

BOARD OF TRUSTEES

June 24, 2013

PRESENT: Mayor Sellier
Trustee Vandenberg
Trustee Annunziata
Trustee Winston
Attorney McLaughlin
Manager Pierpont

ABSENT: Trustee Schwarzfeld

PLEDGE OF ALLEGIANCE AND FIRE SAFETY ANNOUNCEMENT

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

MINUTES FROM THE JUNE 10, 2013 BOARD OF TRUSTEES MEETING

The Mayor asked if there were any questions or comments. Trustee Vandenberg commented that in the monthly fire report a commercial building on Canal Road was scheduled to be demolished rather than a house. The correction will be made to the minutes.

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

RESOLVED, That the minutes from the Regular meeting of the Board of Trustees be and hereby are approved as amended.

REPORTS

The Village Treasurer gave an overview of the preliminary year end report. He noted that there are still some encumbrances but the Village was within one to two percent of expenditures and did well on the revenue side. He said that he was pleased with the end of the fiscal year report.

Mayor Sellier said that there was minor relief from Albany. In order to take arbitration into account, a community has to be in fiscal distress which means that they don't have much money in fund balance and they have hit their constitutional spending limit. The Mayor said that this was marginal relief.

Trustee Vandenberg said that the Treasurer had done a fantastic job managing the budget.

Mayor Sellier agreed that the budget had been managed well. The fund balance was two million nine hundred ninety one thousand four hundred ninety two dollars and four cents. It is anticipated that the year will end with two million eight hundred seventy nine thousand dollars. This includes a large pension payment to Albany and the Mayor said that he was very happy with the Village's financial condition

Manager Pierpont discussed the Department of Public Works report. He said that the new LED lights on Pelhamdale Avenue were up and no one had complained about them. The Village has a grant to replace the lights on Pelhamdale Avenue and may be able to convert all the lights to LED's.

Trustee Vandenberg asked about the average cost of replacing LED lights and was told that it costs about six hundred dollars to replace the light, but they last a long time and are low energy. He also noted that it is difficult to get the low pressure sodium lights that the Village currently has in place.

The Board reviewed the Code Enforcement report.

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

RESOLVED, that the reports be and hereby are accepted.

RESOLUTION GRANTING A SPECIAL PERMIT TO EXTENET SYSTEMS WIRELESS PROVIDERS

The Mayor recapped that small structures will be placed on top of four telephone poles. This will increase reliability of the wireless telephone network. He noted that ExteNet, wireless providers, made a nice presentation at the last Board meeting. The Mayor asked if there were any questions.

The Board needs to grant a Special Permit and formalize an agreement.

The Manager said that the City of Yonkers has a good model agreement that can be reviewed.

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

RESOLVED, That a Special Permit be and hereby is granted to ExteNet Systems.

TO SCHEDULE A PUBLIC HEARING FOR LOCAL LAW 2 OF 2013 - TO ESTABLISH A MORATORIUM ON BUILDING AND CONSTRUCTION ACTIVITIES IN A PORTION OF THE BUSINESS 2 ZONE

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

RESOLVED, That on Monday, July 15, 2013 at 8:15 p.m., the Village Board of Trustees will hold a Public Hearing at Village Hall, 4 Penfield Place, on Local Law 2 of 2013 regarding the issuance of permits, certificates and approvals pursuant to the Zoning Ordinance for Properties in the Business 2 Zoning District. Local Law 2 of 2013 will establish a Moratorium on building and construction activities in a portion of the Business 2 Zone.

RESOLUTION TO SET BOARD MEETINGS FOR THE MONTHS OF JULY AND AUGUST

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

RESOLVED, That there be one meeting during each of the months of July and August and be it FURTHER RESOLVED that the meetings be and hereby are scheduled for July 15, 2013 and August 19, 2013.

Trustee Annunziata asked if there were any environmental studies needed for the former Bass property and was told the Department of Environmental Conservation (DEC) signed off on the Bass property about five years ago. No additional environmental work is needed.

RESOLUTION TO AWARD BID FOR TWENTY CUBIC YARD REAR LOADING BODY TO BE INSTALLED ON EXISTING CHASSIS

The low bidder for this equipment was Sanitation Equipment Corporation. The cost for the body is fifty two thousand nine hundred ninety dollars. This is not an entire new garbage truck. The packer body on a garbage truck is the part that wears out the fastest. The Village looked at refurbishing the truck but that wasn't the best option in this case. A new garbage truck costs approximately one hundred forty thousand dollars. Purchasing the packer body and installing it on the existing chassis will save the Village about eighty seven thousand dollars. The Village currently has four garbage trucks and one very old truck that is used for leaf pick up.

Mayor Sellier asked if this was the first time this type of purchase was being done and was told yes. The Village is trying something new.

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

RESOLVED, that the bid for a twenty cubic yard rear loading body to be installed on an existing chassis be and hereby is awarded to Sanitation Equipment Corporation at a cost of fifty two thousand nine hundred ninety dollars.

**RESOLUTION TO AUTHORIZE THE VILLAGE MANAGER TO SIGN
AMENDMENT B: TO CHANGE THE ESTIMATED EXPENDITURE FOR SNOW
AND ICE AGREEMENT 2012-2013 SNOW SEASON**

This amendment will allow the State to pay the Village an additional four thousand dollars for plowing snow on the Boston Post Road, a state road, last season. It represents an acknowledgement that additional plowing was needed because of the harsh winter.

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

RESOLVED, That the Village Manager be and hereby is authorized to sign Amendment B from the New York State Department of Transportation which will change the estimated expenditure for the snow and ice agreement for the 2012-2013 snow season.

PARK REQUEST

Nathan P. Pereira, 804 Colonial Avenue, requested the use of Shore Park on Saturday, July 20, 2013 from two o'clock in the afternoon until four o'clock for his son's fourth birthday party.

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

RESOLVED, That Nathan P. Pereira, 804 Colonial Avenue, be and hereby is granted permission to use Shore Park for his son's birthday party on Saturday, July 20, 2013.

BLOCK PARTY REQUEST

Camille Maruccia, 1314 Bolton Road, requested that Bolton Road between Pelhamdale Avenue and Roosevelt Avenue be closed on Saturday, July 20, 2013 from Noon until nine o'clock in the evening for the annual block party.

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

RESOLVED, That Camille Maruccia, 1314 Bolton Road, be and hereby is granted permission to have Bolton Road between Pelhamdale Avenue and Roosevelt Avenue closed on Saturday, July 20, 2013 from Noon until nine o'clock in the evening for an annual block party.

EAST COAST GREENWAY ALLIANCE TRAIL

Manager Pierpont met with Andy Hamilton from the East Coast Greenway Alliance again and had the number of signs guiding people through the community reduced.

The Mayor noted that this route goes from Maine to Florida and the Village will be part of this great trail.

TO AUTHORIZE AN EXECUTIVE SESSION

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

RESOLVED, That an Executive Session be and hereby is authorized for this evening because of the threat of potential litigation.

SAFE ROUTES TO SCHOOL UPDATE

New York State is still working on the bid package for Safe Routes to School and it should be ready for the beginning of July. This project will provide traffic calming measures in front of Siwanoy School, Prospect Hill School, Siwanoy Place, Pelhamdale Avenue and Witherbee Avenue.

ABSTRACT OF VOUCHERS

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

RESOLVED, That the Mayor be and hereby is authorized to sign Vouchers Numbers 19163-19238.

PUBLIC COMMENT

Anthony Marrella, 103 Iden Avenue, asked for a status update on affordable housing in the Village. He asked if there had been any feedback and was told that there had been no feedback. He asked if HUD had the power to reclassify a house being sold.

Mayor Sellier said that the former County Executive entered into a very vague and ambiguous settlement. HUD has taken an aggressive view as far as litigation against municipalities to change zoning. The Village of Pelham Manor is not party to the settlement agreement. It is between Westchester County and the United States Department of Housing and Urban Development. No municipalities were party to the settlement. Westchester County has no ability to change our zoning and we believe that our zoning has a reasonable amount of multi family housing and do not think that we are doing anything discriminatory. The Mayor said that we are monitoring the situation and that he thought that this will probably be ultimately decided by the courts.

EXECUTIVE SESSION

No action was taken in Executive Session.

ADJOURNMENT

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

Clerk

