

MINUTES OF A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MAMARONECK HELD ON MONDAY, JUNE 22, 2009 AT 7:30 P.M. IN THE COURTROOM AT VILLAGE HALL, MAMARONECK, NEW YORK

PRESENT:	MAYOR	Kathleen Savolt
	TRUSTEES	Toni Pergola Ryan John Hofstetter Randi Robinowitz Nicholas Allison
	VILLAGE MANAGER	Richard Slingerland
	VILLAGE ATTORNEY	Janet M. Insardi
	POLICE DEPARTMENT	Lt. Steve Gerardi
	CLERK-TREASURER	Agostino A. Fusco

**SWEARING IN OF TRUSTEE ALLISON**

Mayor Savolt stated that Trustee Murphy resigned as of June 1, 2009, leaving the position to be filled.

Seven residents stepped forward, making the decision very difficult. Mayor Savolt thanked the news media for their excellent coverage and corrected a misquote in local weekly papers: When asked why Nick was different than the other applicants, she stated “I wanted someone who would represent impartially” not “impatiently” as was written.

Judge Gallagher was present to swear Mr. Allison in. Judge Gallagher stated that he met Nick, his wife and children, who along with his children, attend Rye Neck School. Also Mr. Allison volunteers his time as a den leader for a Cub Scout pack. He personally thanked Mr. Allison, and stated it is a privilege to swear him in.

Trustee Allison thanked the Mayor, the Board, his wife, children and parents saying he is ready to get to work on the issues including flooding.

**I. COMMUNICATION TO THE BOARD**

Jerry O'Donnell, 1190 Harrison Avenue addressed the Board. First he thanked the Mayor and Trustee Ryan for attending the Flag Day ceremony at the Elks Club. The Elks Club was joined by the young Marines boys and girls ages 13-17. Secondly he gave the Mayor and the Board a flyer about a benefit Spaghetti Dinner for a 14 year old boy Carlo Balsamo who is undergoing treatment for a brain tumor. The dinner will be 5:30- 9:00 P.M. Friday June 26; at Saint Vito's on New Street.

Mr. O'Donnell's third statement was to inform the Board about a potential problem of teens hanging out in the area of CVS and Daniel Warren School at night. The Police do drive by and their presence has helped but with summer here it is bound to get worse. Mr. O'Donnell asked if recreation could open the harbor at night so the kids 15, 16, 17 would have some place to go like years ago.

Mr. Steve Kaminsky of Harrison Ave. stated that kids have no place to go, many parents care and would like to donate time on weekends if the school gyms could be opened. He thanked the police for their presence.

Marianne Ybarra, of 116 Standish Place, thanked the Mayor for considering her for the Trustee position and congratulated Mr. Allison on his appointment.

**2. APPROVAL OF MINUTES**

A. Minutes of BOT Work Session of June 1, 2009

On motion of Trustee Ryan, seconded by Trustee Hofstetter

RESOLVED that the Minutes of the Board of Trustees Work Session on June 1, 2009 be and are hereby approved, subject to a minor typo correction on page 4.

Ayes: Robinowitz, Hofstetter, Ryan, Savolt

Nays: None

Abstained: Allison

B. Minutes of BOT Regular Meeting of June 8, 2009

Minutes tabled.

**3. AUDIT OF BILLS**

On motion of Trustee Robinowitz, seconded by Trustee Ryan:

RESOLVED that the Abstract of Audited Vouchers in the amount of \$518,276. dated June 22, 2009 and for FY 2008-09, copy being filed with the Village Clerk, be and the same are hereby ordered paid:

Ayes: Robinowitz, Hofstetter, Ryan, Allison, Savolt

Nays: None

On motion of Trustee Robinowitz, seconded by Trustee Hofstetter:

RESOLVED that the Abstract of Audited Vouchers in the amount of \$274,636.48. dated June 22, 2009 and for FY 2009-2010, copy being filed with the Village Clerk, be and the same are hereby ordered paid:

Ayes: Robinowitz, Hofstetter, Ryan, Allison, Savolt

Nays: None

**4. OLD BUSINESS**

None

**5. NEW BUSINESS**

A. Schedule Public Hearing on Proposed Local Law 8-2009

Mr. Slingerland stated that the law addresses the encroachment of driveways, stairs etc. onto Village property.

On motion of Trustee Ryan, seconded by Trustee Hofstetter

RESOLVED that that a public hearing on Proposed Local Law 8-2009 (Streets and Sidewalks) be and is hereby scheduled for July 6, 2009.

A copy of the local law will be posted on the Village web site.

Ayes: Robinowitz, Hofstetter, Ryan, Allison, Savolt

Nays: None

B. Authorization for Village Manager to Execute Agreement with Klassic Soccer

Mr. Slingerland stated that the Village has a long standing agreement with Klassic Soccer and this agreement will take the Village through the summer of 2010.

On motion of Trustee Robinowitz, seconded by Trustee Hofstetter:

WHEREAS, the Board of Trustees received a draft of the Agreement between the Village and Klassic Soccer to provide soccer clinic/instruction services for this summer and the coming year; and

WHEREAS, based on the proposed agreement, the Village will receive 20% of the gross revenue generated by the program; and

NOW THEREFORE, BE IT RESOLVED that Richard Slingerland, Village Manager be and is hereby authorized to execute the agreement on behalf of the Village with Klassic Soccer subject to the review and approval of the Village Attorney.

Ayes: Robinowitz, Hofstetter, Ryan, Allison, Savolt

Nays: None

C. Authorization for Village Manager to Execute Retainer Agreements with Labor Counsel

Mr. Slingerland, stated that the Village Attorney reviewed all arrangements with labor counsel

On motion of Trustee Ryan, seconded by Trustee Robinowitz

WHEREAS, there is a need for legal counsel with respect to labor relations and employment law matters; and

WHEREAS, the Board of Trustees has received and reviewed retainer agreements from the firms of Jackson Lewis (dated June 19, 2009) and Bond Schoeneck and King (dated May 28, 2009); and

THEREFORE BE IT RESOLVED, that the Board of Trustees authorizes the Village Manager to retain Jackson Lewis and Bond Schoeneck and King as Village counsel to handle labor relations and employment law matters on an as-needed basis in accordance with the terms of the retainer agreements.

Ayes: Robinowitz, Hofstetter, Ryan, Allison, Savolt

Nays: None

D. Authorization for Village of Mamaroneck to Engage Bennett Keilson/ODMD for Municipal Auditing Services

Mr. Slingerland stated that the Village is getting a bargain by doing a three year contract, the Village must meet the federal audit requirement, and the fees are on scale. ODMD is also under state contract.

On motion of Trustee Robinowitz, seconded by Mayor Savolt:

RESOLVED, that Richard Slingerland, Village Manager be and is hereby authorized to execute the Engagement Letter with ODMD/Bennett Keilson for the years dated 2009, 2010 and 2001, dated June 17, 2009.

Ayes: Robinowitz, Hofstetter, Ryan, Allison, Savolt

Nays: None

E. Approval of Revised Fee Schedule Tabled

F. Board Declaration of Police Vehicles as Surplus and Available for Disposal

Two vehicles are surplus: A 1994 E350 old box van and a 1994 E 350 former ambulance. The VIN numbers are to be included in the Resolution and Trustee Hofstetter requested that when they are disposed of there is a report back to the Board.

On motion of Trustee Allison, seconded by Trustee Robinowitz:

WHEREAS, two older vehicles have been identified by the Police Department as surplus and replacement vehicles have been obtained and received; and

WHEREAS, the Village is desirous of selling the two surplus vehicles at public auction; and

WHEREAS, the Board of Trustees has indicated its desire to offer surplus vehicles/equipment for sale using a no cost online internet auction service or other standard method;

NOW THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the use of a no cost online internet auction sale service or other standard method to sell the following vehicles and equipment by auction:

<u>Department I.D.</u>	<u>Description</u>	<u>VIN No.</u>
325	1994 Ford E350 (Mileage of 66,882)	IFDKE30M 6RHA08676
326	1991 Ford E350 (Mileage of 60,094)	IFDKE30M6MHB00170

Ayes: Robinowitz, Hofstetter, Ryan, Allison, Savolt

Nays: None

6. REPORT FROM THE VILLAGE MANAGER

A. VOM & Westchester County Prisoner Transportation. To be filed with the Clerk-Treasurer's Office.

B. VOM & Westchester County Organic Waste. To be filed with the Clerk-Treasurer's Office.

- C. Interim Agreement with Sportime. To be filed with the Clerk-Treasurer's Office.
- D. Letter from Health Department re: Frank Avenue Sewer issue  
By the use of a camera, sewage was found to be leaking into the storm sewer, the Village will reline the pipe; the County accepted the plan as it will help reduce beach closures.

7. FLOOD MITIGATION REPORT

Mr. Slingerland stated that the Village was prepared for a possible flood; he called Mr. Altieri of the Town of Mamaroneck to reduce the reservoir which was reduced 3 feet.

A problem with the reverse 911 call line was discussed as a number of residents did not receive notification. It was requested that anyone who has not registered, please register with the country to receive a call. The Village will compile a list of people who did not receive a reverse 911 call as well as look into a Spanish speaking line.

Mr. Slingerland, stated that he will be meeting with the Army Corps of Engineers, and the Shared Services agreement between the Army Corps of Engineers is not yet signed.

8. REPORT FROM CLERK-TREASURER

June 30 Taxes are due.

9. REPORT FROM VILLAGE ATTORNEY

None

10. REPORT FROM POLICE CHIEF

Lt. Gerardi, stated that there have been some issues with solicitation, they are all required to register with the Village Manager and if anyone is overly aggressive call the police department immediately.

Mayor Savolt, stated if anyone feels the solicitors are not legitimate call the police.

12. COMMUNICATION TO THE BOARD

Mr. Young Min Song of 123 Mamaroneck Avenue requested an update regarding the noise issue from Molly Spillane's deck. Mayor Savolt spoke to the Village Manager and the Police Department as well as the owner of Molly Spillane's in an attempt to mitigate the problem if the noise cannot be reduced by an awning or shrubs.

The Village Attorney stated that the Village is possibly looking into changing the Code to limit noise to 11:30 on weekends.

Mr. Song stated that his quality of life is being affected.

Ms. Insardi stated that she is looking into it. The owner wants to work with the Village to lessen the noise impact.

Mr. Irving Scharf of 334 Richbell Road stated that he is concerned that the value of homes will devalue, and that Mr. Song should list what's happening and make suggestions as to how to fix the problem.

Trustee Robinowitz, congratulated the Mamaroneck Baseball team for its impressive season. She also stated that the dedication of Sal's corner celebrated Sal Yannuzzi's life and attitude and the morning was wonderful. Trustee Robinowitz reminded residents of the fund raising Spaghetti Dinner being hosted by the Fire Department in Saint Vito's church this coming weekend. Carlo is doing great at present and any one can go to [Caringbridge.com](http://Caringbridge.com) to email him or get updates.

Trustee Ryan stated the schedule for the summer concerts is as follows;

July 12	FDR	RNB
July 19	Good & Plenty	Top 40's
July 26	The Tale of Despereaux	Movie
August 2	Twist of Fate	Calypso, Caribbean
August 9	Sweeter than Honey	Oldies/ Classic Rock
Aug. 16	3D	Island Rhythm

Trustee Ryan also stated that a second Girl Scout Troop received the Silver Award, 10 girls built a fire pit, went to Rye Neck to try to get new scouts, and painted the turtle in Turtle Park and also worked with autistic children.

The Village camp will be at Harbor Island.

Mr. O'Donnell's Flag Day ceremony was wonderful and educational.

Congrats to Mamaroneck High School Baseball team and coach.

Trustee Hofstetter, also congratulated the baseball team. He stated that he and Lt. Gerardi went to 60 control in Valhalla and will present information about EMS dispatch at the next meeting.

Trustee Allison congratulated the Baseball team.

Mayor Savolt stated that the paramedics responded to a call to her house and she considers herself blessed to live in a community that has such wonderful services and volunteers.

## ADJOURNED

On motion made by Trustee Hofstetter, seconded by Trustee Ryan the meeting was adjourned.

PREPARED BY:

FRANCINE BRILL,

MINUTES SECRETARY

RESPECTFULLY SUBMITTED BY:

AGOSTINO A. FUSCO,

CLERK-TREASURER