

**VILLAGE OF ARDSLEY
BOARD OF TRUSTEES
REGULAR MEETING
MONDAY, APRIL 1, 2013**

Present:	Mayor	Peter Porcino
	Deputy Mayor/Trustee	Gary Malone
	Trustee	Larry J. Nardecchia
	Trustee	Nicole Minore
	Trustee	Nancy Kaboolian
	Village Manager	George Calvi
	Village Clerk	Barbara Berardi
	Village Attorney	Robert J. Ponzini
	Recording Secretary	Anne Hohlweck

Mayor Porcino called to order the Regular Meeting at 8:02 p.m.

I. ANNOUNCEMENT OF EXIT SIGNS

II. PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE - Irwin Engleman

Mayor Porcino recognized Mr. Engleman for his many community involvements. He also was the owner of *Ardsey Chemist Shoppe* from 1945-1994.

III. APPROVAL OF MINUTES: Regular Meeting – March 18, 2013

Trustee Malone: RESOLVED, that the Village Board of the Village of Ardsley hereby approves the minutes of the Regular Meeting of March 18, 2013 as submitted. **Seconded by Trustee Kaboolian and passed unanimously.**

IV. DEPARTMENT REPORTS:

LEGAL REPORT:

No report. Judge Ponzini requested an Executive Session.

MANAGER'S REPORT:

**VILLAGE MANAGER REPORT
FOR MONDAY, APRIL 1, 2013
PREPARED BY GEORGE F. CALVI**

1. LITTLE LEAGUE OPENING DAY: On Saturday, April 13, Ardsley Little League will be holding its opening day parade and ceremony. The parade will start at 1:00 p.m. at the Concord Road Elementary School, and travel down Heatherdell Road to McDowell Park where the ceremonies are expected to commence approximately at 1:30 p.m. All are invited to attend this wonderful community event! For information, telephone Lisa at 774-0096.

2. MEET YOUR ELECTED OFFICIALS: The League of Women Voters of the Rivertowns has issued an open invitation to "Meet Our Elected Officials" for tea and a chat at the home of Monica Getz, 821 North Broadway, Irvington on Sunday, April 28 from 4-6 P.M. They have invited all elected officials who represent the residents in the Rivertowns from Senators to local Village Mayors and Trustees. To RSVP contact Susan Schwarz at 332-1301. Parking is available across the street at Make A Wish Foundation.

3. MENTAL ILLNESS MONTH: During the next several weeks, Rivertowns residents will be noticing ribbons tied around trees in the business districts in recognition of National Alliance on Mental Illness month. NAMI is the largest grassroots mental health organization dedicated to providing support, education, and advocacy to individuals and families affected by mental illness. Ken Kendes, a Greenburgh member of the board, is organizing the placement of ribbons on the trees in the business districts by local Boy and Girl Scout Troops between April 30 and May 5, and the ribbons are scheduled to be removed by May 31. The tying of the ribbons will assist in bringing the issue of mental illness to the forefront and highlight the fact that an awareness walk will take place on May 18 at Playland. For more information about this program, please contact Town Clerk Judith Beville at 993-1501.

4. DOROTHY KAUFMAN RECOGNIZED: I had the pleasure of reading in the March 22nd Rivertowns Enterprise about Dorothy Kaufman who has lived in this community nearly 60 years. Recently she was honored at "Girl Scout Sunday" celebrated at the Ardsley Methodist Church on the occasion of the 101st anniversary of the Girl Scouts. A decades long scout and participant in Girl Scouting, Dorothy has been for many years a member of the Ardsley Cable Television committee, and did a brief stint as Chairwoman a few years ago. She also performed part-time clerical work here in the Village offices. However, my first involvement with Dorothy was back in 1990 when she and Louise Giusti who were operating a recycling depot in the back parking lot of the old Village Hall wanted to extend recycling to beyond newspapers and to include curbside plastic and metal containers as well. Well, along with the assistance of then Trustees Linda Polhman and Dan Kelly, as well as Theresa DeStefano not only did we secure a grant for the purchase of the first green recycling bins for village-wide collection, but we also devised the first multi-colored Notice of Sanitation schedule which was launched in the spring of 1991. Though she has been very active over the years with many civic organizations, I want to particularly note that she is our only known surviving WAVE from World War II. Thank you, Dorothy, for your years of service to the Village of Ardsley.

5. ANNUAL BUDGET MESSAGE:

PROPOSED BUDGET AT A GLANCE:

Appropriations (Spending): \$10,757,133 up \$575,088 or up 5.6%

Est. Revenues: \$2,154,230 up \$26,253 or up 1.2%

Appropriated Surplus –0–

Tax Levy: \$8,602,903 up \$548,835 or up 6.8%

Tax Base or Assessment Roll: \$30,381,521 down \$543,763 or down 1.8%

Proposed Tax Rate: \$283.10 / \$1000 or 8.73% increase

The estimated unreserved surplus as of 5/31/13 for the General Fund is \$775,624. The estimated reserved surplus as of 5/31/13 is \$520,576. The fiscal year 2013-14 Tentative Budget proposes to compensate the governing board of the Village of Ardsley as follows: Mayor \$4,800.00 and Members of the Board of Trustees \$2,400.00 each. (No increase.)

Note: The preceding information is required by NYS law and must be a component not only of the Village Manager's budget message, but the notice of public hearing on the budget in the media.

PROPOSED BUDGET IN DETAIL:

The Village of Ardsley's property tax rate would rise 8.735% under the proposed budget released last Wednesday, March 20 in comparison with the 4.64% adopted last year, the 4.38% increase adopted in 2011-12, the 3.76% increase adopted in 2010-2011, the 1.74% increase adopted for fiscal year 2009-2010, the 2.74% increase adopted for fiscal year 2008-2009, and the 3.06% increase adopted in 2007-2008.

The upward tic in the tax increase for the last few years has been for the most part due to the ever shrinking assessment roll which has been buffeted by increasingly successful residential property tax grievances, and commercial certioraris.

This is the sixth straight year the Village is experiencing a drop in its assessment roll after many years of growth. In fact, the number one reason for the increase in the budget this year has far less to do with spending and everything to do with our ever-shrinking assessment roll. Since 2008, the Village has lost nearly a million and a half dollars in assessment with \$554,765 alone lost this past year, our greatest loss to date.

During the last five fiscal years, a record number of property owners have successfully grieved their assessments downward, and now we are reaping the impact. In fact, the Greenburgh Town Assessor advised me that Ardsley got hit with the greatest number of grievances this past year than all the villages she serves. Please, this is no condemnation whatsoever of our property owners who have been struggling with financial demands from every direction since the

downturn in the economy commenced in 2008. Their grievance actions have been understandable, but candidly this is the end product.

Unless this hemorrhaging is stemmed, this community will be in serious trouble in the years to come. Much of the success for these grievance claims has been the result of a poor housing market which influences the state's residential assessment ratio (RAR). The realization is that once the housing market and economy improves, these lost assessments do not automatically bounce back. Thankfully, there is a light at the end of the tunnel. The Town of Greenburgh, our assessment authority, late last year launched an effort for town-wide re-assessment. The effort has gained much momentum, and many other communities are joining the campaign. With the promise of re-assessment, many of the inequities will hopefully be eliminated, and some sanity will be restored to our assessment roll.

Hurting us further is the State's inability to rein in pension costs, followed by the last phase-in of hydrant rental increases from United Water / New Rochelle, and the increasing rises in worker compensation premiums, and medical premiums despite the imposition of employee contributions last year. In the spring 2013 newsletter from our State Comptroller, he brags that the retirement system is "the most secure pension system in the world." Yet he hit the Village of Ardsley and other communities with double digit record increases for the fourth year in a row!

Our fund balance is healthy but not robust because spending and revenues have almost been a wash. Thus, unlike in some of our neighboring communities, allocations from fund balance are not being utilized to offset the tax rate. Rather, the village is saving those dollars for unforeseen major expenses.

This year's proposed budget is basically a maintenance budget. The proposed budget ensures that most services are maintained. However, no new services are being created and few services are being enhanced. No large capital projects are proposed.

When our financial fortune improves, consideration will be given for the acquisition or replacement of the following items for the DPW:

- a) purchase of a new \$16,000 John Deere tractor;
- b) purchase of 1 new two ton pickup trucks for \$33,000;
- c) purchase of 1 new dump truck for \$65,000;
- e) construction of a Pascone Park drainage system estimated at \$62,000;
- f) purchase of a \$8000 asphalt curb machine;
- g) purchase of a \$4000 tire changing machine;
- h) purchase of new storage trailer at \$8,000;
- i) purchase of a wood chipper at \$30,000.

All of the above items were requested by our DPW Foreman at a capital projects work session on January 30, 2012, but have not been acted on. None is contained in the proposed budget. Moreover, the above list does not include the long awaited Damascus drainage project at an

estimated cost of \$195,000, provided by our consulting engineer in January 2012. It should be noted that items b and c above originally included two pickup trucks, and two dump trucks. At the March 18, 2013 meeting of the Village Board, authorization for a BAN for the purchase of one of each was received. It was either that or continuing paying exorbitant repair fees on aging vehicles.

At the same 2012 capital projects work session, our Parks Supervisor suggested the reconstruction of the Pascone Park tennis courts which have been in need of serious rehabilitation for a long time to the tune of \$200,000. She also has suggested a new \$15,000 chain link fence around the Pascone Park soccer field, and funds for the Pascone Park restrooms at the snack bar. I am pleased to share that one of her older requests, upgrades for the aging Community Center, was satisfied last autumn thanks to the generosity of an anonymous donor.

I also am pleased to report that the replacement of the King Street bridge/culvert has been approved for action in late August 2013, and that the replacement of the Heatherdell Road sidewalks from Farm Road to Olympic Lane will soon be underway thanks to a rare but sizeable federal grant. I would be neglectful not to mention the completion of the solar panels installation on the fire house thanks to a competitive NYSEDA grant.

Other items that should be considered for the wish list over the next few years include:

- a) installation of an emergency generator at the Library; est. cost \$25,000;
- b) installation of an emergency generator at the Community Center; est. cost \$25,000;
- c) replacement of our aging and often malfunctioning telephone system in Village Hall, estimated cost \$25,000;
- d) replacement of all our 1960s vintage street lights with LED lights;
- e) replacement of our aging Highway Garage on Elm Street;
- f) construction of a parking deck over the Village Green ponding area;
- g) replacement of all asphalt curbing with reinforced concrete curbing;
- h) replacement of the asphalt Heatherdell sidewalks from Farm Road to Revolutionary Road;
- i) an expanded road resurfacing program for our local roads;
- j) the construction of an asphalt path connecting upper and lower Bicentennial Park; and
- k) replacement and standardizing of our mixed bag of street name signs.

In the area of personnel, at some point we need to restore funding for the full-time Recreation Assistant title. With an ever expanding recreational program, it is unwise and unrealistic to rely solely on one full-time employee in that department, our very capable Parks and Recreation Supervisor. The same goes for the Police Department. Restoration of funding for the Police Secretary position truly needs to be considered to process paperwork. Both aforementioned positions were vacated due to death in the last few years, and though both Department Heads have done an admirable job in handling both sets of responsibilities to keep costs down, as Village Manager I can detect the cracks in the veneer as they are starting to show.

Of course, if anticipated revenues exceed projections during the course of the fiscal year, if grants become available, if monies come from a generous donor, or if the Board is comfortable in adding more debt to the debt service schedule some of the above mentioned acquisitions or projects could be green-lighted.

Many of the department operating budgets are at last year's spending levels or less: specifically, spending for the Board of Trustees, the Mayor, the Village Manager, the Auditors, the Treasurer, Law, Traffic Control, Registrar of Vital Statistics, Street Administration, Snow Removal, Street Lighting, Economic Assistance, Parks, Village Historian, Celebrations, CATV Committee, Zoning, Planning, Environmental Control, Street Cleaning, Shade Trees, and Debt Interest.

A Memorandum of Agreement with the PBA union was approved at the Village Board meeting on March 16, 2012 after two very important aspects were secured by the Mayor. The first was a health care contribution as a percentage of salary, the first such contribution after many years of attempting to secure one. The police officers, effective June 1, 2012 began paying 1% of salary for family premiums. That number increases to 1.25% on 6/1/13; to 1.50% on 6/1/14; to 1.75% on 6/1/15; to 2.0% on 6/1/16. The second was the rollback from double-time to time and a half when filling in for another police officer on weekends. The police officers received annual salary increases of 2.95%, 5.0%, 3.5%, 2.75%, 2.65%, and 2.65%. The percentage increase for June 1, 2013 is 3.5%. There were also a number of small incremental increases to uniform allowance, and firearms stipends plus some house-keeping measures.

The Teamsters/DPW contract Memorandum of Agreement was approved at the Village Board meeting on November 20, 2012. The Teamsters also agreed to the same scale for health care contributions which commenced December 1, 2012: 1.25%, 1.50%, 1.75%, and 2.0%. Language for a health insurance buyout of \$5000 for each year was also secured. The language mirrors that in the police labor contract. The five year contract calls for annual salary increases of 4%, 3.5%, 3.0%, 2.9%, and 2.90%. The percentage increase for June 1, 2013 is 3.5%. There were modest increases in the longevity scale and the clothing allowance, and a number of house-keeping measures regarding probationary period and incorporating language about the new Tier 5 and Tier 6 established by the NYS Retirement System since the last contract. Those new tiers, which fall under the auspices of the NYS Comptroller, increase pension contributions from employees in those tiers, and extend the number of years for when one can obtain their first pension check.

A modest salary increase has been proposed for the remaining 11 full-time, non-union employees, and several part-time employees, but is subject to the discretion of the Village Board.

This year's spending plan has been developed along with a close eye on the health of the local economy. Signs of economic distress are evident everywhere though there are some reassuring bright spots. By all accounts the new veterinary office, Jeza Animal Hospital in the Village Green, the new Greek restaurant called Downtown in the Astoria Federal Shopping Center, the House of Sports on Elm Street, Spincredibles in the old RSA building, Ardsley Market Fresh in

the old Bavarian Beverage location, The Italian Kitchen on Route 9A, and Yogurt by You in the Village Green are very much in demand. I wish them all much continued success!

Encouraging progress of sorts has been made with the development of 22 affordable housing units on the site of the former Water Wheel restaurant by a New Jersey outfit with the promise of the Village recouping twenty years of back taxes on the property, hopefully during the next twelve months.

Still on the backburner are several projects which, for varied reasons, mostly like economic, are still gestating:

- a) a proposal to construct 11 high end single-family homes between Cross Road and Ashford Avenue has received preliminary subdivision approval, but no one has filed to seek final subdivision approval yet;
- b) a proposal for four single-family homes at the end of Fairmont Avenue North has received all its approvals, but the owners are still seeking a contractor to perform the construction;
- c) five units, two of which are affordable, have been approved on Route 9A just south of Colony Street, but for reasons not shared with us, the property owner has not pursued building permits yet;
- d) a proposal to construct three single-family homes on Heatherdell Road just east and uphill of Stonegate condominiums has been approved but the owner of the property is still seeking a prospective buyer to develop the site.

Finalizing the construction of these 45 housing units would be of great help to our ailing assessment roll.

The proposed General Fund spending plan would add \$409.50 to the annual Village tax bill of the owner of a typical home assessed at \$18,000. The typical Village tax bill would be \$5,095.80. For a home assessed at \$16,000, the Town-wide average, the tax bills would increase by \$364 to \$4,529.60. For a home assessed at \$20,000, the tax bill would increase by \$455 to \$5,662.00. These numbers can vary greatly owing to the vast array of exemptions homeowners are entitled to, specifically, veterans, aged, disability, first responder, and possibly a combination of all four.

Statutorily, the public hearing on the 2013-14 Tentative Village Budget must be scheduled by April 15. The public hearing has been scheduled for 8:00 P.M, Monday, April 15 during the regularly scheduled Village Board meeting when residents may attend and comment. Also statutorily, the Board must adopt a budget in its final form on or before May 1. The Village Board is planning to vote on the 2013-14 Village Budget on Monday, April 29 during a special meeting at 8:00 P.M. Public work sessions to review the budget have been scheduled for Wednesday, April 3, Wednesday, April 10, Wednesday, April 17, Thursday, April 18 (if necessary), and Tuesday, April 23 in the Village Board/Court Room. All are welcome to come and observe the proceedings of the budget work sessions.

Tax bills should be in mailboxes by Friday, May 31, 2013. Normally, the first installment would be payable by the end of the business day on June 30. Since June 30, 2013 falls on Sunday, the first installment will be payable without penalty until the end of the business day on Monday, July 1. The second installment will become payable on December 1, and due without penalty until the end of the business day on Tuesday, December 31, 2013.

Copies of the proposed budget are available in the Office of the Village Clerk for public inspection. Also, for the first time, a copy of the proposed budget is posted online on our website, ardsleyvillage.com under financial statements. A special thank you to those department heads who held the line in their operating budgets, cut spending, or deferred purchasing of large items to next year and beyond. A big thank you particularly to Village Treasurer Marion DeMaio who devoted countless hours in assisting the Village Manager in crafting this proposed budget, a big thank you to Dipika Patel in the Tax Office who generated numerous expenditure reports, a big thank you to Johnanna Scala who generated numerous vendor activity reports, and a big thank you to our Village Clerk Barbara Berardi who is always blessed with the privilege of entering all the data into the Excel sheets many times over. Her patience, perseverance, and tolerance of the Village Manager's quirks and badgering during the budget process is highly appreciated!

Lastly, I wish to say that I know the increase is particularly high this year, and I am not happy about this at all. Over the next few weeks, the members of the Village Board, the Treasurer, and I will be pouring over the Tentative Budget, line by line, to see if there is any wiggle room. Our goal is not to cut programs or services, but to discuss what can be reduced, what can be deferred, and can be done possibly at a lesser cost. Any suggestions, that you the public may have to assist us in our goal, are most welcome!

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

Mr. Calvi stated that the bills for the past two weeks totaled as follows: General Fund: \$31,710.84; Trust & Agency Fund: \$4,249.50; and nothing from the Capital Fund.

Trustee Nardecchia: RESOLVED, that the Village Board of the Village of Ardsley hereby authorizes the Village Treasurer to make the following payments: From the General Fund: \$31,710.84; Trust & Agency Fund: \$4,249.50; and no payments from the Capital Fund. **Seconded by Trustee Minore and passed unanimously.**

MAYOR'S ANNOUNCEMENTS:

- April 4 - Ridge Hill Intersections Committee meeting
- April 5 - Fireman's Installation of Officer's dinner
- April 15 - proposed closing date for the sale of the Waterwheel property
- Several budget sessions are scheduled

COMMITTEE & BOARD REPORTS:

TRUSTEE NARDECCHIA:

- April 2 - Garden Club meeting at St. Barnabas at 11:30 a.m.
- April 3 - Senior coffee
- April 17 - Day of Beauty. St. Christopher's School, beauty culture class members are donating their time and services to give hair cuts, manicures, make-up, etc. to seniors
- April 30 - Frank Sinatra concert at Hastings Senior Center
- There was a brief discussion on the \$1,850 United Water charge to turn on the water sprinkler system at Pascone Park. It was noted that there also is a smaller turn-off charge. Mr. Calvi will research and report back.

TRUSTEE MINORE:

- April 4 - College Safety Night. Presentation on college related matters for parents whose children are going off to college to be held at Ardsley High School at 7:30 p.m.
- April 12 - First internal kickoff meeting for the Village website

TRUSTEE MALONE:

- Attended Ardsley Library Board of Trustees meeting

TRUSTEE KABOOLIAN:

- Ardsley Garden Club members are preparing for their Annual Flower Show

V. VISITORS:

Theresa DelGrosso read the following letter into the record:

Dear Mayor and Trustees,

As the Coalition Coordinator for the Ardsley SAYF Coalition, I am here to speak on behalf of the members of the SAYF Coalition. On March 26th bill S-4406- 2013, also known as "The Medical Marijuana Bill" was introduced to the NY State Senate.

I am not here to discuss what your opinion is regarding Medical Marijuana, but to offer some thoughts on preventative measures that Ardsley can take in the event that NY State approves the use of "medical" marijuana. The SAYF Coalition respectfully asks the Ardsley Village Board to consider incorporating into our zoning laws regulations or wording that would prevent a

Medical Marijuana Dispensary, Club, or Farm from conducting business within the boundaries of Ardsley Village.

Our concern is that the Federal government has not approved marijuana for any use and we believe it is important that Ardsley comply with current State and Federal Laws. In addition, we have researched the impact of marijuana dispensaries in states with “medical marijuana” laws. Many of the communities with marijuana dispensaries have experienced increases in crime, impaired driving, and blight that far outweigh any tax revenue that is generated. Many of these communities have belatedly tried to remove the dispensaries, but the harm has already been done. A pro-active ordinance would prevent Ardsley from experiencing any of these harmful consequences.

In closing, we respectfully ask the Ardsley Village Board of Trustees to please take our request into consideration. Thank you for giving us your time. We would be pleased to offer our assistance.

Sincerely,

The Members of the Ardsley SAYF Coalition

Trustee Minore stated she supports the Coalition’s effort.

VI. OLD BUSINESS:

No old business to discuss

VII. NEW BUSINESS:

1. Resolution to Schedule a Public Hearing to consider a request to install a propane exchange cage and an ice chest at Food & Gas of Ardsley (Shell Gas Station) 730 Saw Mill River Road

RESOLUTION TO SCHEDULE A PUBLIC HEARING TO CONSIDER A REQUEST TO INSTALL A PROPANE EXCHANGE CAGE AND AN ICE CHEST AT FOOD & GAS OF ARDSLEY (SHELL GAS STATION) 730 SAW MILL RIVER ROAD, ARDSLEY, NEW YORK

Mr. Tomasso commented that a separate business will drop off filled units and take away the empty propane cylinder units. The propane cylinder units will not be filled at this location.

Trustee Kaboolian: RESOLVED, that the Village Board of the Village of Ardsley hereby schedules a public hearing on Monday, April 15, 2013, at 9:00 p.m. to discuss the request for a permit to install a propane exchange cage and an ice chest on the property next to

the building located at Food & Gas of Ardsley (Shell Gas Station) 730 Saw Mill River Road, Ardsley, New York;

AND FURTHER RESOLVED, that the Village Board declares itself Lead Agency for this application. **Seconded by Trustee Malone and passed unanimously.**

2. Resolution to Schedule a Public Hearing and refer the applicant to the Planning Board for review and comment – 15-35 Center Street, LLC – Change of Use

Mr. Maurice Hyacinthe appeared and stated the proposed space, formerly Ardsley Athletic Club, will be renovated and broken up into three units. Two units will have frontage on Center Street. He said DeCicco's Supermarket will take 5,000 square feet of rear space for storage. Harrison Music School will occupy 2,000 square feet of space, and Tae Kwon Do Martial Arts training studio will occupy 3,000 square feet of space. He remarked that this is the Harrison Music School's second location and will be used for individualized and small group music training for all ages. Students will be dropped off, and there will not be much need for parking.

Mr. Hyacinthe noted that the entrance to the storage area will be accessed from Center Street.

Mr. Tomasso said that regarding the change of use, the parking waiver has to be evaluated by the Planning Board. The Planning Board also will review the logistics on drop-off and pick-up of students for the two businesses. He noted that there also will be movement of merchandise into DeCicco's storage unit.

**RESOLUTION TO SCHEDULE A PUBLIC HEARING AND REFER THE APPLICANT
TO THE PLANNING BOARD
FOR REVIEW AND COMMENT
15-35 CENTER STREET, LLC – CHANGE OF USE APPLICATION**

Trustee Malone: RESOLVED, that the Village Board of the Village of Ardsley hereby schedules a public hearing for Monday, May 6, 2013 at 8:15 p.m. to consider a request from HMH Management, on behalf of the property owner 15-35 Center Street, LLC for permits to convert the former Ardsley Athletic Club at 15 Center Street into three separate units. Unit #1 will be occupied by a music school that is an affiliate of the Harrison Music School. Unit #2 will be occupied by Bellantoni's Tae Kwon Do, Inc. Unit #3 will be a storage area that will be used by DeCicco's Supermarket;

AND FURTHER RESOLVED, that the applicant be referred to the Planning Board for review and comment;

AND BE IT FURTHER RESOLVED, that the Village Board shall declare itself Lead Agency for the site plan review. **Seconded by Trustee Kaboolian and passed unanimously.**

3. Resolution to refer 891 Saw Mill River Road Association (County Auto & Commercial Towing) Site Plan Review application to the (3) Land Use Boards

RESOLUTION TO REFER 891 SAW MILL RIVER ROAD ASSOCIATION (COUNTY AUTO & COMMERCIAL TOWING) SITE PLAN REVIEW APPLICATION TO THE THREE LAND USE BOARDS

Trustee Nardecchia: RESOLVED, that the Village Board of the Village of Ardsley hereby refers this application to the Zoning Board of Appeals for the required variance, and to the Planning Board and Board of Architectural Review for their review and comments;

AND BE IT FURTHER RESOLVED, that the applicant shall, pursuant to the Village Code, establish an escrow account with an initial deposit of \$5,000 to cover planning and engineering review costs. **Seconded by Trustee Minore and passed unanimously.**

4. Discussion regarding a Change of Use permit from Wings on 9A, Inc., d/b/a Planet Wings

Mr. Anthony Federico, architect, appeared for the applicant. He said Planet Wings restaurant will be located at 721 Saw Mill River Road, and is a 2,250 square-foot facility. There will be seating capacity for thirty. There also will be a kitchen, storage, service area, restrooms, and offices on site. The restaurant is for dine-in and take-out service. Food will be made-to-order. There will be approximately five employees.

Mr. Tomasso said there may be parking issues and it is still being researched, but should be resolved prior to the public hearing. He noted that a parking variance may be necessary.

Mayor Porcino inquired if this is a fast food restaurant. Mr. Tomasso responded no. He said about 33 percent of the business will be dine-in, and the remainder will be take-out and delivery service.

Mr. Dan Petrizzo, an owner, gave details on the menu and food preparation. He stated that nothing will be pre-made. Food will be brought to the tables when ready. He said this is a small franchise restaurant and no alcoholic beverages will be served.

Mayor Porcino inquired about signage. Mr. Petrizzo said the signage will display their logo.

Ms. Ellen Morehouse, Ardsley SAYF Coalition member, asked if there will be lunch specials and discounts for the local high school and middle school students. Mr. Petrizzo offered a ten-percent discount to students showing their ID, and to local residents.

Trustee Nardecchia addressed the parking. Mr. Tomasso said there will be 20-22 spaces in total.

Mr. Thomas Bennett, an owner, stated that employees will not park in the business parking lot. Delivery drivers also will park off site and he noted there is a lot across the street, as well as metered parking close by.

**RESOLUTION TO SCHEDULE A PUBLIC HEARING TO CONSIDER A REQUEST
FOR A CHANGE OF USE PERMIT LOCATED AT 721 SAW MILL RIVER ROAD,
ARDSLEY, NEW YORK**

Trustee Minore: RESOLVED, that the Village Board of the Village of Ardsley hereby schedules a public hearing on Monday, April 15, 2013 at 8:30 p.m. to consider a change of use permit request from Wings on 9A, Inc. d/b/a Planet Wings into a combination restaurant retail establishment located at 721 Saw Mill River Road, formerly occupied by Sunnydale;

FURTHERMORE BE IT RESOLVED, that the Village Board of the Village of Ardsley hereby declares itself Lead Agency for this project. **Seconded by Trustee Nardecchia and passed unanimously.**

5. Resolution to Amend the Village Code to increase the monthly Garbage rate for Commercial Pickup

Mayor Porcino tabled this resolution. Further review is necessary.

6. Resolution Repealing Sections (5)(6)(7) of Chapter 90 of the Ardsley Village Code regarding the issuance of dog licenses

**RESOLUTION REPEALING SECTIONS (5)(6)(7) OF CHAPTER 90 OF THE
ARDSLEY VILLAGE CODE REGARDING THE ISSUANCE OF DOG LICENSES.**

Trustee Minore: WHEREAS, in 2010, the State of New York enacted a law giving up the responsibility of issuing dog licenses and transferred it to local jurisdictions; and

WHEREAS, that same law enabled local jurisdictions like Ardsley to pass this duty on to the Office of the Greenburgh Town Clerk, and

WHEREAS, on October 4, 2010, the Ardsley Village Board approved a resolution to pass this responsibility to the Town of Greenburgh to be effective January 1, 2011;

BE IT RESOLVED, that the Village Board of the Village of Ardsley hereby repeals sections (5) License and Registration; (6) Fees; and (7) Information to be included with Application; of Chapter 90 of the Ardsley Village Code DOGS & OTHER ANIMALS, as well as Chapter A-210 sections C(1)(2) fees for spayed females, neutered males, un-spayed females, and un-neutered males. **Seconded by Trustee Nardecchia and passed unanimously.**

7. Resolution to Approve Placing of Little League sponsorship banners and signs at ball fields

**RESOLUTION TO APPROVE PLACING OF LITTLE LEAGUE SPONSORSHIP
BANNERS/SIGNS AT BALL FIELDS**

Trustee Malone: RESOLVED, that the Village Board of the Village of Ardsley hereby approves the placement of Little League Sponsorship Banner/Signs, throughout the spring season, on the outfield fences at the McDowell Park ball fields. **Seconded by Trustee Kaboolian and passed unanimously.**

VIII. CALL FOR EXECUTIVE SESSION. Executive Session to follow the meeting.

IX. ADJOURNMENT OF MEETING

There being no other business, the meeting was adjourned.

Trustee Nardecchia: RESOLVED, that the Village Board of the Village of Ardsley hereby adjourns the regular meeting of Monday, April 1, 2013 at 9:33 p.m. **Seconded by Trustee Minore and passed unanimously.**

X. NEXT VILLAGE BOARD MEETING: Monday, April 15, 2013 at 8:00 p.m.

Respectfully submitted,

Anne Hohlweck
Recording Secretary