

BOARD OF TRUSTEES

May 14, 2012

PRESENT: Mayor O'Connor  
Trustee Sellier  
Trustee Schwarzfeld  
Trustee Vandenberg  
Trustee Annunziata  
Manager Pierpont

PLEDGE OF ALLEGIANCE AND FIRE SAFETY ANNOUNCEMENT

Mayor O'Connor led those assembled in the Pledge of Allegiance and notified those in attendance where the fire exits were located.

-----

RESOLUTION TO APPROVE MINUTES FROM THE APRIL 23, 2012 REGULAR MEETING OF THE BOARD OF TRUSTEES

After discussion and upon motion duly made and seconded, it was unanimously

RESOLVED, That the minutes from the April 23, 2012 Regular meeting be and hereby are approved.

-----

REPORTS

Police Commissioner Schwarzfeld discussed the Police report with Chief Mosiello. They discussed a significant drug arrest in the parking lot near Fairway Market. The bail was set at twenty thousand dollars and the suspect is due back in Court on May 19, 2012.

The number of summonses and overnight parking violations were discussed.

Trustee Vandenberg asked if there was any back story involving the attempted robbery on Bon Mar Road and was told that the Police were not really sure if it was an attempted robbery because the door was blown open and nothing was missing.

The Mayor and Board thanked Chief Mosiello for his report.

Fire Commissioner Sellier discussed the monthly Fire report with Chief Ruggiero. The Commissioner said that it was a pretty stellar month with a few car accidents.

Mayor O'Connor noted that response times continue to be great.

The Mayor and Board thanked Chief Ruggiero for his report.

There were no questions or comments on the Village Clerk's report.

Mayor O'Connor commented that the Code Enforcement report is great because it shows that things, such as maintenance at the shopping center, are getting done because of the enforcement by the Village.

After discussion and upon motion duly made and seconded, it was unanimously

RESOLVED, That the reports be and hereby are approved.

-----

SIGNAGE – ANNIE SEZ AT POST ROAD PLAZA

The Village's Planning consultant, AKRF, reviewed the sign application for Annie Sez and it falls within the site plan criteria for Post Road Plaza.

After discussion and upon motion duly made and seconded, it was unanimously

RESOLVED, That the signage for Annie Sez at the Post Road Plaza be and hereby is approved.

-----

PROCLAMATION FOR EAGLE SCOUT STEVEN J. KONIUK

Mayor O'Connor read the following proclamation for Eagle Scout Steven J. Koniuk.

**PROCLAMATION**

WHEREAS, Steven J. Koniuk has attained the rank of Eagle Scout which is the highest honor in the Boy Scouting program and,

WHEREAS, Steven J. Koniuk has followed the Eagle Trail from Tenderfoot, Second Class, First Class, Star, Life and Eagle, and

WHEREAS, Steven J. Koniuk has held the Leadership Positions of Assistant Patrol Leader, Troop Guide, Assistant Senior Patrol Leader and Senior Patrol Leader, and

WHEREAS, Steven J. Koniuk has earned more than the twenty one Merit Badges required for the Eagle Scout designation, including Citizenship in the Community, Citizenship in the Nation, Citizenship in the World, Communications and Personal Management, and

WHEREAS, Steven J. Koniuk has completed his Eagle Scout Service Project which involved a multi phased approach to improving the Willow Towers Assisted Living facility in New Rochelle, by coordinating a music festival with the Pelham Memorial High School Concert Band and arranging a performance for the residents at Willow Towers, and reorganizing and repainting two indoor rooms, staining several wooden outdoor benches, filing down and repainting metal railings, and repainting the center fire hydrant. He was responsible for planning, organizing, managing and leading this service project. He and volunteers from Troop 1 Pelham, Pelham Memorial High School, and the community helped to complete this project in May 2011

NOW, THEREFORE BE IT RESOLVED, That the Board of Trustees of the Village of Pelham Manor hereby recognizes Steven J. Koniuk on the occasion of his receiving the Eagle Scout Award, and, in recognition, hereby designates May 18, 2012 as **STEVEN J. KONIUK DAY** in the Village of Pelham Manor.

After discussion and upon motion duly made and seconded, it was unanimously

RESOLVED, That the Proclamation in honor of Steven J. Koniuk be and hereby is approved.

-----

RESOLUTION RE: THE PELHAM JEWISH CENTER

Mayor O'Connor said that the Pelham Jewish Center purchased a home for its rabbi on Wolfs Lane and it is currently being used as a parsonage. The sale of the parcel missed tax exempt status by a number of days. The process to grant tax exempt status to this parsonage retroactive to the date of sale requires a state law. Assemblywoman Amy Paulin has worked on this and would like the Village to pass a resolution supporting the tax exempt status for this property. The state law can be passed without the Village's consent, but they prefer the municipality's cooperation in the process.

Trustee Vandenberg said that he had no objection to a law at the State level.

After discussion and upon motion duly made and seconded, it was unanimously

RESOLVED, That Village of Pelham Manor supports a State law to retroactively grant tax exempt status to the property at Wolfs Lane that is being used as a parsonage.

-----

RESOLUTION RE: ANNUAL STORMWATER MANAGEMENT REPORT

Manager Pierpont noted that this was the sixth year of reporting on the Village’s Stormwater Management program. Steps are taken to protect stormwater such as catch basin cleaning and street sweeping. Information is available at Village Hall and the Library. He also said that this year the Village was audited by both the New York State Department of Environmental Conservation and the Federal Environmental Protection Agency and received good reports. The commentary was constructive and minimal. He asked if there were any questions. There were no questions on the Annual Stormwater Management Report.

After discussion and upon motion duly made and seconded, it was unanimously

RESOLVED, That the Annual Stormwater Management Report be and hereby is approved.

-----

RESOLUTION TO RESCHEDULE THE MAY 28, 2012 BOARD MEETING

Where a Board meeting falls on Memorial Day, the time has traditionally been rescheduled to before the Memorial Day Parade. Ten o’clock in the morning was the time recommended for the Board meeting so that there will be enough time to assemble. After discussion and upon motion duly made and seconded, it was unanimously

RESOLVED, That the Village Board of Trustees meeting be and hereby is rescheduled to ten o’clock in the morning on Monday, May Twenty Eighth Two Thousand Twelve.

-----

RESOLUTION TO AMEND THE VILLAGE CODE CHAPTER 202-14A TO PROHIBIT PARKING ON Highbrook Avenue AT ITS INTERSECTION WITH Heywood Avenue ON SCHOOL DAYS FROM SIX A.M. UNTIL FOUR P.M.

Manager Pierpont explained that this was a Traffic Promulgation that would eliminate parking between two driveways. Currently cars block driveways because the spaces are too small to park in but not too small to try to park in.

After discussion and upon motion duly made and seconded, it was unanimously

RESOLVED, That the Village Code Chapter 202 be and hereby is amended as follows:

SCHEDULE G  
(Section 202-14A)

<u>Location</u>	<u>From</u>	<u>To</u>	<u>Time</u>
Highbrook Avenue (on its easterly side)	a point 65 feet south of its intersection with Heywood Road	point 135 feet south of its intersection with Heywood Road	School Days 6 AM – 4PM

-----

PARK USE REQUESTS:

The Village Board received four requests to use Shore Park. The request from J.D. Calder, the President of the Pelham Manor Volunteer Fire Company, to use Shore Park on May 28<sup>th</sup> after the Memorial Day Parade was approved. The request from Ron Sasson, 1023 Washington Avenue, to use Shore Park on June 17, 2012 for the Cub Scouts was also approved.

Requests from Juliet Allen, 985 Peace Street, and Ninoschka Martinez, 914 Wynnewood Road, to use Shore Park on the same date, June 2, 2012 were reviewed. One large group, the Pelham Civic Association, had previously been granted permission to use Shore Park on this date. The Board asked the Manager to see whether either Ms. Allen or Ms. Martinez could change the date of their party. These requests were tabled until the next Board meeting.

-----

RESOLUTION ASKING THE MAYOR TO SIGN ABSTRACT OF VOUCHERS  
NUMBERS 17753-17813

After discussion and upon motion duly made and seconded, it was unanimously

RESOLVED, That the Mayor be and hereby is authorized to sign Abstract of  
Vouchers Numbers 17753-17813

-----

PUBLIC COMMENT

Sydney MacInnis, said that she was at the Board meeting to present an ordinance on banning non biodegradable plastic bags and encouraging the use of reusable bags. She spoke about a petition with one hundred names who are in favor this type of legislation.

David Brown, a Pelham resident, spoke about the need to work with merchants and provide the public with more education on the subject of banning plastic bags.

Karen Gardner, 914 Wynnewood Road, had a slide show of Shore Park on her computer that showed pictures of Long Island Sound strewn with floatables such as plastic bags other debris.

Tony Marrella, 103 Iden Avenue, spoke about the ban on plastic bags in South Hampton, Long Island.

Trustee Sellier asked about other communities that have this type of ban and was told that Mamaroneck, White Plains and Darien, Connecticut have or are in the process of adopting this type of legislation. He also spoke about the increase in the number of cloth bags. He said that anecdotally he can see that a number of people have adopted using cloth bags and given time that practice will continue. He said that he had seen the film "Bag It" and he doesn't know how to account for the cost of environmental impacts.

Trustee Vandenberg expressed concern with an outright ban on plastic bags and spoke about the 2002 Irish law that charges a fee for any bag. He said that paper uses more material and requires more energy, but also said that cross contamination is a concern. He said that this is not a simple thing.

Trustee Schwarzfeld said that he would like to hear from the Village's retailers on this subject.

Mayor O'Connor said that it was clear that this is an issue that needs to be studied. The Board has to educate itself and look at Village residents, retailers and developers as a whole. He said that the Board will do its homework and also seek input from other constituencies.

-----

EXECUTIVE SESSION

There was no action taken in Executive Session.

-----

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned.

-----

Clerk

