

Mayor Porcino opened the December 19, 2011 Regular Meeting at 8:00 p.m.

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

PRESENTATION OF PLAQUE BY MAYOR PORCINO TO GENNARO IAGALLO, VILLAGE ASSESSOR FOR 20 YEARS OF SERVICE

MAYOR PORCINO SWORE IN NEW FIREFIGHTERS DANIEL O'SHEA AND PASWUALE PISCITELLI.

II. APPROVAL OF MINUTES

Tr. Malone: Resolved, that the Village Board of the Village of Ardsley hereby approves the minutes of the Annual Reorganization Meeting of December 5, 2011, as submitted. **Seconded by Tr. Levine and passed unanimously.**

Tr. Malone: Resolved, that the Village Board of the Village of Ardsley hereby approves the minutes of the Regular Meeting of December 5, 2012, as submitted. **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 \$181,082.65; from the Trust & Agency Fund: \$6,391.80 and from the Capital Fund: \$21,359.80.

Tr. Nardecchia: Resolved, that the Village Board of the Village of Ardsley hereby authorizes the Village Treasurer to pay the following: From the General Fund: \$181,082.65; from the Trust & Agency Fund: \$6,391.80 and from the Capital Fund: \$21,359.80. **Seconded by Tr. Malone and passed unanimously.**

BUILDING DEPARTMENT REPORT:

Tr. Nardecchia delivered the Building Department report for the month of November.

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

**VILLAGE MANAGER REPORT
FOR DECEMBER 19, 2011
PREPARED BY GEORGE F. CALVI**

1. TAX BILLS DUE: The second installment of the Village tax bill, mailed to all property owners in early June, is due by the end of the business day on Tuesday, January 3, 2012. Mailed payments postmarked Wednesday, January 4, 2012 and beyond, and payments made in person on January 4 and beyond at Village Hall will be assessed a penalty as prescribed by New York State law. No one can waive the penalty. Bear in mind only a bona fide U.S.P.S. postmark evidences timeliness. Should you have any questions, please telephone Village Treasurer Marion DeMaio, or Dipika Patel at 693-1550 during regular business hours.

2. 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:

The Village Manager, at the recommendation of the Police Chief, hereby appoints Nicole Vidal, residing at 706 Saw Mill River Road, Ardsley, New York 10502 is hereby appointed as police matron at the hourly salary of \$20.00, effective December 3, 2011, subject to a probationary period of not less than 52 weeks.

3. RECYCLING: residents are reminded they may now place in their green recycling bins plastic containers with Nos. 3 through 7 in addition to Nos. 1 and 2.

4. ALARMS & PARKING: Don't forget that the annual alarm registration permit fee of \$25 is due during the month of January, as is the overnight parking sticker fee of \$25. For information, please contact the Police Desk at 693-1700.

5. HOLIDAY OBSERVANCES: The Village offices will close at 12 noon this Friday, December 23 in observance of Christmas Eve, and shall remain closed on Monday, December 26 in observance of Christmas. Although trash collections will not be impacted on Friday, they will be on Monday when there will be no collection. Monday's collection will be picked up the next day along with the regular Tuesday collection. A similar procedure will be in effect for New Year's Eve and New Year's Day. Please refer to your 2011 Notice of Sanitation calendar for details. If you still have questions, please contact the DPW at 693-0117 between 7 am and 2:30 pm during the week.

Speaking of calendars, the 2012 Notice of Sanitation is at the printers, and should be ready for mailing distribution between the Christmas and New Year holidays. Similarly, the December 2011 Ardsley Villager went to press this morning, and we hope to have that in mailboxes by this weekend. However, if you're curious about its content it was posted on our website, www.ardsleyvillage.com late this afternoon.

Last Friday, December 16, the 4th annual Seniors Holiday Dinner was held at the Ardsley Fire House. Thanks to the wonderful efforts of Trustee Larry Nardecchia, Senior Coordinator Pierrette Rissland, and Recreation Supervisor Trish Lacy accompanied by the culinary talents of Highway Foreman Rick Thompson and Community Police Officer Tony Vacca, a joyful time was had by all.

The annual lighting of the Menorah will take place tomorrow, Tuesday, December 20 at 7:00 pm in Legion Park. This is sponsored by Chabad of the Rivertowns. This event is open to the public, and refreshments will be served.

Lastly, I wish all our Christian friends a blessed Merry Christmas, our Jewish friends a joyous Happy Chanukah, and a very Happy Kwanzaa to those who observe this newest occasion in addition to the two previously mentioned

days. And to those who don't observe any of the above, I simply wish you a very happy, healthy, safe, and prosperous New Year.

FIRE DEPARTMENT REPORT:

Chief Coulehan delivered the fire report for the month of November.

POLICE DEPARTMENT REPORT:

Chief Coulehan delivered the police report for the month of November. The issue of the traffic on Ashford Avenue heading toward Dobbs Ferry was discussed. Chief Coulehan advised the Board that he would look into having the traffic lights adjusted.

8:30 P.M. – PUBLIC HEARING – For the purpose of modifying an existing site plan for Ardsley Snack Mart located at 730 Saw Mill River Road, Ardsley, New York.

Mayor Porcino read the legal notice.

Mr. Tony Martelli, Maintenance Manager, Philco Smart Foods, presented himself to the Board and explained that the Shell Station on Saw Mill River Road is one of his locations. Approval is being sought for an 8' x 8' storage shed next to the building. Due to the slope of the land, the shed will not be totally concealed from view.

Mr. Martelli handed pictures to the Board of the proposed shed and its proposed location. The color and design match the existing building. The shed would be used for storing window washer fluid in the winter and soda, etc. in the summer months.

Mayor Porcino questioned where these items were currently being stored. Mr. Martelli stated they were cramped into a back room.

Tr. Nardecchia questioned why an addition to the building is not being considered. Mr. Martelli responded that he is new to the company and does not know the answer to that question.

Tr. Nardecchia explained that all other approved sheds in the Village are out of view from the street.

Mayor Porcino mentioned that two previous applications had been approved and were not visible from the street. Also, the sheds are not intended to be permanent solutions to storage issues. Mayor Porcino also suggested an addition be added to the building.

Mr. Martelli stated the structure would not be permanently planted on the ground and would be movable, if necessary. He also stated that there were be cost restraints involved with adding an addition to the building but mentioned that he would take the suggestion back to his superiors.

Tr. Nardecchia also mentioned that accessory units were supposed to be related to the primary function of the business, which in this instance, is gasoline.

Mayor Porcino expressed his concern that this project should have been more adequately planned to meet the storage needs.

Tr. Levine stated that food products were not to be stored in the shed and that soda is a food product.

Tr. Nardecchia suggested locating the shed below ground and approaching it from the parking structure. Mr. Calvi mentioned that the parking structure was DOT property, which may pose a problem.

Mayor Porcino explained that if the permit was issued, it could be revoked at any time by the Village, with 30 – 60 days' notice.

The Board suggested the application be adjourned for two weeks and the applicant return at that time.

Tr. Minore: Resolved, that the Village of Ardsley hereby adjourns the public hearing and request from Food Mart with regard to the request by Ardsley Food Mart to modify the existing site plan and place a storage shed in the parking lot, until the January 3, 2012 meeting at 8:15 p.m. **Seconded by Tr. Levine and passed unanimously.**

MAYOR'S ANNOUNCEMENTS:

- 1) The Menorah Lighting will take place on December 20, 2011 at 7:00 p.m.
- 2) Attended the ASVAC holiday party.
- 3) The Sunday bicycling on the Bronx River Parkway will continue.
- 4) Attended the Ridge Hill Intersections Committee meeting. The County is requesting information on the land takings.
- 5) The draft DEIS has been issued for the Rivertowns Square project. The Dobbs Ferry Board is meeting this evening and will meet two more times in January. Cleary consulting will review the DEIS on behalf of Ardsley Village.

- 6) A notice has been received regarding a Toys for Tots drive being undertaken by the Rotary Club.
- 7) A hearing will take place at 8:30 on January 3, 2012 regarding Fairmont St. parking restrictions.
- 8) Emergency preparedness phone number for Con Edison: (800) 752-6633.

IV. COMMITTEE AND BOARD REPORTS:

Tr. Nardecchia:

- 1) Attended the ASVAC Dinner.
- 2) Attended the Senior's Dinner. Thanks were extended to all who participated. Mr. Calvi expressed his thanks to Tr. Nardecchia.
- 3) A pajama program is in effect out of the Community Center. Thanks were extended to the community.
- 4) The 9A widening bid documents were requested. Mr. Calvi will look into it.

Tr. Minore:

- 1) The SAYF Coalition attended the New Grantees Conference in Washington, DC. Another trip will take place in February for the Anti-Drug Coalition of America conference.

Tr. Malone: Had nothing to report but did extend holiday wishes to all.

Tr. Levine:

- 1) Reported the Ardsley SECOR Volunteer Ambulance Corp totals for the Month of November: 36 – Day; 15 – Evening; 3 – Night; 3 – Mutual Aide for a total of 54 calls.
- 2) The Historical Society's new membership starts January 1 – December 31.
- 3) Starting in January, the Library will have some Nooks and Kindle e-readers available.
- 4) Happy holidays were extended to everyone (via the singing of "Have Yourself a Merry Little Christmas")

V. VISITOR'S

VI. NEW BUSINESS

VILLAGE OF ARDSLEY BOARD OF TRUSTEES

NOTICE OF PUBLIC HEARING
FOR THE PARASOL SITE PLAN
FOR PROPERTY LOCATED ON SAW MILL RIVER ROAD
KNOWN & DESIGNATED AS SECTION 18, SHEET 15A, BLOCK 1732, LOT 6

Trustee Malone: WHEREAS, an application for site plan approval has been submitted to the Village of Ardsley Board of Trustees by Parasol Development; and

WHEREAS, the site plan calls for the construction of six town houses and associated site improvements on a 22,564 square foot parcel of land located on Saw Mill River Road

WHEREAS, on April 19, 2011, in accordance with the provisions of 6NYCRR Part 617, the Village of Ardsley Board of Trustees adopted a resolution designating it's intention to serve as Lead Agency for the SEQRA Review of this Unlisted Action; and

WHEREAS, this Notice of Intent to Serve as Lead Agency resolution, along with Part 1 of the Environmental Assessment Form was circulated to all Involved Agencies in conformance with §617.6 (b) (3) (i); and

WHEREAS, on June 6, 2011, the Board of Trustees confirmed its Lead Agency designation; and

WHEREAS, the Board of Trustees has referred this application to the Planning Board for review and comment; and

WHEREAS, in accordance with the provisions of section 167-3 D of the Village Code, the Board of Trustees must hold a public hearing on the site plan application.

NOW THEREFORE BE IT RESOLVED, that the Village of Ardsley Board of Trustees hereby schedules a public hearing for the Parasol Development site plan to be held January 17, 2012 at 8:45 pm in the court room at Ardsley Village Hall, 507 Ashford Avenue, Ardsley, NY 10502

BE IT FINALLY RESOLVED, that this resolution shall have an effective date of December 19, 2011. **Seconded by Trustee Levine and passed unanimously.**

This Resolution Was Thereupon Duly Adopted

BOND RESOLUTION DATED DECEMBER 19, 2011.

**A RESOLUTION AMENDING THE BOND RESOLUTION DATED
OCTOBER 4, 2010, AUTHORIZING THE ISSUANCE OF \$185,000
SERIAL BONDS OF THE VILLAGE OF ARDSLEY,
WESTCHESTER COUNTY, NEW YORK, TO PAY THE COST OF
THE PURCHASE OF A GARBAGE TRUCK FOR SAID VILLAGE.**

Trustee Levine: WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act (as a Type II Action), have been performed; and

WHEREAS, by a Bond Resolution dated October 4, 2010, the Board of Trustees of the Village of Ardsley, Westchester County, New York, authorized the issuance of \$185,000 serial bonds of said Village to pay the cost of the purchase of a garbage truck, including apparatus and incidental expenses in connection therewith, and determined that the period of probable usefulness thereof is fifteen years however, said period of probable usefulness was limited to five years therein; and

WHEREAS, it has now been determined that it is in the financial interest of said Village to amortize such serial bonds over a period in excess of five years, the period of probable usefulness of said specific object or purpose being fifteen years in accordance with the applicable provision of the Local Finance Law; and

WHEREAS, it is now desired to amend such bond resolution dated October 4, 2010 accordingly;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of the Village of Ardsley, Westchester County, New York, as follows:

Section 1. Section 3 of bond resolution dated October 4, 2010, more fully described in the preambles hereof, is hereby amended to read as follows:

"Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is fifteen years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years"

Section 2. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 2) Such obligations are authorized in violation of the provisions of the Constitution.
- 3)

Section 3. Upon this resolution taking effect, the bond resolution of October 4, 2010, as herein amended, or a summary thereof, shall be published in full in the official newspaper of said Village for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 4. THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.

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The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows: **Seconded by Trustee Malone and passed unanimously.**

Mayor Peter R. Porcino VOTING AYE

Deputy Mayor Gary Malone VOTING AYE

Trustee Larry Nardecchia VOTING AYE

Trustee Beverly Levine VOTING AYE

Trustee Nicole Minore VOTING AYE

The resolution was thereupon declared duly adopted.

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ADJOURNMENT OF MEETING:

Tr. Nardecchia: Resolved, that the Village Board of the Village of Ardsley hereby adjourns the regular meeting of December 19, 2011 at 9:15 p.m. **Seconded by Tr. Levine and passed unanimously.**

Respectfully submitted,

Lorraine McSpedon