



MINUTES

Ardsley Village Board of Trustees

8:00 PM - Tuesday, July 6, 2021

507 Ashford Avenue

Present: Mayor	Nancy Kaboolian
Deputy Mayor/Trustee	Andy DiJusto
Trustee	Craig Weitz
Trustee	Joann D'Emilio
Trustee	Steve Edelstein
Village Manager	Meredith S. Robson
Village Clerk	Ann Marie Rocco
Village Attorney	Robert J. Ponzini

Absent:

1. PLEDGE OF ALLEGIANCE

1.1 Mayor Kaboolian called to order the Regular Meeting at 8:00 p.m.

2. ANNOUNCEMENT OF EXIT SIGNS

PUBLIC HEARING Continuation of Public Hearing to Discuss a Local Law Pursuant to Cannabis Law Section 131 Opting out of Licensing and Establishing Retail Cannabis Dispensaries and/or on-site Cannabis Consumption Establishments within the Village of Ardsley

At 8:00 p.m. Mayor Kaboolian opened the public hearing.

1. Close Public Hearing

At 8:19 p.m. Moved by Trustee DiJusto, Seconded by Trustee Weitz and passed unanimously. RESOLVED, that this public hearing be closed in the matter of Local Law

Pursuant to Cannabis Law Section 131 Opting out of Licensing and Establishing Retail Cannabis Dispensaries and/or on-site Cannabis Consumption Establishments within the Village of Ardsley

3. APPROVAL OF MINUTES:

3.1 Regular Meeting Minutes June 21, 2021

Moved by Trustee DiJusto Seconded by Trustee Weitz and passed unanimously. RESOLVED that the Village Board of the Village of Ardsley hereby approves the minutes of the Regular Meeting of Monday, June 21, 2021 as submitted.

4. DEPARTMENT REPORTS

1. LEGAL

- 1.a Village Attorney Ponzini stated there is nothing to report other than those items that he submitted in memorandum form and he is continuing to work on various matters with members of the staff and he stated that he is available for Executive Session if needed.

2. MANAGER

- 2.a Village Manager's July 6, 2021 Report
Village Manager Robson read the following Report:

- 1. **ROAD IMPROVEMENTS AND HEATHERDELL ROAD SIDEWALK:**
The curbing work is going very well, although the curbing machine broke down this morning. It is expected to be fixed today and back up and running tomorrow. David is working with the paving contractor to try to have the paving work follow the completed curbing work, rather than waiting for that all to be done in the Fall. This is dependent on the contractor's schedule and the work to be done in the other Rivertowns. The Heatherdell Road sidewalk project is also going well.
- 2. **HIGHWAY GARAGE:** The engineering and construction management firms are moving forward on the final design work, including utility locations. We will soon be ready to bring the next level of design to the Mayor and Deputy Mayor and then further information to the full Board. The consultants are also working on the design of the access road through the Greenburgh property in anticipation of bidding that work in the next month or two, pending final agreement with the Town of Greenburgh on easement language.

3. TREASURER

3.a Abstract Report July 7, 2021

Village Manager Meredith Robson read the Treasurer's Report for July 6, 2021. Village Manager Robson stated that the bills for the past two weeks totaled as follows: From the General Fund: \$301,707.13; from the Sewer Fund: \$63.27; from the Trust & Agency fund: \$4,420.25 and from the Capital Fund: \$309,826.77

Moved by Trustee Weitz, Seconded by Trustee DiJusto and passed unanimously. RESOLVED, that the Village Board of the Village of Ardsley hereby authorizes the Village Treasurer to make the following payments: From the General Fund: \$301,707.13; from the Sewer Fund: \$63.27, from the Trust & Agency Fund: \$4,420.25 and from the Capital Fund: \$309,826.77

4. BUILDING No Building Department Report

5. FIRE No Fire Department Report

6. POLICE No Police Department Report

7. MAYOR'S ANNOUNCEMENTS

7.a Mayor Kaboolian announced the following:

- Tonight is Manager Robson last official meeting and thanked her for all the work she has done for the Village. She is leaving Ardsley in the best financial shape it has ever been in.

8. COMMITTEE & BOARD REPORTS

8.a Trustee DiJusto announced the following:

- TPPCS committee did not meet in the month of June.
- Congratulated and thanked Manager Robson and wished her the best of luck.

Trustee Weitz did not have anything to report and wished Manager Robson the best of luck.

Trustee D'Emilio announced the following:

- Winners of the 125th Anniversary Flag Contest:
 1. HS-Luke Farberman
 2. MS-Hannah Philips & Madilyn Fleisher (joint submission)
 3. CR-for 1st & 2nd Grade Veer Juthani, and honorable mention to Rebecca Ung
 4. CR-for 3rd & 4th Grade Annabelle Park and honorable mention to Anthony Porco

- The artwork of all the winners will be used on commemorative items to be sold and distributed at upcoming celebrations. Thanked the Judges and school for all there assistance and support of this contest.
- Thanked Manager Robson for all the work she has done for the Village.

Trustee Edelstein announced the following:

- Summer concert series continues on July 9th with the band "Almost Country" at Pascone Park beginning at 7:00 p.m.
- Thanked Dana Laurient and the members of the Multicultural Committee for the Juneteenth & Pride celebrations. Next events will be coming up in the Fall.
- Recreation Committee will be meeting on 7/20/21.
- Wished Manager Robson the best of luck.

5. VISITORS

6. OLD BUSINESS:

- 6.1 Consider a Resolution to Adopt the Local Law# 5-2021 of the Ardsley Code Cannabis Law Section 131 Opting out of Licensing & Establishing Retail Cannabis Dispensaries and/or on-site Cannabis Consumption Establishments within the Village of Ardsley

Moved by Trustee DiJusto, Seconded by Trustee Weitz and passed unanimously. RESOLVED,

that the Village Board of the Village of Ardsley hereby adopts Local Law #5-2021 of the Ardsley Code Cannabis Law Section 131 Opting out of licensing & establishing retail cannabis dispensaries and/or on-site cannabis consumption establishments with the Village of Ardsley; and

BE IT FURTHER RESOLVED, that this is effective immediately upon filing with the New York Secretary of State.

LOCAL LAW NO. 5 OF THE YEAR 2021

A local law adopted pursuant to Cannabis Law Section 131 opting out of licensing and establishing retail cannabis dispensaries and/or on-site cannabis consumption establishments within the Village of Ardsley

Section 1. Legislative Intent

It is the intent of this local law to opt the Village of Ardsley out of hosting retail cannabis dispensaries and/or on-site cannabis establishments within its boundaries.

Section 2. Authority

This local law is adopted pursuant to Cannabis Law Section 131, which expressly authorizes cities and village to opt-out of allowing retail cannabis dispensaries and/or on-site cannabis consumption establishments to locate and operate within its boundaries.

Section 3. Local Cannabis Retail Dispensary and/or On-Site Consumption Opt-Out.

The Board of Trustees of the Village of Ardsley, County of Westchester, hereby opts-out of licensing and establishing cannabis retail dispensaries and/or cannabis on-site consumption establishments within its boundaries.

Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision or part of this local law or the application thereof to any person, firm or corporation, of circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date

This local law shall take effect immediately upon filing with the Secretary of State. Pursuant to Cannabis Law Section 131, this local law is subject to a permissive referendum and thus may not be filed with the Secretary of State until the applicable time period has elapsed to file a petition, or a referendum has been conducted approving this local law.

Roll Call Vote: 5-0-0

Trustee DiJusto: Aye

Trustee Weitz: Aye

Trustee D'Emilio: Aye

Trustee Edelstein: Aye

Mayor Kaboolian: Aye

7. NEW BUSINESS:

- 7.1 Consider a Resolution to Authorize the Mayor to Execute an Agreement for Professional Services of Interim Village Manager

Moved by Trustee D'Emilio, Seconded by Trustee Edelstein and passed unanimously. RESOLVED, that the Village Board of the Village of Ardsley hereby authorizes the Mayor to execute an agreement for professional services of Interim Village Manager with Charlene Indelicato residing at 15 Buntonville Rd., Cross River, NY 10518 effective July 13, 2021.

7.2 Consider a Resolution Regarding Priyam Reddy's Appeal of Sewer Rent Grievance Decision

Moved by Trustee Edelstein, Seconded by Trustee D'Emilio and passed 3-2-0.
WHEREAS, Priyam Reddy submitted a grievance on the sewer rent for the billing date of October 29, 2020; and

WHEREAS, after full review of the grievance request, the Village Manager of the Village of Ardsley denied the majority of Mr. Reddy's sewer rent grievance on the grounds that the grievance application was not timely filed; and

WHEREAS, Mr. Reddy filed a request to appeal such decision to the Village Board of the Village of Ardsley;

NOW THEREFORE BE IT RESOLVED, that the Village Board of the Village of Ardsley hereby approves Mr. Reddy's appeal of the sewer rent grievance decision of the Village Manager; and

BE IT FURTHER RESOLVED, that any credit, if applicable, shall be issued to Mr. Reddy's sewer rent account for the billing date of October 29, 2020.

Motion Carried: 3-2-0
Trustee Edelstein: Aye
Trustee D'Emilio: Aye
Mayor Kaboolian: Aye
Trustee DiJusto: Nay
Trustee Weitz: Nay

8. CALL FOR EXECUTIVE SESSION-PERSONNEL MATTERS

9. ANNOUNCEMENTS July 12, 2021-Planning Board Meeting
July 13, 2021 Recreation Commission Meeting
July 13, 2021 Board of Architectural Review Meeting
July 21, 2021 TPPCS Committee Meeting
July 28, 2021 Zoning Board of Appeals Meeting

10. ADJOURNMENT OF MEETING

10.1 Adjournment

Moved by Trustee Weitz, Seconded by Trustee DiJusto and passed unanimously.
RESOLVED, that the Village Board of the Village of Ardsley Hereby adjourns the regular

meeting of Tuesday, July 6, 2021 and enter into Executive Session-Personnel Matters, at 8:21 p.m.

11. NEXT WORK SESSION July 14, 2021

12. NEXT BOARD MEETING: August 2, 2021

Village Clerk, Ann Marie Rocco

Date: