

WHEREAS, the federal government and New York State share concurrent jurisdiction over the Hudson River, and as long as action by the state is not inconsistent with existing federal regulation and does not unreasonably burden interstate commerce, New York has significant authority to regulate navigable waters like the Hudson when the state's interest warrants special precautionary measures; and

WHEREAS, it remains a priority of the Village of Bronxville to prevent any new anchorage grounds in the Hudson River from being sited at locations where they pose a clear and direct threat to the environment, quality of life, and regional economic development goals of the Hudson Valley; and

WHEREAS, the Village of Bronxville has documented its concerns about the anchoring of petroleum-carrying tankers, including disrupting the economic vitality of the waterfront, endangering drinking water supplies, damaging fish habitat and detracting from scenic beauty and quality of life along the river (see Resolution 0132 of 2016 adopted November 14, 2016); and

WHEREAS, the USCG recently conducted two Ports and Waterways Safety Assessment (PAWSA) workshops for the stretch of the Hudson River between the Tappan Zee Bridge and the Port of Albany, and a recommendation to establish new anchorage grounds was discussed and could be part of the USCG's PAWSA report; and

WHEREAS, New York State has secured important victories that have been essential to public health, the environment and the economy of the state, including the administration's support for the Environmental Protection Fund, the ban on hydraulic fracturing, increasing funding for the state's Oil Spill Response Fund, and issuance of water quality permit decisions relating to energy development and transport have been among these many accomplishments; and

WHEREAS, the new law gives the Department of Environmental Conservation the ability to establish areas of the Hudson River where it shall be unlawful for petroleum-bearing vessels to enter, move or anchor; now therefore be it

RESOLVED that the Village of Bronxville requests that DEC Commissioner Seggos immediately advance a rulemaking process to establish Tanker Avoidance Zones for petroleum-bearing vessels, implementing the strongest possible regulations allowed under the law; and be it further

RESOLVED that the Village Administrator of the Village of Bronxville, New York be hereby authorized and directed to send a copy of this resolution to the Hon. Andrew M. Cuomo, Governor of the State of New York; the Hon. Basil Seggos, Commissioner of the Department of Environmental Conservation, and the Hon. Amy Paulin.

E. RESOLUTION – Appointment of Village Election Inspectors

On motion of Trustee Longobardo, seconded by Trustee Poorman, the Board approved the following resolution:

BE IT RESOLVED the Board of Trustees approves the rate of \$12.00 per hour for election inspectors. Two Democratic Inspectors, Phyllis Leigh and Nancy Coco and two Republican Inspectors, Danielle Bertocci and Adam Bertocci.

F. **RESOLUTION - Reconciliation, Tax Warrant and Collection**

On motion of Trustee Mayer, seconded by Trustee Longobardo, the Board approved the following resolution:

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 2017-2018 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.

The Following is a list of parcels of real estate on which the taxes remain unpaid for 2017-2018.

Sec	First Half	Second Half	Total Tax	Interest	Charges	Total
1) 1./1/15.A	\$ 5,061.15	\$ 5,061.15	10,122.30	911.01	55.00	11,088.31
2) 1./1/16	\$ 820.42	\$ 820.41	1,640.83	147.67	55.00	1,843.50
3) 3./1/1.4A	\$ -	\$ 2,211.29	2,211.29	132.68	55.00	2,398.97
4) 3./1/19.3E	\$ 2,773.15	\$ 2,773.14	5,546.29	499.17	55.00	6,100.46
5) 3./1/20.0002	\$ -	\$ 2,254.22	2,254.22	135.25	55.00	2,444.47
6) 6.D/2/26	\$ -	\$ 13,522.08	13,522.08	811.32	55.00	14,388.40
7) 6.E/2/26	\$ -	\$ 14,787.98	14,787.98	887.28	55.00	15,730.26
8) 6.K/1/2	\$ -	\$ 5,082.80	5,082.80	304.97	55.00	5,442.77
9) 7.A/2/2	\$ -	\$ 9,434.77	9,434.77	566.09	55.00	10,055.86
10) 7.F/2/14	\$ -	\$ 23,262.87	23,262.87	1,395.77	55.00	24,713.64
11) 7.G/4/11	\$ 14,569.75	\$ 14,569.75	29,139.50	2,622.56	55.00	31,817.06
12) 12./3/4	\$ -	\$ 22,643.45	22,643.45	1,358.61	55.00	24,057.06
13) 13./3/11	\$ -	\$ 9,074.62	9,074.62	544.48	55.00	9,674.10
14) 16./2/9	\$ -	\$ 21,825.50	21,825.50	1,309.53	55.00	23,190.03
15) 20./1/30	\$ -	\$ 9,469.23	9,469.23	568.15	55.00	10,092.38
16) 20./2/1.1G	\$ -	\$ 1,934.98	1,934.98	116.10	55.00	2,106.08
17) 20./2/1.2E	\$ 1,519.25	\$ 1,519.25	3,038.50	273.47	55.00	3,366.97
18) 20./2/60.A7A	\$ 9,294.49	\$ 9,294.49	18,588.98	1,673.01	55.00	20,316.99
19) 20./3/15.B	\$ 6,169.53	\$ 6,169.52	12,339.05	1,110.51	55.00	13,504.56
20) 20./3/15.F	\$ 7,309.08	\$ 7,309.08	14,618.16	1,315.63	55.00	15,988.79
21) 27./3/5	\$ -	\$ 25,227.76	25,227.76	1,513.67	55.00	26,796.43
22) 30./4/40	\$ 7,175.36	\$ 7,175.36	14,350.72	1,291.56	55.00	15,697.28
	<u>\$ 54,692.18</u>	<u>\$ 215,423.70</u>	<u>\$270,115.88</u>	<u>\$19,488.49</u>	<u>\$1,210.00</u>	<u>\$290,814.37</u>

Each of the above tax liens of said real estate will be sold at public auction March 8th, 2018 at 10 A.M. in Village Hall, 200 Pondfield Road, Bronxville, NY.

G. **RESOLUTION – 2018 Tax Lien Sale**

On motion of Trustee Poorman, seconded by Trustee Mayer, the Board approved the following resolution:

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 2017-2018 on March 8, 2018, at 10:00 a.m. in the Village Hall conference room, 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 Journal News, 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 8th day of March 2018.

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

VILLAGE OF BRONXVILLE
Statement of Real Estate upon which
taxes for the year 2017-2018 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 2017-2018 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.

A list of parcels of real estate on which the taxes remain unpaid for 2017-20178, as of January 31, 2018, will be available in the Treasurer’s office.

Village Administrator, James Palmer announced that the next Board of Trustees meeting has been changed from March 12, 2018 to March 26, 2018.

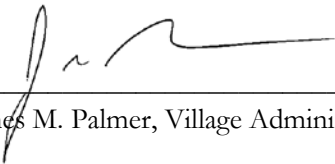
PUBLIC COMMENT

Sean Abbott, of the Bronxville Surrealist, made a few comments about the ongoing sewer relining project. Trustee Longobardo thoroughly answered his questions regarding the cured in place method.

* * * * *

There being no further comments, Mayor Marvin adjourned the Regular Meeting at 9:14pm by motion of Trustee Poorman, seconded by Trustee Longobardo.

Next Village Board of Trustee’s Meeting is scheduled for Monday, March 26, 2018 at 8:00pm.



James M. Palmer, Village Administrator