

**MINUTES OF REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE  
VILLAGE OF BRONXVILLE HELD NOVEMBER 8, 2021 AT 7:00PM  
AT VILLAGE HALL, 200 PONDFIELD ROAD, BRONXVILLE, N.Y.**

|                      |                     |                       |
|----------------------|---------------------|-----------------------|
| <b>PRESENT:</b>      | Mary C. Marvin      | Mayor                 |
|                      | Robert S. Underhill | Deputy Mayor          |
|                      | William Fredericks  | Trustee               |
|                      | Helen Knapp         | Trustee               |
|                      | Mary Taylor Behrens | Trustee               |
| <b>ALSO PRESENT:</b> | James Palmer        | Village Administrator |
|                      | James Staudt        | Village Attorney      |
|                      | Lori Voss           | Village Treasurer     |

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**WORK SESSION**

At 5:30pm, on a motion by Deputy Mayor Underhill, seconded by Trustee Knapp the Village Board convened the Work Session. The Village Administrator took the Village Board through the agenda. He also updated the Board on the status of the bids for the replacement of the walkway through Bacon Woods Park. The Board expressed concern over the project cost and requested the Village Administrator to meet with the lowest responsible bidder to review/clarify individual cost items and to also seek additional funding sources.

Trustee Knapp asked the Village Administrator to follow up with the County Planning Department regarding when the County BOL would likely meet to approve the Paxton Avenue Flood Study. Trustee Fredericks asked about our stormwater retention requirements and the need to review zoning language as it relates to same.

Chamber President Leah Caro gave an update on the efforts of the Bronxville Chamber including feedback concerning the status of the outdoor dining and challenges it provides to related establishments.

Deputy Mayor Underhill provided a status update on the PCRC recommendations and suggested that we finalize a plan for the survey implementation so that it can be accomplished by the one year anniversary of our police plan that was submitted to the state. He also asked the Village Attorney to recommend how the advisory group should be shaped to ensure compliance with Village law.

The Deputy Mayor asked the Village Administrator to review how the Office of the Mayor is compensated in other communities.

**MAYOR’S REPORT**

Mayor Marvin gave a brief update on what she has been working on. Mayor Marvin was happy to announce that the Halloween Parade was very well attended. The Green Committee had a very successful Take Back Day this past weekend with 221 cars using the County shredder. Mayor Marvin also reminded everyone that Veterans Day is approaching and that we have over 19 million Veterans in our country. Leah Caro, President of the Bronxville Chamber of Commerce, was here during the Work Session. With the holiday shopping season upon us, please remember to help your local merchants by shopping local. Mayor Marvin was proud to announce that the girls’ soccer and cross country teams were going to States and how happy and proud we are of them.

The Deputy Mayor introduced Officer Matthew Stein who was present for the meeting. Trustee Knapp gave a brief update on the food waste program, Trustee Behrens asked residents to sign up for the monthly newsletter, Trustee Fredericks commented on the Safe Streets Initiatives.

**ADMINISTRATOR’S REPORT**

Village Administrator, James Palmer, gave a brief update on what he has been working on. The Department of Public Works should start decorating for the holiday season next week. Residents are reminded that with leaf season upon us, please do not have your landscapers’ place leaves in the roadway.

APPROVAL OF MINUTES

On motion of Deputy Mayor Underhill, seconded by Trustee Fredericks, the Board unanimously approved the minutes of the following meetings:

- 1. October 12, 2021 – Work Session
- 2. October 12, 2021 – Regular Meeting

NEW BUSINESS

A. RESOLUTION – Authorizing Small Claims Settlements for 2020 & 2021

On a motion by Trustee Behrens, seconded by Trustee Knapp, the following resolution was unanimously approved:

**WHEREAS**, Small Claims Assessment Review. petitions having been filed by each property owner identified on the annexed schedules to this resolution, challenging real property tax assessments on the Village's 2020 & 2021 Final Assessment Rolls.

**WHEREAS**, petitioners’ court challenges are now pending in the Supreme Court, Arbitration Division, Westchester County,

**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 Village Assessor to execute those proceedings marked “Settled” on behalf of the Village and School reducing the assessments to no less than the amounts shown on a schedule of decisions identified herein:

The approximate financial impact of each of the cases presented below is as follows:

2020 SMALL CLAIMS PROCEEDINGS:

| TYPE           | Address          | Original  | Reduced AV | Reduction | Refund      | Refund       | Total Refund |
|----------------|------------------|-----------|------------|-----------|-------------|--------------|--------------|
|                |                  | AV        |            |           | (Village)   | (School)     |              |
| Settled        | 10 Courseview Rd | 3,238,700 | 2,750,000  | 488,700   | \$ 1,657.04 | \$ 6,848.10  | \$ 8,505.14  |
| Settled        | 7 Plateau Cir W. | 4,414,200 | 3,500,000  | 914,200   | \$ 3,099.78 | \$ 12,810.59 | \$ 15,910.37 |
|                |                  | -         |            |           | \$ -        | \$ -         | \$ -         |
| TOTAL1,402,900 |                  |           |            |           | \$ 4,756.81 | \$ 19,658.70 | \$ 24,415.51 |

2021 SMALL CLAIMS PROCEEDINGS:

| TYPE         | Address          | Original  | Reduced AV | Reduction | Refund    | Refund      | Total Refund |
|--------------|------------------|-----------|------------|-----------|-----------|-------------|--------------|
|              |                  | AV        |            |           | (Village) | (School)    |              |
| Settled      | 7 Plateau Cir W. | 3,800,000 | 3,700,000  | 100,000   | \$ 349.47 | \$ 1,426.17 | \$ 1,775.64  |
|              |                  |           |            |           |           |             |              |
|              |                  | -         |            |           | \$ -      | \$ -        | \$ -         |
| TOTAL100,000 |                  |           |            |           | \$ 349.47 | \$ 1,426.17 | \$ 1,775.64  |

There is no outside appraisal cost associated with the above noted cases.

B. RESOLUTION – Authorizing Bicentennial Park Retaining Wall Repair

On a motion by Deputy Mayor Underhill, seconded by Trustee Behrens, the following resolution was unanimously approved:

**WHEREAS**, the Bronxville Bicentennial Park retaining wall is in need of repair and remediation; and

**WHEREAS**, the remediation requires removal of part of the stone wall and rebuilding the wall with existing stones, and

**WHEREAS**, the Village received two competitive bids, and the lowest responsible bid was for \$21,000, by Tony Casale, Inc.,

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Board of Trustees hereby authorizes the replacement of the Bicentennial Park retaining wall, and

**BE IT FURTHER RESOLVED** that the Board of Trustees authorizes the Village Administrator to transfer \$21,000 from the General Fund to the Capital Fund to finance this project.

**C. RESOLUTION**– Authorizing Capital Project for Installation of Two Dual Port Charging Stations for Garden Avenue Lot

On a motion by Deputy Mayor Underhill, seconded by Trustee Fredericks, the following resolution was unanimously approved:

**WHEREAS**, the Board of Trustees has authorized the installation and use of electric vehicle charging stations at the Parkway Road Parking Lot and Kensington Parking Garage, and

**WHEREAS**, to increase accessibility to charging stations, the Village would benefit from having four more charging stations at the Garden Avenue Parking Lot

**WHEREAS**, the vendor we have used for these charging stations, Plugin Stations Online, LLC, has provided the Village with an estimate of \$18,268.30, for two dual output charging stations, and

**WHEREAS**, additional electrical wiring will cost approximately \$7,000,

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Board of Trustees hereby authorizes \$25,000 for the purchase and installation of two electrical charging stations at the Garden Avenue Parking Lot, and

**BE IT FURTHER RESOLVED** that the Board of Trustees authorizes the Village Administrator to enter into a contract with Plugin Stations Online, LL for the work, and

**BE IT FURTHER RESOLVED** that the Village will take advantage of grant application opportunities with Con Edison to fund approximately \$11,500 of this charge, and

**BE IT FURTHER RESOLVED** that the Village will fund the remaining balance of this project by transferring General Funds to the Capital Fund.

**D. RESOLUTION** – Authorizing Colliers Engineering & Design Services for Data Collection and Conceptual Design for West Side Circle Traffic and Pedestrian Improvements

On a motion by Mayor Marvin, seconded by Trustee Knapp, the following resolution was unanimously approved:

**WHEREAS**, the Village of Bronxville will benefit from enhanced traffic design at the West Side Circle, and

**WHEREAS**, the improvements require data collection and engineering design services, and

**WHEREAS**, the Village received two competitive bids, and the lowest responsible bid was from Colliers Engineering & Design CT, P.C.,

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Board of Trustees hereby approves \$10,000 for data collection and engineering design services from Colliers Engineering and Design CT, P.C. and

**BE IT FURTHER RESOLVED** that the Board of Trustees authorizes the Village Administrator to transfer \$10,000 from the General Fund to the Capital Fund to finance this project.

**E. RESOLUTION** – Authorizing the Continuation of Fiscal Advisors and Marketing Inc. as the Village's Municipal Advisor

On a motion by Deputy Mayor Underhill, seconded by Trustee Behrens, the following resolution was unanimously approved:

**WHEREAS**, the Village of Bronxville requires municipal advisory services for bond financing, and

**WHEREAS**, the Village retained the services of Fiscal Advisors & Marketing, Inc. as municipal advisor from November 2019 to May 31, 2021, and

**WHEREAS**, the Village is satisfied with the quality and competitive cost of the services rendered by Fiscal Advisors & Marketing, Inc., and

**WHEREAS**, the Village would benefit by continuing to retain their services,

**NOW THEREFORE BE IT**

**RESOLVED** that the Board of Trustees authorizes the Village Administrator to take administrative actions necessary to execute a one year contract with Fiscal Advisors & Marketing, Inc. ending May 31, 2022.

**F. RESOLUTION – Authorizing Execution of MOA with PBA for Covid-19 Testing**

On a motion by Mayor Marvin, seconded by Trustee Behrens, the Village Board of Trustees approved the execution of the MOA with the PBA for COVID-19 testing.

**G. RESOLUTION – Authorizing Submittal of Sanitary Sewer Grant Application to DEF**

On motion of Trustee Fredericks, seconded by Trustee Knapp, the following resolution was unanimously approved:

**WHEREAS**, the Village has determined that certain sanitary sewer lines are in need of repair and replacement; and

**WHEREAS**, this work is eligible for funding through the New York Water Infrastructure Improvement Act (WIIA) grant and the Intermunicipal Water Infrastructure Grants Program (IMG) administered by the State Environmental Facilities Corporation; and

**WHEREAS**, leveraging State funding to assist with total project financing is advantageous to the Village; and

**WHEREAS**, the total project cost is anticipated to be \$1,470,500, to be funded by up to \$367,625 in State grant funds and \$1,102,875 by the Village through the issuance of debt service;

**NOW THEREFORE, BE IT RESOLVED:**

That the Village Board of Trustees authorize the Village Administrator to submit an application for funding through these programs for Phase V as outlined in the application and further authorize the issuance of debt service in the amount of \$1,102,875 to fund the Village's portion of project costs.

**H. RESOLUTION – Confirming SEQRA Determination for Sanitary Sewer Application**

On a motion by Deputy Mayor Underhill, seconded by Trustee Fredericks, the following resolution was unanimously approved:

**WHEREAS**, The State Environmental Quality Review Act (SEQRA) regulations, found at 6NYCRR Part 617, require that no agency may undertake, fund or approve an action until it has complied with the requirements of State Environmental Quality Review (SEQR); and

**WHEREAS**, The SEQRA regulations, found at 6NYCRR Part 617, require that as soon as possible in an agency's formulation of an action it proposes to undertake, it shall: (a) determine whether the action is subject to SEQR; and

**WHEREAS**, SEQRA requirement 6NYCRR Part 617 indicates that when a single agency is involved with respect to an action, that agency shall be the lead agency and determine the significance of the action; and

**WHEREAS**, the proposed sanitary sewer rehabilitation project qualifies as a replacement, rehabilitation, or reconstruction of the facility, in kind, on the same site (NYCRR Part 617.5 C-2) and is considered a Type II action and that it will not have any adverse impact on the environment (project description, location map and list of SEQR qualified Type II actions as per NYCRR Part 617-5 are attached);

**NOW THEREFORE, BE IT RESOLVED** that the Village Board of Trustees of the Village of Bronxville hereby declare themselves to be lead agency for Phase V sanitary sewer repairs, completes the environmental assessment form and determine that the Village sanitary sewer rehabilitation project, “Phase V - Sanitary Sewer Cleaning, Lining, and Manhole Rehabilitation”, does not have any significant impact on the environment and the project constitutes as a Type II action, as defined in SEQRA and the regulations of the Department of Environmental Conservation of the State of New York (6 NYCRR Part 617, as amended, promulgated thereunder SEQR) and therefore, is not subject to any further review by the Village under SEQR;

**TRUSTEE COMMENTS**

Trustee Fredericks mentions that there was a discussion during the Work Session about flooding in the Village. Bronxville has two sewer systems, sanitary sewer and sanitary storm drain, the Village is looking into storm water improvements and improvements to the Bronx River area especially lower Milburn and Paxton Ave area.

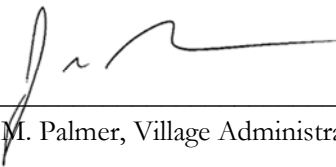
**PUBLIC COMMENTS**

Robert Rabsey, a 74 year resident of Parkway Road would like to see more police enforcement of vehicles driving through the Village with dark tinted windows and loud mufflers. He also mentioned that Lawrence Hospital has become a medical factory and ambulances abuse the use of loud sirens. The red oak tree in front of his house is overgrown and leaning into the roadway, it should be inspected and trimmed. He would also like to see additional lighting added at the Parkway Road and Midland Gardens vicinity. Mr. Rabsey has had 3 floods in his house in the past 20 years, he would like some help from the Village with the sewage issue.

No other public comments.

There being no further comments, Mayor Marvin closed the Board of Trustees meeting at 7:53pm on a motion by Trustee Behrens, seconded by Trustee Fredericks.

The next Village Board of Trustees meeting is scheduled for Monday, December 13, at 7:00pm.



James M. Palmer, Village Administrator