



MINUTES

Ardsley Village Board of Trustees

8:00 PM - Tuesday, September 7, 2021

507 Ashford Avenue

Present: Mayor	Nancy Kaboolian
Trustee	Joann D'Emilio
Trustee	Steve Edelstein
Trustee	Craig Weitz
Interim Village Manager	Charlene Indelicato
Village Clerk	Ann Marie Rocco
Village Attorney	Robert J. Ponzini

Absent: Deputy Mayor/Trustee Andy DiJusto

1. PLEDGE OF ALLEGIANCE Mayor Kaboolian called to order the Regular Meeting at 8:00 p.m.

Mayor Kaboolian asked for a Moment of Silence - Victims of Hurricane Ida

PUBLIC HEARING Public Hearing to discuss the proposed permit to convert the newly constructed vacant space at 708 Saw Mill River Road into a children's art school.

- 1. 8:01 P.M. – OPEN PUBLIC HEARING** – To discuss the proposed permit to convert the newly constructed vacant space at 708 Saw Mill River Road into a Children's Art School.

Mayor read the notice on the record.

Architect, Marco Mandra spoke about the parking area. Children will be dropped off for class and an employee from the art school will help them into the school to help ease the traffic.

Building Inspector, Larry Tomasso explained that they will stagger the class times.

Owner, Gabriel Cruz confirmed they will have 2 to 3 employees to help with the drop offs and minimize the traffic congestion. Business should be fully furnished the first week of October and classes should be open in November/December.

Close Public Hearing

Trustee Edelstein: RESOLVED, that the Village Board of Ardsley hereby closes the public hearing on Tuesday, September 7, 2021 at 8:33 p.m. to consider the proposed permit at 708 Saw Mill River Road. **Seconded by Trustee D'Emilio and passed unanimously.**

PUBLIC HEARING Public Hearing to Discuss the proposed permit to convert the former automotive repair facility at 891 Saw Mill River Road into recycling bin maintenance and storage shop

1. **8:01 P.M. – OPEN PUBLIC HEARING** – To discuss the proposed permit to convert the former automotive repair facility at 891 Saw Mill River Road into a recycling bin maintenance and storage shop.
Mayor read the notice on the record.

Building Inspector, Larry Tomasso explained that the owners were unable to make it this evening and recommended we adjourn hearing.

Adjourn Public Hearing

Trustee Edelstein: RESOLVED, that the Village Board of Ardsley hereby adjourns the public hearing on Tuesday, September 7, 2021 at 8:55 p.m. to Monday, September 20, 2021 to consider the proposed permit at 891 Saw Mill River Road. **Seconded by Trustee D'Emilio and passed unanimously.**

PUBLIC HEARING Public Hearing to discuss amending Chapter 18 Code of Ethics of the Village Code

1. **8:25 P.M. – OPEN PUBLIC HEARING** – To discuss the proposed permit to discuss amending Chapter 18 Code of Ethics of the Village Code.
Mayor read the notice on the record.

Close Public Hearing

Trustee Weitz: RESOLVED, that the Village Board of Ardsley hereby closes the public hearing on Tuesday, September 7, 2021 at 8:46 p.m. to discuss amending

Chapter 18 Code of Ethics of the Village Code **Seconded by Trustee D'Emilio and passed unanimously.**

PROCLAMATIONS

1. Fire Chief Murray read the following statement:

On the night of September 1, 2021 at approximately 2200hrs the Ardsley Fire Department was dispatched by the Ardsley Police Department to respond to the area of 700 Ashford Ave (Ardsley Middle School) for a reported car in the water with people trapped. While responding Captain Lindsay contacted me and inquired what resources are needed at the scene. I instructed him to prepare the boat and distribute the life jackets we had to all members on our Apparatus. Prior to my arrival on scene at 700 Ashford Ave the original victim, with the help of APD was removed from the car.

While returning to the firehouse, APD again requested Fire Dept. assistance, but this time in the area of Cross Rd. and Exter Pl for a car in the water with a person trapped. Myself, Asst. Chief Podolski & E164 responded to this incident, where Captain Lindsay and FF Baker safely removed the victim from the car.

Clearing that incident, we were requested for a 3rd rescue in the same area, this time for a woman trapped.

Our crew along with Asst. Chief Podolski quickly went back into rescue mode to attempt to locate and affect a rescue of another victim. Lt. Brian Watson had the victim on the phone attempting to gain further information about her whereabouts to assist with the search.

With no vehicle in sight, Chief Podolski, Captain Lindsay & FF Baker decided to go on foot and head into the water. As conditions worsened, it was becoming close to impossible to continue the search without additional resources.

At this moment, Highway Foreman David DiGrigrio arrived on location in a payload and picked up the crew in the water. This allowed the search to continue in a less severe situation. The crew continued on the loader and tried to see in between houses and were even asking neighbors to look in their back yard to see if they saw a car. At this time, LT. Watson who had been on the phone with the victim the entire time had lost contact after she stated she hit a deck and flipped over.

This triggered the call for the swift water rescue team, which consisted of the Forrest Park Rangers from Hamilton county and a team from the Fairview Fire Dept. Fairview FD were instructed to deploy their boat and start a search in the rear of the houses on Cross Road.

While nearly an additional 20 minutes had gone by, DPW worker Robert Wooten and PO Brian Roemer had made eyes on the vehicle from a distance thankfully from her taillights. Her location had changed severely from the high flow of the water pushing her downstream.

At this time, I started all resources to this location. Fairview units made their way through the back to the location with their boat; but unfortunately, had struck a partially submerged footbridge, and had to abandon their boat in order to save their lives.

Knowing how dangerous this situation was, without hesitation, again Chief Podolski, Captain Lindsay, FF Baker, Foreman DiGregorio & PO Roemer made their way 100ft North into the wooded area without knowing the ground they were driving on. Going out as far as they could with the loader, it was time to re-enter the water to make it to the Vehicle. The vehicle was approx. 200 ft East of the loader making it extremely challenging and dangerous to make the save.

Chief Podolski instructed FF Baker who happens to also be a LT. Junior Grade in the Coast Guard) to make his way out to the vehicle and tie off so the rest of the crew can hook onto the rope and make their way. While the first attempt to the vehicle was unsuccessful, the crew had to go further upstream and try again. Barely making it to the vehicle, FF Baker (after swimming in over 7ft deep water) tied off successfully.

At this moment, Chief Podolski asked me to put out complete radio silence until the rescue was made so she could hear the crew in the water.

The crew had to break the rear window of the vehicle to extricate the victim. Upon doing so, I was informed patient contact was made and she was conscious and alert. The Park Rangers then deployed their boat to the area to retrieve the victim back to land where she was treated by ASVAC and the rest of our crew back to the loader.

If it wasn't for the efforts of Asst. Chief Podolski, Captain Lindsay, FF Baker, Lt. Watson, PO Roemer & Highway Foremen DiGregorio this rescue would not have been made. Making this the first incident where all of Ardsley's Public Servants worked together on a single call.

Mr. Zeolla thanked everyone who was involved in his wife's rescue for keeping their family whole.

Mrs. Zeolla thanked everyone for their rescue efforts and feels like she lives in a Village where everyone cares so much.

Mayor Kaboolian stated that our staff is trained in these rescue efforts. We show gratitude to all!

2. PROCLAMATION -FIRST RESPONDERS

Mayor Kaboolian read the following Proclamation:

PROCLAMATION

WHEREAS a State of Emergency was proclaimed on September 1, 2021, for Ardsley, New York in anticipation of Hurricane Ida; and

WHEREAS, Hurricane Ida made landfall in Ardsley on September 1, 2021 with heavy rains, storm surge and flooding;

WHEREAS, emergency care personnel, including in our Police Department, Fire Department, Highway Department and Ardsley-Secor Volunteer Ambulance Corps, whether volunteer or paid, served on the front lines of this storm giving selflessly of themselves; and

WHEREAS, the Village of Ardsley wishes to thank our first responders who make our community the best in which to live, work and raise a family;

WHEREAS, the Village of Ardsley wants recognize the following Village staff and volunteers for their response to lifesaving emergencies on Cross Road and at the Atria:

Ardsley Police Department

Lieutenant Bryan Watson

Police Officer Brian Roemer

Ardsley Volunteer Fire Department

Assistant Chief Joan Podolski

Captain Brendan Lindsay

Fire Fighter Anthony Baker

Ardsley Department of Public Works

DPW Foreman David DiGregorio

Skilled Laborer Rob Wootten

Laborer Joe Zacchio

Laborer Steve Marsek

Ardsley Secor Volunteer Ambulance Corp

Alan Greenwald

Alan Gallantar
Jim Hughes
Ken Masiello
Andy DiJusto

THEREFORE,I, NANCY KABOOLIAN, MAYOR OF THE VILLAGE OF ARDSLEY, does hereby proclaim Wednesday, September 8, 2021as First Responders Appreciation Day, and hereby call upon the officials and citizens of the Village of Ardsley, to recognize and pay tribute to the first responders who helped during Hurricane Ida.

3. PROCLAMATION-INTERIM VILLAGE MANAGER

Mayor Kaboolian read the following proclamation:

INTERIM VILLAGE MANAGER PROCLAMATION

WHEREASa State of Emergency was proclaimed on September 1, 2021, for Ardsley, New York in anticipation of Hurricane Ida; and

WHEREAS, Hurricane Ida made landfall in Ardsley on September 1, 2021 with heavy rains, storm surge and flooding;

WHEREAS, the Village of Ardsley wishes to commend Interim Village Manager, Charlene Indelicato for her steadfast leadership and decision-marking during this time of crisis for the Village of Ardsley;

THEREFORE,I, NANCY KABOOLIAN, MAYOR OF THE VILLAGE OF ARDSLEY, does hereby proclaim Wednesday, September 8, 2021as Charlene Indelicato Day, and hereby call upon the officials and citizens of the Village of Ardsley, to recognize and pay tribute to Interim Village Manager Indelicato's efforts on behalf of the Ardsley community.

Interim Village Manager Indelicato stated that it's an honor serving this community.

2. APPROVAL OF MINUTES:

2.1 Regular Meeting Minutes August 2, 2021

Moved by Trustee D'Emilio, Seconded by Trustee Weitz and passed unanimously.
RESOLVED that the Village Board of the Village of Ardsley hereby approves the minutes of the Regular Meeting of Tuesday, August 2, 2021 as submitted.

3. DEPARTMENT REPORTS

1. LEGAL

- 1.a Village Attorney Robert Ponzini stated there is nothing to report other than the matters that may have been submitted in memorandum form.

2. INTERIM VILLAGE MANAGER

- 2.a Interim Village Manager Report September 7, 2021
Interim Village Manager, Charlene Indelicato read the following report:
 1. **COVID 19 Updates** As you are no doubt aware, there has been an uptick in COVID 19 Delta variant cases. The State of New York, Westchester County and surrounding municipalities are in the process of establishing protocols to prevent further spread. I will update the Mayor and Board as things progress. The CDC has recommended indoor mask wearing in public in counties which are “substantial or high spread”. Westchester is included in that category.
 2. **Ardsley Curbing** The Contractor is approximately 80% done with the installation of the curbs. It is anticipated that the curbing work will be completed in the next two weeks. Restoration – backfilling/driveway/walkways/sidewalks and sprinkler systems are on an ongoing basis.
 3. **Tropical Storm Ida** Surge flooding caused a great deal of damage to our Village. In addition to securing the area of the flooding, aiding residents and cleaning up afterwards, two lives were saved by the courage and skill of our DPW, fire, police and ambulance corp. However, the work still continues. President Biden has approved an expedited Major Disaster Declaration for Westchester County that will help provide governments, individuals and business with assistance. Westchester County’s website will have the most updated information about State and Federal assistance. Our website will also have the information and links to various resources.
 4. **DPW Garage** The Easement agreement with Greenburgh maintain the easement of a road on the Village’s property has been approved by the Town Board subject to submission of acceptable survey exhibits. The final surveys are in progress . Bid documents for the road are being finalized. Hopefully,

construction can begin in November subject to the weather to move a road wholly within the Village's Final drawings for the garage are also in progress.

5. **September 11** The plan for 9/11 is to start the ceremony at the firehouse at around 840. The bell will be rung once. A few words may be said and then the group will go down to Firefighter Park in the Square. Once in the Square we will ring the bell a second time, a plaque dedicated to Mr. Pohlman will be read and some final prayers will be said. I am told there will be sufficient time for some words to be said by those in attendance.

6. **Open Meetings Law**

By action taken at an emergency session of the New York State Legislature, due to concerns about the current transmission of COVID-19, municipal boards once again have the right to virtually meet or convene in person without allowing public in-person access to the meeting. Meetings can be held fully in-person for board members and the public, via conference call or similar service for board members and the public, as well as in a hybrid model, allowing for both in-person and virtual access. There is no requirement that a board adopt a local law or resolution to take advantage of this alternative meeting option. However, meetings must be appropriately noticed and the public must be made aware as to how to access all public meetings. This legislation goes into effect immediately and will be repealed on January 15, 2022. The law is located in Part E on page 35 of the legislation: OML Amendment.

The municipal board must provide the public access to view or listen to the proceedings of the board. Additionally, the meeting must be recorded and transcribed at a later date.

7. **125the Celebration** The Contract for the Fireworks has been signed and will be ratified tonight. With the kind assistance of the Dobbs Ferry Superintendent of School, the fireworks will be held at the Middle School. There are many more activities scheduled and waiting for October 10th – Stay tuned.

3. TREASURER

- 3.a Abstract Report September 7, 2021

Interim Village Manager, Charlene Indelicato stated that the bills for the past month totaled as follows: From the General Fund: \$425,726.11 from the Capital Fund: \$60,301.78; Trust & Agency Fund: \$150.00 and Sewer Fund \$1,865.75

Moved by Trustee Weitz, Seconded by Trustee Edelstein and passed unanimously.
RESOLVED that the Village Board of the Village of Ardsley hereby authorizes the Village Treasurer to make the following payments: From the General Fund: \$425,726.11 from the Capital Fund: \$60,301.78; Trust & Agency Fund: \$150.00 and Sewer Fund: \$1,865.75

4. BUILDING No Building Department Report

5. FIRE No Fire Department Report

6. POLICE No Police Department Report

7. MAYOR'S ANNOUNCEMENTS

7.a Mayor Kaboolian wished everyone a healthy & happy New Year.

8. COMMITTEE & BOARD REPORTS

8.a Trustee Weitz announced the following:

- The Ardsley Historical Society will be hosting walking tours in honor of Ardsley's 125th Anniversary on September 18th 9:00 am and September 19th at 3:00 pm.

Trustee D'Emilio announced the following:

- 125th Anniversary committee will be meeting on Wednesday night at 7:30 pm at Village Hall. the Committee is still looking for help.

Trustee Edelstein announced the following:

- We have Welcome event and a Book Club event coming up in the Fall. More information to follow.

4. VISITORS

5. OLD BUSINESS:

5.1 Consider a Resolution Granting Permission to Convert the Newly Constructed Vacant Space Located at 708 Saw Mill River Road into a Children's Art School

Moved by Trustee Edelstein, Seconded by Trustee D'Emilio and passed unanimously. RESOLVED that the Village Board of the Village of Ardsley hereby authorizes the proposed permit to convert the newly constructed vacant space at 708 Saw Mill River Road into a children's art school as presented by the applicant.

Any approvals should contain the following provisions:

1. The applicant must provide plans for the remainder of the build-out showing full compliance with the 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 must provide keys to be placed in the key box (Knox Box) that was installed on the building.
6. The exterior gas valve must be screened prior to the issuance of a CO.
7. Any conditions the Village Board deems appropriate.
8. Any conditions the Village Attorney or Village Manager deem appropriate.

5.2 Consider a Resolution Granting Permission to Convert the Former Automotive Repair Facility at 891 Saw Mill River Road into a Recycling Bin Maintenance and Storage Shop

This Public Hearing was adjourned until September 20, 2021. RESOLVED, that the Village Board of the Village of Ardsley hereby authorizes the proposed permit to convert the former automotive repair facility at 891 Saw Mill River Road into a recycling bin maintenance and storage shop as presented by the applicant.

Subject to the following conditions:

1. The applicant must provide plans for the remainder of the build-out showing full compliance with the 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.
6. Any conditions the Village Board deems appropriate.
7. Any conditions the Village Attorney or Village Manager deem appropriate.

5.3 Consider a Resolution to Replace Chapter 18 Code of Ethics of the Ardsley Village Code

Moved by Trustee Weitz, Seconded by Trustee D'Emilio and passed unanimously. RESOLVED that the Village Board of the Village of Ardsley hereby replaces chapter 18 Code of Ethics of the Ardsley Village Code as follows:

6. NEW BUSINESS:

6.1 Consider a Resolution Ratifying the Contract with Fireworks Extravaganza

Moved by Trustee D'Emilio, Seconded by Trustee Edelstein and passed unanimously. RESOLVED, that the Village Board of the Village of Ardsley hereby ratifies the contract dated August 16, 2021 with J & J Computing, Inc. d/b/a Fireworks Extravaganza (A New York Corporation) located at 121 Gertrude Avenue, Paramus, NJ 07652 for the 125th Anniversary Celebration.

6.2 Consider a Resolution to Amend the Non-Union Village Employee Personnel Policy

Moved by Trustee Edelstein, Seconded by Trustee Weitz and passed unanimously. WHEREAS, Village policies have not recently been updated; and

WHEREAS, updated policies are critical to effective Village operations; and

NOW THEREFORE BE IT RESOLVED, the Village Board of the Village of Ardsley hereby replaces the Non-Union Personnel Policy effective immediately.

6.3 Consider a Resolution to Schedule a Public Hearing to Discuss Chapter 32 of the Code of the Village of Ardsley "Village Manager Code Provisions" Enumerating and Clarifying the Duties and Responsibilities of the Village Manager

Moved by Trustee Weitz, Seconded by Trustee Edelstein and passed unanimously. RESOLVED

that the Village Board of the Village of Ardsley hereby schedules a public hearing on Monday, September 20, 2021 to discuss Chapter 32 of the Code of the Village of Ardsley entitled "Village Manager Code Provisions"

Powers and duties.

LOCAL LAW – VILLAGE MANAGER

§ 32-1 History; Office created; Village Manager Term; Removal from office.

§ 32-2 Powers and duties.

§ 32-3 Designation as Budget Officer.

- § 32-4 Chain of Command
- § 32-5 Reservation of power.
- § 32-6 Residency requirements.
- § 32-7 Removal from office
- § 32-8 Vacancy in office
- § 32-9 Conflict with other positions

§ 32-1 History; Office created; Village Manager; term; removal from office.

The Office of Village Manager was established by public referendum in the Village of Ardsley in 1955. The announced purpose of that action was to provide for the most economical and efficient overall direction, coordination and control of the day-to-day activities and operations of the Village of Ardsley, to provide centralized direction and control of village employees and to formalize staff and advisory functions necessary to accomplish those goals. The purpose of this local law is to enumerate to the extent not specified in the enabling referendum, and by the authority vested in the Board of Trustees without further referendum, the specific powers, authority, duties and responsibilities of the Village Manager. Unless otherwise provided for by resolution of the Board of Trustees, the Village Manager shall serve at the pleasure of such Board

The Village Manager shall be a merit-based appointment by the Mayor and Board of Trustees in recognition of his/her/their executive and administrative qualifications and education.

§ 32-2 Powers and duties.

The administration of Village affairs shall be under the direction of a Village Manager in conformity with the provisions of the Village Law of the State of New York, Article 15-A. The Village Manager shall have and exercise such other powers and duties as designated by local law of the Board of Trustees, notwithstanding the power and duties specified in this local law, nor reducing those presently exercised, as follows:

A. General duties of Village Manager. --The Village Manager shall be responsible for the management and administration of the Village Government. He/she/they shall see that within the village, the laws of the state and the local laws, rules, and by-laws of the board of trustees are faithfully executed; he/she/they shall attend all meetings of the board of trustees and recommend for adoption such measures as he/she/they shall deem expedient; he/she/they shall make reports to the board of trustees from time to time upon the affairs of the village, keep the Board of Trustees fully advised of the financial condition of the Village and its future financial needs; he/she/they shall prepare and submit to the council, a tentative budget for the next fiscal year.

B. Appointment of Village officers and employees.--Such Village officers and employees as the Board of Trustees shall determine are necessary for the proper administration of the Village, except the Village Clerk, Village Attorney and Village Treasurer and in the County of Westchester, the Chief of Police and members of the Police Department where such a department has been established pursuant to law, shall be appointed by and may be removed by the Village Manager; but the Village Manager shall report each such appointment and removal to the Board of Trustees at the next meeting thereof following any such appointment or removal; the Village Clerk, Village Attorney, Village Treasurer and Chief of Police and members of the Police Department where such a department has been established pursuant to law, shall be appointed and their salary or compensation fixed by the Board of Trustees as provided in the Village Code and the Village Law of the State of New York. The foregoing are further subject to and superseded by any laws or regulations for those agencies specially enacted by the State of New York.

C. Powers and duties of other village officers. —All officers and employees are subject to the rules and regulations adopted by the Board of Trustees and those directed by the Village Manager, including the Village employee handbook, to the extent such rules, regulations and directives are not inconsistent with applicable federal, state and local laws and regulations. All officers and employees, except the Village Clerk, Village Attorney, Village Treasurer and Chief of Police, shall perform such duties as may be required of them by the Village Manager. Certain duties necessary to the proper functioning of the village requested by the Village Manager may also be required of the Village Clerk, Village Attorney, Village Treasurer, and Chief of Police. In the case of the Chief of Police, such requests shall not impede the day to day police operations of the Department.

In addition to the foregoing, the Manager shall have the power and be required to:

1. Appoint and, when necessary, in the best interests of the Village, suspend or remove any paid employees of the village except as herein otherwise specifically provided, or except as otherwise provided by law or personnel rules and regulations adopted by the Village. Such appointment and removal power shall be subject to the rules of the Civil Service Commission, where applicable, and within the general limitations of the annual budget.

Further, the Village Manager may authorize any administrative officer who is subject to his/her/their direction and supervision to exercise these powers with respect to subordinates in that officer's department, office or agency.

2. Recommend to the Mayor and the Board of Trustees adoption of such measures as he/she/they may deem necessary or expedient for the health, safety or welfare of the community or for the improvement of administrative services.

3. Attend all meetings of the Mayor and Board of Trustees and such other meetings as the Mayor and Board of Trustees shall direct, and he/she/they may take part in the discussion of any matter coming before such boards and commissions. He/she/they shall be given notice of all regular and special meetings of the Mayor and the Board of Trustees.

4. Subject to the limitations of the annual budget, purchase or approve the purchase of materials and equipment, except when advertising for bids is required by law.

5. Under the general supervision of the Mayor and Board of Trustees, supervise the enforcement within the Village of all the laws of the state and the local laws of the Village and the rules, bylaws and resolutions of the Mayor and the Board of Trustees.

6. Investigate the affairs of the Village or any department or division thereof; investigate all complaints in relation to matters concerning the administration of the government of the Village, and see that all franchises, permits and privileges granted by the Village are faithfully observed.

7. Conduct a continued study of all functions and activities of the Village for the purpose of devising ways and means of attaining greater efficiency and economy.

8. Perform such additional duties as shall be assigned to him/her/them by the Mayor and the Board of Trustees.

§ 32-3 Designation as Budget Officer.

In addition to the powers and duties set forth in herein, the Village Manager shall serve as Budget Officer and prepare the budget annually and submit it to the Mayor and Board of Trustees in accordance with the requirements of the applicable laws of the State of New York and be responsible for its proper administration after adoption.

§ 32-4 Chain of command.

Except for the purpose of inquiry, the Mayor and the Board of Trustees and its members shall deal with the administrative services solely through the Village Manager.

§ 32-5 Reservation of power.

Nothing herein contained shall be deemed or construed as abolishing, transferring or curtailing any powers or duties of the Board of Trustees or of the Mayor, the Village Treasurer or Village Clerk, as prescribed by the Village Law or other applicable laws of the state.

§ 32-6 Residency requirements.

The Village Manager need not be a resident of the Village at the time of his/her/their appointment and may live outside of the Village during the term of office with the approval of the Board so long as residency is within the State of New York.

§ 32-7 Removal from office.

The Mayor and Board of Trustees may remove the Village Manager at any time in the manner provided in this section:

By a majority vote of its members, the Board of Trustees shall adopt a preliminary resolution stating the reasons for the removal of the Village Manager. A copy of such resolution shall be delivered promptly to the Manager, either personally or by registered mail, return receipt requested, addressed to the Manager's residence.

1. Within 10 business days following personal delivery or mailing by manner specified above of such resolution, the Manager may serve upon the Mayor, any Trustee or the Village Clerk a notice, in writing, setting forth his reply and requesting a public hearing. Such public hearing shall be held not earlier than 20 days nor later than 30 days after the service of such request. The Village Clerk shall cause a notice of such public hearing to appear in the official Village newspaper prior to the date of such hearing. Either the Board of Trustees or the Village

Manager may request that minutes be taken at such public hearing. At any time after such public hearing, if one is requested, and after full consideration, the Board of Trustees may, by majority vote, adopt a final resolution of removal.

2. If no public hearing is requested, the Mayor and Board may adopt a final resolution of removal any time after 15 days from the date when a copy of the preliminary resolution was delivered to the Village Manager.

3. The Village Manager shall continue to receive his/her/their full salary until the effective date of the final resolution of removal.

§ 32-8 Vacancy in office.

Whenever the Office of Village Manager shall become vacant for any reason whatsoever, all of the powers, duties and responsibilities of the Manager, as set forth in this chapter, shall be exercised by a qualified Interim Village Manager appointed by the Board of Trustees pending the appointment of a qualified permanent successor.

§ 32-9 Conflict with other provisions.

All existing local laws of the Village prescribing the duties of heads of departments shall remain in full force and effect except insofar as they conflict with the provisions of this chapter, in which case the provisions of this chapter shall govern; and all local laws or parts of local laws and all resolutions and parts of resolutions heretofore adopted or passed by the Mayor and the Board of Trustees of this Village conflicting or inconsistent with this chapter, or any part thereof, are hereby annulled or repealed.

6.4 Consider a Resolution Amending the Social Media Policy

Moved by Trustee D'Emilio, Seconded by Trustee Edelstein and passed unanimously.
WHEREAS, Village policies have not recently been updated; and

WHEREAS, updated policies are critical to effective Village operations; and

NOW THEREFORE BE IT RESOLVED, that the Village Board of the Village of Ardsley hereby amends the social media policy effective immediately.

6.5 Consider a Resolution Permitting a Menorah Display -2021

Moved by Trustee Edelstein, Seconded by Trustee D'Emilio and passed unanimously.
WHEREAS, the Village of Ardsley (“Ardsley”) has a policy of providing locations within its territorial limits for holiday display with equal opportunity for all Village groups and organizations; and

WHEREAS, permission has been requested from Ardsley, by Chabad of the Rivertowns to permit the display of a Menorah in celebration of the holiday season from November 21, 2021 through December 19, 2021; 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; and

WHEREAS, all rules regarding social distancing of 6 feet and use of face coverings must be adhered to in order for the event to be permitted and the Chabad guarantees that it will abide by such restrictions.

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 Rivertowns, 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 and that all COVID-19 restrictions are abided by throughout the period of display.

6.6 Consider a Resolution Declaring Lead Agency and Scheduling A Public Hearing for Mechanical Piping Solutions, Inc. 701 Saw Mill River Road

Moved by Trustee Weitz, Seconded by Trustee Edelstein and passed unanimously as amended. RESOLVED, that the Village Board of the Village of Ardsley hereby declares itself Lead Agency for site plan approval for a proposed permit to convert the vacant commercial building at 701 Saw Mill River Road into a business office and storage area; and

NOW THEREFORE BE IT FURTHER RESOLVED, that the Village Board of the Village of Ardsley hereby schedules a public hearing on Monday, September 20, 2021 to discuss the proposed permit.

7. CALL FOR EXECUTIVE SESSION

8. ADJOURNMENT OF MEETING

8.1 Adjournment

Moved by Trustee Edelstein Seconded by Trustee Weitz and passed unanimously. RESOLVED, that the Village Board of the Village of Ardsley Hereby adjourns the regular meeting of Tuesday, September 7, 2021 at 9:00 p.m.

9. ANNOUNCEMENTS

- September 8, 2021 125th Anniversary Committee Meeting
- September 11, 2021- 9/11 Day of Remembrance at the Ardsley Fire House 8:30 a.m.
- September 13, 2021 Planning Board Meeting 8:00 pm
- September 14, 2021 Multicultural Diversity Inclusion Committee Meeting 7:30 p.m.
- September 14, 2021 Recreation Commission Meeting
- September 15, 2021 TPPCS Committee Meeting

10. NEXT BOARD MEETING: September 20, 2021

Village Clerk, Ann Marie Rocco

Date: