

VILLAGE OF ARDSLEY

BOARD OF TRUSTEES

AUGUST 6, 2012

Mayor Leon opened the August 6, 2012 Regular Meeting at 8:00 p.m.

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

I. PLEDGE OF ALLEGIANCE

SWEARING IN OF VOLUNTEER FIREFIGHTER – ROBERT JOHN MARTIN

Mayor Porcino swore in the new firefighter.

II. APPROVAL OF MINUTES

Tr. Malone: Resolved, that the Village Board of the Village of Ardsley hereby approves the minutes of July 2, 2012, as submitted. **Seconded by Tr. Minore and passed, with Tr. Nardecchia abstaining and Tr. Levine being absent.**

III. DEPARTMENT REPORTS

FIRE DEPARTMENT REPORT. Chief Florkowski delivered the July, 2012 firefighters report.

BUILDING DEPARTMENT REPORT: Mr. Tomasso delivered the monthly report for June, 2012.

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 month from the General Fund totaled \$244,201.04; the Trust & Agency Fund totaled \$6,910.54 and the Capital Fund: \$4,065.55.

Tr. Nardecchia: Resolved, that the Village Board of the Village of Ardsley hereby authorizes the Village Treasurer to pay the following: From the

AUGUST 6, 2012

General Fund: \$244,201.04; from the Trust & Agency: \$6,910.54 and from the Capital Fund: \$4,065.55. **Seconded by Tr. Malone and passed unanimously.**

MANAGER'S REPORT:

**VILLAGE MANAGER REPORT
PREPARED BY GEORGE F. CALVI
FOR MONDAY, AUGUST 6, 2012**

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:

The Village Manager upon the recommendation of the Skate Park Assistant hereby appoints:

Alex Figueroa of 18 Broadway, Tarrytown, New York 10591 to the seasonal part-time position of skate park attendant at the hourly salary of \$7.25 from August 6 through December 1, 2012

[According to Lorraine Kuhn, Alex is a very responsible young man who was a Skatepark Attendant for us from 2006 to 2009. He is presently a student at Lehman College, studying Environmental Science. She is very pleased to request that the Village rehire him as a Skatepark Attendant.]

MAYOR'S ANNOUNCEMENTS:

- 1) The installation of the solar panels at the firehouse is almost complete.
- 2) Meetings have been taking place regarding the Ashford Avenue bridge.
- 3) Approval should be forthcoming regarding funding for the Water Wheel project.
- 4) An announcement has been issued on the Dobbs Ferry website stating that the Rivertowns Square project has been put on hold.
- 5) Spoke to Commissioner Madden of Greenburgh regarding the plans for widening 9A and the Jackson Avenue project.
- 6) The Concert in the Park had a good turnout.
- 7) Had dinner at the Italian Kitchen, the new restaurant in town.

8:15 P.M. PUBLIC HEARING – To consider a special permit application submitted by MetroPCS New York, LLC to collocate antenna panels on top of property located at 690 Saw Mill River Road, Ardsley, New York.

Mr. Frank Ferraro, Esq. for MetroPCS, presented himself to the Board. He explained that there is currently a Sprint/Nextel facility on the roof consisting of 12 antennas, as well as

equipment. MetroPCS is requesting to collocate six additional antennas on the same roof. The equipment will be housed in the building itself.

All applications have been submitted. The reason for the need for this facility was outlined. The height and ground elevation of this building is necessary for this project.

Mr. Pat Cleary, consultant, reported that the applicant had done a very thorough job with the application submission. The special permit and design permit criteria had been addressed. The aesthetics of the project were discussed.

Tr. Nardecchia and Mr. Cleary discussed the amount of radiation emitted from this building and it was stated that the level of radiation emitted from this building is dozens of times below the Federal threshold.

Mr. Scott Chasse, Principal Engineer, discussed the site plan.

Mayor Porcino opened the hearing up to the public.

Tr. Nardecchia requested the façade of the building be painted. Mr. Tomasso replied that he would refer this to the building owner.

Tr. Malone: Resolved, that the Village Board of the Village of Ardsley hereby closed the public hearing on the special permit application submitted by MetroPCS New York, LLC to collocate the antenna panels on top of the property located at 690 Saw Mill River Road, Ardsley, NY. **Seconded by Tr. Minore and passed unanimously.**

IV. COMMITTEE AND BOARD REPORTS:

Tr. Minore:

- 1) There is an Ardsley Day meeting scheduled for tomorrow.
- 2) Gave an update on the website project.

Tr. Nardecchia:

- 1) Attended the Sanitation Recycling Workshops.
- 2) Worked with Nicole Galletta regarding the volleyball court.
- 3) The bench in Ashford Park in memory of Lori Eiler Hunter is completed.
- 4) Working with the Fire Department for a backflow prevention device.
- 5) The Community Center is approximately 75% complete.

Tr. Malone: Had nothing to report.

Tr. Levine: Absent

Frank Doherty gave an update on the Ardsley Avenue bridge project.

V. VISITOR'S

Armen Boyajian provided a Powerpoint presentation on various areas of his concern on Ashford Avenue.

VI. OLD BUSINESS

RESOLUTION TO AWARD BID FOR 2012 ROAD RESURFACING IN SEVEN VILLAGES & ONE SCHOOL DISTRICT

Tr. Minore: Whereas the Village Manager, in the presence of the Village Clerk plus a roomful of contractors opened 7 sealed bids on Friday, July 6, 2012 at 1:00 pm in the Village Board room, Village Hall, 507 Ashford Avenue, Ardsley, New York

Be it resolved, that the Village Board of the Village of Ardsley hereby awards the bid to Petrillo Contracting located at 41 Edison Avenue, Mount Vernon, New York 10550 for the laying in place of bituminous top course [asphalt] at \$75.94 per ton; \$2.20 per square yard for milling existing pavement; \$100.00 per unit adjust manholes / catch basins; \$19.50 per linear foot for concrete curbing, in the Villages of Ardsley, Dobbs Ferry, Hastings, Elmsford, Irvington, Tarrytown, Sleepy Hollow, and the Irvington School District.

Note 1: The Village authorized a Notice to Bidders on June 4 and it was advertised in The Rivertowns Enterprise and The Journal News. We additionally mailed out Notices to over 20 prospective bidders on our list. Five prospective bidders actually purchased the bid packages at a non-refundable fee of \$25 each, and seven actually submitted sealed bids. All bids contained the requisite bid bonds and signed notices of non-collusion

Note 2: **I am pleased to advise you that it looks like the per ton price has dropped once again from \$80.60 to \$78.41 to \$75.94.** The range for the entire job ran the gamut from a low of \$782,024 to a high of \$1,507,301 with the low bidder being Petrillo Contracting of Mount Vernon. **A very big thank you this year to the Tarrytown gang: Drew Fixell, Michael Blau, and particularly Michael McGarvey** who took over at the last moment from the departing Tony Capicotto, for all their assistance with this bid process, and to all the other fellows in the other villages who provided information, text, advice, with a healthy dose of ribbing and agida.

Note 3: I will send an award letter to Dick Davidson who will be in touch with the respective communities regarding their contracts and arrangements. As for Ardsley, Davidson will meet with Thompson and Lindsay to discuss their final plans as to which roads will be actually resurfaced so we will be able to determine how we can stretch our budgeted \$85,000.00 Hopefully, with the lower than expected asphalt price, possibly

we can squeeze in another road. Davidson knows we want all our work completed prior to Labor Day to avoid any imbroglios with the school buses and falling leaves.

Note 4: We will be paving portions of the following roads with the money we have allocated: 1,734 linear feet of Huntley Drive; 2,558 linear feet of Beacon Hill Road; and 1,157 linear feet of Heatherdell Road. **Seconded by Tr. Malone and passed unanimously.**

Note 5: The results of the bid opening in detail are as follows:

Tr. Nardecchia requested that all paving include a separate, nominal fee for tack coating.

VII. NEW BUSINESS

RESOLUTION TO APPROVE WORK CHANGE ORDER – SOLAR PANELS (FOR TRACKING PURPOSES ONLY)

Tr. Malone: Whereas, on April 30, 2012, the Village Board of the Village of Ardsley unanimously approved a resolution to award a bid for the installation of photovoltaic solar panels on the roof of the firehouse to Solar Liberty located at 6500 Sheridan Drive – Suite 120, Buffalo, New York in the amount of \$81,977.00, and

Whereas, it has been determined that it would be best to install an upgrade to the monitoring hardware which will be installed at the Firehouse at an additional cost of \$5,950, and that this amount is well within the grant awarded by NYSERDA, and at no additional cost to the Village of Ardsley,

Be it resolved that the Village Board of the Village of Ardsley approves this work change order

Note: This resolution was approved on July 12 by Village Trustees Minore and Malone, and Mayor Porcino. At the Board meeting, the Mayor merely needs to reference that this action took place

**RESOLUTION REGARDING VERIZON EMERGENCY SUSBScriber LIST
INFORMATION LICENSE AGREEMENT**

Tr. Nardecchia: Resolved, that the Village Board of the Village of Ardsley hereby acknowledges the Village Manager's execution of a contract on July 12, 2012 with Verizon Business Network Services with mailing address at 700 Hidden Ridge, Irving, Texas 75038 for an emergency subscriber list information license in connection with the implementation of the Village's soon to be activated Nixle program for a 36 month term with weekly updates for a non-recurring fee of \$1,435.62 and a monthly recurring fee of \$6.55. **Seconded by Tr. Minore and passed, with Tr. Nardecchia abstaining.**

Note: This contract was approved by the Village Attorney for form and substance, and subsequently the Village Manager polled and secured approvals from Mayor Porcino, and Trustees Levine and Malone on July 12.

RESOLUTION ADVERTISING – SALE OF 2003 FORD EXPLORER

Tr. Minore: Resolved, that the Village Board of the Village of Ardsley hereby authorizes the Village Clerk to advertise a Notice to Bidders for the sale of a 2003 Ford Explorer, formerly in service with the Ardsley Police Department,

Be it further resolved, that forms and specifications are available in the Office of the Village Clerk located at 507 Ashford Avenue, Ardsley, New York 10502, and that sealed bid envelopes shall be submitted to the Office of the Village Clerk no later than 1:00 pm, Wednesday, August 22, 2012 at which time they will be opened and publically read. **Seconded by Tr. Nardecchia and passed unanimously.**

**RESOLUTION TO APPROVE REQUEST TO ERECT 50th ANNIVERSARY
ASVAC BANNERS AT VARIOUS LOCATIONS IN THE VILLAGE**

Tr. Malone: Resolved, that the Village Board of the Village of Ardsley hereby approves the request of ASVAC (the Ardsley Volunteer Ambulance Corp) to erect three banners around the village commemorating the 50th anniversary of their founding at the southwest corner of Ashford Avenue & Saw Mill River Road, in front of the ASVAC building on American Legion Drive, and on the split rail fence at the McCormick Drive jug handle at Pascone Park commencing immediately until December 31, 2012. **Seconded by Tr. Minore and passed unanimously.**

**RESOLUTION TO SCHEDULE PUBLIC INFORMATION MEETING
REGARDING PROPOSAL FOR ONCE A WEEK TRASH PICKUP**

Tr. Nardecchia: Resolved, that the Village Board of the Village of Ardsley hereby schedules a public hearing or public information meeting regarding a proposal for the commencement of once a week trash pickup by the Highway Department for Tuesday, September 18, 2012 at 8:15 pm. **Seconded by Tr. Minore and passed unanimously.**

**RESOLUTION TO SECHEDULE A PUBLIC HEARING TO CONSIDER A
REQUEST FOR ADDITIONAL INTERIOR SEATING – YOGURT BY YOU,
LLC LOCATED AT 718 SAW MILL RIVER ROAD (A.K.A. 726 SAW MILL
RIVER ROAD)**

Tr. Minore: Resolved, that the Village Board of the Village of Ardsley hereby schedules a public hearing for Tuesday, September 4, 2012 at 8:15 p.m. to consider a request for additional interior seating at Yogurt By You, LLC located at 718 Saw Mill River Road (a.k.a. 726 Saw Mill River Road).

Be it further resolved, that the Village Board refers the applicant to the Zoning Board of Appeals for a parking variance. **Seconded by Tr. Malone and passed unanimously.**

RESOLUTION PERMITTING A MENORAH DISPLAY - 2012

Tr. Malone: Whereas, the Village of Ardsley (“Ardsley”) has a policy of providing locations within its territorial limits for holiday displays with equal opportunity for all Village groups and organizations; and

Whereas, permission has been requested from Ardsley, for the sixth year in a row, by Chabad of the River Towns to permit the display of a Menorah in celebration of the holiday season from December 8, through December 15; and

Whereas, the location that has been requested is in or about Legion Park within Ardsley; and

Whereas, Ardsley believes that such permission is a continuation of its non discriminatory policy for holiday displays by Village groups and organizations;

Now, therefore, be it resolved, that Chabad of the Rivertowns is permitted to construct a Menorah display at or about Village property in Legion Park provided such a display and location is reviewed for safety and compliance by the Chief of Police, the Building Inspector, and the Fire Department, that all costs for the erection, use and maintenance of this display are borne by Chabad of the River Towns, and that a policy of insurance in acceptable form be provided to Ardsley to insure, indemnify, and defend against any and all claims or losses that may arise out of the erection, use, maintenance of this display. **Seconded by Tr. Nardecchia and passed unanimously.**

ADJOURNMENT OF MEETING:

Tr. Nardecchia: Resolved, that the Village Board of the Village of Ardsley hereby adjourns the regular meeting of August 6, 2012, at 9:34 p.m. **Seconded by Tr. Malone and passed unanimously.**

Respectfully submitted,
Lorraine McSpedon, Recording Secretary