

Village Board of Trustees
Regular Meeting
May 4, 2006
7:30 p.m.

The Regular Meeting of the Board of Trustees of the Village of Briarcliff Manor, New York was held in the Village of Briarcliff Manor Village Hall, at 1111 Pleasantville Road, Briarcliff Manor, New York of the 4th of May 2006 commencing at 7:30 p.m.

Present

William J. Vescio, Mayor
David Venditti, Deputy Mayor
Robert Mayer, Trustee
Elsie Smith, Trustee
Gayle Waxenberg, Trustee

Also Present

Michael Blau, Village Manager
Clinton Smith, Village Counsel

Absent

Ingrid Richards, Assistant Village Manager
Stephanie Ippoliti, Village Clerk

Presentation by David Turiano re: Stormwater Management

Village Engineer David Turiano presented to the Board and the Public.

Mayor Vescio asked when the proposed laws would be ready for the Board's review.

Village Engineer Turiano stated they would be available in Mid June.

Mr. Jay Teitelbaum of 107 Holly Place stated he had concerns with the enforcement of the rules. He stated the Village didn't have enough manpower to enforce the current rules and wouldn't be able to enforce new ones. He stated there should be penalties for first time offenders. He further stated a major erosion contributor was development and the disturbance of steep slopes. He stated he hope the Board focused on the recommendations of the Planning Board.

Mr. Nick Evanchik of 119 Alder Drive asked if there was a common storm drain system for Briarcliff Manor and Ossining at the Scarborough Station parking lot.

Village Engineer Turiano stated he would look at the map.

Mr. Evanchik asked if it had been determined if the oil tank had been removed and wondered how the Briarcliff Bus Company disposed of their waste.

Mayor Vescio stated a letter was sent to Ossining regarding the oil tank and asked the Village Engineer to follow up on it.

Mr. Clay Tiffany of Hall Road stated the houses built above Hall Road violated the steep slopes law and during inclement weather, discolored water with a foul odor flows down towards his home. He asked that the Department of Public Works monitor the stormwater in that area from time to time. He stated he phoned the Village a number of times to complain. He further stated the new development on Long Hill Road East was built on wetlands. He requested that the state check the Pocantico River.

Board of Trustees Announcements

Deputy Mayor Venditti stated a decision had been rendered opposing the application of the millennium pipeline. He further stated the company would not appeal and that portion of the case was permanently prohibited from taking the route that was right below the Todd School.

Mayor Vescio stated there had been a rash of burglaries in various towns and villages in the area. He further stated the culprits had been apprehended and commended Detective Pugliese and Police Officers Doherty and Guzzo.

Village Managers Report

- Road paving will begin in the end of the summer/early fall.
- Sanitary Sewer structure is in the ground on Holly Place and scheduled to begin in two weeks.
- Sanitary Sewer on Cottonwood Place is moving forward and should be completed by mid June.
- The Todd Lane project paving was completed.
- Emergency water supply from Sleepy Hollow would be available on May 12, 2006

Public Comments

Mr. Jay Teitelbaum of 107 Holly Place asked when Sleepy Hollow Road would be paved. He further asked how long the Holly Place project was supposed to take. He stated it was an abomination and the contractor should be penalized.

Ms. Dawn Orza of 35 Tulip Road stated that Trump was continuing to work on the unapproved tee. She further stated Trump was intentionally defying the authority of the Planning Board. She read an excerpt from an article from street.com. She stated if the problem doesn't fall under Board of Trustees jurisdiction then why does the Special Use Permit have Board of Trustees written all over it.

Mayor Vescio stated the Building Inspector is supposed to enforce the stop work order.

Village Manager Blau stated another notice had been issued and Trump failed to come back before the Board of Trustees to give an update on their Special Use Permit.

Village Attorney Smith stated he would have to review the Special Use Permit but it seemed they are not abiding by their site plan approval.

Mayor Vescio asked Village Attorney Smith to report back to the Board by Tuesday.

Mr. Lynn Kenner of 70 Old Sleepy Hollow Road stated that Pocantico Park is a 30 acre park that was able to be accessed by Old Sleepy Hollow Road. He further stated on April 26th the Department of Public Works placed a blockade 20 feet south of his driveway blocking access to the park. He stated it now looked like a parking lot in front of his home. He spoke with Edward Torhan on April 27th who stated "No Parking" signs could be erected. Mr. Kenner further stated there is an issue with illegal dumping in that area but he felt the blockade and "No Parking" signs were not the answer.

Mayor Vescio stated the blockade was put up in an attempt to address the trash problem.

Village Manager Blau stated the Village can't enforce laws in the County parkland but he would make recommendations by the middle of the following week.

Mr. Teitelbaum thanked the Board for their thankless volunteerism. He stated that after this past election Steve O'Connell was removed from the Zoning Board and replaced by Hillary Messer. He stated Mr. O'Connell exhibited intelligence and he questioned the Board's motive in filling the Zoning Board with developers. He further stated Ms. Messer's appointment raised a lot of conflicts and she would have to recuse herself from a number of applications. He stated it was an appearance of impropriety and applications could potentially affect her business. He stated he had been approached numerous times asking why he volunteers. He stated Ms. Messer is on the Board to generate business for herself and urged the Board to reconsider her appointment.

Mr. Nick Evanchik of 119 Alder Drive asked what the status of the Baylis property was and asked if the Brandywine property's tax situation had changed in any way.

Village Manager Blau stated they were paying taxes at this point however they would be taken off the tax rolls the following year.

Mr. Daniel Zucchi of Locust Road echoed the comments of Mr. Teitelbaum thanking the Board for their volunteerism. He stated the Board had the right to appoint whomever they wanted and he stated Mr. Teitelbaum's behavior was unfair and he had enough of it.

Mr. Clay Tiffany of Hall Road stated the students at BMHS think the Board is hypocritical regarding drug and alcohol use. He asked Deputy Mayor Venditti if he represented a DPW employee caught with drugs. He asked if the police would be tested for steroids. He further asked why Officer DePalo was allowed to resign instead of being terminated.

Deputy Mayor Venditti stated he didn't recall who Mr. Tiffany was referring to but he may have represented someone however all clients are protected by attorney client privilege and all people are entitled to a presumption innocence until proven guilty.

Approval of Capital Budget for Fiscal Year 2006-2007

Mr. Evanchik asked if he could extend his comments to the five-year Capital Budget. He stated he wasn't clear what impact the budget would have on the tax flow. He stated the budget needed to be evaluated in terms of financing and taxation. He asked how the budget would affect the water fees.

Upon motion by Deputy Mayor Venditti, seconded by Trustee Smith, the Board voted unanimously to approve the following resolution:

BE IT RESOLVED, that the Board of Trustees does hereby adopt the Capital Budget for Fiscal Year 2006-2007 as follows:

GENERAL FUND	
PUBLIC WORKS/ENGINEERING:	
Road Paving	100,000
Long Hill Sanitary Sewer Pump Station (Generator Replacement and Building Improvement)	70,000
South Sleepy Hollow Road Drainage (near Nursing Home)	100,000
Scarborough Road Sanitary Sewer Evaluation Survey (SSES)	65,000
Sanitary Sewer Extension Study (from LRM/PacWater Sanitary Sewer)	25,000
Drainage Improvement Projects - As determined by Engineering Study completed in FY 2005-06	100,000
RECREATION:	
Chilmark Park - Expand and Upgrade Playground Areas	75,000
Chilmark Park - Replace all Tennis Court Fencing	124,500
Creation of Trails; Phase I - Various Parks based upon finding of Trails Study	20,000
Additional Parking - L. McCrum Field; Design, Engineering and Permitting (East side of Edgewood Lane)	25,000
BUILDINGS:	
Library - Architectural Work completed in FY 2005-06	695,000
Village Hall - Architectural Services	587,886
Scarborough Engine Company Firehouse - Architectural Services	59,421
EQUIPMENT/VEHICLE REPLACEMENT	
RECREATION:	
Small Tractor/Backhoe (1993)	40,000
Infield Groomer (1990)	23,000
Dump Truck (2000)	32,000
FIRE:	
Ambulance 7 (1993)	150,000

Fire Chiefs Vehicle - Suburban (1994)	36,000
DPW:	
Ford Crown Victoria - Supt. Car (2001)	25,000
T-3 Int. Dump S-1800 (1993)	90,000
P-1 Chevy K-30 Dump (1996)	40,000
R-1 Recycling (Co-mingled) Truck (1990)	73,000
Spreader #5 on T-3 (No spreader currently on T-3)	20,000
Spreader P-1 (1995)	10,000
Skid Steer with Attachments (Grapppler and Milling)	38,000
Backhoe Attachment	10,000
Total - General Fund	2,633,807
WATER FUND:	
Cleaning/Cement Lining of Water Lines - Engineering and Construction	1,150,000.00
Cleaning/Cement Lining of Water Lines - Engineering	50,000.00
Engineering Services-Connection to Delaware Aqueduct Cost to be shared with Sleepy Hollow and Tarrytown	50,000.00
CONSTRUCTION - FULL SUPPLY/CATSKILL AQUEDUCT CONNECTION	
Engineering – Tarrytown	25,000.00
Legal Services - NYCDEP & NYSEFC	50,000.00
Engineering Services	388,560.00
VEHICLES	
W-3 Ford Utility 1997	45,000.00
Total - Water Fund	1,758,560.00

Ratification of Collective Bargaining Agreement, CSEA

Upon motion by Trustee Smith, seconded by Trustee Mayer, the Board voted unanimously to approve the following resolution:

BE IT RESOLVED, that the Board of Trustees does hereby ratify the Collective Bargaining Agreement between the Village of Briarcliff Manor and the Civil Service Employees Association, Local 1000, AFSCME, AFL-CIO (Westchester Local 860) for the period from June 1, 2004 through ay 31, 2009, with the following percentage salary increases:

Year 1	(June 1, 2004 – May 31, 2005)	3.25%
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Year 2	(June 1, 2005 – May 31, 2006)	3.0%
Year 3	(June 1, 2006 – May 31, 2007)	3.0%
Year 4	(June 1, 2007 – May 31, 2008)	3.0%
Year 5	(June 1, 2008 – May 31, 2009)	3.0%

BE IT FURTHER RESOLVED, that the Village Manager is hereby authorized and directed to execute a Collective Bargaining Agreement with the Civil Service Employees Association.

Approval of Minutes

Upon motion by Trustee Waxenberg, seconded by Deputy Mayor Venditti, the Board voted unanimously to approve the minutes of April 18, 2006 as amended.

Upon motion by Deputy Mayor Venditti, seconded by Trustee Smith, the Board voted unanimously to approve the minutes of April 25, 2006.

Adjournment

Upon motion by Deputy Mayor Venditti, seconded by Trustee Smith, the Board voted unanimously to close the regular meeting at 9:05pm.

Respectfully submitted by,

Christine Dennett