

VILLAGE OF MAMARONECK BOARD OF TRUSTEES WORK SESSION
MONDAY, APRIL 4, 2011– 5:30 PM – ACTION MINUTES -- DRAFT
REGATTA CONFERENCE ROOM

Attendees:

Mayor Rosenblum, Trustees Santoro, Hofstetter and Ryan Staff – Village Manager Richard Slingerland, Clerk-Treasurer Agostino Fusco, Village Attorney Steven Silverberg, Assistant Village Manager Daniel Sarnoff.
Absent – Trustee Sid Albert

On the motion of Mayor Rosenblum, seconded by Trustee Ryan, the meeting was convened at 5:40 p.m. by vote of four in favor, none opposed, one absent.

Dr. Mark Levy, Director of the Community Counseling Center (CCC) appeared to discuss the upcoming Village Budget and funding for the CCC. He mentioned that the CCC needs another \$50,000 to close the budget gap, and asked the Board of Trustees to consider additional funding of a few thousand dollars.

Next, Item 8 was discussed regarding the IMA for Harrison and removal of a part of the “Road to Nowhere”. Keith Furey, P.E., participated via cell phone. He explained the permits that would be necessary to accomplish the project. He also referenced the Leonard Jackson Study, and stated that removing a small portion of the Road to Nowhere will lower the floodplain in a negligible way, less than six inches. He mentioned the Village had received preliminary cost-estimates of about \$35,000 from George Mgrditchian on the plan to take out about twenty feet of roadway. He estimated dredging would cost about \$500,000.

Trustee Santoro moved to go into Executive Session and the motion was seconded by Mayor Rosenblum. The purpose of the Exec. Session with the Village Attorney would be to discuss matters regarding the land use attorney, personnel, collective bargaining, and potential and ongoing litigation, including Pine Street and tax certiorari cases. Trustee Ryan asked why there was a need to go into Executive Session to discuss Pine Street. The Board asked the Village Attorney what he thought about discussing Pine Street in Executive Session. Mr. Silverberg gave the board his opinion that since there was potential for litigation involving the long-standing Pine Street issues, it should be discussed in executive session. Stuart Tiekert commented that potential litigation is not a legitimate reason for entering into executive session. Mr. Silverberg thanked Mr. Tiekert for his opinion and said based on his legal opinion and the history regarding the matter that he thought it would be appropriate to discuss the issue in Executive Session. At that point, Mr. Tiekert put a copy of the Open Meetings Law on the conference room table and suggested the Board might want to review it. Mr. Silverberg commented to Mr. Tiekert “why don’t you stay until after the Executive Session so you can hear what the outcome is when the Board is done”. A voice vote was taken, and with several ongoing conversations, it appeared that the Board agreed to go into Exec. Session, although all voices were not heard but the Mayor announced “passed unanimously”, and, without objection from any Board member, the Executive Session portion of the meeting was convened at 6:20 p.m.

Executive Session (approximate time 6:20 p.m. to 6:47 p.m.)

Items included meeting and discussion with Village Attorney.

After the Board ended Executive Session, the Board reconvened into public session and discussed the issue of Pine Street with Mr. Tiekert, including the possibility of litigation by either Mr. Panetta or the homeowners. Mayor Rosenblum said that the Administration is seeking two to three alternative scenarios to resolve this matter once and for all. Mayor Rosenblum and Trustee Hofstetter mentioned that there are matching funds available through a Federal grant that can apply to resolve the problems on Beach Avenue, and then in turn the Village could have a simpler, lower-cost solution to resolve Pine Street. Mr. Tiekert asked if Pine Street would go back to the Planning Board. Discussion ensued between the Board and Mr. Tiekert. Mr. Tiekert said that he felt that the Planning Board should say that Pine Street fails to meet the Village’s road standards, since it fails

the 1-percent grade requirements, and all of the utilities are above ground. Mr. Silverberg explained that the Village is trying to reach a reasonable compromise to put this matter to rest, but that if it could not be resolved, then the matter might have to go back to the Planning Board for review. Mr. Silverberg said that if we cannot reach a compromise, then we may end up back in litigation.

Public Work Session discussion and policy items		
#	Item	Status
1.	Budget discussion for Village Attorney's expenses	This matter will be determined upon selection of new Village and land use attorneys.
2.	Bond Authorization discussions	Discussed – to be brought forward at a future meeting
3.	National Arbor Day Resolution.	On next Board agenda
4.	Agreement w/O'Connor Davies Munns & Dobbins LLP for Auditing purposes	On next Board agenda
5.	Hudson Valley Electronic Banking Agreement	On next Board agenda
6.	LWRP Update Committee	On next Board agenda
7.	Request from County to utilize Village polling places for September Primary and November General Elections	On next Board agenda
8.	Draft project EAF and discussion of IMA for Town of Harrison for removal of small portion of dead end of Glendale Road (Mr. Furey participated by phone)	Discussion to continue at future work session.
9.	License Agreement request for fence at 607 Stiles Avenue	On next Board agenda
10.	Permit request for use of Harbor Island Park to host suicide prevention 5K walk "Out of Darkness" October 16, 2011	On next Board agenda Board requested applicant contact county to request sheriffs help with traffic control.
11.	Green provisions for Storm Water Management Law	Discussed – no action at this time.

On the motion of Trustee Ryan, seconded by Trustee Hofstetter, the meeting was adjourned at 7:43 p.m. by vote of four in favor, none opposed, one absent.

Minutes prepared by Sally Roberts Deputy Clerk and Richard Slingerland Village Manager.