

BOARD OF TRUSTEES
November 12, 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.

MINUTES

The minutes from the October 22, 2012 Public Hearing and October 22, 2012 Regular meeting were discussed. Trustee Schwarzfeld pointed out that, in the Regular minutes, he did not review the report with the Village Treasurer. Trustee Vandenberg commented that the Treasurer reviewed his own report.

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

RESOLVED, That the minutes from the October 22, 2012 Public Hearing and the October 22, 2012 Regular Meeting be and hereby are approved as amended.

REPORTS

Police Commissioner Schwarzfeld reviewed the reports from September and October with Chief Mosiello. The Commissioner noted that a very interesting arrest was made and bail was set at five thousand dollars. It was a forgery case. The Police Commissioner asked the Chief to let him know the outcome of the case. He also asked the Chief about Sergeant Vesperman who was injured the night of the Hurricane Sandy. The Chief said that he has a chipped fracture of the ankle. He was on Pelhamdale Avenue investigating a downed tree limb when another limb fell on him. He suffered facial cuts, the fractured ankle and shoulder pain. He has returned to work.

The Police Commissioner noted that both uniform services performed wonderfully during and after the storm.

Chief Mosiello noted that the Department of Public Works also did a good job. He credited the leadership of the Village Manager. He commented that the Village was ready for the storm, but Con Edison wasn't.

The Police Commissioner asked if there was anything else to report in October. Chief Mosiello said that Halloween was a breeze this year. He commented that there have been a lot of larcenies at Annie Sez and BJ's.

Trustee Vandenberg commented on the off duty Valhalla correction officer with a drawn gun. He asked the Chief if that action was reported to Valhalla and was told that it was reported to Valhalla.

Trustee Sellier referred to page twelve in the September police report. An individual was taken into custody. Trustee Sellier asked about the procedure for an undocumented person.

The Chief said that the department tries to get information from immigration. This person went to the County jail because there was a warrant for his arrest.

Trustee Sellier asked if there is no warrant for an undocumented person whether they are released and the Chief said that they are usually released in that case.

Mayor O'Connor expressed condolences to the Chief on the passing of his father in law.

The Board thanked the Chief for his report.

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

There were no comments or questions on the Code Enforcement report.

APPOINTMENT OF VILLAGE ATTORNEY

Mayor O'Connor introduced Matthew T. McLaughlin. He and his wife Jaye have four children. He is very involved in the community as a baseball and soccer coach for his children. Mr. McLaughlin is an adjunct professor at Fordham Law School.

Mayor O'Connor administered the Oath of Office to Matthew McLaughlin.

Those in attendance congratulated the new Village Attorney.

RESOLUTION TO ESTABLISH REVIEW DEPOSIT FOR KINETIC SPORTS CLUB

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

RESOLVED, That the review deposit for Kinetic Sports Club be and hereby is established to be fifteen thousand dollars.

KINETIC SPORTS CLUB EIGHT HUNDRED SEVENTY TWO PELHAM PARKWAY

Lawrence Pinner, architect from Pinner Associates Great Neck, New York, spoke about the property known as the Omni Gym. The owners of Kinetic would like to remodel the property. Front, rear and side facade treatments and new landscaping would enhance the look of the property. The parking in the front of the building will be moved to the rear. The front elevation is being improved with lighting and benches. The plans were changed slightly to incorporate AKRF's recommendations. One concern was whether the drop off area would be wide enough. The drop off area, in the front of the building, will be twenty feet wide. There was a typographical error in the sign. Mr. Pinner said that the error had been addressed. The primary entrance for the building will be in the back. He commented that the lighting plan was provided and the photometrics diagram meets zoning requirements. On the street elevation, green tinted glass is being proposed instead of spandrel glass. The green glass, with a panel behind the glass, will not allow people to see into the building. This will provide privacy for the locker rooms and the soccer area. The facade will be a stucco finish that will look like limestone.

Mr. Pinner said the display area would have a spin bike or a basketball that would remind people of classes that are offered. Two windows on Pelham Parkway would be fully compliant with the signage requirements. The interior renovations will include full court basketball, soccer area, group spinning classes with cinematic screens, group fitness area, a main gym with ten thousand square feet, a kids' gym, locker rooms, and a physical therapy component. He noted that the name Kinetic means energy for life

Trustee Schwarzfeld asked about the pool and was told that the lap pool would be four feet deep.

Mayor O'Connor said that he liked the way this was going. He said that he would also like the Village's planner to review the changes that were presented tonight.

Manager Pierpont asked the Board to adopt resolutions relating to its intent to declare Lead Agency for site plan approval for two separate projects.

The first project is Kinetic Sports at Eight Hundred Seventy Two Pelham Parkway and the second project is Split Rock Ventures, LLC Four Thousand Three Hundred Sixty through Four Thousand Three Hundred Seventy Boston Post Road.

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

RESOLVED, that The Board of Trustees hereby declares its intent to be the lead agency for site plan approval for Kinetic Sports and for the environmental review of the above-referenced action under the State Environmental Quality Review Act (SEQRA).

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

RESOLVED, that the Board of Trustees hereby declares its intent to be the lead agency for site plan approval for Split Rock Ventures, LLC and for the environmental review of the above-referenced action under the State Environmental Quality Review Act (SEQRA).

RESOLUTION AUTHORIZING THE VILLAGE MANAGER TO SIGN AMENDED AND RESTATED GRANT DISBURSEMENT AGREEMENT (COMMUNITY CAPITAL ASSISTANCE PROGRAM "CCAP" GRANT)

This grant will allow lights on Pelhamdale Avenue to be replaced. The Manager said that LED lighting is being explored for this project. The grant is for fifty thousand dollars and the Village's ten thousand dollar contribution can be "in kind" construction workforce labor.

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 amended and restated grant disbursement agreement for the CCAP grant.

RESOLUTION AUTHORIZING THE VILAGE ATTORNEY TO SIGN OPINION OF COUNSEL LETTER RELATING TO THE CCAP GRANT FROM THE DORMITORY AUTHORITY

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

RESOLVED, That the Village Attorney be and hereby is authorized to sign the opinion of counsel letter relating to the CCAP grant from the Dormitory Authority.

RESOLUTION AUTHORIZING THE USE OF THE FIREHOUSE AS THE ONLY POLLING PLACE FOR THE MARCH 19, 2013 VILLAGE ELECTION

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

RESOLVED, That the Pelham Manor Firehouse, Four Penfield Place, Pelham Manor, New York be and hereby is authorized as the only polling place for the March 19, 2013 Village Election.

02RESOLUTION AUTHORIZING THE MAYOR TO SIGN ABSTRACT OF
VOUCHERS NUMBERS 18366-18413

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 18366-18413.

Mayor O'Connor commented on super storm Sandy and the Village's response and the Manager's response to the storm. The Manager led the police, fire and Department of Public Works – first to prepare for the storm and then to react to its intensity. Everyone did quite a bit. We told Con Edison that the Village had cleared the area and wanted to get line crews in to restore power. It was an extraordinary effort.

Trustee Schwarzfeld commented that the Manager was out in the hurricane.

Trustee Vandenberg asked for a status of households without power and was told that as of yesterday, everyone's power had been restored.

Manager Pierpont said that it will probably take at least an additional week to clean up the debris.

Trustee Schwarzfeld noted that the snow storm did not help the clean up efforts.

Trustee Vandenberg said that the DPW got all the normally scheduled garbage and recycling pickups.

Mayor O'Connor said that one home was still without power until yesterday. A transformer was needed. The transformer served that one home and it took longer to get their power restored.

The people working for Con Edison came from Mississippi, Georgia, Louisiana, and Hydro Quebec.

Trustee Annunziata asked if the vacuum truck was being used and was told that it was being used.

PUBLIC COMMENT

Gianni Magnani, 435 Carol Place, asked where the plant matter was going and was told that it was being taken to the organic recycling center on Spring Road.

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

