

**VILLAGE OF ARDSLEY
BOARD OF TRUSTEES
REGULAR MEETING
MONDAY, MAY 20, 2013**

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

Mayor Porcino called to order the Regular Meeting at 8:03 p.m.

I. ANNOUNCEMENT OF EXIT SIGNS

II. PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE - FOR THE FATHER OF TRUSTEE NICOLE MINORE

FIRE DEPARTMENT REPORT:

Fire Chief Mark Florkowski reported the following activities for April:

- Attended the Annual Installation of Officer's dinner
- April 13 – officers attended the Little League parade
- April 23 – officers attended phone system demo in West Harrison
- 17 calls were received
- 178 hours of training
- 45 maintenance hours

POLICE DEPARTMENT REPORT:

Police Chief Emil Califano reported the following activities for April:

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- No property losses reported
 - \$29,330 court fines and fees collected
 - 190 summons issued
 - 14 arrests
 - 10 reported accidents
- Other activities attended by the department
- 32 hours of SWAT training
 - Wellness Fair at the high school
 - Westchester Youth Officer's training
 - School Safety meeting
 - 6th Grade Activity Night
 - Underage Drinking Seminar

III. APPROVAL OF MINUTES: Regular Meeting – May 6, 2013

The following correction was made to the minutes:

Page 11, Old Business. Resolution 7. Heading. Delete *Calling for*, Replace with *Schedule a*
Resolution 7. Line 2. Delete *calls for*, Replace with *schedules*

Trustee Malone: RESOLVED, that the Village Board of the Village of Ardsley hereby approves the minutes of the Regular Meeting of Monday, May 6, 2013 as amended. **Seconded by Trustee Kaboolian and passed unanimously.**

IV. DEPARTMENT REPORTS:

LEGAL REPORT:

Judge Ponzini said the final Resolution with the Town of Greenburgh will be voted on this evening.

Mayor Porcino requested an Executive Session.

Mayor Porcino read the Village Manager's report on behalf of George Calvi.

MANAGER'S REPORT:

VILLAGE MANAGER REPORT
PREPARED BY GEORGE F. CALVI
FOR MONDAY, MAY 20, 2013

A SPECIAL MESSAGE FROM AMERICAN LEGION POST 458: Ardsley's Memorial Day Ceremony and Parade will takes place Monday, May 27th. The parade steps off at 10 a.m.

sharp from Park Avenue and heads east on Ashford Avenue to Pascone Park where the ceremonies will take place. Veterans and citizens will spend a few moments remembering the 14 young graduates of Ardsley High School who made the supreme sacrifice. Ardsley's fire department will again be cooking breakfast for all veterans from 8:30 to 9:30 a.m. at the firehouse located at 505 Ashford Avenue. In case of rain and the parade is cancelled, the ceremony will go on and be held at the firehouse at 10 a.m. Lastly, if you have a convertible car and would like to drive a veteran in the parade please call 693-3943.

MEMORIAL DAY: Speaking of Memorial Day, Village offices, the Library, the Community Center, and the Highway Department will be closed May 27th in observance of the holiday. Since there will be no garbage collection that day, there will be a village-wide collection on Tuesday, May 28. Should you have any questions about trash pickups, please do not hesitate to telephone the Highway Department at 693-0117 or refer to your 2013 Sanitation Schedule calendar which also is available online at www.ardsleyvillage.com.

VILLAGE TAX BILLS: The Village tax bills will be arriving in mailboxes before Memorial Day. Although the bill becomes payable on June 1, the first installment is not actually due until Monday, July 1. Payments made in person after July 1, or postmarked after July 1, will be subject to a late penalty. For questions regarding tax bills, please call our Village Treasurer, Marion DeMaio at 693-1550.

GRIEVANCE DAYS: Village residents are advised that Monday, June 3 through Tuesday, June 18 is their window to file a property tax grievance form at the Greenburgh Town Assessor's office. Forms may be downloaded from www.tax.ny.gov. Should you have any questions **please do not call Ardsley Village Hall**. Please call the Office of the Greenburgh Town Assessor at 993-1520. Remember the Village of Ardsley dispensed with Grievance Day in October 2010 when it adopted the Greenburgh assessment roll.

WATERWHEEL CLOSING: The closing on the former WaterWheel property took place on Wednesday, May 8. This closing which involved the Village of Ardsley, the County of Westchester, the Town of Greenburgh, and a New Jersey firm, will facilitate the construction of twenty-two units on the former restaurant site. Seventeen units will be affordable, and will help the County of Westchester in meeting its goals in connection with the federal housing settlement. The remaining five units will be set aside and classified as workforce housing, and will be allotted first to local first responders, specifically, volunteer fire fighters and volunteer ambulance workers.

Although all the land use approvals are in place, no date has been determined yet when the actual construction will begin. [In fact, the first meeting with the County regarding the plans for the infrastructure improvements will take place on May 28.] Nor has any arrangement been made as to the procedure for securing one of the work force housing units. I envision a committee will be appointed at some point with the possibility of a lottery being utilized. The procedure for securing one of the affordable housing units will be spearheaded by the County of Westchester on a regional basis according to the terms of the federal settlement.

As for the split of the proceeds from the sale of the property, the formula includes making the Town and the Village whole for back taxes going back to 1994, covering out-of-pocket foreclosure related expenses incurred by the Town, and an equitable split of the balance of the proceeds between the Village and the Town. Last week, the Town of Greenburgh wired into the Village's bank account \$199,000 for tax arrears. At tonight's Village Board meeting, the Village Board is anticipated to approve a resolution for a Memorandum of Understanding with the Town of Greenburgh to secure an additional \$299,000 for the balance of the proceeds from the sale of the land.

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

Ms. Berardi stated that the bills for the past two weeks totaled as follows: General Fund: \$98,366.78; Trust & Agency Fund: \$6,908.80; and from the Capital Fund: \$164.80.

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: \$98,366.78; from the Trust & Agency Fund: \$6,908.80; and from the Capital Fund: \$164.80. **Seconded by Trustee Malone and passed unanimously.**

MAYOR'S ANNOUNCEMENTS:

- Attended Westchester Municipal Officer's Association (WMOA) meeting hosted by Ardsley at Westchester Manor in Hastings (unincorporated Greenburgh)
- Attended a LOSAP (Firemen's Benefit Plan) meeting with Trustee Malone and the Plan Administrator as well as two representative of Volunteer Engine Company No.1 and the Village Manager
- Attended the Ardsley Garden Club's annual Flower Show
- Conference call with Town of Greenburgh on the Memorandum of Understanding relating to the division of proceeds from the sale of the Water Wheel property
- Received a Renewable Energy Certificate on behalf of the Village of Ardsley

COMMITTEE & BOARD REPORTS:

TRUSTEE NARDECCHIA:

- Attended and participated in the Flower Show
- Attended Village Officials dinner that Ardsley hosted
- Attended Recreation Commission meeting
- Upcoming Seniors trip to Gilligan's for dinner
- Attended a meeting regarding putting in a sidewalk along 9A, north of the Village
- June 19 – Senior's picnic at Macy Park

TRUSTEE MALONE:

- Attended LOSAP meeting

TRUSTEE KABOOLIAN:

- Attended the Flower Show
- Attended the WMOA dinner

V. VISITORS:

Ms. Lorraine Kuhn, Village Stormwater Management Assistant, stated the Saw Mill River clean up on May 11 was a huge success.

Girl Scouts put in plantings at Heatherdell traffic island.

Ms. Kuhn spoke about a flood control project. She said Mary Jane Shimsky, who heads up the Saw Mill River Watershed Advisory Board, would like to introduce legislation to update the monitoring of the Saw Mill River. County funds would be used for this initiative without a local match. Several communities in the Saw Mill River basin would benefit.

Mayor Porcino said the Village Board supports this initiative.

Mr. Armen Boyajian, resident, said that Bramblebrook has been cleaned up and he expressed gratitude. Mr. Boyajian inquired about the large tree that impacts his property as previously discussed at the last Board of Trustees meeting. Mayor Porcino asked that a request be submitted in writing to the Village office. Trustee Nardecchia stated that in order to obtain a written approval, there has to be a written request. Mr. Boyajian said he will submit the necessary correspondence.

Mayor Porcino said the phone lines are open if anyone wishes to call in.

VI. OLD BUSINESS

8:15 P.M. – PUBLIC HEARING – For the purpose of amending Section A210(f)(a)(b)(c)(d) and add new Section (e) of the Ardsley Village Code to increase the monthly garbage rate for commercial pickups

Mayor Porcino read the notice into the record.

1. Resolution to amend Section A-210(F)(a)(b)(c)(d) of the Ardsley Village Code to increase the monthly garbage rate for commercial pick-up, and add new section (e)

**RESOLUTION TO AMEND A-210(F)(a)(b)(c)(d) OF THE ARDSLEY VILLAGE CODE
TO INCREASE THE MONTHLY GARBAGE RATES FOR COMMERCIAL PICKUP,
AND ADD NEW SECTION (e)**

Trustee Malone, RESOLVED, that the Village Board of the Village of Ardsley hereby closes the Public Hearing. **Seconded by Trustee Nardecchia and passed unanimously.**

Trustee Malone: RESOLVED, that the Village Board of the Village of Ardsley hereby amends Chapter A-210 (F) of the Ardsley Village Code as follows:

Garbage, Rubbish, and Refuse

- a) for one to five 30-gallon containers per week: [\$45] **\$55** per month
- b) for six to ten 30-gallon containers per week on average [\$75] **\$125** per month
- c) for eleven to twenty 30-gallon containers per week on average: [\$125] **\$175** per month
- d) for 21 or more 30-gallon containers per week on average: [\$175] **\$250** per month
- e) **\$275 for dumpsters**

BE IT FURTHER RESOLVED, that such amendments take effect immediately. **Seconded by Trustee Nardecchia and passed unanimously.**

8:30 P.M. – PUBLIC HEARING – For the purpose of amending Section A-210–N Fees: Miscellaneous of the Ardsley Village Code to consider raising fees for the rental of the Community Center

Mayor Porcino read the notice into the record.

2. Resolution to amend Section A-210-N – Fees: Miscellaneous of the Ardsley Village Code raising fees for the rental of the Community Center

**RESOLUTION TO AMEND SECTION A-210-N FEES: MISCELLEANOUS OF THE
ARDSLEY VILLAGE CODE RAISING FEES FOR THE RENTAL OF THE
COMMUNITY CENTER**

Trustee Kaboolian, RESOLVED, that the Village Board of the Village of Ardsley hereby closes the Public Hearing. **Seconded by Trustee Malone and passed unanimously.**

Trustee Kaboolian: RESOLVED, that the Village Board of the Village of Ardsley hereby amends Section A-210-N Fees: Miscellaneous of the Ardsley Village Code to raise fees for the rental of the Community Center as follows: **Seconded by Trustee Malone and passed unanimously.**

Section A-210-N Community Center rental fees:

- (a) For residents: [\$200] \$225 for ½ day rental; \$375 for full day rental

(b) For nonresidents: [~~\$250~~] \$275 for ½ day rental; \$425 for full day rental

3. Resolution regarding Fire Fighter attendance at Baltimore Fire Expo 2013-Amendment

RESOLUTION REGARDING FIRE FIGHTER ATTENDANCE AT BALTIMORE FIRE EXPO 2013 - AMENDMENT

Trustee Malone: WHEREAS, on April 15, 2013, the Village Board of the Village of Ardsley approved the attendance of six volunteer fire fighters at the annual Fire Expo held this year in Baltimore, Maryland for the period July 25th-28th, 2013 for an amount not to exceed \$4,000 for lodging, and

WHEREAS, that the following six fire fighters shall each be provided with a meal allowance of \$200:

Fire Chief Mark Florkowski
First Assistant Fire Chief Stephen Kaskawits
Second Assistant Fire Chief T.J. Knoesel
Ex-Chief Rick Thompson
Captain P.J. Murray
Captain Robert Mancini

WHEREAS, it has been determined that the per fire fighter food allowance is insufficient, and that \$250 would be preferred,

BE IT RESOLVED, that the per fire fighter food allowance be increased to \$250.
Seconded by Trustee Kaboolian and passed unanimously.

VII. NEW BUSINESS:

1. Resolution to Schedule a Public Hearing and refer the applicant to the Planning Board –
Cicccone's Pizza – 27 Center Street

**RESOLUTION TO SCHEDULE A PUBLIC HEARING AND REFER THE APPLICANT TO THE PLANNING BOARD FOR REVIEW AND COMMENT
CICCONE'S PIZZA – 27 CENTER STREET**

Trustee Kaboolian: RESOLVED, that the Village Board of the Village of Ardsley hereby schedules a public hearing for Monday, June 17, 2013 at 8:15 p.m. to consider a permit for interior alterations located at 27 Center Street;

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 Malone and passed unanimously.**

2. Resolution granting permission to erect an anti-drinking sign in Pascone Park and a banner across Ashford Avenue in connection with the prom and high school/middle school graduations

RESOLUTION GRANTING PERMISSION TO ERECT AN ANTI-DRINKING SIGN IN PASCONE PARK, AND A BANNER ACROSS ASHFORD AVENUE IN CONNECTION WITH THE PROM AND HIGH SCHOOL/MIDDLE SCHOOL GRADUATIONS FROM MAY 28TH THROUGH JUNE 21ST.

Trustee Nardecchia: RESOLVED, that the Village Board of the Village of Ardsley hereby approves a request from Ardsley High School Social Worker Monique Johnson and SAYF Coalition Coordinator Theresa Del Grosso to erect a 4' X 8' sign, at the northbound jug handle lane of McCormick Drive, that reads:

“PARENTS AND STUDENTS ARE YOU READY FOR PROM AND GRADUATION? BE SMART, BE SAFE. DON'T BE A PARTY TO TEENAGE DRINKING. KNOW THE FACTS. DON'T BECOME A STATISTIC”,

BE IT FURTHER RESOLVED, that the Village Board of the Village of Ardsley hereby approves a second request from Ardsley High School Social Worker Monique Johnson and SAYF Coalition Coordinator Theresa Del Grosso to hang a 20' X 4' banner across Ashford Avenue near Ardsley Village Hall that reads:

“DON'T BE A PARTY TO TEENAGE DRINKING. IT'S AGAINST THE LAW. A MESSAGE FROM THE ARDSLEY SAYF COALITION, ARDSLEY HIGH SCHOOL & ARDSLEY MIDDLE SCHOOL.” **Seconded by Trustee Malone and passed unanimously.**

3. Annual Resolution to modify the 2012-2013 Budget to reconcile underspent & overspent appropriations line items in the General Fund

ANNUAL RESOLUTION TO MODIFY THE 2012-2013 BUDGET TO RECONCILE UNDERSPENT & OVERSPENT APPROPRIATION LINE ITEMS IN THE GENERAL FUND

Trustee Malone: RESOLVED, that the Village Board of the Village of Ardsley hereby authorizes the Village Treasurer to modify the 2012-2013 Village Budget by transferring the aggregate amount of \$59,614.18 from the following accounts: **Seconded by Trustee Nardecchia and passed unanimously.**

9010.801 Employee Retirement System (ERS)	\$7,397.18
9010.825 Police Retirement	\$52,217.00

Into the following accounts to cover shortfalls:

1325.200	Treasurer Equipment	\$1,953.89
1325.419	Treasurer Computer Maintenance	\$2,180.41
1320.400	Auditor	\$2,500.00
1410.455	Clerk Printing	\$3,462.04
1620.425	Equipment Repair	\$2,232.95
1640.426	Auto Repair	\$14,772.22
7185.452	C C Bldg. Maintenance	\$7,049.44
8120.483	Sewer Maintenance	\$7,856.35
9710.700	Debt Service Interest	\$7,277.88
9060.804	Optical	\$3,425.00
9040.803	Workers Compensation	\$6,904.00

4. Annual Resolution to modify the 2012-2013 Village Budget by transferring monies from Fund Balance to appropriations line items

**ANNUAL RESOLUTION TO MODIFY THE 2012 -2013 VILLAGE BUDGET BY
TRANSFERRING MONIES FROM FUND BALANCE TO APPROPRIATIONS LINE
ITEMS**

Trustee Kaboolian: RESOLVED, that the Village Board of the Village of Ardsley hereby authorizes the Village Treasurer to modify the 2012-2013 Village Budget by transferring the amount of \$242,183.82 from the General Fund Balance to the various overspent line items: **Seconded by Trustee Nardecchia and passed unanimously.**

1910.400	Unallocated Insurance	\$11,626.42
5182.490	Street Lighting	\$16,780.53
1640.481	Diesel / Gasoline	\$38,280.05
3120.101	Police Overtime	\$154,023.00
3120.111	Police Comp Time	\$12,079.10
3120.133	Police Longevity	\$9,394.72

5. Annual Resolution to modify the 2012-2013 Village Budget to recognize receipt of revenues to offset increases in appropriations

**ANNUAL RESOLUTION TO MODIFY 2012-2013 VILLAGE BUDGET TO
RECOGNIZE RECEIPT OF REVENUES TO OFFSET INCREASES IN
APPROPRIATIONS**

Trustee Nardecchia: RESOLVED, that the Village Board of the Village of Ardsley hereby authorizes the Village Treasurer to modify the 2012-2013 Village Budget by: **Seconded by Trustee Malone and passed unanimously.**

-- increasing estimated revenue line item 001.2610 Fines and Forfeitures by \$10,128 and appropriation line item 110.460 Contract Services by \$10,128 to offset the midyear addition of the Complus Parking Ticket program;

-- increasing estimated revenue line item 001.1530 Special Events by \$11,794.47 and appropriation line item 3120.106 Special Events by \$11,794.47 to account for the added revenue and expenditure in connection with such events at the schools;

-- increasing revenue line item 001.2680 Insurance Recoveries by \$11,387.38 and appropriation line items 3120.426 Police Auto Repairs by \$7,942.38 and appropriation line item Street Maintenance by \$3,445.00 to recognize monies recovered from our insurance companies to cover repairs made to Police and Highway vehicles.

6. Annual Resolution Enabling Village Treasurer to make necessary transfers within the General Fund

ANNUAL RESOLUTION ENABLING VILLAGE TREASURER TO MAKE NECESSARY TRANSFERS WITHIN THE GENERAL FUND

Trustee Malone: RESOLVED, that the Village Board of the Village of Ardsley hereby authorizes the Village Treasurer to make all the necessary transfers in the 2012-2013 Village budget, with the exception of the Contingency line item and the surplus accounts. **Seconded by Trustee Kaboolian and passed unanimously.**

7. Resolution Re: Redistribution of LOSAP Assets – Vanguard

RESOLUTION RE: REDISTRIBUTION OF LOSAP ASSETS - VANGUARD

Trustee Kaboolian: RESOLVED, that the Village Board of the Village of Ardsley hereby authorizes the Mayor to transfer \$80,000 to the Vanguard Intermediate Term Bond Index from the Vanguard Short Term Treasury Fund on behalf of the members of Ardsley Volunteer Engine Company No. 1. **Seconded by Trustee Malone and passed unanimously.**

8. Resolution Authorizing Manager to sign a revised Memorandum of Understanding with Town Supervisor re: the division of proceeds upon the sale of the former Waterwheel property

RESOLUTION AUTHORIZING MANAGER TO SIGN A REVISED MEMORANDUM OF UNDERSTANDING WITH TOWN SUPERVISOR RE: THE DIVISION OF PROCEEDS UPON THE SALE OF THE FORMER WATERWHEEL PROPERTY

Trustee Nardecchia: WHEREAS, the Village Board of the Village of Ardsley hereby authorized the Village Manager on May 6th to sign a Memorandum of Understanding with the Town Supervisor stipulating the method of distribution of the proceeds of the sale of the former Village of Ardsley

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WaterWheel property after the deduction of costs, expenses, and tax arrears, due to both the Town and Village; and

WHEREAS, the language has been revised in the ensuing two weeks,

BE IT RESOLVED, that the Village Board authorizes the Village Manager to sign the revised Memorandum of Understanding with the Town of Greenburgh stipulating the method of the distribution of the proceeds of the sale of the former WaterWheel property. **Seconded by Trustee Malone and passed unanimously.**

9. Warrant from Village Treasurer to Collect and Receive Taxes

WARRANT TO TREASURER TO COLLECT AND RECEIVE TAXES

The Board was presented with a proposed warrant and tax roll for the collection of taxes by the Village Treasurer, and a motion for its approval was duly made.

Ms. Berardi stated this is to issue a warrant to the Treasurer to receive and collect taxes. No vote is necessary.

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

IX. OTHER

- Mayor Porcino reminded all that Tuesday, May 21, 2013 is voting day for the school budget.
- Memorial Day parade is Monday, May 27, 2013, beginning at 10:00 a.m.

X. 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, May 20, 2013 at 9:07 p.m. **Seconded by Trustee Malone and passed unanimously.**

XI. NEXT VILLAGE BOARD MEETING: Monday, June 3, 2013 at 8:00 p.m.

Respectfully submitted,

Anne Hohlweck
Recording Secretary
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