

Mayor Porcino opened the June 18, 2012 Regular Meeting at 8:00 p.m.

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| Present: | Mayor | Peter Porcino |
| | Deputy Mayor/Trustee | Gary Malone |
| | Trustee | Larry J. Nardecchia |
| | Trustee | Nicole Minore |
| | Trustee | Beverly A. Levine |
| | Village Manager | George Calvi |
| | Village Attorney | Robert J. Ponzini |
| | Village Clerk | Barbara Berardi |
| | Recording Secretary | Lorraine McSpedon |

I. PLEDGE OF ALLEGIANCE

II. APPROVAL OF MINUTES

Tr. Malone: Resolved, that the Village Board of the Village of Ardsley hereby approves the minutes of the regular meeting of June 4, 2012, as corrected. **Seconded by Tr. Levine and passed unanimously.**

III. DEPARTMENT REPORTS

LEGAL REPORT: Attorney Ponzini had nothing to report.

TREASURER'S REPORT: Mr. Calvi read the Treasurer's Report on behalf of Marion DeMaio.

The bills for the past two weeks from the General Fund totaled \$510,417.39; from the Trust & Agency: \$2,637.50 and from the Capital Fund: \$154.80.

Tr. Nardecchia: Resolved, that the Village Board of the Village of Ardsley authorizes the Village Treasurer to pay the following amounts: From the General Fund: \$510,417.39; from the Trust & Agency Fund: \$2,637.50 and from the Capital Fund: \$154.80. **Seconded by Tr. Minore and passed unanimously.**

MANAGER'S REPORT: Mr. Calvi reported the following:

**VILLAGE MANAGER REPORT
PREPARED BY GEORGE CALVI
FOR MONDAY, JUNE 18, 2012**

There's been a lot of activity in the Village these last two weeks.

1. JACKSON AVENUE: On Tuesday morning, June 5, Trustee Levine, Traffic Chairman Frank Doherty and I attended the Public Works subcommittee meeting at the County Office Building in White Plains to support County Legislator Mary Jane Shimsky's quest to get the review of the widening of Jackson Avenue and the installation of a traffic light at its intersection of North Sprain Road completed. Speaking parochially, after the meeting I individually lobbied members of the committee to get this leg of the Ridge Hill monies project completed so energies can become re-focused back to the widening of Route 9A in our village.

2. FLOWER SHOW: Late Wednesday afternoon, June 6, I briefly accompanied the Village Clerk to the Ardsley Garden Club's annual Flower Show at St. Barnabas Church. I have to say the ladies and one gentleman outdid themselves once again with their beautiful entries and displays!

3. SYMPOSIUM: Early Thursday morning, June 7, I accompanied Trustee Levine to a symposium sponsored by our auditors, O'Connor, Davies, in Tarrytown, called "Effectively Managing Life Under the Tax Cap" where managers like myself were called upon to share war stories about this latest "gift" from Albany, and as Trustee Levine can attest, we didn't hold back.

4. SAYF: Early Tuesday morning, June 12, in our offices, Theresa Del Grosso, the SAYF Coordinator and I had the pleasure of meeting with Lt. Commander Angela Richardson of the United States Department of Health and Human Services who came all the way up from our nation's capital to review the wonderful work that Mrs. Del Grosso and the SAYF coalition are performing in Ardsley.

5. EMERGENCY PREPAREDNESS: Early Friday morning, June 15, Police Chief Califano and I attended Consolidated Edison's emergency preparedness briefing at the Rye Town Hilton where after a keynote address by former Pennsylvania governor and former secretary of the Department of Homeland Security, Tom Ridge, we learned that we have been assigned four permanent community liaisons [two who actually live in Ardsley, one in Edgemont] who will familiarize themselves with our community and operations so that they can serve us better next time we experience serious outages due to hurricanes and other storms. This is a very wise move on Con Ed's part though the Manager's Association made this suggestion several years ago. To paraphrase Tom Ridge, "The day of a major weather event is not the right day to be exchanging business cards." A tentative date for the week of September 10 has been scheduled for village

officials and first responders to learn how this new program will be working. However, more about that later.

6. SOLAR PANELS: This past week, former Environmental Chairwoman Susan Porcino and I have been sparring with representatives of NYSERDA to ensure that we have sufficient time to complete the solar panel project on the roof of the Fire House, and ensure that we get fully reimbursed for our efforts. I am happy to report tonight that we were successful in receiving the extension that we needed. The construction portion is scheduled to commence on July 6, and we will have 95% substantial completion by July 31. We have until September to complete something which is known as the utility interconnection at which time we will receive the balance of our \$103,000 expenditures.

7. SIDEWALKS: This past Thursday, we finally received formal written notification from NYS DOT to proceed with the construction of new sidewalks on the north side of Heatherdell Road from Farm Road to Olympic Lane. I have begun the process of rallying the local forces, particularly special assistant Don Marra, Highway Foreman Rick Thompson, and our engineering consultant Neil Weitman, to ensure every one is on a level playing field, and hope to have a Notice to Bidders for this board to approve in the very near future. In fact, a meeting has been scheduled for Thursday afternoon to discuss the project.

8. PARKING TICKETS: These past two weeks, our Village Justice Walter Schwartz and our Court Clerk Pat Basini have been diligently working as a group and individually with Allison Blau of Complus to get our online parking ticket system off the ground. Various kinks are being smoothed out and by the end of this summer I will be announcing on the air and posting on our website how motorists can pay for not only their current parking tickets online but also those they've failed to pay for the last five years. Reminders will be mailed out to scofflaws most likely before Labor Day. As I reported at a recent Board meeting, I have already filed paperwork with Motor Vehicle offices of several states to enlist their assistance with our new program.

9. NIXLE: At the request of the Village Board at the last meeting, I have filed all the necessary paperwork to get our new Reverse 911- style Nixle program off the ground. The Police Chief has advised me that Nixle personnel have already been in touch with him, and training should commence shortly for police personnel.

10. LIFELINE TELEPHONE PROGRAM: This past week our offices received a letter from the NYS Public Service Commission regarding changes to the Lifeline Telephone program. Lifeline is a government benefit program that helps eligible low income consumers maintain telephone service and save money on their monthly telephone bills including those from wireless providers. To participate in the program one must be participating in one of several assistance programs such as Medicaid, Food Stamps, Section 8, the National School Lunch Program, or the Veteran's Surviving Spouse Pension program amongst others. For more information about Lifeline you can log on to the website www.ASKPSC.com or the FCC's consumer center at 1-888 225-5322. Our Village Clerk has been provided with a copy of the announcement from the

PSC so if you prefer to call her about the website or phone numbers for further information, please don't hesitate.

11. TAX BILLS: Residents are reminded that the first installment of the Village tax bill is due by the end of the business day on Monday, July 2. Should you have any questions, please do not hesitate to contact the Village Treasurer Marion DeMaio at 693-1550.

Last but not least, personnel appointments, mostly seasonal:

12. PERSONNEL: In accordance with the civil service rules and regulations of the Westchester County Department of Human Resources, the following is hereby entered into the official minutes:

I: The Village Manager upon the recommendation of the Recreation Assistant for Skateparks hereby appoints the following part-time seasonal skatepark attendants for the period June 18 through December 1, 2012 at the hourly salary of \$7.25:

- a) **Alex Elezaj** residing at 9 Sherbrooke Road, Hartsdale, New York 10530
- b) **Jordan Oglesby** residing at 63 Secor Road - Unit 13-1, Ardsley, New York 10502
- c) **Melvin Ward-Johns** residing at 288 Ashford Avenue, Dobbs Ferry, New York 10522
- d) **Justin Rabadi** residing at 140 Huntley Drive, Ardsley, New York 10502

[Note: Elezaj is an AHS sophomore, Rabadi is a junior, and Oglesby and Ward-Johns are AHS freshmen]

II: The Village Manager upon the recommendation of the Building Inspector hereby appoints:

- a) **Thomas DeMaio** residing at 36 Jo-Al Court, Newtown, Connecticut 06470 to the permanent part-time position of Assistant Building Inspector subject to a probationary period of not less than 52 weeks at the hourly salary of \$50.00, effective immediately

[Note: Mr. DeMaio, a former resident and longtime Chairman of the Board of Architectural Review will be performing inspections for the Village solely when the Building Inspector vacations or takes ill. He will not be reviewing plans, issuing permits, manning the office, etc. We are most fortunate to have his talents and knowledge of the Village available to us.]

III: The Village Manager upon the recommendation of the Highway Foreman hereby appoints:

JUNE 18, 2012

a) **Joseph Corvino** residing at 350 Ashford Avenue, Dobbs Ferry, New York 10522 to the position of seasonal laborer in the DPW at the hourly salary of \$12.00, effective June 1, 2012 through Labor Day

b) **Christopher Roemer** residing at 553 Almena Avenue, Ardsley, New York 10502 to the position of seasonal laborer in the DPW at the hourly salary of \$15.00, effective June 1, 2012 through Labor Day

[Note: Mr. Corvino's name should be familiar to you. He is currently our volunteer First Assistant Fire Chief. Mr. Roemer has returned for the last several summers.]

FIRE DEPARTMENT REPORT: Chief Forkowsky delivered the Fire Department report for the month of May, 2012.

POLICE DEPARTMENT REPORT: Chief Califano delivered the Police Department report for the month of May, 2012.

BUILDING DEPARTMENT REPORT: Mr. Tomasso delivered the Building Department report for the month of May, 2012.

MAYOR'S ANNOUNCEMENTS:

- 1) Attended the fire inspection.
- 2) Attended the flower show.
- 3) Attended the White Plains dedication to new bike lanes.
- 4) Send a letter to ISJ Management re the condition of the CVS parking lot.
- 5) Sent a letter to Legislator Burrows re Jackson Avenue situation.
- 6) Thanks to the police department and DPW re the recent accident on Heatherdell.

IV. COMMITTEE AND BOARD REPORTS:

Tr. Malone:

1. Attended a meeting of the Ardsley Environmental Task Force.
2. Announced Susan Porcino's resignation from the Environmental Task Force.
3. Attended an Eagle Scout Ceremony on June 10th.

Tr. Nardecchia:

4. Attended the Fire Department inspection.
5. Attended and participated in the flower show.
6. The seniors have been moving from location to location.
7. Attended his annual high school class reunion.
8. The Ice Cream Social will take place on June 21st at Pascone Park from 6:00 – 8:00 p.m.

Tr. Minore:

1. Attended the Fire Department inspection.
2. An Ardsley Day meeting will take place on June 25th at 7:30 p.m. in the Village boardroom.
3. The SAYF Coalition was visited by the State.
4. The Youth Council activities will slow down over the summer.

Tr. Levine:

1. Attended the Fire Department inspection.
2. Attended the flower show.
3. Greenburgh is still filming the WWII veterans. All were encouraged to watch.

8:30 P.M. – PUBLIC HEARING – To consider a permit to convert the former Houlihan Lawrence into a yogurt shop at 718 Saw Mill River Road, Ardsley, NY (a/k/a 726 Saw Mill River Road) to be known as Yogurt By You, LLC.

Mayor Porcino read the legal notice.

Messrs. Steve Fraum, owner, and Diego L. Steisel, architect, presented themselves to the Board and gave an overview of the property and the proposed improvements to be made.

There will be several self-service machines. The hours of operation will be generally Sunday – Thursday, 11:00 a.m. – 9:00 p.m. and Friday and Saturday, 11:00 a.m. – 10:00 p.m. The owner anticipates opening on August 1, 2012.

Mayor Porcino read the conditions of approval to the applicants.

Tr. Nardecchia complimented the applicants on the complete application they submitted.

Mayor Porcino opened the application for public participation.

V. VISITOR'S

VI. OLD BUSINESS**RESOLUTION TO CLOSE THE PUBLIC HEARING TO CONVERT THE
FORMER HOULIHAN LAWRENCE INTO A YOGURT SHOP LOCATED AT
726 SAW MILL RIVER ROAD, ARDSLEY, NEW YORK**

Trustee Nardecchia: Resolved that the Village of Ardsley Board of Trustees hereby closes the public hearing to convert the former Houlihan Lawrence into a yogurt shop located at 718 Saw Mill River Road, Ardsley, New York (a/k/a 726 Saw Mill River Road) to be known as Yogurt By You, LLC. **Seconded by Trustee Minore and passed unanimously.**

**RESOLUTION GRANTING PERMISSION TO CONVERT THE FORMER
HOULIHAN LAWRENCE INTO AN YOGURT SHOP LOCATED
AT 726 SAW MILL RIVER ROAD, ARDSLEY, NEW YORK**

Trustee Levine: RESOLVED, that the Village of Ardsley Board of Trustees hereby grants permission to convert the former Houlihan Lawrence into a yogurt shop located at 718 Saw Mill River Road, Ardsley, New York (a/k/a 726 Saw Mill River Road) to be known as Yogurt By You, LLC., with the following conditions: **Seconded by Trustee Minore and passed unanimously.**

1. The applicant must provide plans showing compliance with the NYS Building Code for the interior alterations.
2. The applicant must obtain a building permit prior to the commencement of work.
3. The applicant must obtain a separate sign permit for all proposed signage.
4. Outside seating should be limited to 3 tables and 6 chairs. The table size should be limited to 3' x 3' square or 3' round tables with no more than 2 chairs at each table.
5. An unobstructed sidewalk width of 4 feet and an unobstructed exit width of 5 feet must be maintained at all times.
6. The months of operation of the outdoor seating should be limited as determined by the Village Board (April 1 to October 15 each year).
7. The hours of operation of the outdoor seating should also be limited as determined by the Village Board (Sunday – Thursday 11:00 am to 9:00 pm and Friday & Saturday 11:00 am to 10:00 pm).

VII. NEW BUSINESS**RESOLUTION ADVERTISING NOTICE TO BIDDERS FOR SUMMER ROAD
RESURFACING PROGRAM FOR SEVEN VILLAGES & ONE SCHOOL
DISTRICT**

Trustee Minore: Resolved, that the Village Board of the Village of Ardsley hereby authorizes the Village Clerk to advertise a Notice to Bidders for the furnishing and/or placing of the following materials on behalf of the Villages of Ardsley, Dobbs Ferry, Elmsford, Hastings, Irvington, Tarrytown, Sleepy Hollow, and the Irvington School District: milling existing roadway surfaces, adjusting manholes, valve boxes, curbing, catch basins, and resurfacing with top course. Specifications and Bid proposal forms will be available in the Office of the Ardsley Village Clerk for a non-refundable fee of \$25.00. Sealed bids will be received and publicly opened in the Office of the Village Clerk no later than 1:00 pm, Friday, July 6, 2012. **Seconded by Trustee Levine and passed unanimously.**

**RESOLUTION ESTABLISHING NEW T & A ACCOUNT AND HIRING
PLANNER RE APPLICATION OF METRO-PCS TO INSTALL ANTENNA
PANEL ATOP RSA BUILDING**

Trustee Malone: Whereas, MetroPCS has made known its intentions to the Building Inspector to install a 6 panel antenna and equipment cabinets on the RSA Building located at 690 Saw Mill River Road;

Therefore be it resolved, that the Village Board of the Village of Ardsley hereby directs MetroPCS to establish an escrow account with the Village Treasurer to be known as Trust & Agency account #0083; and to request that MetroPCS provide the amount of \$5,000 to be deposited in such account to defray the costs in connection with the review process;

Be it further resolved, that the Village Board authorizes the Village Manager to hire Patrick Cleary to provide consulting services for the application process, as delineated by Chapter 38 - Professional Consultation Fees of the Ardsley Village Code. **Seconded by Trustee Minore and passed unanimously.**

ADJOURNMENT OF MEETING: Tr. Nardecchia: Resolved, that the Village Board of the Village of Ardsley hereby closes the regular meeting of Monday, June 18, 2012, at 8:45 p.m. **Seconded by Tr. Levine and passed unanimously.**

Respectfully submitted,

Lorraine McSpedon
Recording Secretary