

**VILLAGE OF ARDSLEY  
BOARD OF TRUSTEES  
REGULAR MEETING  
MONDAY, SEPTEMBER 19, 2016**

Present:	Mayor	Peter R. Porcino
	Deputy Mayor/Trustee	Nancy Kaboolian
	Trustee	Gary Malone
	Trustee	Mollie Monti
	Trustee	Andy DiJusto
	Village Manager	Meredith S. Robson
	Village Clerk	Barbara A. Berardi
	Village Attorney	Robert J. Ponzini
	Recording Secretary	Donna Fusco

Mayor Porcino called to order the Regular Meeting at 8:00 p.m.

**I. ANNOUNCEMENT OF EXIT SIGNS**

**II. PLEDGE OF ALLEGIANCE**

**8:15 P.M. – PUBLIC HEARING** – To discuss a proposed permit to convert a portion of the former veterinary office into a mathematics tutoring center located at 875 Saw Mill River Road

**III. APPROVAL OF MINUTES:** Regular Meeting – September 6, 2016

**Trustee Malone: RESOLVED**, that the Village Board of the Village of Ardsley hereby approves the minutes of the Regular Meeting of Tuesday, September 6, 2016 as submitted. **Seconded by Trustee Kaboolian and passed unanimously.**

**IV. DEPARTMENT REPORTS:**

**POLICE DEPARTMENT REPORT:**

Police Chief, Emil Califano, reported the following activities for August:

- Court fine and fees - \$18,318
- Property Lost or Stolen - \$350
- 46 Parking summonses issued
- 34 UTT summonses issued
- 3 Appearance ticket issued
- 8 Arrests
- 224 Blotters

Other activities attended by Officers –

- Swat Officers total 32 hours training
- 2 Officers attended a 16 hour training course titled Conducting the Complete Traffic Stop

### **Community Policing**

- Anthony installed 6 child seats
- Anthony attended a youth to youth conference
- Attended NYS Juvenile Officers training

### **FIRE DEPARTMENT REPORT:**

Asst. Fire Chief, Patrick Lindsay reported the following activities for August:

- 25 Calls for Month
- 114.50 Training Hours
- 32.00 Maintenance Hours

Other activities attended:

- 8/18 – Firefighters participated in Monthly Drill training on auto extrication and Stabilization
- 8/25 – Chiefs attended annual meeting with Suez water regarding District Hydrants

**BUILDING DEPARTMENT REPORT:** Building Inspector, Larry Tomasso reported the following activities for August:

- 9 Building permits
- 8 Application fees
- 9 Certificates of Occupancy
- 7 Plumbing permits
- 8 Electrical permits
- 5 Letters of Compliance
- 4 Miscellaneous

Total received - \$6,449.25

Other activities –

- 82 Building inspections
- 15 Zoning inspections
- 0 Fire inspection
- 8 Violation notices
- 2 Warning notices
- 0 Appearance tickets

**LEGAL REPORT:**

Village Attorney Ponzini stated that there is nothing to report other than one item for Executive Session and it would be in order to keep the Board up to date on some progress. Mr. Ponzini stated that he is available for an Executive Session if necessary.

**MANAGER’S REPORT:**

**VILLAGE MANAGER’S REPORT  
MONDAY, SEPTEMBER 19, 2016**

1. **ASHFORD AVE BRIDGE:** Rather than continue to insert all of the alerts in this report at each meeting, I will just encourage everyone to sign up for our electronic alerts via our website and monitor all bridge news directly from the County at:  
[www.westchestergov.com/subscribe](http://www.westchestergov.com/subscribe)  
[www.westchestergov.com/ashfordavenuebridge](http://www.westchestergov.com/ashfordavenuebridge)
2. **Road Paving:**  
 ELQ Industries began milling, resurfacing and curb work today and it will be completed in the following order:

<u>Number</u>	<u>Street Name</u>	<u>From</u>	<u>To</u>	<u>Mill Date</u>	<u>Pave Date</u>	<u>Curb Date</u>
1	Lincoln Ave.	Judson	Euclid	9/29/2016	9/30/2016	9/19-9/20
2	Judson Ave.	Ashford	Dead End	9/29/2016	9/30/2016	9/20-9/23
3	Johnson Place	Lincoln	Dead End	9/29/2016	9/30/2016	9/26-9/27
4	Center Street	Legion	9A	9/29/2016	9/30/2016	N/A
5	Legion Drive	Ashford	Heatherdell	9/29/2016	9/30/2016	9/27-9/28
6	Windsong Rd.	Agnes	Heatherdell	N/A	N/A	9/29-10/7

**Please be advised that vehicles must be removed from roadway by 7:00 am on the scheduled days.**

Failure to do so will impede and possibly stop work. Every effort will be made to reopen streets as soon as is physically possible and to keep impact of work to a minimum and adhere to the above schedule. Keep in mind that due to the nature of the work involved this schedule might have to be adjusted as the work progresses.

Scheduling updates can be found on the following links:

<https://www.facebook.com/villageofardsley> or <https://twitter.com/ardsleyvillage>

3. **League of Women Voters of the Rivertowns:** The League of Women Voters of the Rivertowns will be supplying voter registration applications and absentee ballot applications at the Ardsley Public Library from 10:00 a.m. until noon on Tuesday, September 27. Voter registration forms must be sent to the Westchester County Board of Elections and postmarked by October 14<sup>th</sup>. Absentee ballot application

requests must be postmarked by November 1<sup>st</sup> and absentee ballots must be postmarked by November 7<sup>th</sup>, the day before the General Election. Questions? Call the Westchester County Board of Elections at (914) 995-5700.

4. **Detention Basin Maintenance:** Work began today on our detention basin maintenance project behind the Village Green. This work is required by the New York D.E.C. and includes removal of vegetation and silt from that area in order to provide for adequate stormwater management. This project is scheduled to be completed no later than the end of this month.

**TREASURER’S REPORT:** Village Manager, Robson read the Treasurer’s Report on behalf of Marion DeMaio:

Ms. Robson stated the bills for the past two weeks totaled as follows: From the General Fund: \$197,288.84; From the Trust & Agency Fund: \$299.00 and from the Capital Fund: \$8,734.42.

**Trustee Kaboolian: RESOLVED,** that the Village Board of the Village of Ardsley hereby authorizes the Village Treasurer to make the following payments: From the General Fund: \$197,288.84; From the Trust & Agency Fund: \$299.00 and from the Capital Fund: \$8,734.42. **Seconded by Trustee Malone and passed unanimously.**

**MAYOR’S ANNOUNCEMENTS:**

- Attended Ardsley Day; it went off spectacularly well; Compliments to the Police Chief and the DPW
- Happened to attend a Zoning Symposium; It was the 100<sup>th</sup> anniversary of the first Zoning Resolution in the City of New York; There were planners there from around the Country; It gave me a great perspective on our planning and thinking that goes beyond zoning and planning
- We have VOC meeting coming up; Village Manager, Robson suggested topics; Meeting is on the 29<sup>th</sup> of September

**COMMITTEE & BOARD REPORTS:**

**TRUSTEE DIJUSTO:**

- 9/8 – Attended WMOA Meeting in Mamaroneck
- 9/18 – Attended Ardsley Day Party Fest

**TRUSTEE MONTI:**

- Attended Ardsley Day; Everyone did a great job

**TRUSTEE MALONE:**

- Nothing to report

#### **TRUSTEE KABOOLIAN:**

- Attended WMOA Dinner
- Attended 9/11 Memorial in the Village
- Attended Ardsley Day; It was a phenomenal day; the best ever; thank you Nicole Minore for putting it together; I also share the Mayor's sentiment about the Police and the Highway Department. The Highway Department was above and beyond everything else; thank everyone
- 9/25 – Ardsley Historical Society is presenting the Ardsley First Women activist here in the Village Hall
- 10/6 – Garden Club is having their dinner at the Dobbs Ferry Women's Club
- 10/11 – Garden Club at St. Barnabas Church at 10: 30 a.m. – making herbal wreaths

#### **V. VISITORS**

Armen Boyajian of 23 Grandview Avenue and 486 Ashford Avenue, Ardsley, New York appeared before the Board to discuss life limb safety issues and curb cut issues.

#### **VI. OLD BUSINESS**

1. Consider a resolution granting permission to Mathnasium to convert the former veterinary office into a mathematics tutoring center located at 875 Saw Mill River Road

**8:15 P.M. – PUBLIC HEARING** – To discuss a proposed permit to convert a portion of the former veterinary office into a mathematics tutoring center located at 875 Saw Mill River Road.

#### **Open Public Hearing**

#### **Mayor read the Public Notice into the record**

Mathnasium Owner/Center Director, Brigitte Tanner appeared before the Board. Ms. Tanner stated that Mathnasium is an international franchise that specializes in math education. The hours of operation will be Monday through Thursday 3:00 p.m. to 7:00 p.m. and Saturday 9:30 a.m. to 1:30 p.m. There will be two instructors at the center at all times. Building Inspector, Larry Tomasso stated that there are no issues with the parking and the type of use is the usual conditions already in place.

#### **Public Comments**

Mayor Porcino asked if there were any comments from the public. Mr. Armen Boyajian asked Ms. Tanner what is the span of mathematics that the center will be teaching.

## **Close Public Hearing**

### **RESOLUTION TO CLOSE THE PUBLIC HEARING TO DISCUSS A PROPOSED PERMIT TO CONVERT A PORTION OF THE FORMER VETERINARY OFFICE INTO A MATHEMATICS TUTORING CENTER LOCATED AT 875 SAW MILL RIVER ROAD**

**Trustee Kaboolian: RESOLVED**, that the Village Board of the Village of Ardsley hereby closes the public hearing at 8:41 p.m. to discuss a proposed permit to convert a portion of the former veterinary office into a mathematics tutoring center located at 875 Saw Mill River Road. **Seconded by Trustee Malone and passed unanimously.**

### **RESOLUTION GRANTING PERMISSION TO MATHNASIUM TO CONVERT THE FORMER VETERINARY OFFICE INTO A MATHEMATICS TUTORING CENTER LOCATED AT 875 SAW MILL RIVER ROAD**

**Trustee Kaboolian: RESOLVED**, that the Village Board of the Village of Ardsley hereby grants permission to Mathnasium to convert the former veterinary office into a mathematics tutoring center located at 875 Saw Mill River Road with the following conditions. **Seconded by Trustee Malone and passed unanimously**

1. The applicant must provide plans for the remainder of the build-out showing full compliance with NYS Building Code.
2. The applicant must obtain the required permits prior to commencing construction for the build-out.
3. The applicant must obtain a sign permit and BAR approval for all proposed signage.
4. The hours of operation should be identified/confirmed.
5. The business owner or property owner must install a key box (Knox Box) on the building in a location approved by the Ardsley Fire Chief.

## **VII. NEW BUSINESS**

1. Consider a resolution to approve and authorize the Village Manager to sign the Intermunicipal Agreement for the Implementation of the Stormwater Quality Improvement Project Grant

### **RESOLUTION TO APPROVE AND AUTHORIZE THE VILLAGE MANAGER TO SIGN THE INTERMUNICIPAL AGREEMENT FOR IMPLEMENTATION OF THE STORMWATER QUALITY IMPROVEMENT PROJECT GRANT**

**Trustee DiJusto: WHEREAS**, The Village of Sleepy Hollow as Lead Agency has applied for and been approved for a Stormwater Quality Improvement Project grant

(DEC01-C00077GG-335000) in the amount of \$343,854.00 from New York State Department of Environmental Conservation for Stormwater Mapping services on behalf of the stormwater consortium and

WHEREAS, the members of the Consortium have previously agreed to participate in the Consortium and

WHEREAS the Village of Ardsley is a member of that Consortium and wishes to participate in the implementation phase of the project to further enhance the data base for mapping of stormwater infrastructure consistent with requirements of New York State

NOW, THEREFORE BE IT RESOLVED that the Village of Ardsley hereby enters into an intermunicipal agreement with the Village of Sleepy Hollow for the purpose of implementing the above referenced grant agreement with New York State Department of Environmental Conservation and

FURTHER hereby agrees to the terms of the agreement providing specified in-kind services and

FURTHERMORE providing salary and benefit information in connection with those services to the Village of Sleepy Hollow in a timely manner. **Seconded by Trustee Monti and passed unanimously.**

2. Consider a resolution for appointment to Recreation Commission – Steven Edelstein

**RESOLUTION FOR APPOINTMENT TO RECREATION COMMISSION  
STEVEN EDELSTEIN**

**Trustee Monti: RESOLVED**, that the Mayor of the Village of Ardsley hereby makes the appointment of Steven Edelstein, residing at 12 Orlando Avenue, Ardsley, New York to the Recreation Commission, effective immediately through December 5, 2016. **Seconded by Trustee DiJusto and passed unanimously.**

3. Discussion/Resolution regarding Opposition to Proposed Anchorages in the Hudson River

**VILLAGE OF ARDSLEY RESOLUTION  
IN OPPOSITION TO COAST GUARD PROPOSED RULE  
USCG2016-13701 and Docket #2016-0132**

**Trustee Malone:** WHEREAS, Westchester County's unique place in New York State's proud history has been inextricably bound to the Hudson River for more than four centuries; and

WHEREAS, the United States Coast Guard is considering the expansion and establishment of additional new commercial anchorage grounds throughout the Hudson River Valley, pursuant to proposed rule USCG2016-13701 and Docket #2016-0132; said rule will directly impact the Westchester communities of Yonkers, Hastings-on-Hudson, Dobbs Ferry, Cortlandt, Buchanan, Peekskill, Croton-on-Hudson, the Village of Ossining, Town of Ossining, New Castle, Mount Pleasant, Irvington, and Tarrytown, and could have devastating economic and environmental impact on the entire county; and

WHEREAS, Westchester County over the last 15 years in cooperation with various municipal and community partners, has made significant investments to restore, increase, access, and enhance the Hudson River shoreline through the Riverwalk project which provides public access to over 37 miles of contiguous shoreline from the county's New York City to Putnam County borders; and

WHEREAS, numerous additional impacts exist, including the potential harm to river bottom habitat, the harm to protected species, the adverse impact to property values, the placement of volatile cargos adjacent to populated areas, potential security risks, and the impact on Westchester's \$1.8 billion tourist industry; and

WHEREAS, proposed rule USCG2016-13701 and Docket #2016-0132 is a repudiation of over 50 years of environmental efforts to restore and revitalize the Hudson River, its habitats and the significant progress, investment and sacrifice made by all levels of government, non-government organizations and individual citizens; and

WHEREAS, proposed rule USCG2016-13701 and Docket #2016-0132 will put at risk many billions of dollars of public and private investment in housing, commercial enterprises and supporting infrastructure that have transformed Hudson River waterfronts into multi-use developments suitable for the post-industrial era; and

WHEREAS, neither Westchester County nor any municipality within the County was formally notified of proposed rule USCG2016-13701 and Docket #2016-0132, as required by Federal Coastal Zone Management requirements, and this action will significantly impact Local Waterfront Revitalization Plans filed by numerous local governments with New York State; and

THEREFORE, BE IT RESOLVED, that the Village of Ardsley strongly opposes the adoption of proposed United States Coast Guard Rule 2016-13701 and Docket #2016-0132; and

BE IT FURTHER RESOLVED, that the Village of Ardsley urges the immediate scheduling of public hearings throughout the Hudson River Valley, to include comprehensive briefings of elected, public safety, and environmental officials, as well as interested members of the

public; and that such hearings include all additional technical details, timelines, and impacts as required by Federal NEPA regulations; and

BE IT FURTHER RESOLVED, that this Village of Ardsley resolution be distributed to Steven D. Poulin, Fire District Commander, United States Coast Guard; and to Senator Charles Schumer, Senator Kirsten Gillibrand, Congresswoman Nita Lowery, Congressman Eliot Engel, Governor Andrew Cuomo, Secretary of State Rossana Rosado, State Senator Andrea Stewart-Cousins, State Senator Terrence Murphy, State Assemblywoman Sandra Galef, State Assemblyman Thomas Abinanti, State Assemblywoman Shelley Mayer, State Assemblyman David Carlucci, and County Executive Robert Astorino. **Seconded by Trustee Kaboolian and passed unanimously.**

**VIII. CALL FOR EXECUTIVE SESSION.** Brief Executive Session to discuss two legal matters.

**IX. ADJOURNMENT OF MEETING**

**Trustee DiJusto: RESOLVED,** that the Village Board of the Village of Ardsley hereby adjourns the regular meeting of Monday, September 19, 2016 at 8:49 p.m. **Seconded by Trustee Monti passed unanimously.**

**X. NEXT VILLAGE BOARD MEETING:** Monday, October 3, 2016 at 8:00 p.m.

Respectfully submitted,

Donna Fusco  
Recording Secretary