

BOARD OF TRUSTEES
February 8, 2016

PRESENT: Mayor Monachino Lapey
Trustee Schwarzfeld
Trustee Annunziata
Trustee McLaughlin
Trustee Cataldi DeLillo
Attorney Cornachio
Manager Pierpont

PLEDGE OF ALLEGIANCE AND FIRE SAFETY ANNOUNCEMENT

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

MINUTES FROM THE JANUARY 25, 2016 REGULAR MEETING

The Mayor asked if there were any comments or corrections to the minutes. There was a question over whether the word service or several should be used when referring to people. It was determined that service people was used properly when referring to police officers.

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

RESOLVED, That the minutes from the Regular Meeting on January 25, 2016, be and hereby are approved.

REPORTS

Police Commissioner Annunziata observed that some minor things, such as change taken from an unlocked car, and a leather bag taken from another unlocked car, come in groups. He said that three cell phones were taken at Dave & Buster's. The Police Chief said that people leave the phones unattended after playing the games. Commissioner Annunziata spoke about two traffic stops that resulted in drug arrests. The Chief said that there were two arrests in two days. Commissioner Annunziata said that sixty five grams of crack cocaine and heroin were found. He said that one of the cars had four or five people in it. He asked Chief Carpenter what happened to the other people in the car. The Chief said that the driver was arrested and the car was impounded. The other people were identified, checked for warrants and sent on their way. The Chief said that there were a few good arrests as well as steady workflow and routine assignments.

The Mayor and Board thanked the Police Chief for his report.

Mayor Monachino Lapey said that she had very nice feedback from Michele Romanello on Timpson Street about the Fire and Police service that responded so quickly to a gas leak.

Fire Commissioner Schwarzfeld discussed the monthly Fire report with Chief Ruggiero. The Chief said that it was a relatively slow month. Fire Commissioner Schwarzfeld said that twenty in service inspections, which is a large number, were performed. He asked the Chief about the process and was told that equipment, such as sprinkler systems, fire extinguishers and lighting, is checked. The aisles are inspected to make sure they are clear. Multi family structures take a full day to inspect and it may take a half day to inspect a store like BJ's. Some areas, like the Four Corners, that don't have a lot to look at, may take fifteen minutes. Two men always go on the inspections. Sometimes three may be assigned.

Chief Ruggiero said that the department went to the High School twice. The Mayor said that one of the calls was a false alarm.

Fire Commissioner Schwarzfeld said that you send two people to the municipal complex. It is not accurate that you send one person to the school.

Mayor Monachino Lapey asked the Fire Commissioner to talk about a meeting that was held recently.

Fire Commissioner Schwarzfeld said that the Mayor and the Village Attorney, Village Manager Pierpont and Chief Ruggiero met with our counterparts from the Village of Pelham. He thought that it was a very good meeting and the Mayor from Pelham apologized for some intemperate remarks that were made.

Mayor Monachino Lapey said that it cleared up some miscommunication and thought that the meeting was very productive.

Manager Pierpont said that after waiting a week, the Village of Pelham Manor initiated training with the Village of Pelham. Pelham Manor's training officer, Captain Treacy, initiated a joint training session. The Mayor said that this makes sense because our department responds to the complex.

The Mayor and Board thanked the Fire Chief for his report.

The Village Clerk said that the report speaks for itself. The annual bills were sent to homes outside the Village that are connected to the sewer system.

Trustee Annunziata asked if this included homes connected to New Rochelle like some on Mount Tom Road and was told that only New York City residents receive the annual bills.

The Mayor said that it would be for people on streets like Elm Tree Lane.

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

RESOLVED, that the Police, Fire and Village Clerk reports be and hereby are approved.

Mayor Monachino Lapey asked the Board if there was any objection to moving the appointment of two new Planning Board members ahead of the agreement to use the optical scan voting machines on the agenda. There was no objection.

RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF RICHARD ELLENBOGEN AND ANTHONY JULIANO TO THE PLANNING BOARD

The Mayor said that the two candidates for the Planning Board are so accomplished and the Village is very fortunate that they have agreed to serve.

She said that Richard Ellenbogen is the President of Allied Converters, Inc., a manufacturing and plastics converting company that has been located in neighboring New Rochelle for over sixty years. He is responsible for the general management and engineering practices of the company. Allied Converters is known for its innovative, environmentally responsible business approach. In 2015, the company was lauded at the Westchester Green Business Recognition Event and Awards Ceremony for outstanding achievement in waste management and green products. Allied does not send waste to a land fill. Mr. Ellenbogen designed and served as the general contractor for the renovation of his own energy efficient home, as well as other buildings, and has partially funded and approved installation of a 50 KW solar array. He has lectured on how to reduce reactive power losses on the utility grid, has run a project to measure reactive power losses on the utility grid, published papers and received a patent on the devices developed to implement the project. In 2015, he designed and built a specialized pump to help detect diabetic episodes. Earlier in his career, Mr. Ellenbogen was employed by Bell Telephone laboratories, where he was lead engineer for the

automated testing group and by IBM, where he designed and fabricated housing for a signature recognition system.

Mr. Ellenbogen has been a Pelham Manor resident since 1988. He holds a Bachelor of Science degree in electrical engineering and a Master's degree in electrical engineering from Cornell University. He has served on the Board of Trustees and as Board President for the Town of Pelham Public Library and was a member of the Pelham Board of Education Parking Committee. In addition, he has served on the Long Range Planning Committee for Travers Island at the New York Athletic Club and has provided technical assistance to the Nurses Network of America. He is married to Pelham Manor native Maryann, an active volunteer in her own right. The Ellenbogens have two daughters who attend Pelham schools.

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

RESOLVED, That the Mayor's appointment of Richard Ellenbogen to the Planning Board be and hereby is confirmed.

The Mayor administered the Oath of Office. All in attendance congratulated the new Planning Board member.

The Mayor said that Anthony Juliano was a source of comfort and calm when the Mayor was on the Four Corners Committee.

Mayor Monachino Lapey said that Anthony Juliano is the co-founder and principal of The Perennial Companies, LLC. He is a seasoned real estate, capital markets and investment professional. His current responsibilities include management of an investment platform for the Vice President and Prime Minister of the United Arab Emirates and Ruler of Dubai.

The Dubai portfolio has totaled nearly four billion dollars in market value in the United States and Europe. Mr. Juliano has led many notable transactions across all phases of the investment cycle. Notably, he oversaw all financial and operational matters, for the renovation and asset disposition of the Jumeirah Essex House, the iconic 605 room hotel on Central Park South. He also oversaw asset operations, leasing and refinancing for 110 William Street in lower Manhattan. Previously, Mr. Juliano held senior positions with Silverpeak Real Estate Partners and GE Capital Real Estate. He began his career with the law firm Thacher, Proffitt & Wood, where he specialized in real estate and capital markets transactions.

Mr. Juliano holds a BA with honors from the State University of New York at Albany and a J.D. from New York Law School where he was a member of the New York Law School Law Review. He is a founding supporter of and is active with the Resolution Project, a not-for-profit concern whose mission is to develop socially responsible young leaders and empower them to make a positive impact on society. Mr. Juliano and his wife Alexandra, also an attorney, moved to Pelham Manor in 2002. They have two daughters who attend Pelham schools.

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

RESOLVED, That the Mayor's appointment of Anthony Juliano to the Planning Board be and hereby is confirmed.

The Mayor administered the Oath of Office. All in attendance congratulated the new Planning Board member.

RESOLUTION AUTHORIZING THE VILLAGE MANAGER TO SIGN THE AGREEMENT WITH WESTCHESTER COUNTY TO USE OPTICAL SCAN VOTING MACHINES

Manager Pierpont said that there is a need for this because the lever machines are no longer lawful. The choice was to use paper ballots or optical scan machines. Westchester County owns the machines and will allow the Village to use them at no cost. The Village will be responsible for usual costs such as printing, and moving the machines. Westchester County will have a technician on site.

For the amount of times we use the machines, it was more cost effective to borrow the machines rather than purchase them.

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

RESOLVED, That the Village Manager be and hereby is authorized to sign the agreement with Westchester County to use Optical Scan Voting machines.

ACTION ON NEGATIVE DECLARATION REGARDING A FILL PERMIT FOR 6 CANAL ROAD

The Board decided to refer this matter to the Planning Board for review. The Planning Board had a quorum and met. The meeting was professionally run and minutes were taken and produced. The applicant will secure third party testing to confirm that the fill is clean. The Village has an opinion from Dolph Rotfeld Engineering and outside legal counsel that because the Village is the only involved agency we don't have to declare lead agency. The Village is de facto the lead agency and is the sole body with jurisdiction on this matter.

Manager Pierpont said that no traffic from this project will be going through residential areas.

Trustee Cataldi DeLillo said that she was glad that the Planning Board was able to do their due diligence.

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

RESOLVED, That

1. The proposed action is the amended application of 6 Canal Road LLC for a permit pursuant to Chapter 14 of the Code of the Village of Pelham Manor.
2. The Board of Trustees has reviewed and considered the Short Environmental Assessment Form.
3. The Board of Trustees determines that:
 - (a) The proposed action is subject to the requirements of SEQRA
 - (b) The proposed action is an Unlisted Action
 - (c) The action is not located in an agricultural district; AND
 - (d) There are no other involved agencies.
4. The Board of Trustees determines that the proposed action will have no significant adverse environmental impacts.

ACTION ON RESOLUTION ESTABLISHING A FILL PERMIT FEE FOR 6 CANAL ROAD LLC AT SEVEN THOUSAND FIVE HUNDRED DOLLARS

The seven thousand five hundred dollar fee is for outside engineering services, outside legal counsel and the Village Manager's time.

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

RESOLVED, That a Fill Permit Fee for 6 Canal Road LLC be and hereby is established at seven thousand five hundred dollars.

ACTION ON FILL PERMIT FOR 6 CANAL ROAD LLC

The Mayor said that under the Village Code, the Code specifies that the Board of Trustees is the local authority for granting a fill permit.

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

RESOLVED, That the fill permit for 6 Canal Road LLC be and hereby is granted.

PARK USE REQUESTS

The Rev. Jacob Bolton, Huguenot Memorial Church, requested the use of Shore Park on Sunday, March 27, 2016 for a Sunrise Easter Service from six thirty in the morning until seven thirty in the morning.

The Rev. Jacob Bolton requested the use of Weihman Park on Saturday, March 19, 2016 from ten o'clock in the morning until one o'clock in the afternoon for the Annual Easter Egg Hunt.

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

RESOLVED, That the Reverend Jacob Bolton be and hereby is granted permission to use Shore Park on March 27, 2016 and Weihman Park on March 19, 2016

REQUEST TO HOLD 5K/3.1 MILE FUNDRAISING RACE ON VILALGE STREETS

The Rev. Jacob Bolton, Huguenot Memorial Church, asked the Board for permission to use Village streets beginning at eight thirty in the morning on Saturday, May 21, 2016 to raise money for annual mission trips.

This is an annual request that the Board has granted for many years. The funds go toward a domestic and an international mission trip for youth.

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

RESOLVED, That permission to use certain Village streets on May 21, 2016 for a 5K/3.1 Mile Fundraising Race be and hereby is approved.

RESOLUTION AUTHORIZING THE MAYOR TO SIGN ABSTRACT OF VOUCHERS NUMBERS 22354-22389

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 22354-22389.

PUBLIC COMMENT

Gianni Magnani, 435 Carol Place, said that there was considerable drop out on the January Twenty Fifth podcast. He said when a number of questions were asked he couldn't hear them. He thought that perhaps a Board member could repeat the question before responding.

The Mayor said that when people find it difficult to hear it is frustrating.

Trustee DeLillo wondered if we could identify and correct the issue.

Manager Pierpont said that he would look into that.

Mayor Monachino Lapey said that she would be happy to repeat a question into the microphone.

EXECUTIVE SESSION

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

RESOLVED, That the Board be and hereby is authorized to conduct an Executive Session to discuss the following:

Personnel Matter

No action was taken in Executive Session

ADJOURNMENT

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

Clerk