

Village Board of Trustees
Regular Meeting
July 20, 2006
7:30 p.m.

A 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 20th of July 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
Ingrid Richards, Assistant Village Manager
Daniel Pozin, Village Attorney

Absent

Stephanie Ippoliti, Village Clerk

Presentation by Edward Torhan, Superintendent of Public Works

Mr. Torhan presented to the Board and the public an overview of the various responsibilities and accomplishments of the Department of Public Works over the past year.

Ms. Ellen Melnich of 333 North State Road stated the presentations were a wonderful idea. She asked if the vines on the trees on Scarborough Road could be removed. She further asked what it entailed to keep up the Scarborough Parking Station.

Mr. Torhan stated the DPW was responsible for snow removal, street sweeping, maintaining the islands and the pavement markings at Scarborough Station.

Mr. Clay Tiffany of Hall Road stated Mr. Torhan was very competent and polite. He inquired if a telephone pole was on private property who would be responsible for the maintenance of it.

Village Manager Blau stated it was a private matter that would have to be brought up with the neighbor in question.

Mayor Vescio thanked Mr. Torhan for his presentation on behalf of the Board.

Board of Trustees Announcements

Trustee Waxenberg presented.

- The Library Construction Committee will meet on July 27th at 7:00pm
- The upcoming Beautification projects would be working on the pocket park in the municipal lot in the Business District and on Birrittella's and street signs that promote the Village's heritage.
- The next public hearing for the Bulk Law will be August 10th at 7:30pm.
- The new street signs meet the federal requirements.
- Community Day will be on September 9th with a rain date of September 16th.

Village Managers Report

- Hazen and Sawyer completed their study for the full supply water alternatives.
- There were some issues with the language in the Sleepy Hollow Agreement and the DEP needed to be contacted to see what flexibility they had with changing it.
- The "tee box" at Trump National was reduced and the Village removed the violation notice.

Public Comments

Mr. Clay Tiffany asked what the rules were for swimming pools and if the government could control water usage. He stated he'd like to have a policy regarding excessive use of water with swimming pools.

Ms. Ellen Melnich stated she'd like to address the comments regarding the petition received by the Board from 300 residents to look into the Bulk Law. She stated no leg work was involved in getting the signatures and the petition was passed around at a party and most people didn't understand what they were signing. She further stated the June 19th public hearing was an opportunity for them to come out in droves and they didn't.

Mr. Clay Tiffany stated that at the June 19th public hearing people in attendance were menacing and violating the rights of other speakers. He further stated a letter should be sent to the offenders reprimanding them for speaking out of turn.

National Incident Management System

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

WHEREAS, in Homeland Security Presidential Directive (HSPD)-5, the President directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for federal, state, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to, and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, the collective input and guidance from all federal, state, local and tribal homeland security partners has been, and will continue to be, vital to the development, effective implementation and utilization of a comprehensive NIMS; and

WHEREAS, it is necessary that all federal, state, local, and tribal emergency management agencies and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management; and

WHEREAS, to facilitate the most efficient and effective incident management it is critical that federal, state,, local, and tribal organizations utilize standardized terminology, standardized organizational structures, uniform personnel qualification standards, uniform standards for planning, training, and exercising, comprehensive resource management, and designated incident facilities during emergencies or disasters; and;

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities and resources will improve the state's ability to utilize federal funding to enhance local and state agency readiness, maintain first responder safety, and streamline incident management processes; and

WHEREAS, the Incident Command System components of NIMS are already an integral part of various incident management activities throughout the state, including all public safety and emergency response organizations training programs; and

WHEREAS, the National Commission on Terrorist Attacks (9-11 Commission) recommended adoption of a standardized Incident Command System.

NOW THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Briarcliff Manor does hereby mandate that the National Incident Management System be utilized for all incident management in the Village of Briarcliff Manor.

Amendment to Board of Trustees Meeting Rules of Procedure

Mr. Clay Tiffany stated he wasn't sure but it seemed like a violation of the first amendment.

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

BE IT RESOLVED that the Village of Briarcliff Manor Board of Trustees Rules of Procedure adopted at the Organizational Meetings of April 7, 2005 and April 3, 2006, Part C, Rules and Procedures, Section C3, Use of Recording Equipment is hereby amended to read as follows:

Section C3 – Use of Photographic and Recording Equipment

All members of the public and all public officials are allowed to photograph and tape or video record public meetings so long as the photography or recording is done in a manner which does not interfere with the meeting. Neither photography nor recording is allowed during executive sessions. The presiding officer may make the determination that the photography or recording is being done in a manner that interferes with the meeting after taking into consideration attendant movement and activity, distance from the deliberations of the Board, noise, size of equipment, ability of the public to participate in the meeting notwithstanding the photography or recording, and any other pertinent factor. In the use of photographic or video recording no flashes or other supplementary lighting equipment may be used beyond that of existing ambient lighting of the room. If the presiding officer makes the determination that the photography or recording is interfering with the meeting, the presiding officer may request an accommodation to avoid the interference and if not sufficient or complied with, order the photography or recording to be stopped.

Award of Bid – Sleepy Hollow Road and Aspinwall Road Drainage Improvements

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

BE IT RESOLVED that the bid for drainage improvements at Sleepy Hollow Road and Aspinwall Road (VM-0606) is hereby awarded to VS Construction, Inc. of Ossining, New York per their bid of \$197,940.00.

BE IT FURTHER RESOLVED that the Village Manager is hereby authorized and directed to execute an agreement with VS Construction, Inc. for drainage improvements at Sleepy Hollow Road and Aspinwall Road.

SEQRA – Library Renovation and Expansion Project

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

BE IT RESOLVED that the Board of Trustees of the Village of Briarcliff Manor does hereby declare itself to be Lead Agency relating to the renovation and expansion of Library project.

Authorize Village Manager to Execute Sight Easement for Cyntmar Subdivision

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

BE IT RESOLVED that the Village Manager is hereby authorized and directed to execute a Sight Easement Agreement with Cyntmar Construction Corporation.

Budget Transfer

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 authorize the transfer of \$83,239.03 from F1990.499 Water Contingency to F8320.451 Water Purchases.

Approval of Minutes

Upon motion by Trustee Smith, seconded by Trustee Mayer, the Board voted unanimously to approve the minutes of June 15, 2006 as amended.

Upon motion by Trustee Mayer, seconded by Trustee Waxenberg, the Board voted unanimously to approve the minutes of July 6, 2006 as amended. Deputy Mayor Venditti abstained.

Upon motion by Trustee Waxenberg, seconded by Trustee Smith, the Board voted unanimously to approve the minutes of June 19, 2006 as amended. Deputy Mayor Venditti abstained.

Adjournment

Upon motion by Trustee Smith, seconded by Trustee Mayer, the Board voted unanimously to adjourn the regular meeting at 8:45pm.

Respectfully submitted by,

Christine Dennett