

**VILLAGE OF ARDSLEY  
BOARD OF TRUSTEES  
REGULAR MEETING  
MONDAY, MAY 6, 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 Attorney	Robert J. Ponzini
	Recording Secretary	Anne Hohlweck
Absent:	Village Clerk	Barbara Berardi

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

**I. ANNOUNCEMENT OF EXIT SIGNS**

**II. PLEDGE OF ALLEGIANCE**

**III. APPROVAL OF MINUTES:** Regular Meeting - April 15, 2013

**Trustee Malone: RESOLVED**, that the Village Board of the Village of Ardsley hereby approves the minutes of the Regular Meeting of April 15, 2013 as submitted. **Seconded by Trustee Nardecchia and passed unanimously.**

**APPROVAL OF MINUTES:** Special Meeting - April 29, 2013 - Adoption of 2013/14 Village Budget

**Trustee Malone: RESOLVED**, that the Village Board of the Village of Ardsley hereby approves the minutes of the Special Meeting of April 29, 2013 as submitted. **Seconded by Trustee Kaboolian and passed unanimously.**

**IV. DEPARTMENT REPORTS:**

**LEGAL REPORT:**

Judge Ponzini stated that Mr. Madden of the Planning Department, Town of Greenburgh, is bringing the maps to the County Clerk's office to be filed that relate to the widening of 9A. Once filed, the checks will be paid to the property owners.

Judge Ponzini requested an Executive Session.

## **MANAGER'S REPORT:**

### **VILLAGE MANAGER REPORT PREPARED BY GEORGE F. CALVI FOR MONDAY, MAY 6, 2013**

**A SPECIAL MESSAGE FROM AMERICAN LEGION POST 458:** Ardsley's Memorial Day Ceremony and Parade will take place Monday, May 27<sup>th</sup>. 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.

**THANK YOU FOR THE CONFERENCE ROOM FURNITURE:** I wish to publicly acknowledge and thank Anthony Pirrotti, Sr. for the beautiful antique wooden conference table and the accompanying eight wood-carved chairs he recently donated to the Village of Ardsley. Mr. Pirrotti, our next door neighbor for many years, recently closed his legal practice. On behalf of the Village I wish to extend to Mr. Pirrotti and his wife, Lee, our best wishes as they enter the next chapter of their lives together!

**CARNIVAL RETURNS:** In case you haven't noticed all the equipment in Pascone Park, the annual fire fighter's carnival under the tutelage of ex-Fire Chief Ronnie Gretczko has returned to Ardsley. The carnival is scheduled to open on Wednesday, May 8, from 6 p.m. to 10 p.m. It will be open for the same hours on Thursday. Friday the carnival opens at 6 p.m. and stays open until midnight. On Saturday, the carnival is open to visitors from 10 a.m. to midnight. The festivities wrap up at 5:00 p.m. on Sunday. I hope everyone has the opportunity to visit and enjoy themselves!

**DEPUTY TOWN CLERK RETIRES:** After 27 years, Friday, April 26 was Marcia Bell's last day as Deputy Town Clerk. I have always had the highest regard for her. She was a lady who rolled with the punches and worked under at least three Town Clerks in my time since 1990. Over the years, Marcia was the in-house maven of all things elections at the Town of Greenburgh and the various villages including the training of election inspectors, ensuring the arrivals of election machines, and the opening of polling locations. We also shared a special affinity for chicken soup (very long story). Marcia assured me that she will keep herself busy,

and that includes visiting the grandkids in Atlanta from time to time. I wish her much happiness in her retirement.

**NAMI RIBBON CAMPAIGN:** You may notice several ribbons around the Village with the initials NAMI. NAMI stands for the *National Alliance of Mental Illness*. It is the largest grassroots mental health organization dedicated to providing support, education, and advocacy to individuals and families affected by mental illness. The awareness ribbon campaign brings the issue of mental illness to the forefront, and highlights that NAMI is doing an awareness walk this month on May 18 at the Rye Playland boardwalk. For more information, contact Town Clerk Judith Beville at 993-1501. We have been assured that the ribbons will be removed by local Boy and Girl Scouts by May 31.

**FLOWER SHOW RETURNS:** The Ardsley Garden Club is holding its 50<sup>th</sup> Standard Flower Show on Wednesday, May 8 at St. Barnabas Episcopal Church on Revolutionary Road from 2:30 p.m. to 8:00 p.m. This year's theme is "Focus on Fashion". The festivities are open and free to the general public.

For those who don't know, the Ardsley Garden Club is a regular contributor to the village landscape. Past endeavors have included the flowers in the various traffic islands and around monuments, the holiday banners on utility poles, the Blue Star veteran memorial, the Revolutionary War historical signs, and the large clock in Addyman Square. Their input in the design of various projects is invaluable.

**ROUTE 9A WIDENING:** This morning, papers were signed between the Village of Ardsley and three property owners on the east side of Route 9A for the amicable taking of a narrow sliver of land to facilitate the widening of the road between Ashford Avenue and Heatherdell Road. Specifically, the properties in question are the former Westchester Garage owned by the Butta family, the property holding Star Bagels / Evergreen Cleaners owned by the Love family, and the CVS shopping center owned by ISJ Management of Manhattan. The monies being paid to the respective property owners is from a fund made available by the Ridge Hill settlement. The paperwork for a similar taking from the NYC DEP at Bicentennial Park is nearing completion. No date is scheduled yet for the actual widening construction to take place.

**ASHFORD AVENUE BRIDGE:** The Mayor, Traffic Chairman Frank Doherty, and I will be participating in a conference call with representatives of the County of Westchester on Wednesday, May 8 at 2:00 p.m. to learn of the progress, or lack thereof, on the plans for the rehabilitation of the Ashford Avenue bridge scheduled to start March 1, 2015. Hopefully, our county representatives will have more to say than they did during last month's conference call. If anyone is interested, a detailed timeline of all the benchmarks for the rehab is available on our homepage [www.ardsleyvillage.com](http://www.ardsleyvillage.com).

**WATERWHEEL CLOSING:** In speaking with the Greenburgh Town Attorney this morning, the Village Attorney and I determined that the closing on the former WaterWheel property will take place on Wednesday morning. This closing, which involves 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, of which seventeen units will be

deemed affordable, and will help Westchester County meet 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 approvals are in place, no date has been determined yet when the actual construction will be begin, nor has an arrangement been made yet as to the procedure of securing one of the work force housing units. 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, a covering of out of pocket foreclosure related expenses, and an equitable 50/50 split of the balance of the proceeds between the Village and the Town. Final numbers are not available as of this date, but will be made available at a subsequent Village Board meeting.

**2013 WEST NILE VIRUS PREVENTION EFFORT:** The Westchester County Department of Health will begin evaluating catch basins throughout the county for standing water and will apply larvicide as needed starting Monday, May 13. These efforts are intended to eliminate breeding sites for mosquitoes that can carry West Nile Virus. For more information about larviciding and West Nile Virus, go to [www.westchestergov.com/health](http://www.westchestergov.com/health) or call the Health Department at (914) 813-5000.

**SIREN:** For those of you who have been noticing that the siren has not been operating as long as it once did, please be assured that members from our Fire Department and Police Department are fully aware and have already addressed the matter with a siren repair company. Unfortunately, I have no timetable yet. For the record, the siren is used exclusively now for a daily 12 noon testing, and dispatched calls for the volunteer ambulance. In speaking with the Police Desk, it is no longer used for fire or police calls.

**NOISE:** When it comes to weekend noise, for the record, power equipment of any sort cannot be utilized prior to 8:00 a.m. on Saturdays and 10:00 a.m. on Sundays. Unlike other code violations, the only way to address them is by notifying the police department at 693-1700 when the noise is in progress. There is no way the department can address the complaint once the noise ceases. That being said, law or no law, 8:00 a.m. is an early time to be operating power equipment. Let's all be good neighbors and delay the operation of the jarring noise until later in the day on weekends. Moreover, if you notice your neighbor is holding a garden party in the backyard or enjoying a little tranquility on their deck, maybe that's not the time to turn on the leaf blower or the hedge trimmers or the buzz saw. A little courtesy and consideration for one's neighbors can go a long way for neighborhood harmony!

**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 Highway Foreman hereby appoints:

Joseph Corvino, residing at 350 Ashford Avenue, Dobbs Ferry, New York 10522 as a seasonal laborer in the Highway Department at the hourly salary of \$12.00, effective May 6, 2013 through May 31, 2013;

Joseph Corvino, residing at 350 Ashford Avenue, Dobbs Ferry, New York 10522 as Laborer I in the Highway Department at the annual salary of \$52,900.00, effective June 1, 2013, subject to a probationary period of not less than 52 weeks.

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

Mr. Calvi stated that the bills for the past three weeks totaled as follows: General Fund: \$202,695.70; Trust & Agency Fund: \$179.60; and nothing from the Capital Fund.

**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: \$202,695.70; and from the Trust & Agency Fund: \$179.60. **Seconded by Trustee Minore and passed unanimously.**

#### **MAYOR'S ANNOUNCEMENTS:**

- Attended League of Women Voters event for local officials at Shadowbrook
- Ardsley received an award at the Earth Day ceremony held by the County, for their high rate of recycling in 2012.
- Met with the Rivertowns Square developer, their attorney and others
- Participated in website discussions
- Attended Village Officials meeting
- WaterWheel project is expected to close shortly
- Highlighted the United Water issue involving costs in the flushing process
- Budget was adopted
- State cap on tax levy is being decreased to 1.96 percent
- Received a Thank You note from Christine Verber, Ardsley representative for the League of Women Voters, who educates and advocates for issues that citizens vote on

#### **COMMITTEE & BOARD REPORTS:**

##### **TRUSTEE NARDECCHIA:**

- Attended April budget sessions
- Attended meeting on Rivertowns Square
- Helped in setting up for the Flower show
- Seniors have a series of events to attend on Wednesday, May 8

**TRUSTEE MINORE:**

- 'Ardsley Day' meeting is being set up
- Participated in website design meeting
- April 24 - SAYF Coalition - Town Hall meeting
- April 27 – 'Prescription Drug Give Back Day' 33 people dropped off unwanted prescription drugs

**TRUSTEE MALONE:**

- Participated in April budget meetings

**TRUSTEE KABOOLIAN:**

- Attended April budget meetings
- Participated in Ardsley Clean-Up Day

**BUILDING DEPARTMENT REPORT:**

Building Inspector, Larry Tomasso, reported the following for April:

- 14 Building Permits issued
- 14 new Applications
- 4 Certificates of Occupancy
- 8 Plumbing Permits
- 10 Electrical Permits
- 11 Letters of Compliance
- 56 building inspections
- 17 Violation notices issued
- Total income \$10,241.75
- Attended one day of required in-service training

**V. VISITORS:**

No visitors

**VI. OLD BUSINESS:**

**8:15 P.M. - PUBLIC HEARING** - 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 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.

Mayor Porcino read the notice into the record.

Mr. Hyacinthe appeared for the applicant and summarized the business plan. He said all three businesses will operate independently. Each will have their own restrooms, access from the lobby, and directional signage in the lobby.

Mr. Tomasso addressed parking and stated that 20-30 parking spaces will be allocated according to square footage guidelines should there be a different business occupying the space used by DeCicco's Supermarket. Presently, there is little demand for parking. There are 13 spaces allocated for the music school, and 21 spaces for the martial arts school. The shopping center has 189 parking spaces.

Mr. Faraci of the Harrison Music School stated the business hours - Monday through Friday will be 12:00 p.m. to 8:00 p.m. and on Saturdays from 8:00 a.m. to 3:00 p.m. He said there will be seven practice rooms and anticipates seven lessons taking place simultaneously. No instruments will be sold on the premises. There will be a reception area with a receptionist. Mr. Hyacinthe stated the area will be soundproofed and he presented those details.

Mr. Vincent Bellantoni from the martial arts school said that there will be 45 minute classes for both children and adults. Birthday parties can be booked at this location. The business hours for September through June – Monday through Friday from 10:00 a.m. to 9:00 p.m., and on Saturdays 9:00 a.m. to 6:00 p.m.; and in July and August – Monday through Friday from 7:00 a.m. to 9:00 p.m., and on Saturdays from 9:00 a.m. to 6:00 p.m.

Mr. Hyacinthe stated the martial arts space should be ready toward the end of June, and the music school space should be ready late July or early August.

1. Resolution granting permission to convert the former Ardsley Athletic Club at 15 Center Street into Unit #1 Music School affiliated with Harrison Music School

**RESOLUTION GRANTING PERMISSION TO CONVERT THE FORMER ARDSLEY  
ATHLETIC CLUB AT 15 CENTER STREET, LLC INTO THREE SEPARATE UNITS  
UNIT #1  
MUSIC SCHOOL AFFILIATED w/HARRISON MUSIC SCHOOL**

**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 grants permission to convert the former Ardsley Athletic Club at 15 Center Street, Unit #1 into a music school that is an affiliate of the Harrison Music School with the following conditions: **Seconded by Trustee Kaboolian and passed unanimously.**

1. The business hours of operation shall be on Monday through Friday from 12:00 p.m. to 8:00 p.m. and on Saturdays from 8:00 a.m. to 3:00 p.m.
  2. Retail activity shall be prohibited except for the sale or rental of instruments and accessories to enrolled students.
  3. The applicant must provide plans for the remainder of the build-out showing full compliance with the NYS Building Code.
  4. The applicant must obtain the required permits prior to commencing construction for the build-out.
  5. The applicant must obtain a sign permit and BAR approval for all proposed signage.
2. Resolution granting permission to convert the former Ardsley Athletic Club at 15 Center Street into Unit #2 into a martial arts school – Bellantoni’s Tae Kwon Do, Inc.

**RESOLUTION GRANTING PERMISSION TO CONVERT THE FORMER ARDSLEY  
ATHLETIC CLUB AT 15 CENTER STREET, LLC INTO THREE SEPARATE UNITS  
UNIT # 2  
BELLANTONI’S TAE KWON DO. INC.**

**Trustee Malone: RESOLVED**, that the Village Board of the Village of Ardsley hereby grants permission to convert the former Ardsley Athletic Club at 15 Center Street, Unit #2 into a martial arts school to be known as Bellantoni’s Tae Kwon Do, Inc. with the following conditions: **Seconded by Trustee Kaboolian and passed unanimously.**

1. The business hours of operation for September through June – Monday through Friday from 10:00 a.m. to 9:00 p.m., and on Saturday 9:00 a.m. to 6:00 p.m.; and in July and August – Monday through Friday from 7:00 a.m. to 9:00 p.m., and on Saturdays from 9:00 a.m. to 6:00 p.m.
  2. Retail activity shall be prohibited except for the sale or rental of apparel and accessories to enrolled students.
  3. The applicant must provide plans for the remainder of the build-out showing full compliance with the NYS Building Code.
  4. The applicant must obtain the required permits prior to commencing construction for the build-out.
  5. The applicant must obtain a sign permit and BAR approval for all proposed signage.
3. Resolution granting permission to convert the former Ardsley Athletic Club at 15 Center Street into Unit #3 storage area for DeCicco's Supermarket

**RESOLUTION GRANTING PERMISSION TO CONVERT THE FORMER ARDSLEY  
ATHLETIC CLUB AT 15 CENTER STREET, LLC INTO THREE SEPARATE UNITS  
UNIT # 3  
STORAGE AREA FOR DECICCO’S SUPERMARKET**



**Trustee Malone: RESOLVED**, that the Village Board of the Village of Ardsley hereby grants permission to convert the former Ardsley Athletic Club at 15 Center Street, Unit #3 into a storage area for DeCicco's Supermarket with the following conditions: **Seconded by Trustee Kaboolian and passed unanimously.**

1. Merchandise will not be moved on Saturday or Sunday and would only be moved from 8:00 a.m. to 11:00 a.m. and after 7:00 p.m. on Monday through Friday.
2. When merchandise is moved to and from the upper level, an employee must accompany the equipment operator (forklift, Hi-LO, etc), the equipment cannot be operated on the sidewalk except for entry into the building, and the equipment must be licensed and/or registered to the extent required by law.
3. The applicant must provide plans showing full compliance with the NYS Building Code.
4. The applicant must obtain the required permits prior to commencing construction for the build-out.
5. Merchandise shall be stored in a manner consistent with all code requirements for storage.
6. The storage of hazardous materials as defined by the NYS Building Code shall be prohibited.
7. No large refrigeration units shall be installed.

#### 4. Resolution Adopting 2012 Stormwater Annual Report

**8:30 P.M. - PUBLIC HEARING:** For the purpose of receiving comments regarding the 2012 Village Stormwater Annual Report.

Mayor Porcino read the notice into the record.

Ms. Lorraine Kuhn gave the 2012 Stormwater Annual Report. She said this is the 10<sup>th</sup> year of reporting and this report addresses the flow of water into our waterways. This report also is available on Facebook and Constant Contact.

There are three cleanups each year in which the Scouts participate. Pet Bio-bags are given away to encourage pet owners to pick up after their pets. She mentioned that nothing should be thrown down the storm drains. There is post-construction stormwater management. Park drainage improvements have been working. She noted that there is public education and outreach on Cable TV.

The Girl Scouts have spruced up Heatherdell Traffic circle with plantings. Trees also have been planted at Pascone Park.

Ms. Kuhn stated that Ardsley is in two watersheds. The focus is on debris that floats into our waterways, and reduction in the use of lawn fertilizers and detergents. She mentioned that the Village of Ardsley runoff is fairly clean.

The Board members thanked Ms. Kuhn for her informative and excellent presentation.

**RESOLUTION ADOPTING 2012  
STORMWATER ANNUAL REPORT**

**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 adopts the Annual Stormwater Report for 2012. **Seconded by Trustee Malone and passed unanimously.**

5. Resolution to approve amendments to Chapter 109 Filming of the Ardsley Village Code

**8:45 P.M. - PUBLIC HEARING** - To consider various amendments to Chapter 109 Filming of the Ardsley Village Code.

Mayor Porcino read the notice into the record.

**RESOLUTION TO APPROVE AMENDMENTS TO CHAPTER 109 FILMING OF THE  
ARDSLEY VILLAGE CODE**

**Trustee Nardecchia: RESOLVED**, that the Village Board of the Village of Ardsley, hereby closes the public hearing. **Seconded by Trustee Minore and passed unanimously.**

**Trustee Nardecchia: RESOLVED**, that the Village Board of the Village of Ardsley hereby amends Chapter 109 Filming Sections (2)(3)(8)(9) and (14) regarding filming on private property, applications for a permit, filming on public property, and submission of requests. **Seconded by Trustee Minore and passed unanimously.**

6. Resolution authorizing Mayor to Amend Signed Agreement with Sive, Paget & Riesel to provide Legal Counsel on Rivertowns Square Development to Include Preparation of an Article 78 Proceeding

**RESOLUTION AUTHORIZING MAYOR TO AMEND SIGNED AGREEMENT WITH  
SIVE, PAGET, & RIESEL TO PROVIDE LEGAL COUNSEL ON RIVERTOWNS  
SQUARE DEVELOPMENT TO INCLUDE PREPARATION OF AN ARTICLE 78  
PROCEEDING**

**Trustee Minore: WHEREAS**, on April 15, 2013, the Village Board unanimously approved and authorized the Mayor to sign an agreement with Sive, Paget, & Riesel, P.C. located at 460 Park Avenue, 10th Floor, New York, New York 10022 to provide legal counsel to the Village in connection with the proposed Rivertowns Square mixed-use development in the Village of Dobbs Ferry including advice with regard to the review of the proposed development pursuant to the New York State Environmental Quality Review Act (SEQRA) and

the applications for site plan and special permit approval from the Dobbs Ferry Village Board and the application for resubdivision from the Dobbs Ferry Planning Board site plan review, and

**FURTHER RESOLVED**, that the work described would not exceed \$15,000 (exclusive of disbursements and other out of pocket costs) without the written approval of the Village of Ardsley

**BE IT FURTHER RESOLVED**, that the Village Board of the Village of Ardsley hereby amends that agreement for Sive, Paget to prepare an initial Article 78 proceeding, along with affidavits for the Mayor, Traffic Consultant, & Planning Consultant, an amended Petition, modified affidavits, a Memorandum of Law, reply affidavits, a reply memorandum, and oral argument for the amount of \$70,000 which incorporates the original \$15,000 of the first retainer letter. **Seconded by Trustee Nardecchia and passed unanimously.**

7. Resolution to Calling for Public Hearing to Amend A-210(F)(a)(b)(c)(d) to increase monthly garbage rate for commercial pickup, and add New Section (e)

**RESOLUTION TO SCHEDULE A PUBLIC HEARING TO AMEND SECTION 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 Minore: RESOLVED**, that the Village Board of the Village of Ardsley hereby calls for a public hearing for Monday, May 20, 2013 at 8:15 p.m. to amend A-210(F)(a)(b)(c)(d) and to add new section (e) of the Ardsley Village Code to increase the monthly garbage rates for commercial pickup. **Seconded by Trustee Nardecchia and passed unanimously.**

**VII. NEW BUSINESS:**

1. Resolution Re: Attendance of Manager at NYCCMA Conference in Lake Placid

**RESOLUTION RE: ATTENDANCE OF MANAGER AT NYCCMA CONFERENCE IN LAKE PLACID**

**Trustee Malone: RESOLVED**, that the Village Board of the Village of Ardsley hereby authorizes the Village Manager to attend the annual New York State City County Management Association Conference to be held in Lake Placid, New York from May 19 through May 22, 2013 in an amount not to exceed \$760.00. **Seconded by Trustee Kaboolian and passed unanimously.**

2. Resolution to Call for Public Hearing to raise Community Center Rental Fees

**RESOLUTION TO CALL FOR PUBLIC HEARING TO RAISE COMMUNITY  
CENTER RENTAL FEES**

**Trustee Malone: RESOLVED**, that the Village Board of the Village of Ardsley hereby calls for a public hearing for 8:30 p.m., Monday, May 20, 2013 to amend Section A210 – N. Fees: Miscellaneous of the Ardsley Village Code to consider raising fees for the rental of the Community Center. **Seconded by Trustee Kaboolian and passed unanimously.**

3. Resolution requesting the transfer of hydrant costs from municipal budgets to all water rate payers (For Tracking Purposes Only)

**RESOLUTION REQUESTING THE TRANSFER OF HYDRANT COSTS FROM  
MUNCIPAL BUDGETS TO ALL WATER RATE PAYERS**

**Trustee Kaboolian: WHEREAS**, United Water services the nine communities of Ardsley, Pelham, Pelham Manor, New Rochelle, Bronxville, Dobbs Ferry, Hastings, Tuckahoe, and Eastchester, and

**WHEREAS**, the ever-increasing rental fees for the use of their fire hydrants is a line item in each of the respective communities; and

**WHEREAS**, under the present system the cost of the fire hydrant rentals is borne solely by the real property tax payers of each community, and

**WHEREAS**, it is the general belief that all the tax exempt properties such as colleges, public and private schools, hospitals, houses of worship, cemeteries, federal, state, and county owned properties, and other not-for-profits should pay their fair share of the cost of the operation of these fire hydrants, and

**WHEREAS**, with the blessing of the New York State Public Service Commission, the hydrant cost charged by United Water to the Village of Ardsley's taxpayers alone has ballooned from \$91,834 in 2009 to \$146,265 in 2013, an increase of 59%,

**BE IT RESOLVED**, that the Village Board of the Village of Ardsley hereby requests that State Senator Andrea Stewart Cousins sponsor a bill in the Albany legislature to transfer the cost of hydrant rentals from municipal budgets to the respective water rate payers so that all who depend on the operation of fire hydrants pay their fair share. **Seconded by Trustee Malone and passed unanimously.**

4. Resolution Regarding an RFP for Operation of Pascone Park Snack Bar

**RESOLUTION REGARDING AN RFP FOR OPERATION OF PASCONE PARK  
SNACK BAR**

**Trustee Nardecchia: RESOLVED**, that the Village Board of the Village of Ardsley hereby authorizes the Village Clerk to advertise a Request for Proposal for the Operation of the Pascone Park Snack Bar. Forms are available in the Office of the Village Clerk located at 507 Ashford Avenue, Ardsley, New York 10502, and submissions are returnable no later than 3:00 p.m., Wednesday, May 29, 2013. **Seconded by Trustee Minore and passed unanimously.**

5. Resolution Re Reallocation of LOSAP Assets (For Tracking purposes Only)

**RESOLUTION RE REDISTRIBUTION OF LOSAP ASSETS  
(For Tracking Purposes Only)**

**Trustee Malone: RESOLVED**, that the Village Board of the Village of Ardsley hereby authorizes the Mayor to invest \$104,000 in the Vanguard Short Term Treasury Fund with monies transferred from the Vanguard 500 Stock Index in the amount of \$73,000, monies transferred from the Vanguard Small Cap Growth Index in the amount of \$12,000, and monies from the Vanguard Total International Index in the amount of \$19,000 on behalf of the members of Ardsley Volunteer Engine Company No. 1. **Seconded by Trustee Nardecchia and passed unanimously.**

6. Resolution authorizing Village Manager to sign agreement with Town Supervisor regarding division of proceeds from closing on former WaterWheel property

**RESOLUTION AUTHORIZING MANAGER TO SIGN A MEMORANDUM OF  
UNDERSTANDING WITH TOWN SUPERVISOR RE DIVISION OF SURPLUS  
PROCEEDS IN CONNECTION WITH SALE OF FORMER WATERWHEEL  
PROPERTY**

**Trustee Minore: RESOLVED**, that the Village Board of the Village of Ardsley hereby authorizes the Village Manager to sign a Memorandum of Understanding with the Town Supervisor stipulating the method of distributing of the proceeds of the sale of the former Water Wheel property after the deduction of costs, expenses, and tax arrears due to both the Town and Village. **Seconded by Trustee Nardecchia 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, May 6, 2013 at 10:08 p.m. **Seconded by Trustee Minore and passed unanimously.**

**X. NEXT VILLAGE BOARD MEETING:** Monday, May 20, 2013 at 8:00 p.m.  
Respectfully submitted,

Anne Hohlweck  
Recording Secretary