

Village Board of Trustees
Regular Meeting
June 1, 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 1st of June 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

Public Hearing Special Use Permit, New Cingular

Upon motion by Trustee Waxenberg, seconded by Deputy Mayor Venditti, the Board voted unanimously to continue the public hearing to June 15, 2006.

Public Hearing – Amendment to Chapter 220, Zoning, Section 6. Special Permit Uses, Subsection J (13), Wireless Telecommunications Services Facilities

Upon motion by Deputy Mayor Venditti, seconded by Trustee Smith, the Board voted unanimously to open the public hearing.

Village Counselor Smith explained the proposed amendments.

Mr. Daniel Zucchi of 161 Locust Road asked the Boards opinion about adding additional cellular towers to the Village.

Mayor Vescio stated there were certain criteria to add cellular towers. He further stated the cellular carriers had to prove there was a void in service in an area in order to add towers.

The Board discussed revisions to the proposed amendments.

Upon motion by Trustee Smith, seconded by Trustee Mayer, the Board voted unanimously to close the public hearing.

Upon motion by Trustee Mayer, seconded by Deputy Mayor Venditti, the Board voted unanimously to amend the proposed local law.

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

BE IT RESOLVED that the Code of the Village of Briarcliff Manor, Chapter 220, Zoning, Section 6, Special Permit Uses, Subsection J (13), Wireless Telecommunication Service Facilities, is hereby amended.

Board of Trustees Announcements

Trustee Smith reported.

- The Board is seeking volunteers for a 5 member committee for the Scarborough Station Parking Lot. Volunteers were asked to submit a letter of interest to the Village Manager by June 15th.
- Residents were encouraged to participate in the public meeting for the Comprehensive Plan. The meeting would be held June 28th in the Fire Department large room.
- Lothrop Associates had nearly completed the floor plan for the library expansion project. A presentation would be made to the public in July. The goal was to break ground in the late fall.
- Tree removal was being done at the intersection of South State and Long Hill Roads by Con Edison. Additional trees would be removed by the Department of Transportation to build "Ramp X".

Village Managers Report

- Verbal approval was received from the DEP regarding the connection to the Sleepy Hollow Water Supply. The Village was waiting for the letter from the DEP to draw water.
- The Village was currently on the Croton water system and could remain on it until September if necessary.
- Ossining water had recently gone up to \$9,000.
- The Pocantico Park entrance would be opened wide enough to fit one car through the following week. A "No Dumping" sign would be erected and no major improvements would be done until the fall.
- Village Manager Blau gave a report on how the water rates were determined.

Ms. Alex Reed of Marlborough Road asked how the unaccounted water was paid for.

Village Manager Blau stated the water was paid for through the water rates.

Public Comments

Ms. Ellen Melnich of 333 North State Road stated she wanted to address the ethics and credibility of the entire Board. She read an excerpt from an article in the Journal News. She stated the changes the Board proposed to the Bulk Law would affect the size of the houses that could be built (and the rest of the Village residents were not developers). She further stated the Board said the ethics process was tainted. She stated the only thing that was tainted was the Mayor being instrumental in promoting changes to a law that would benefit himself and his family. She further stated the Board replaced members of the Planning and Zoning Boards if they didn't agree with their opinions.

Trustee Mayer stated Ms. Melnich was totally out of line.

Deputy Mayor Venditti stated as property owners in the Village, whether you own one lot or three, everyone stood in the same shoes incrementally.

Trustee Waxenberg stated hearing the same thing time and time again was a waste of the residents time and disgraceful.

Mayor Vescio stated he took exception to Ms. Melnich's comments. He further stated she continued to bring up nonsense and the changes to the law would affect every home owner. He stated they appointed new members to the Boards to get new people involved and the Board was considering limiting terms.

National Incident Management System

Village Manager Blau explained the program to the Board.

Trustee Mayer asked how the Village would quantify the amount of funds they would receive and what the Village would benefit from the program.

Deputy Mayor Venditti stated he would like to see a man hour assessment.

Mayor Vescio asked Village Manager Blau to provide the Board with a schedule of the training sessions and stated the agenda item would be put off until the next meeting and a listing of Village management to be trained.

Approval of Tax Certiorari Matters

21 Cottonwood Lane

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

WHEREAS, the owners of 21 Cottonwood Lane filed an objection to the assessment of their building and property; and

WHEREAS, a hearing was conducted on the matter on March 30, 2006; and

WHEREAS, a decision on the matter was issued by a Judicial Hearing Officer on May 11, 2006; and

WHEREAS, the Hearing Officer has ordered the reduction of the assessment on the assessment roll for the upcoming fiscal year (June 1, 2006 – May 31, 2007) from \$69,900 to \$60,600.

NOW THEREFORE, BE IT RESOLVED that the Board of Trustees does hereby consent to the reduction in assessment on the property at 21 Cottonwood Lane from \$69,900 to \$60,600.

160 North State Road

Upon motion by Trustee Smith, seconded by Trustee Mayer, the Board voted 4-0 with 1 abstention by Deputy Mayor Venditti to approve the following resolution:

WHEREAS, a Consent Judgment was issued for the property at 160 North State Road owned by Anthony Beldotti on April 27, 2006; and

WHEREAS, the tax certiorari filing is for Town of Ossining assessment years 2000 through 2005; and

WHEREAS, the Consent Judgment reduced the tax assessment for the subject property for assessment years 2003, 2004 and 2005; and

WHEREAS, the Town's assessment years relate to the Village's fiscal years of 2004-2005, 2005-2006 and 2006-2007; and

WHEREAS, for the tax year associated with the Village's fiscal year 2006-2007, the assessment has been reduced on the assessment roll.

NOW THEREFORE, BE IT RESOLVED that the Board of Trustees does hereby authorize the payment of tax abatements for Fiscal Years 2004-2005 and 2005-

2006 in the following amounts based upon the reduced assessment values in the Consent Judgment:

FY 2004-2005	\$536.40
FY 2005-2006	\$571.90
Total Abatement	\$1,108.30

Schedule Public Hearings

Amendment to Chapter 146, Noise

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

BE IT RESOLVED that a Public Hearing is hereby scheduled for June 15, 2006 to hear and discuss an amendment to Chapter 146, Noise, Section 3, Enumeration of Violations, Subsection G, Construction Work relating to the hours of construction activities on Saturdays.

Special Use Permit, Solar Energy System

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

BE IT RESOLVED that the request for the issuance of a Special Use Permit for the installation of solar energy collectors on the residence at 11 Hidden Oaks Road is hereby directed to the Planning Board for review and recommendation.

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

BE IT RESOLVED that a Public Hearing is hereby scheduled for the July 20, 2006 Board of Trustees meeting to hear and consider a request by ETM Solar Works on behalf of Gary Schwartz and Connie Young for the issuance of a Special Use Permit relating to the installation of solar energy collectors on the residence at 11 Hidden Oak Road.

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

BE IT RESOLVED that a Public Hearing is hereby scheduled for June 15, 2006 to hear and discuss an amendment to Chapter 220, Zoning, Section 6, Special Permit Uses, Subsection J (12) Solar Energy Collectors.

Amendment to Chapter 220, Zoning

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

BE IT RESOLVED that a Public Hearing is hereby scheduled for June 19, 2006 to hear and discuss an amendment to Chapter 220, Zoning, Section 2, Definitions, Section 220:A5, Schedule Limiting the Use of Buildings and Land and the Location, Arrangement, Bulk and Size of Buildings. These provisions were part of Local Law commonly called the Bulk Housing Law.

Fire Department Membership

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

BE IT RESOLVED that the Board of Trustees of the Village of Briarcliff Manor hereby approves the membership of Bryan Evans to the Briarcliff Manor Fire Company.

Appointment to Library Board

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

BE IT RESOLVED that Julie Peskoe is hereby appointed to the Library Board for a term to expire on December 31, 2006.

Authorize Village Manager to Execute Agreement with Family Services of Westchester for Senior Advocate Services

Trustee Waxenberg asked if the Senior Advocate would still be housed at North Hill.

Mayor Vescio stated they needed to provide better communication that the advocate was available to all senior residents in the Village.

Deputy Mayor Venditti suggested publishing a notice in the Manor Monthly newsletter.

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

BE IT RESOLVED that the Village Manager is hereby authorized and directed to execute an agreement with Family Services of Westchester for the provision of Senior Advocate services for Fiscal Year 2006-2007.

Approval of Minutes

Upon motion by Trustee Mayer, seconded by Trustee Waxenberg, the Board voted unanimously to approve the minutes of May 18, 2006 as amended.

Adjournment

Upon motion by Trustee Waxenberg, seconded by Deputy Mayor Venditti, the Board voted unanimously to adjourn the regular meeting at 8:45pm.

Respectfully submitted by,

Christine Dennett