

MINUTES OF A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MAMARONECK HELD ON MONDAY, MAY 11, 2009 AT 7:30 P.M. IN THE COURTROOM AT VILLAGE HALL, MAMARONECK, NEW YORK

PRESENT:	Mayor	Kathleen Savolt
	Trustees	Thomas A. Murphy Toni Pergola Ryan John M. Hofstetter Randi Robinowitz
	Village Manager	Richard Slingerland
	Village Attorney	Janet M. Insardi
	Police Department	Chief Edward Flynn
	Clerk-Treasurer	Agostino A. Fusco
ABSENT:	None	

PRESENTATION BY TOWN OF RYE ASSESSOR, MITCHELL MARKOWITZ

Mr. Markowitz was at the meeting to assure that all Rye Town property owners, who also resided in the Village of Mamaroneck and own commercial property, were aware that on April 21, 2009 the Town of Rye passed legislation that requires Income and Expense data be submitted to the Town Assessor as a condition for Board of Assessment Review. In 2009, Income and Expense data must be submitted no later than June 1, 2009. In subsequent years, Income and Expense data must be submitted no later than April 1 of the year a complaint is submitted for BAR review. He also notified residents that this does not apply to owners of one, two or three family dwellings or properties in the Homestead Class. This does apply to buildings of more than 3 family and all commercial properties. The form for submission of Income and Expense data is available from the Town Assessment Office.

Trustee Murphy asked if the Income and Expense data has to be audited or if it is accepted at face value? It was also asked if this information is subject to the Freedom of Information Law. Mr. Markowitz stated that it does not have to be audited and that it is not subject to FOIL. Mr. Markowitz also notified residents that photos of all streets and properties in the public right of ways of the Town were taken. Aerial photos of the Town were also taken.

PRESENTATION BY TREE COMMITTEE CHAIRMAN, NORMAN ROSENBLUM

Mr. Rosenblum was present to give the Board an annual report. Mr. Rosenblum presented a Tree Management Plan and Proposed Policies to be reviewed by the Board and if adopted, mandated by the Village Manager. The amount budgeted for tree planting and maintenance was discussed as well as the tree maintenance plan. A tree hazard evaluation form was also reviewed by Mr. Rosenblum. The Tree Committee also came up with a program to encourage residents to donate trees. There was also a tree planting application that the Committee would like put on the Village's website if possible. These applications would be reviewed and approved by the Village Manager. Mr. Rosenblum asked that the Board and Village Manager review the information submitted by the Committee and share their comments and ideas. The Board thanked Mr. Rosenblum and the Committee and they will look at the practicability of what was submitted.

PRESENTATION BY WOODARD & CURRAN

Mr. Hugh Greechan appeared on behalf of Woodard & Curran to present the project description, and an overview of what information has been gathered from the River Walk. The aerial photos and maps showing debris and obstructions in the Rivers were reviewed. Mr. Greechen also reported on the usage of this information on the day of the river clean up. These maps can also be used to facilitate flood mitigation design plans. There will be things the Village can do prior to receiving the Army Corps study.

Mayor Savolt thanked Mr. Greechen and the team for all of their work and for attending the meeting. The Board also thanked Woodard and Curran for sending 10 volunteers to work on the river clean up. Trustee Ryan stated that there could have been a lot of time wasted on the day of the clean up if we did not have this information. Mr. Slingerland suggested keeping watch of the locations where debris was shown to see if these are chronic.

Mayor Savolt informed residents that this study will be compared against the last study of the Rivers done by the County to see where there have been areas of erosion and build up; which will be a very useful tool. The map can also be added to and populated as things change and new maps are created.

**1. COMMUNICATION TO THE BOARD**

None

**2. APPROVAL OF MINUTES**

A. Minutes of BOT Work Session of April 20, 2009

On motion of Trustee Ryan, seconded by Trustee Robinowitz:

RESOLVED that the Minutes of the Board of Trustee Work Session of April 20, 2009 be and are hereby approved.

Ayes: Robinowitz, Hofstetter, Ryan, Murphy, Savolt

Nays: None

B. Minutes of Public Hearing on Tentative Budget of April 27, 2009

On motion of Trustee Murphy, seconded by Trustee Ryan:

RESOLVED that the Minutes of the Public Hearing on the Tentative Budget of April 27, 2009 be and are hereby approved.

Ayes: Robinowitz, Hofstetter, Ryan, Murphy, Savolt

Nays: None

C. Minutes of BOT Regular Meeting of April 27, 2009

Mayor Savolt pointed out a typographical error on the first page, second sentence; the word should be first, not fist.

On motion of Trustee Murphy, seconded by Trustee Hofstetter:

RESOLVED that the Minutes of the Board of Trustee Regular Meeting of April 27, 2009 as amended be and are hereby approved.

Ayes: Robinowitz, Hofstetter, Ryan, Murphy, Savolt  
Nays: None

3. AUDIT OF BILLS

Mayor Savolt stated that there were some coding errors; however, the totals do not change. These changes occur on: page 1, the charges for Carbone & Associates will be taken out of Board of Trustees; page 27, the charge for organics for month of March will be taken from Vincent's Garage and charged to Westchester County; on page 14 and 34, the vendor Gennaro Jewelers will be re-classed Tee's Plus.

On motion of Trustee Robinowitz, seconded by Trustee Hofstetter:

RESOLVED that the Abstract of Audited Vouchers listed below dated May 11, 2009 and for FY 2008-09, copy being filed with the Village Clerk, be and the same are hereby ordered paid:

General Fund	\$ 191,318.45
Capital Fund	22,786.00
Trust & Agency	<u>3,184.12</u>
	\$217,288.57

Ayes: Robinowitz, Hofstetter, Ryan, Murphy, Savolt  
Nays: None

4. OLD BUSINESS

None

5. NEW BUSINESS

A. Bond Reallocation Resolution for Fire House

Fire Department Capital spending on Halstead Manor Firehouse is requested to be assigned to the bond for the new Firehouse. This authorizing resolution will allow the re-allocation of that spending to the Bond for the new Firehouse, as savings are expected from the original project for the Firehouse. The amount being reclassified is to be determined.

Trustee Hofstetter clarified that if this money did not have to be reclassified and used to pay for capital projects at Halstead Manor Firehouse, the bond could be paid down by this amount.

On motion of Trustee Robinowitz, seconded by Trustee Ryan:

BE IT RESOLVED, that pursuant to section 165.00(a) of the Local Finance Law and section 11 of the General Municipal Law, proceeds of obligations of the Village issued under the authority of an \$8,975,000 aggregate principal amount serial bond resolution adopted by the Board of Trustees on January 8, 2007 now not needed for the object or purpose (the construction of a new firehouse), hereby shall be (i)

deposited in a single special account of the Village in a bank or trust company located and authorized to do business in New York, (ii) not at any time commingled with other funds of the Village, and (iii) expended and applied only to the cost of an object or purpose of a nature similar to the object or purpose for which said obligations were issued.

Ayes: Robinowitz, Hofstetter, Ryan, Murphy, Savolt  
Nays: None

B. Tax Warrant Resolutions (1-4)

(1) In accordance with Section 1420 of the Real Property Tax Law, upon completion of the budget, but not later than May 15th, the Board of Trustees shall determine and levy the tax for the ensuing fiscal year.

Based on the adopted budget and the adoption of the Annual Assessment Roll, the following resolutions have been prepared for your approval to levy the Village Real Property Tax, the Library Tax, Water arrears, and other unpaid charges:

On motion of Trustee Hofstetter, seconded by Trustee Ryan:

WHEREAS, the budget for the fiscal year commencing June 1, 2009, has been duly adopted and filed with the Village Clerk; and

WHEREAS, it has been thereby determined that the sum of \$29,060,924 will be necessary to meet the obligations of the Village; and

WHEREAS, there has been duly credited as against said sum estimated revenues and appropriated fund balance aggregating \$7,354,126 leaving \$21,706,798 to be raised by the levying of taxes; and

WHEREAS, it appears from the Assessment Roll of the year 2009 for the taxes for the fiscal year June 1, 2009 that the total assessed valuation of real property in the Village is \$76,902,997 said Assessment Roll having been duly confirmed;

NOW THEREFORE BE IT RESOLVED that the tax rate for the Village of Mamaroneck for the fiscal year commencing June 1, 2009 be and the same hereby is fixed at the rate of \$282.26 on each \$1,000.00 of assessed valuation; and

FURTHER RESOLVED that the sum of \$21,706,798, the same being taxes for the fiscal year commencing June 1, 2009 be, and the same hereby is, levied upon the taxable property in the Village of Mamaroneck and that the Clerk-Treasurer be and he hereby is authorized and directed to extend and carry out upon the roll the amount to be collected from each of the persons named thereon, and the respective amounts of said tax extended on said tax roll against each such parcel of taxable property set forth thereon be and the same hereby are levied upon each parcel of taxable property respectively which said levy includes items shown on the budget for the fiscal year commencing June 1, 2009 heretofore adopted.

Ayes: Robinowitz, Hofstetter, Ryan, Murphy, Savolt

Nays: None

(2) The second resolution is for the Library Tax Levy. The Library budget was voted on and approved by residents in December.

On motion of Trustee Robinowitz, seconded by Trustee Hofstetter:

WHEREAS, the Mamaroneck Library District Budget for the fiscal year commencing June 1, 2009 has been approved and duly filed with the Village Clerk; and

WHEREAS, it has been duly approved and determined by the eligible voters that the sum of \$1,991,195 will be necessary to meet the obligations of the Library District; and

WHEREAS, it appears from the Assessment Roll of the year 2009 that the total taxable assessed valuation of real property in the Village is \$76,902,997, said Assessment Roll having been duly confirmed;

NOW, THEREFORE, BE IT RESOLVED that the tax rate for the Mamaroneck Library District for the fiscal year commencing June 1, 2009 be and is hereby fixed at the rate of \$25.89 on each \$1,000.00 of assessed valuation; and

FURTHER RESOLVED that the sum of \$1,991,195, the same being Library taxes for the fiscal year commencing June 1, 2009 be, and the same hereby is, levied upon the taxable property in the Village of Mamaroneck and that the Clerk-Treasurer be and he hereby is authorized and directed to extend and carry out upon the roll the amount to be collected from each

of the persons named thereon, and the respective amounts of said property set for thereon be and the same hereby are levied upon each parcel of taxable property respectively for the fiscal year commencing June 1, 2009.

Ayes: Robinowitz, Hofstetter, Ryan, Murphy, Savolt

Nays: None

(3) The third resolution is for the collection of Arrears and Unpaid Taxes

**COLLECTION OF ARREARS AND UNPAID TAXES**

On motion of Trustee Robinowitz, seconded by Trustee Ryan:

WHEREAS, the Clerk-Treasurer of the Village of Mamaroneck has under date of **May 11, 2009** certified arrears due for unpaid amounts receivable on various properties in the Village of Mamaroneck; and

WHEREAS, this Board desires to include such amounts in the annual tax levy and levy the same upon the real property in default;

NOW, THEREFORE, BE IT RESOLVED that there shall be levied, assessed, and collected against the real property hereinafter specified the amounts set opposite such real property as certified on the schedule annexed hereto; and

FURTHER RESOLVED that a special warrant for the collection of such arrears so levied shall be issued to the Clerk-Treasurer and collected by him in the same manner and at the same time as other Village taxes.

Ayes: Robinowitz, Hofstetter, Ryan, Murphy, Savolt

Nays: None

(4) The fourth resolution is a warrant to collect unpaid water charges. The Mayor explained to residents that once a year, the Westchester Joint Water Works needs to be made whole. Therefore, the Village pays any unpaid water bills for the year and assesses that amount on the resident's tax bill. These residents in essence, get an interest free loan for one year and can write this amount off on their taxes as their water payment is lumped in with their property tax payment. She also informed residents that the non-payment of their water bill is not reported to any credit agency. The Mayor has asked the WJWW, as a Board member, to look into reporting these non-payments to a credit agency.

SPECIAL WARRANT FOR THE  
LEVY AND COLLECTION OF UNPAID WATER CHARGES

On motion of Trustee Robinowitz seconded by Trustee Ryan:

WHEREAS, the Board of Trustees of the Westchester Joint Water Works has under date of May 11, 2009, certified to this Board arrears for water charges on various properties in the Village of Mamaroneck; and

WHEREAS, this Board desires to include such amounts in the annual tax levy and levy the same upon the real property in default;

NOW, THEREFORE, BE IT RESOLVED that there shall be levied, assessed and collected against all real property hereinafter specified the amounts set opposite such real property on the certified list as annexed hereto; and

BE IT FURTHER RESOLVED, that a special warrant for the collection of such water charges so levied shall be issued to the Village Treasurer and collected by him in the same manner and at the same time as other Village taxes.

Ayes: Robinowitz, Hofstetter, Ryan, Murphy, Savolt

Nays: None

C. Train Station Rezoning – Determination of Significance

Ms. Insardi reported that this Board had reviewed the action of the proposed rezoning of the Mamaroneck Train Station property. The SEQRA review began in September 2008 with the preparation

and circulation of a Lead Agency coordination letter to involved agencies. The Board also received comment from the Planning and Zoning Boards on this action. At this point, the Board has discussed the proposed Negative Declaration and this along with the EAF part 2 can be adopted by the Board. The first resolution offered for the Board's approval is the adoption of a Negative Declaration in accordance with the determinations made. Mr. Slingerland stated that the rezoning proposed is from an R-20 to a C-1 district; preserving the character of the building and making it consistent with other buildings in the area.

The second resolution presented is to schedule a public hearing on the draft proposed law rezoning the property. Ms. Insardi requested that the public hearing be scheduled for the next meeting on May 26<sup>th</sup>.

Mayor Savolt stated that this second resolution was not on the agenda and according to meeting procedures; nothing can be added to the agenda without the Board approving its addition. Ms. Insardi requested that the Board add this item to the agenda so that the public hearing can move forward.

Mr. John Verni, attorney for the project appeared to answer any questions the Board may have on this rezoning. He informed the Board that they are moving forward with the project and look forward to revitalizing the building.

RESOLUTION ADOPTING A NEGATIVE DECLARATION IN CONNECTION WITH THE  
MAMARONECK TRAIN STATION REZONING

On motion of Trustee Hofstetter, seconded by Trustee Murphy:

WHEREAS, the Board of Trustees received a Petition for a zone change in connection with the re-development of the Mamaroneck Train Station by Park View Station LLC as applicant; and

WHEREAS, the Petition was accompanied by an Environmental Assessment Form (EAF); and

WHEREAS, the Board of Trustees, with the assistance of its Planning Consultant BFJ, has reviewed the EAF and determined that the project required SEQRA review; and

WHEREAS, the Board of Trustees directed that a lead agency coordination letter be circulated among the various involved agencies together with the Petition for a zone change, including the EAF and any other application or information prepared and submitted by the applicant to date; and

WHEREAS, the coordination letter was sent on or about September 25, 2008 and no objections were received; and

WHEREAS, the Board of Trustees declared itself the lead agency in connection with the SEQRA review of the Mamaroneck Train Station Rezoning project after the expiration of the mandatory 30 day period; and

WHEREAS, the Board of Trustees, with the assistance of BFJ, has classified the action as unlisted; and

NOW THEREFORE, BE IT RESOLVED that the Board of Trustees adopts the findings and conclusions contained in the attached EAF part 2 and Negative Declaration and authorizes BFJ to execute and file the negative declaration in accordance with the applicable law.

Ayes: Robinowitz, Hofstetter, Ryan, Murphy, Savolt

Nays: None

Mayor Savolt reminded residents that the agenda is posted on the Village's website in advance of the meeting so that residents are well informed; however, the Board realized that there may be times when an item needs to be added after the agenda is finalized and they have made provisions for that in the meeting procedure rules.

On motion of Trustee Ryan, seconded by Trustee Murphy:

WHEREAS, the Village Attorney is requesting that a resolution for the scheduling of a public hearing on Proposed Local Law 7-2009 be added to the Meeting Agenda; and

WHEREAS, according to the Meeting Rules of Procedure no item may be added to the agenda, after it is finalized, except by majority vote of the Board of Trustees;

On motion of Trustee Ryan, seconded by Trustee Murphy:

RESOLVED that the resolution presented by the Village Attorney for the scheduling of the Public Hearing on Proposed Local Law 7-2009 be and is hereby added to the May 11, 2009 Regular Meeting Agenda.

Ayes: Robinowitz, Hofstetter, Ryan, Murphy, Savolt

Nays: None

On motion of Trustee Murphy, seconded by Trustee Ryan:

RESOLVED that the Public Hearing to adopt Proposed Local Law #7-2009 to rezone the Mamaroneck Train Station property at issue from an R-20 zone to a C-1 zone be and is hereby scheduled for May 26, 2009 and notice thereof shall be given in accordance with the applicable law.

Ayes: Robinowitz, Hofstetter, Ryan, Murphy, Savolt

Nays: None

D. Authorization for Village Manager to Execute NYS Environmental Facilities Agreement

On motion of Trustee Robinowitz, seconded by Trustee Ryan

WHEREAS, the Village of Mamaroneck has applied to the New York State Environmental Facilities Corporation Clean Vessel Assistance Program and been approved for funding to replace the pump out station in the East Basin Harbor Island; and



WHEREAS, a funding agreement must be executed to secure 75% of associated costs of the pump out station estimated to be \$7,437.32; and

RESOLVED, that the Village Manager is hereby authorized to execute said agreement.

Ayes: Robinowitz, Hofstetter, Ryan, Murphy, Savolt

Nays: None

E. Resolution in Support of NYS Clean Water Collaborative

RESOLUTION IN SUPPORT OF NEED FOR MORE FEDERAL FUNDING FOR CLEAN AND SAFE WATER INFRASTRUCTURE

WHEREAS, New York State's vast water resources are vital to 18 million New Yorkers for drinking, swimming, fishing, farming, recreation and industrial production and are home to national treasures such as Long Island's beaches, New York City's massive water supply, the Hudson River, and the Great Lakes;

WHEREAS, these critical resources are now in peril because many treatment systems are old and exceed their designed life; need enhancements to meet Federal standards; or need to be upgraded in order to control Stormwater, combined sewer and/or sanitary overflows;

WHEREAS, earlier investment in wastewater and drinking water infrastructure resulted in marked improvements in water quality and public health protection and this improvement would be put at serious risk without further investment;

WHEREAS, the New York State Department of Environmental Conservation's March 2008 report estimates that at least \$36.2 billion is needed to fund New York State's wastewater infrastructure over the next 20 years and the New York State Department of Health estimates that at least \$38 billion is needed for fund New York State's drinking water infrastructure needs over the same period;

WHEREAS, since 2004 the Federal government has reduced funding for New York State's vital wastewater infrastructure by 50%, while funding for drinking water infrastructure has been cut by 40%, shifting the burden of paying for this infrastructure onto local governments;

WHEREAS, New York State's water quality monitoring data indicates that 68% of the waters sampled do not meet or are at risk of not meeting the fishable and swimmable goals of the Federal Clean Water Act, often due to sewage, combined sewer overflows and/or urban and Stormwater runoff;

WHEREAS, New York State's urban communities are disproportionately impacted, as they are often adjacent to the most impaired waters and served by the oldest water infrastructure;

WHEREAS, it is estimated that between 30,000 and 47,500 jobs are created for each \$1 billion of Federal investment in infrastructure projects, providing an unparalleled opportunity for economic recovery and long-term growth in New York State communities;

WHEREAS, New York State has 412 wastewater projects and 497 drinking water projects that serve over 11 million citizens that have been reviewed, ranked and are ready-to-go as soon as more State revolving loan funding is available;

WHEREAS, investments in New York State's infrastructure should be prudent and sustainable and support green infrastructure; and

WHEREAS, the cost of emergency repairs to wastewater and drinking water infrastructure is three to five times more than properly planned capital improvements;

NOW THEREFORE BE IT RESOLVED that the Clean Water Collaborative finds that:

A significant increase in Federal funding is needed to address New York State's and other State's wastewater and drinking water infrastructure crisis. Federal funding for State revolving loan programs must be increased commensurately with existing need and should include the availability of grants; and New York State should adopt a new, more viable program to sustain wastewater and drinking water infrastructure that provides for proper maintenance and reinvestment; supports water conservation, energy efficiency and the use of green infrastructure techniques; and promotes updated and innovative technologies; and

BE IT FURTHER RESOLVED that the Board of Trustees supports the States resolution to adopt a new, more viable program to sustain wastewater and drinking water infrastructure that provides for proper maintenance and reinvestment; supports water conservation, energy efficiency and the use of green infrastructure techniques; and promotes updated and innovative technologies.

Ayes: Robinowitz, Hofstetter, Ryan, Murphy, Savolt

Nays: None

F. Resolution Authorizing Avaya Maintenance Agreement

Trustee Murphy asked that the language regarding what an emergency situation is be looked at and also if emergency calls are included in the price. Ms. Insardi and Mr. Slingerland will address these issues with Camden Technologies.

On motion of Trustee Robinowitz, seconded by Trustee Ryan:

WHEREAS, Camden Technologies has furnished the Village of Mamaroneck with a maintenance agreement for the Village phone system in the amount of \$12,000 per year; and

RESOLVED, that the Board of Trustees of the Village of Mamaroneck hereby approves the agreement for one year, renewal for two additional one year periods between Camden Technologies and the Village of Mamaroneck for maintenance of seven (7) AVAYA IP office equipment; and

BE IT FURTHER RESOLVED, that the Village Manager is hereby authorized to execute said agreement.

Ayes: Robinowitz, Hofstetter, Ryan, Murphy, Savolt

Nays: None

G. Authorization of Board of Elections to Use Municipal Buildings as Polling Place

The Westchester County Board of Elections has requested the use of the following Village facilities as polling places for the Primary and General Elections:

Volunteers Fire House  
Mamaroneck EMS Building  
Halstead Manor Fire House  
Columbia Fire House  
Court Room – Village Hall or the New Fire House

On motion of Trustee Murphy, seconded by Trustee Ryan:

RESOLVED that the request from the Westchester County Board of Elections for use of the above mentioned Village facilities as a polling location for the Primary and General Elections is hereby granted.

Ayes: Robinowitz, Hofstetter, Ryan, Murphy, Savolt

Nays: None

6. REPORT FROM VILLAGE MANAGER

A. Letter from Town of Mamaroneck regarding Shared Services

Mr. Slingerland reported that there have been several communications regarding Shared Services, that the Village has already shown support for. A letter was received from Valerie O’Keeffe, Town Supervisor expressing an interest in additional shared services between the Town and Villages of Mamaroneck and Larchmont. Mayor Savolt responded to this letter expressing the Village’s interest in continuing the discussion. A letter from Larchmont Mayor Feld was also received in response to Supervisor O’Keeffe’s letter.

Mayor Savolt stated that the Mayor of Port Chester copied her on an email he sent to the Town of Rye Supervisor, regarding the following.

On April 21, 2009 the Rye Town Board unanimously passed a resolution calling for the creation of a committee, the Rye 2012 Committee. The Mayor did not get a copy of the resolution directly from the town and would read it for those residents of the Village who live in Rye Town so that they understand the circumstances. The resolution stated that the 2012 Committee shall be comprised of seven members, appointed only by the Town Board; one from the Village of Port Chester, one from the Village of Rye Brook, one from the Rye Neck section of the Village Mamaroneck and two from the current Rye Town Board. It does not say who the other two members will be. This committee shall evaluate and compare the services provided by all the entities within the Town of Rye with other towns of comparable size, including but not limited to the Town of Greenwich and the committee shall further analyze the fiscal and programmatic impact of eliminating the villages within the Town of Rye and merging all of the services into the Town of Rye. In addition, the committee shall consider and evaluate the fiscal and programmatic impact of eliminating the Town of Rye and transferring its functions to the three municipalities. The committee shall evaluate and consider all the services provided by each governmental entity and the committee shall determine and advise the most efficient method of delivering

governmental services. The Town will seek grants for the purpose of these studies. An administrator will be hired to oversee this process.

The Mayor further stated that they passed this resolution without even a conversation with any of the three Mayors of the three villages. The Mayor read the communication she sent via email to Supervisor Carvin on behalf of the Rye Neck residents. It states that she was somewhat taken aback by Dennis Pilla's email regarding the Town of Rye Council's unilateral decision to study the consolidation of municipal services within the town. Since receiving that email, she polled the entire Board and this response reflects the unanimous view of the Board. As representatives of the Village of Mamaroneck, 40% of whose residents make up 17% of the Town of Rye, we are surprised at the Town's non-inclusive action to commence a study with a scope that would significantly impact the Village of Mamaroneck both financially and programmatically. The fact that the Town Board would take such an action without so much as a conversation with any elected official from the Village of Mamaroneck is simply unacceptable. Judging by Mayor Pilla's comments, it appears you barely had a conversation with the other Mayors as well. The Village of Mamaroneck Board believes the financial impact of the current governments is an important issue to leave to politics as usual. Any study of consolidation, sharing services, dissolution of local governments or any other option must be taken in a thoughtful and inclusive manner. The Mayor also points out that the Village of Mamaroneck is split into two towns and we would have to coordinate any study with the Town of Mamaroneck as well. The Mayor believes that all should sit down and work this out, and not have one person do this on their own. A response from Supervisor Carvin has not yet been received.

Trustee Murphy stated that in their response to the Town of Mamaroneck, the Board suggested that an outside consultant be hired to work on any consolidation or shared services as this would take it out of the political realm and assure that the best interest of the residents are being met.

The issue that the Town of Rye does not currently supply any services, nor do they have the infrastructure to do so was also raised by Trustee Murphy. Trustee Murphy believes that the best thing is for the Rye Neck section of the Village of Mamaroneck secede from the Town of Rye and become part of the Town of Mamaroneck. He believes that having the Village split between two towns no longer makes sense.

B. Hydrant Flushing Notice from WJWW

Mr. Slingerland stated that these notices will be posted on the Village's website.

C. Notification of Annual Field Day June 27 & 28, 2009 at Harbor Island Park

Mr. Slingerland received a copy of a letter sent to Roseanne Saracino, Superintendent of Recreation, regarding the association's participation in a national emergency preparedness drill known as Field Day, being held on June 27 and 28 at Harbor Island Park. They invited Ms. Saracino to visit during the weekend and to attend their cookout dinner on the 27<sup>th</sup> at 6 p.m. The exercise begins on Saturday morning with the erecting of antenna towers and deployment of seven ration stations. Operation starts at 2 p.m. and continues until 2 p.m. on Sunday. Mr. Slingerland informed the Board that this agency provides 20 – 24 volunteers to work the Turkey Trot each year in retribution for their use of the Harbor these two days.

Mr. Slingerland updated the Board on 611 Orienta Avenue; where there is a half-built house that has languished for approximately 2 years. A Notice of Violation has been posted on the property and he visited the site today with the Assistant Building Inspector, Rob Mellilo. A contractor was on site, the garbage has been removed, the lawn has been cleaned up, the water has been pumped out of the pool and he believes they are going to get the standing water pumped out of the basement as well. The building should be secured at the end of this week, if not, but the first of next week, when they are planning to have the propane tanks removed.

The law regarding what can and cannot be done to derelict properties was discussed, as we may be seeing more of these with the possibility of a greater number of foreclosures.

Mr. Slingerland also reported that he spoke with Gunderboom regarding their proposal for an additional \$21,000 to reset 42 or 54 boom anchors. A dive to remove the Gunderboom has been done, but before this dive they did not have a full count of all of the anchors. They have reported to Mr. Slingerland that they now know that 42 or 80% of their anchors need to be excavated, so that the new Gunderboom can be set. There is money available in the Capital Fund that can be used for this purpose.

## 7. FLOOD MITIGATION REPORT

Mr. Slingerland again thanked Woodard & Curran for their presentation. He reported that the Flood Hazard Mitigation Plan has been completed and all paperwork has been filed with SEMO as of last week. Mr. Slingerland thanked Mr. Fusco and Ms. Voss for all of their work and because of it; we will be getting a reimbursement of \$58,000 from New York State. Mr. Slingerland stated that another grant application is in the works for a \$50,000 project to take the Flood Mitigation Plan to an All Hazards Mitigation Plan. The amount of the grant would be \$37,000 which would be matched by the Village of Mamaroneck in the amount of \$12,000.

Mr. Slingerland reported that the Village can now get reimbursed for the money spent on the Inflow and Infiltration projects, in the amounts of \$105,000 and \$191,000 as the processes and internal procedures used did not pass a previously conducted audit, but have since been corrected. Because of the work done by Mr. Fusco and Ms. Voss the Village can now receive money from their EPA Grant and is eligible to move forward on future grants.

Mr. Slingerland thanked Sunny Goldberg and LMC-TV for hosting a program on flooding issues where he and Village Engineer, Keith Furey were interviewed.

Mr. Slingerland informed residents that Woodard & Curran will have a stormwater information table at the upcoming Harbor Fest to inform and educate residents on what happens to the water and other items that go into the storm drains.

The Stearns and Wheler report on the dam is still pending; therefore, the Village is holding any monies owed to them until a report is submitted.

The Stormwater Management Draft Law has been circulated to the Board. Discussions will begin on that proposed law.

The Mayor reported on a May 6 article in the Journal News regarding the drop in membership at the Ridgeway Country Club and because of that they are considering selling the property for development. Because this 100+ acres of land is in our watershed and directly upriver from the Village, the Mayor wrote a letter to the editor of the Journal News; copying Congresswoman Lowey, County Executive Andrew J. Spano, Westchester County Planning Commissioner, the Chair of the County's Flood Action Task Force, County Legislator, Mayor of White Plains, Chair of White Plains Planning Board, Regional Director of the DEC, Army Corps of Engineers and Tom Anderson, Acting Director of the Westchester Land Trust as they have been talking with neighbors to possibly purchase the land and leave it as open space. This letter reminds everyone that we sit at the bottom of the watershed and that the 100+ open acres is very important to our water management. If this land is developed it could impact the Village hugely, so on behalf of all the residents she urged those involved to try and preserve this open space as it is vital to water management. She further stated that we cannot change where we sit or our geography; however, we can begin to make smart land use decisions.

**8. REPORT FROM CLERK-TREASURER**

A. GP Parking Reminder

Mr. Fusco reminded residents that General Parking Lot stickers are expiring at the end of May. Stickers for 6/1/09 – 5/31/10 will go on sale on May 18<sup>th</sup> at Village Hall and the Regatta.

**8. REPORT FROM VILLAGE ATTORNEY**

Ms. Insardi reported on the authorized settlement of \$10,000 in the Avolio case and that she has received the requisite release.

**9. REPORT FROM POLICE CHIEF**

None

**10. MINUTES – COMMISSIONS, BOARDS, COMMITTEES**

- A. Tree Committee – April 16, 2009
- B. Mamaroneck Avenue Task Force – February 23 & March 16, 2009
- C. Board of Traffic Commissioners – March 11, 2009
- D. Planning Board – March 12, 2009

**II. COMMUNICATON TO THE BOARD II**

Mr. Norman Rosenblum of Carroll Avenue appeared. Mr. Rosenblum declared his candidacy for Mayor. He also asked for an update on the status of the mediation with the Mamaroneck Beach and Yacht Club and the status of any land use applications they may have. He also asked Mr. Slingerland about the funds available from the State Dormitory Authority and in conjunction with that, any update on the application for the Road to Nowhere. Mr. Rosenblum also asked the Chief about the problems at the CVS parking lot on East Boston Post Road.

The Chief reported that as soon as the weather broke, the department had increased their patrolling of that lot to make sure that there are no issues in the future.

Mr. Slingerland reported that he has been in touch with the County task force and is setting up a meeting with the Army Corps to discuss open issues, including the Bridge and Road to Nowhere. The goal is to make the best improvement to help the most residents first and to also establish a priority list in order of highest improvement, so to make the best use of the \$400,000 available.

Ms. Insardi stated that as the negotiations are pending, the Mamaroneck Beach and Yacht Club case cannot be made public. As far as any land use applications, to her knowledge, there are no applications pending. Their application before the HCZM has been put on hold as there are DEC violations pending and the applicant asked that the application be adjourned until that time when the violations are resolved. Ms. Insardi stated that the Board is very aware of the Open Meetings Laws and at the appropriate time, will make any and all information public.

Trustee Robinowitz reminded residents that camp registration is ongoing at the Recreation Center. Scholarships on a need basis are available. Trustee Robinowitz also reminded residents of the upcoming Harbor Fest on Saturday and Sunday, May 16 and 17.

Trustee Ryan reported on the bocce court being built at Bub Walker Park in Washingtonville. It is coming along quite well and the residents are very excited.

Mayor Savolt reported that she received a communication for a resident on Wood Street that had a family member with a medical emergency in which Officers Bonacci and Ballone responded. She wrote the Chief commending these two officers on their compassionate and swift action to the call. The Mayor thanked the two officers for their excellent service.

The Mayor reported that she was at a call on Saturday afternoon where Officers Gomez and Tunno responded to an animal fatality. They handled it very professionally.

On motion of Trustee Hofstetter, seconded by Trustee Murphy:

RESOLVED that the Board of Trustees go into Executive Session to discuss real estate negotiations and pending litigation on the Mamaroneck Beach and Yacht Case. It was noted that the Mayor will not attend the Mamaroneck Beach and Yacht portion of the session as she has recused herself from this matter.

Ayes: Robinowitz, Hofstetter, Ryan, Murphy, Savolt

Nays: None

#### ADJOURNMENT

There being no further business to come before the Board, on motion duly made and seconded, the meeting was adjourned.

PREPARED BY:  
SALLY J. ROBERTS,  
SECRETARY

RESPECTFULLY SUBMITTED BY:  
AGOSTINO A. FUSCO,  
CLERK-TREASURER