

MINUTES OF A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF
MAMARONECK HELD ON MONDAY, AUGUST 24, 2009 AT 7:30 P.M. IN THE COURTROOM AT
VILLAGE HALL, MAMARONECK, NEW YORK

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

PRESENTATION BY FIRE DEPARTMENT

Mayor Savolt stated that tonight the Village gets to celebrate the Fire Department and the good deeds that they do; specifically the fundraiser for the family of a resident, Carlo Balsamo.

Chief Dean DeLitta gave background on how this event came to be and the challenges that the family is going through. This came to fruition through the hard work and dedication of former Chief Craig Casterella, his wife Bonnie, the St. Vito's Religious Education Director, Jill Carelli and all of the firefighters and police officers who donated their time and effort.

Former Chief Casterella appeared to thank everyone for all of their help in pulling off a Spaghetti Dinner for over 600 people. Mr. Casterella also thanked all of the local merchants who donated gifts to be raffled off.

Ms. Jill Carelli, CCD Director at St. Vito's Church appeared. She thanked the entire community for coming together to help this family.

Mrs. Balsamo's sister, Tara spoke as a representative of the family. She thanked the Village for their kindness on behalf of the family. Over \$24,000 was raised to help the family with their expenses while taking care of Carlo.

Mrs. Susan Balsamo, Carlo's mother appeared. She thanked the community, the local businesses, the Rye Neck school district, fire department and especially Ms. Bonnie Casterella for their support during this difficult time.

Chief DeLitta presented Mrs. Balsamo with a check in the amount of \$2,500 which was raised during the Fireman's Carnival to help the family.

Mrs. Balsamo gave an update on Carlo's condition; stating that he is continuing his treatment and is getting his strength back.

The Mayor thanked the Fire and Police Departments, St. Vito's church, the local merchants and the entire community for everything they do for the Village.

1. COMMUNICATION TO THE BOARD

Ms. Patricia DiLustro of Lorraine Street appeared. Ms. DiLustro commended the Board for their "green" approach to governing including the leaf blower ban. She was at the meeting to ask for bicycle parking at the Village. She has noticed the increased number of bike riders in the Village and feels that there should be somewhere to lock a bicycle when shopping, paying your taxes, etc. Ms. DiLustro informed the Board that her bike's lock was cut and bike impounded when she was at a recent library event. Mr. Slingerland informed Ms. DiLustro that bicycle racks have been ordered and will be placed in the downtown area.

Ms. Arjan Eenkema Van Dyk, a resident of the Rye Neck area appeared to speak on Item 5A. Ms. Van Dyk either bikes or walks to school with her children almost every day and has done so for years. She is concerned about the safety of our children crossing the Boston Post Road intersection and is therefore very much in favor of the pedestrian all stop at Harrison Avenue and Rt. 1 and Barry Avenue and Rt. 1.

Ms. Genevieve Sambrook of Melbourne Avenue appeared. Ms. Sambrook is a middle school student and walks to school every day with her friends. She has had the experience of drivers having to stop short while she is crossing the Boston Post Road. She too is in favor of the all pedestrian stop.

Ms. Christian Kelly of Soundview Drive appeared in support of the all pedestrian stop.

Mr. Stuart Tiekert of Beach Avenue appeared. He also agrees with the 4-way stop at these two spots on Rt. 1. As all of the legal issues have been settled on Pine Street, Mr. Tiekert asked if the Village has settled on a process to address the drainage problems. Ms. Insardi understands that a letter is being sent by the Building Department and will be happy to discuss this with Mr. Tiekert at a later time.

2. APPROVAL OF MINUTES

A. Minutes of Public Hearing of July 6, 2009 on Proposed Local Law 8-2009

On motion of Trustee Ryan, seconded by Trustee Hofstetter:

RESOLVED that the Minutes of the Public Hearing on Proposed Local Law 8-2009 of July 6, 2009 be and are hereby approved.

Ayes: Allison, Robinowitz, Hofstetter, Ryan, Savolt

Nays: None

B. Minutes of BOT Work Session of July 13 2009

On motion of Trustee Ryan, seconded by Trustee Hofstetter:

RESOLVED that the Minutes of the Work Session of July13, 2009 be and are hereby approved.

Ayes: Allison, Robinowitz, Hofstetter, Ryan, Savolt

Nays: None

C. Minutes of BOT Regular Meeting of July 20, 2009

Ms. Insardi stated that the Index number is incorrect. She will give the correct Index number to Ms. Roberts.

Trustee Ryan stated that on Page 9, the word acquisition should read accusation. This change will be reflected in the minutes.

On motion of Trustee Ryan, seconded by Trustee Allison:

RESOLVED that the Minutes of the BOT Regular Meeting of July 20, 2009 as amended be and are hereby approved.

Ayes: Allison, Robinowitz, Hofstetter, Ryan, Savolt

Nays: None

D. Minutes of BOT Work Session of August 18, 2009

On motion of Trustee Ryan, seconded by Trustee Allison:

RESOLVED that the Minutes of the BOT Work Session of August 18, 2009 be and are hereby approved.

Ayes: Allison, Robinowitz, Hofstetter, Ryan, Savolt

Nays: None

3. AUDIT OF BILLS

Mayor Savolt stated that there are two abstracts to approve, one for pre-paid and the other for closed bills.

On motion of Trustee Allison, seconded by Trustee Ryan:

RESOLVED that the Abstract of Audited Vouchers listed below dated August 24, 2009 and for pre-paid bills, copy being filed with the Village Clerk, be and the same are hereby ordered paid:

General Fund	\$388,747.85
Capital Fund	5,870.00
Trust & Agency	32.51
	<hr/>
	\$ 394,650.36

Ayes: Allison, Robinowitz, Hofstetter, Ryan, Savolt

Nays: None

On motion of Trustee Hofstetter, seconded by Trustee Ryan:

RESOLVED that the Abstract of Audited Vouchers listed below dated August 24, 2009 and for FY 2009-10, copy being filed with the Village Clerk, be and the same are hereby ordered paid:

General Fund	\$1,467,563.74
Capital Fund	48,315.00
Trust & Agency	29,567.50
	<u>\$1,545,446.24</u>

It was stated by the Mayor that a large portion of the monies paid from the General Fund, over \$400,000 is the annual insurance premium. Trustee Allison questioned the refund on property tax for 309 Fayette. Ms. Insardi informed the Board that this is an annual payment on the Suburban Carting tax certiorari settlement.

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

4. OLD BUSINESS

A. None

5. NEW BUSINESS

A. Presentation on Traffic Study of Pedestrian All Stop

Mr. Slingerland introduced Mr. Brian Dempsey, Traffic Engineer with TRC Engineers, Inc. based out of Hawthorne, NY. Mr. Slingerland has worked with Mr. Dempsey previously on other studies done for the Village of Pelham. Mr. Dempsey is also a resident of Rye and Chair of their Planning Board.

Mr. Slingerland stated that the DOT completed their review of the two intersections; Barry Avenue and Rt. 1 and Harrison Avenue and Rt. 1. Their review included a pedestrian walk signal only across the street where the light is red; not an all pedestrian stop. After our request to change these intersections to all pedestrian stops, the DOT informed the Village that the intersections would not fail. The Board wanted additional information on this and the effect it could have on neighboring streets and that is the reason Mr. Dempsey was hired to complete the study.

Mayor Savolt informed the residents that the request for the all pedestrian stop came from the Traffic Committee of Rye Neck Schools PTA/Safe Routes to School group, which is a part of the Activate America Coalition run by the Rye YMCA. There were many suggested changes to the Village to encourage people to walk more and this is one that advanced.

Mr. Dempsey gave an overview of the study TRC conducted. He stated that the Village will need DOT approval before moving forward and that they will leave the decision up to the Village as the proposed change does not cause the intersections to fail. He also met with the Police Department on past history of these intersections. He discussed the pros and cons of changing these intersections. The average wait per vehicle would increase and this would drop the level of service; however, it would help with the safety of crossers. Part of this delay does depend on how often the button is pushed. Mr.

Slingerland stated that the peak times would be when children are going to or coming from school and that this is not necessarily the same time as peak rush hour. It is closer in the morning; however, there is less volume of cars in the morning. Mr. Dempsey also mentioned that the wait time would not have as much impact at the Harrison Avenue and Rt. 1 intersection.

Another issue was the fear that there would be diversions to other streets if the queue times became too long. Mr. Dempsey stated that this would be negligible. Another possibility that TRC looked at was providing a left turn only lane on Rt. 1 at Barry Avenue. This could be done; however, the Village would lose 10 spaces in front of Applebee's and the Evelyn Court Co-ops.

Mayor Savolt stated that there have been several letters in support of this change and one letter with concerns that this would worsen the traffic on neighboring streets. That is one reason why the Board had the traffic study done.

Mr. Slingerland asked the Board for their consensus on the action they would like to take going forward. The Board asked Mr. Slingerland to inform the DOT that they would like to move forward on changing these two intersections to pedestrian all stop intersections; however, more study and discussion needs to be done before moving forward on adding a left turn only lane on the east bound side of Rt. 1. Trustee Ryan believes that the Board's concerns have been addressed; which were peak traffic times and effect on neighboring streets. She is in favor of this change. Trustee Robinowitz also believes the peak hours for walking to school are different than the peak hours for commuter driving and that the affect on neighboring streets will be minimal and she therefore agrees with the change. Trustee Allison also agrees with the change as well as Trustee Hofstetter. Mayor Savolt hopes that having this change will help with car traffic as she believes more people will walk their children to school. The Board was unanimous on their interest in having this move forward. Mr. Slingerland will convey this to the DOT.

B. Authorization for Village Manager to Utilize Services of Woodard & Curran

Mr. Slingerland stated that there is a proposal from Woodard & Curran to work on the Taylors Lane Landfill Site remediation. The Village will work with Woodard & Curran on the SPDES permit plan (this is a pollutant discharge plan). Hopefully this will be the most cost effective solution for the Village. Mayor Savolt stated that money spent on Taylors Lane will be reimbursed by the New York State DEC.

On motion of Trustee Ryan, seconded by Trustee Hofstetter:

WHEREAS, it has been determined that it is possible that the Village may be able to pursue and obtain a State Pollutant Discharge Elimination System (SPDES) Permit for management of the Leachate from the Taylors Lane Landfill site, which could turn out to be a more cost-effective alternative; and

WHEREAS, the Village has worked with the firm of Woodard & Curran to secure grants for stormwater management related projects and related Capacity Management and Operations and Maintenance studies, as well as their most recent project of completing a GIS based Stream Corridor Management System; and

WHEREAS, the Board of Trustees has received and reviewed a proposal from Woodard & Curran.

NOW THEREFORE BE IT RESOLVED, that the Board of Trustees hereby authorizes the Village Manager and all other appropriate officials of the Village of Mamaroneck to utilize the services of Woodard & Curran to provide the Leachate alternatives evaluation and preparation of a SPDES Permit plan and application, for a total work hours and aggregate cost not to exceed \$30,000.

Ayes: Allison, Robinowitz, Hofstetter, Ryan, Savolt

Nays: None

C. Dissolution of Tri-Municipal Human Rights Commission & Create Human Right Committee

Mayor Savolt stated that the residents may have seen some press on this as the Village of Larchmont has recently passed this resolution. As the County has changed what their Human Rights Commission does, making our commission virtually inoperable, the three municipalities have agreed to dissolve their commission and create a committee. Mayor Savolt thanked all volunteers who have worked on the commission over the years.

On motion of Trustee Hofstetter, seconded by Trustee Ryan:

WHEREAS, by Agreement dated March 18, 1998, the Village of Mamaroneck together with the Village of Larchmont and the Town of Mamaroneck created a joint Human Rights Commission known as the Mamaroneck-Larchmont Human Rights Commission; and

WHEREAS, the existence of the Mamaroneck-Larchmont Human Rights Commission precludes persons with human rights claims from presenting those claims to the Human Rights Commission established by the County of Westchester; and

WHEREAS, the Mamaroneck-Larchmont Human Rights Commission was created at a time when the processing of human rights claims was slow and ineffective; and

WHEREAS, the expectation was that by creating the Mamaroneck-Larchmont Human Rights Commission, persons would have quicker access to a body that could hear their claims; and

WHEREAS, the Mamaroneck-Larchmont Human Rights Commission has served that purpose; and

WHEREAS, since the creation of the Mamaroneck-Larchmont Human Rights Commission, the County of Westchester has appropriated greater resources to the Human Rights Commission that it established so that many of the reasons for the creation of the Mamaroneck-Larchmont Human Rights Commission no longer exist; and

WHEREAS, the Mamaroneck-Larchmont Human Rights Commission lacks the legal authority to issue subpoenas, compel persons to attend hearings and to impose appropriate remedies; and

WHEREAS, the Human Rights Commission established by the County of Westchester has that authority; and

WHEREAS, the Mamaroneck-Larchmont Human Rights Commission has served its usefulness and that it is in the best interest of the community for it to be dissolved so that persons can present their claims to the Human Rights Commission established by the County of Westchester which has the authority to issue subpoenas, compel persons to attend hearings and to impose appropriate remedies.

NOW, THEREFORE, BE IT RESOLVED, that the Village of Mamaroneck agrees to dissolve the Mamaroneck-Larchmont Human Rights Commission; and

BE IT FURTHER RESOLVED, that upon presentation of certified copies of resolutions passed by the Village of Larchmont and the Town of Mamaroneck, the Village Manager is authorized and directed to sign an agreement with the Village of Larchmont and the Town of Mamaroneck on behalf of the Village of Mamaroneck dissolving the Mamaroneck-Larchmont Human Rights Commission.

BE IT FURTHER RESOLVED, that the Village of Mamaroneck agrees to form a Human Rights Committee in conjunction with the Village of Larchmont and the Town of Mamaroneck the primary mission of which shall be to educate the public on human rights and to promote tolerance of our county's diverse culture, and

BE IT FURTHER RESOLVED, that the attorney for the Village of Mamaroneck is directed to draft and present to the Board of Trustees for its consideration an intermunicipal agreement between the Town of Mamaroneck, the Village of Mamaroneck and the Village of Larchmont which will create, define the structure of and develop the purposes of a Human Rights Committee.

Ayes: Allison, Robinowitz, Hofstetter, Ryan, Savolt

Nays: None

D. Approval of Settlement of Tax Certiorari on Orienta Beach Club

Ms. Insardi stated that this is a resolution authorizing the settlement of the tax certiorari on Orienta Beach Club, which has already been accepted by the Town of Mamaroneck and it was based on appraised value.

Trustee Allison recused himself from discussion and vote as he is a member of the Beach Club.

On motion of Trustee Robinowitz, seconded by Trustee Hofstetter:

WHEREAS, petitions have been filed by the property owner below challenging real property tax assessments on the Village's assessment roll; and

WHEREAS, petitioner's court challenges are now pending in Supreme Court, Westchester County; and

WHEREAS, the Village and petitioner(s) have reached a mutually agreeable resolution; and

WHEREAS, the Board of Trustees has had an opportunity to review this matter and has been satisfied that the proposed settlement is deemed to be just, reasonable and in the interest of the Village of Mamaroneck;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Mamaroneck hereby authorizes the Village Attorney to execute the following settlement on behalf of the Village for the property listed below:

<u>Property Owner</u>	<u>Address/Description</u>	<u>Years</u>
ORIENTA BEACH CLUB	1025 RUSHMORE AVENUE	2004-2009

<u>Tax Year</u>	<u>Current Assessment</u>	<u>Proposed Assessment</u>	<u>Amount of Reduction</u>
2004	\$199,800	\$144,000	\$55,800
2005	\$199,800	\$133,600	\$66,200
2006	\$199,800	\$132,200	\$67,600
2007	\$199,800	\$132,400	\$67,400
2008	\$199,800	\$132,500	\$67,300
2009	\$199,800	\$132,500	\$67,300

Ayes: Robinowitz, Hofstetter, Ryan, Savolt
 Nays: None
 Recusal: Allison

E. Violence in the Workplace Resolution

Ms. Insardi informed the Board that in accordance with Section 27-B of the New York State Labor Law, the Board needs to adopt a Workplace Violence Prevention Policy. An assessment was sent to all employees and mandatory training given on this policy.

On motion of Trustee Ryan, seconded by Trustee Robinowitz:

WHEREAS, Section 27-b of the New York State Labor Law requires employers to perform a risk evaluation at each worksite and to develop and implement programs to prevent and minimize workplace violence caused by assaults and homicides; and

WHEREAS, the goal is to ensure that the risk of workplace assaults and homicides are regularly evaluated by public employers and that programs are implemented to prevent and minimize workplace violence; and

WHEREAS, public employers with a combined total of 20 or more full-time employees are required to develop and implement a written workplace violence prevention program and provide employee training on workplace violence preventions measures and other information contained within the employers written program; and

WHEREAS, the evaluation, training and education, and written workplace violence prevention program policy has been completed; and

NOW, THEREFORE, BE IT RESOLVED, that the Village of Mamaroneck hereby adopts the Workplace Violence Prevention Policy dated August 2009.

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

F. Meter Change on Jefferson/Van Ranst & Station Plaza

Mr. Slingerland informed the Board that after the agenda had gone out it was discovered that this was originally enacted by local law; therefore, a public hearing will need to be held to make the suggested changes to meter parking. He asked that the Board schedule a Public Hearing for the September 14 meeting.

On motion of Trustee Ryan, seconded by Trustee Hofstetter:

RESOLVED that a Public Hearing on Proposed Local Law 10-2009 be and is hereby scheduled for the Board of Trustee Meeting of September 14, 2009.

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

G. Resolution for EPF Grant Resolution

Mr. Slingerland stated that the Village has prepared a Master Plan for Harbor Island Park including moving the existing tennis facility, adding one tennis court and one multi-sport court and adding an additional soccer field, as well as traffic management. There is a grant application process that is in affect now, which the Manager would like to take advantage of if possible.

Mayor Savolt stated that this is the beginning of a grant process that could take years to complete, however, it is in no way to be construed as the approval of the agreement with Sportime. This is something that is still being negotiated.

On motion of Trustee Robinowitz, seconded by Trustee Ryan:

WHEREAS, the Village of Mamaroneck is seeking to begin the implementation of the Harbor Island Master Plan; and

WHEREAS, this first phase of work will include the relocation and expansion of the Sportime tennis facilities to add one tennis court and one multi-sport court, it will seek to add another exit from the park for better traffic management, and it will add an additional soccer field (there are currently three, which under-serves the community need, adding a fourth soccer field with associated drainage improvements to the new field and other fields to reduce field down-time); and

WHEREAS, these improvements to Harbor Island Park in total will include improvements to restore the previous tennis facility area to playing fields, add an additional new field with drainage improvements and provide additional parking to serve the increased number of fields;

NOW THEREFORE BE IT RESOLVED that the Village Manager and all other appropriate officials of the Village of Mamaroneck are hereby authorized and directed to take the necessary and appropriate actions to execute and file an application for funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993, requesting a grant amount not to exceed \$600,000 and upon approval of said request to enter into and execute a project agreement with the State for such financial assistance to the Village of Mamaroneck for a park improvement project for the existing and permanently dedicated Harbor Island Park in the Village of Mamaroneck, NY.

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

H. Reschedule September 7, 2009 Work Session

As the September 7 Work Session falls on a federal holiday, it needs to be rescheduled.

On motion of Trustee Hofstetter, seconded by Trustee Allison:

WHEREAS, the Board of Trustee Work Session scheduled for Monday, September 7, 2009 falls on Labor Day; and

WHEREAS, the Village offices will be closed as this is a National Holiday.

NOW THEREFORE BE IT RESOLVED that the Board of Trustee Work Session scheduled for Monday, September 7, 2009 be and is hereby rescheduled to Tuesday, September 8, 2009.

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

6. REPORT FROM VILLAGE MANAGER

A. File for the Record – NYSDOT Extension of Municipal Snow & Ice Agreement

The agreement for the period of 7/1/2009 – 6/30/2110 is being filed for the record with the Clerk-Treasurer.

B. Awarding of Bid for Cleaning Service

Mr. Slingerland stated that this needs to be tabled as the bid analysis was incorrect and the numbers are being recalculated.

C. Downtown Noise & Quality of Life Issues Ad-Hoc Committee Update

Mr. Slingerland reported that the committee has met several times and they are looking at the parking and lighting issues first as these are quick fixes. They are looking to have better lighting at all intersections of Mamaroneck Avenue and on Philips Park Road. Trustee Robinowitz, member of the committee, believes the committee is working very well together and there is currently discussion on having the store employees park in specific lots at a reduced rate with a merchants parking designation, so that the parking on Mamaroneck Avenue is freed up. They are also going to get the universal parking signs so that people know about the lots behind Mamaroneck Avenue. The committee is also looking at producing a map of the different parking areas.

Regarding noise, Mr. Slingerland and the Police Chief have met with the owners of Molly Spillane's and they have been cooperative; putting in hedges for screening and turning off their outdoor televisions and speakers late at night. They have also installed umbrellas to try and contain the noise. They are also working with an engineer on other ways to mitigate the noise. The Mayor stated that this is not the only establishment where there has been a complaint about noise.

D. Personnel Appointment

Mr. Slingerland informed the Board that Stephanie Pereyo has been appointed to the position of part-time Intermediate Clerk in the Law Department.

E. Update from July meeting

Mr. Slingerland stated that there were questions asked at the last meeting regarding alleged thefts in the Village offices and at the time, he had no information on this. He has since investigated these questions and would report on it, which follows.

Theft report, on past issues of theft activity in the Village of Mamaroneck in response to questions raised and inaccurate information given at the July 20, 2009 Board Meeting.

Approximately 2006

Amount -- \$1,100

Issue: Police were called to investigate a break-in at Recreation, where \$1,100 cash was stolen from a locked drawer. The Police Detective Bureau investigated the matter, but no one was ever caught.

Result: Procedures changed and now the Recreation Department has a safe, cash register and numbered receipts to ensure accountability.

April 2007

Amount -- \$2,650

Issue: A Recreation Department cash deposit was short in the amount of \$2,650. The matter went back and forth with the Bank, but was never resolved.

Result: Procedures changed so that Recreation is required to have regular reconciliations and deposits, and they have been assigned a cash drawer and a safe. They also utilize numbered receipts to ensure accountability.

August 2007

Amount -- \$400

Issue: A check was cashed on the parking account, in the amount of about \$400.

Result: It turned out the person who cashed the check was unauthorized to do so, and the bank was held responsible and returned all the money to the Village. Procedures changed so that now access to such checks is much more limited, and they are kept in a secure location until they are deposited.

Mayor Savolt stated that none of these incidences were reported to the Board. This has changed. If something like this happens again, the Board will be notified and the Village will prosecute to the fullest extent of the law.

7. FLOOD MITIGATION REPORT

Mr. Slingerland reported that on August 6th a letter to the DEC and Army Corps was filed to ask for a stream maintenance permit, which would allow us to use Harrison's Mud Cat. A follow up letter will be sent asking for permission to remove debris from the streams and rivers by hand for regular clean ups. The Building Department is working on pre-packaged flood improvement projects that homeowners can do to make their homes more flood compliant. A grant application for funds to upgrade the Flood Plan to an All Hazards Plan was submitted. Unfortunately the state has notified us that there are no funds available. At the same time, they announced a new Grant round and a Letter of Intent was sent by Mr. Slingerland.

8. REPORT FROM CLERK-TREASURER

Mr. Fusco reported that have been Bond Anticipated Notes that have been consolidated, saving the Village approximately \$80,000 in interest payments over the next year. The Board thanked Mr. Fusco for his work on this.

9. REPORT FROM VILLAGE ATTORNEY

Nothing to report.

10. REPORT FROM POLICE CHIEF

The Chief informed the Board that summons have been given to people using leaf blowers and that copies of the law (both in English and Spanish) have been handed out to local gardeners.

II. MINUTES – COMMISSIONS, BOARDS, COMMITTEES

The Mayor announced that C., Planning Board Minutes of June 25 & July 9, 2009 are being removed from the agenda as there are issues with these and they will not be accepted for the record. The following minutes are being accepted for the record.

Council of the Arts – June 9, 2009
Parks and Recreation – June 10, 2009
Ethics Board – July 8, 2009
BAR – June 18 & July 16, 2009

12. COMMUNICATON TO THE BOARD II

Mr. Norman Rosenblum of Carroll Avenue appeared. He asked why the Town of Rye is not included in the Tri-Municipal Human Rights Committee. Mayor Savolt stated that historically it has been the three municipalities and the Town of Rye is part of the Village of Mamaroneck. Mr. Rosenblum discussed the economic difficulties that municipalities are having and suggested adopting a hiring freeze until we know what cuts will be made at the state level. He also suggested adopting a policy as to the lists used to hire police officers and to ask for local lists, so that we are investing in the residents of the Village.

Ms. Lucia Tattavito of the Regatta appeared to thank Trustee Robinowitz for visiting four different units in the Regatta on a Friday night to hear the noise. Ms. Tattavito stated that the comment made by the Village Manager that Molly's is shutting off their electronics and bringing patrons in does not seem to be the case. The residents of the Regatta see no difference. The Manager believes that they are making good faith efforts to mitigate the noise; however, this will take time. Mr. Slingerland also stated that noise codes from other municipalities are being looked at.

Mr. Song of the Regatta appeared. He believes that the steps taken by Molly Spillane's are more for their benefit, not the residents. Mr. Song also noticed that the televisions are still on very late at night; anytime between 12 midnight and 2 a.m. Mr. Song stated that when this issue first began, the police would log complaints and he was now told that the officers cannot log a complaint unless they come to the complainants' residence to hear the noise. Chief Flynn said that this is not correct. That is not the policy. A complaint can still be logged; however, he did ask that when possible, an officer visit the apartment so that they can get an idea of the level of noise and take action if warranted.

Jean Starras of the Regatta appeared. She also sees and hears the televisions on very late at night, even if there is no one on the terrace. Ms. Starras also stated that when she called the police desk very light one evening, she was told that a complaint could not be made if an officer did not come to her apartment.

Another resident of the Regatta appeared to say that she no longer feels safe walking through the Village later at night, as her son was harassed walking home one evening from the train station. Chief Flynn asked the resident to have her son call the police if he sees anything unusual or feels threatened.

Mr. Louis Santoro of Palmer Terrace appeared. Mr. Santoro is a declared candidate for Trustee in the November election. He stated that about 10 years ago there were sound meters used when there was a problem with noise with a Washingtonville restaurant. He spoke with some police officers that used them at that time. He asked if the Village could go back to using those meters, perhaps by the building or fire departments as it seemed to eliminate the noise problem. Mr. Santoro was reminded that it is not exactly the same situation as the restaurants in the Village are given outdoor terrace permits. In October of last year, Mr. Santoro came to the Board regarding having police officers direct traffic during road construction. The Chief stated that if the County provides flagmen, then officers will not be deployed, if not, they can be.

Updates from the Board

Trustee Ryan informed the residents that as there was thunder and lightening during the scheduled movie at the Harbor, it is being re-shown on August 30 at dusk. Trustee Ryan also mentioned that there are two openings for the Council of the Arts. She asked that interested residents please send their resume. Trustee Ryan reported on the official opening of the Bocce court in Washingtonville. In regard to bike racks, the Committee for the Environment decided to donate some of the money they collect by recycling and from their budget for the purchase of these racks. Trustee Ryan announced the annual family campout to take place on September 12 and 13, a fishing rodeo on October 12 and teen softball night on September 12.

Trustee Robinowitz reminded residents of the Chamber's Celebrate Mamaroneck weekend coming up on September 12 and 13. More information is posted on the Village's website.

Trustee Hofstetter again wanted to thank the Fire Department for what they did for the Balsamo family.

Mayor Savolt received a letter from the Commodore of the Orienta Yacht Club complimenting Joe Russo, our Harbor Master. The letter will be put in Mr. Russo's personnel file.

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