

MINUTES OF A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF
MAMARONECK HELD ON MONDAY, JANUARY 24, 2011 AT 7:30 P.M. IN THE COURTROOM AT
VILLAGE HALL, MAMARONECK, NEW YORK

PRESENT:	Mayor	Norman S. Rosenblum
	Trustees	Louis N. Santoro Toni Pergola Ryan John M. Hofstetter
	Village Manager	Richard Slingerland
	Village Attorney	Steven Silverberg
	Clerk-Treasurer	Agostino A. Fusco
	Assistant Village Manager	Daniel Sarnoff
ABSENT:	Trustee	Sid Albert

MAYOR'S REPORT – THIS IS MAMARONECK

Mayor Rosenblum announced that this is a new program he is instituting. If there is a business or organization in the Village of Mamaroneck who would like to inform residents of their business or organization, they will have an opportunity to do so at a Regular Board Meeting. Praying Mantis Martial Art Institute demonstrated their Tai Chi and Martial Arts Programs.

FIRE CHIEF FOR A DAY

Mayor Rosenblum stated that we had an acting Fire Chief for the Day and he attended two active fires. Chief DeLitta introduced Fire Chief for a Day Josh Rubin and thanked him for his interest in service and congratulated him on being Fire Chief. Chief DeLitta is looking forward to having Josh be a Volunteer Fire Fighter soon.

EAGLE SCOUT AWARD

Mayor Rosenblum congratulated Mike Ianello for achieving the rank of Eagle Scout.

CERTIFICATES OF APPRECIATION

The Mayor awarded the following outgoing Committee Members with Certificates of Appreciation:

Elsa Puerto-Rubin – CFTE
Rose Silvestro – MATF
Cindy Goldstein – Flood

Manny Enes – MATF
Lloyd Green – Ethics
Carlo Reca – Traffic
Craig Casterella – Budget
Mindy Gibson – Budget
Tony Weiner – HCZM
Cary Sleeper – HCZM
Saidur Dawn – MATF
Bob Galvin – Planning
Stuart Tiekert – Tree
Danny Goetz – Tree
Steve Goldstein – HCZM
George Belsito – HCZM
Tim Keebe – HCZM
Howard Jordan – Rec & Parks
Michael Hynes – MATF

1. COMMUNICATIONS TO THE BOARD

Ms. Nikki Deshinsky of the Mamaroneck Emergency Medical Services appeared. She reminded residents that MEMS have been seeking funds to replace their ambulances as they are old, in disrepair and in need of replacement. Ambulances cost anywhere from \$110,000 and up. Fundraising began years ago and when finding themselves short, they reached out to different agencies. One of their volunteers suggested that they apply to FEMA for an Assistance to Firefighters Grant. It is rare for an agency that is not affiliated with a fire department to be awarded a grant, but they tried none the less. MEMS was informed last week that they were awarded the Grant in the maximum amount of \$99,750 to be used for the purchase of a new ambulance. Ms. Deshinsky thanked all who wrote the grant and Senator Gillibrand, who wrote a letter in support of the grant. In addition to this, Nikki received a call from residents Ina and Arthur Gordon, who recently needed the use of an ambulance and were so impressed by the professionalism of the staff that when hearing that they were need of a new ambulance, they began fundraising on their own. They asked anyone who wanted to send Mr. Gordon a gift when he was in the hospital, to send a check made payable to MEMS instead. They raised a total of \$8,500 and informed her that they will continue to fundraise. The money from the grant along with the money raised by the Gordons will enable MEMS to buy a new ambulance. Ms. Deshinsky also found out that Mamaroneck Shares will donate the proceeds of one of their events to MEMS. Ms. Deshinsky is so appreciative of the grant, the Gordons and Mamaroneck Shares and reminded residents that the fundraising never ends as it takes years to raise enough money to buy a new ambulance, so as soon as one is bought, funds for the next need to be raised. Ms. Deshinsky thanked the Larchmont Volunteer Ambulance Corps for loaning an ambulance to Mamaroneck when both of theirs were down. Ms. Deshinsky gave information for those who would like to make a donation to MEMS.

Mayor Rosenblum stated that due to the vandalism that has taken place recently to cars in the railroad parking lots, the Village is looking into security cameras and the Police Department will be making a presentation on this at the February 14, 2011 meeting.

2. APPROVAL OF MINUTES

A. Minutes of BOT Regular Meeting of January 10, 2011 (Including Public Hearings)

Trustee Ryan sent non substantive corrections to the minutes to Ms. Roberts, which will be made.

On motion of Mayor Rosenblum, seconded by Trustee Ryan:

RESOLVED that the Minutes of the Board of Trustees Regular Meeting of January 10, 2011 with the corrections made by Trustee Ryan be and are hereby approved.

Ayes: Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

Absent: Albert

3. AUDIT OF BILLS

Trustee Hofstetter stated that he is uncomfortable including the bill from the previous Village Attorney in this audit as in September he requested billing information from Ms. Derrico and was told that there wasn't any. Mayor Rosenblum believes that this question was discussed in Executive Session after the last meeting and he also believes that the majority of the Board was satisfied with the answers they received. The bill was amended to meet the Board's concerns and he is not uncomfortable paying this. Trustee Hofstetter stated that on September 15, 2010 he sent an email to the Clerk-Treasurer's office asking for copies of any time sheets and/or bills for the months of July, August and September and he was told that none existed. The only thing he was given was a copy of her monthly retainer invoice. He specifically asked at that time for a breakdown of the work done and nothing existed at that time. He reiterated that he is uncomfortable paying a bill for services that he was told previously did not exist. Trustee Santoro stated that this breakdown was supplied to the Board in December. Trustee Ryan stated that on the revised invoice, the Village is not paying for any work done before Ms. Derrico's contract was signed in February, as she was not "on the books". Trustee Santoro disagrees with that statement as Ms. Derrico was paid her retainer fee for December, January and February, which was approved by all Board members; therefore, she was "on the books". Trustee Ryan checked the minutes of the meetings Ms. Derrico billed for and she was listed as attending all of these meetings. Trustee Ryan stated that there is

a deep feeling of disappointment that the billing came many months after the meetings took place. Trustee Ryan would have liked to have had their questions answered in a more timely fashion, but they were answered by Ms. Derrico.

Trustee Hofstetter stated that he will be voting no, as his questions regarding not having any bills in September when he asked for them have not been answered and he is therefore uncomfortable paying this amount. Trustee Ryan stated that she will be voting yes as her questions were answered, and the Village is not paying for any expenses incurred before Ms. Derrico's contract was signed. She is sorry that they did not pay closer attention to the abstract when they approved the retainer payments for this period. Trustee Ryan is also concerned that there would be greater issues resulting if the Board continues to hold off on paying the invoice.

On motion of Trustee Santoro, seconded by Mayor Rosenblum:

RESOLVED that the Abstract of Audited Vouchers listed below dated January 24, 2011, copy being filed with the Village Clerk, be and the same are hereby ordered paid:

General Fund	\$ 232,786.11
Capital Fund	13,535.98
Expendable Trust	285.00
Agency Fund	4,983.67
	<u>\$ 251,590.76</u>

Ayes: Ryan, Santoro, Rosenblum

Nays: Hofstetter

Absent: Albert

4. OLD BUSINESS

A. Authorization for Village Manager to Execute Agreement with U.S. Sports Institute

**RESOLUTION RE:
AUTHORIZATION TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH US
SPORTS INSTITUTE**

WHEREAS, a mission of the Village of Mamaroneck Recreation Department is to provide a wide variety of activities that enhance and promote the cultural, social and educational experiences of the residents of the Village of Mamaroneck; and

WHEREAS, in pursuit of this mission, the Village is desirous of offering sports clinics and instructional programs to Village residents; and

WHEREAS, the Village has negotiated a professional services agreement with US Sports Institute to provide such programs.

On motion of Trustee Ryan, seconded by Trustee Santoro:

RESOLVED, that the Village Manager is herein authorized to execute a professional services agreement with US Sports Institute, 12 Maiden Lane, Suite 3, Bound Brook, NJ 08805.

Ayes: Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

Absent: Albert

B. Resolution Adopting Tree Planting Guidelines

**RESOLUTION RE:
ESTABLISHING GUIDELINES FOR THE PLANTING OF STREET TREES WITHIN THE PUBLIC
RIGHT-OF-WAY**

WHEREAS, pursuant to §318-9 of the Village Code, the Village Tree Committee is responsible for determining guidelines for the distance that street trees may be planted from curbs or curblines within the Village of Mamaroneck; and

WHEREAS, in accordance with this responsibility, the Tree Committee has reviewed the planting of street trees by the Village of Mamaroneck and has determined that the following guidelines should be used for the planting of Village street trees and followed to the maximum extent practicable:

1. Streets with sidewalks (Street Side)

Center of tree shall be planted at least one foot from the inside edge of the street curb and the sidewalk with a minimum two foot planting strip.

2. Streets with sidewalks (Property Side)

Center of tree shall be planted at least two feet from sidewalk and within the Village right-of-way.

3. Streets without sidewalks

Center of tree shall be planted at least five feet from the edge of the pavement.

On motion of Trustee Hofstetter, seconded by Trustee Ryan

RESOLVED, that the Village Board herein adopts these policy guidelines, as determined by the Village's Tree Committee, for the planting of street trees located within the public right-of-way; and be it further

RESOLVED, that a certified copy of this resolution be filed in the Village Clerk's Office and copies distributed to the Village Manager and the General Foreman of the Department of Public Works.

Ayes: Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

Absent: Albert

C. Amendment to Traffic Resolution Passed for Harrison Avenue

WHEREAS, at their meeting of December 20, 2010, the Board of Trustees adopted a resolution recommended by the Board of Traffic Commissioners to improve queuing and safety of vehicles lining up to drop-off and pick-up students from the Daniel Warren School, and to improve the safety of pedestrians walking to school; and

WHEREAS, the Board of Traffic Commissioners has requested that the drop off time be amended to begin at 2:15 p.m., not 2:30 p.m. as originally adopted.

On motion of Trustee Hofstetter, seconded by Trustee Ryan:

RESOLVED, that the following amendment to Chapter 326 (Vehicle & Traffic Section 86 (Schedule XXI – Parking Prohibited Certain Hours) of the Code of the Village of Mamaroneck be and is hereby adopted.

Section 88, Schedule XXI

PARKING PROHIBITED CERTAIN HOURS

RESCIND:

<u>Name of Street</u>	<u>Side</u>	<u>Hours/Days</u>	<u>Location</u>
Harrison Avenue (N.Y. Route 127)	West	From 8:00 a.m. to 9:00 a.m. and from 2:30 p.m. to 3:30 p.m. on school days	From the northern most driveway of the Daniel Warren School to West Street

-and-

ADD:

<u>Name of Street</u>	<u>Side</u>	<u>Hours/Days</u>	<u>Location</u>
Harrison Avenue (N.Y. Route 127)	West	From 8:00 a.m. to 9:00 a.m. and from 2:15 p.m. to 3:30 p.m. on school days	From the northern most driveway of the Daniel Warren School to West Street

Ayes: Hofstetter, Ryan, Santoro, Rosenblum
 Nays: None
 Absent: Albert

5. NEW BUSINESS

A. Authorization to Execute IMA for Rye Town Dissolution Study

Mayor Rosenblum gave the history of this study. He asked that any resident who has any comment or concern, to please send them to the Village. Trustee Hofstetter reminded residents that all parties would have to agree on the conditions of the dissolution before it moved forward.

**RESOLUTION RE:
 AUTHORIZATION TO EXECUTE AN INTERMUNICIPAL AGREEMENT TO PARTICPATE IN
 THE RYE TOWN DISSOLUTION STUDY**

WHEREAS, the Town of Rye was originally established by the New York State Legislature in 1788 with borders that extended from the Town of Mamaroneck to the south, the Town of Harrison to the east and the Town of Greenwich, CT to the north and covered an area of approximately 27.4 square mile, of which approximately 14.7 were underwater lands; and

WHEREAS, over the years, the function and size of the unincorporated Town changed as new local governments incorporated, the first major change occurring in 1868 when the Village of Port Chester incorporated, followed by the incorporation of the “Rye Neck” section of the Village of Mamaroneck in 1895, the incorporation of the City of Rye in 1942, and the Village of Rye Brook in 1982; and

WHEREAS, when the new City of Rye annexed the land area that formerly belonged to the Town, the “Rye Neck” section of the Village of Mamaroneck and the remaining area of the Town of Rye were physically separated making it a noncontiguous Town; and

WHEREAS, since the incorporation of Rye Brook in 1982, the Town of Rye's municipal services have been limited to assessment, collection of Westchester County and various School District tax levies; and operation of various recreational facilities; and

WHEREAS, by resolution dated March 15, 2010, the Village Board of Trustees authorized the Village of Mamaroneck's participation in a grant to the New York State Department of State (NYS DOS) under its Local Government Efficiency Grant Program to perform a study of the potential dissolution of the Town of Rye, said grant request, providing for \$50,000 in funding from the NYS DOS and \$15,000 in cash matches to be provided by the Town of Rye and the Villages of Port Chester and Rye Brook; and

WHEREAS, the Village of Mamaroneck is not responsible for any monetary contribution for this grant program; and

WHEREAS, the NYS DOS approved this Intermunicipal grant application and the communities have met on several occasions to discuss the framework of an Intermunicipal Agreement to formalize the relationship among the participating municipalities and the drafting of a Request for Proposals (RFP) to retain a qualified firm to perform such a dissolution study; and

WHEREAS, the appropriate Intermunicipal Agreement has been finalized and in order to move forward with RFP process, it is necessary to authorize the execution of such Intermunicipal Agreement; and

WHEREAS, among the important provisions of the agreement, the chief elected officials and chief administrative officers of each community shall serve as members of the steering committee that will select and work with the consulting firm that will conduct the Rye Town dissolution study.

On motion of Trustee Ryan, seconded by Trustee Santoro:

RESOLVED, that the Mayor is herein authorized to execute an Intermunicipal Agreement with the Town Of Rye and the Villages of Port Chester and Rye Brook formalizing its participation in the Rye Town Dissolution Study; and be it further

RESOLVED, that the Mayor and Village Manager are herein authorized to undertake such administrative acts as may be required to satisfy the terms of this agreement and grant program.

Ayes: Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

Absent: Albert

B. Approval of Fee and Fine Schedule for 2011

Mr. Slingerland reviewed the changes to the Fee and Fine Schedule. He did ask the Board for direction on the fee paid per square foot for an annual sidewalk café license. The Board agreed to a fee of \$3.25/square foot. Mr. Slingerland also brought up the fee charged for film permits and the discretion between private and public property, as many municipalities do not differentiate between private and public property fee. Mr. Slingerland is suggesting a fee of \$300 or \$400 per day. Mr. Slingerland also suggested charging an extra fee for later hours. The Board agreed to eliminate the difference of fee between public and private property and to have just one fee for a film permit, whether it is on private or public property, and to charge an increased fee for longer hours. Trustee Hofstetter brought up the subject of police overtime for street closures and asked Mr. Slingerland to put together the overtime process and how it gets attributed to officers when it involves street and road closures. The Board also asked Mr. Slingerland for a list of properties having license agreements. Mayor Rosenblum asked that the Village Attorney review this list as well.

RESOLUTION
ADOPTING AN UPDATED FEE SCHEDULE
FOR CHAPTER A347 IN THE CODE
OF THE VILLAGE OF MAMARONECK

BE IT RESOLVED, that the current fees set forth in Chapter A347 of the Code of the Village of Mamaroneck is deleted, and the following updated schedule is adopted, as follows

(See following Excel Spreadsheet)

BE IT FURTHER RESOLVED, that additional non-codified Village Fees shall be amended and increased as follows:

Additional fees to be increased or amended:

Women's softball – increase by \$100

Mens' softball – increase by \$100

Staff camp discount – 50% for full time, permanent employees only, not seasonal employees

Parking Rates Recommendation:

1. Delete Schedule of Parking Rates at the end of this chapter
2. Enact a pro-rating of the annual sticker fees by month, eliminating half-month rates, rounded to the nearest whole-dollar amount.

Ayes: Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

Absent: Albert

Chapter and Title	fee purpose	Current Fee amount	Proposed Fee, rounded if necessary
Chapter/Type of Application, License or Permit -- Fee			
Chapter 88, Alarm Devices and Systems	Alarm system permit, annual fee	\$30	\$31
False alarm charges	First 3	no charge	no charge
	4th through 10th, each	\$100	\$102
	11th or more, each	\$500	\$510
Chapter 96, Amusements			
Article I, Places of Amusement	Billiard or pool halls, annual license fee, per table	\$50	\$51
	Bowling alleys, annual license fee, per lane	\$50	\$51
	Circuses, per day	\$750	\$765
	Common shows, per day	\$150	\$153
	Park license, per day or event	Up to \$2,000	up to \$2,000
	Shooting galleries	\$100	\$102
	Theaters, annual license fee	\$75	\$77
Article II, Mechanical Amusement Devices	Operation of mechanical amusement devices, annual license fee per device	\$125	\$128
	Maintenance of premises containing mechanical amusement devices, annual license fee, per premises	\$75	\$77
Chapter 100, Antennas			
Article II, Satellite antennas	New satellite antenna erection, placement or construction	\$25	\$26
	Existing satellite antenna relocation, alteration, reconstruction or enlargement	\$15	\$15
Chapter 106, Auctions and Auctioneers	Fee per day, or per event, whichever is greater	\$50	\$51
Chapter 116, Bingo	Operation of games, per occasion	\$100	\$102
Chapter 120, Blasting and/or Chipping	Blasting permit	\$5,000	\$5,100
	Chipping permit	\$2,000	\$2,040

Chapter 126, Building Construction	Article I, Building Department and permits		
	See Article II of this Chapter A347		
Chapter 150, Dance Halls and Cabarets	Annual license	\$150	\$153
	Per-event charge for outdoor, on-street, Downtown	\$50	newly codified fee
Chapter 164, Electrical Standards and Permit Fees	Electrical job permit	\$50, plus \$10 for each additional \$1,000 cost of work	\$50, plus \$11 for each additional \$1,000 cost of work
Chapter 178, Film Permits	Per day, 8 am to 6 pm	\$750	\$765
	Per day, early start or late finish, 7am to 10pm	\$1,000	\$1,020
	Parking of vehicles on public roads related to filming operation, per vehicle space, per day	\$10 at a meter; and \$20 at non-metered spaces, per vehicle	
Chapter 182, Fire Prevention			
Article II, Places of Public Assembly	Annual fire prevention permit fee	\$100	\$102
Article III, Hazardous Materials	Annual fire prevention permit fee		
	Flammable or combustible liquids (tank capacity, in water gallons)		
	0-20,000 gallons	\$100	\$102
	20,001 to 50,000 gallons	\$300	\$306
	Over 50,000 gallons	\$500	\$510
	Flammable solids (weight, in pounds), including explosives or ammunition of any kind		
	Each 1,000	\$50	\$51
	Compressed gases, including but not limited to welding gases (number of cylinders, in pounds)		
	Up to 10	\$50	\$51
	Per cylinder over 10	\$5	\$5
	Spray booths, dipping operations, lumberyards or woodworking shops, garages, fuel stations, repair operations, fuel pumping stations, body shops without spray operations, manufacture of organic coatings, furnaces and/or ovens, spraying operations including but not limited to fumigation or pesticides, etc.		
	Per facility	\$100	\$102
	Each additional class (if more than one operation)	\$25	\$26

		fee eliminated, and merged into Building Permit	
Chapter 186, Flood Damage Prevention	Flood plain development permit		
Chapter 192, Freshwater and/or Tidal Wetlands	Permit application fee	\$200	\$204
Chapter 200, Garbage, Rubbish and Refuse			
Village transfer station deposition	Up to 500 pounds	\$10	\$250 annual fee per company
	500 to 1,000 pounds	\$20	(Village does not operate a scale)
	1,000 to 1,500 pounds	\$30	eliminate
	1,500 to 2,000 pounds	\$40	eliminate
	Each additional 500 pounds	\$10	eliminate
Enclosure and screening of trash containers, receptacles or dumpsters	Review and permit	\$150	\$153
	Renewal, every 3 years	\$100	\$102
		Current Fee	Proposed Fee -- Rounded
Harbor and Watercraft			
Chapter 210, Harbor and Watercraft			
Annual municipal dock permits			
Dinghy (maximum length 12 feet)	Resident	330	337
	Resident senior	\$255	260
	Nonresident	\$450	459
13 feet	Resident	\$355	362
	Resident senior	\$275	281
	Nonresident	\$710	724
14 feet	Resident	\$380	388
	Resident senior	\$295	301
	Nonresident	\$765	780
15 feet	Resident	\$410	418
	Resident senior	\$320	326
	Nonresident	\$815	831
16 feet	Resident	\$525	536
	Resident senior	\$405	413
	Nonresident	\$1,050	1071
17 feet	Resident	\$555	566

	Resident senior	\$430	439
	Nonresident	\$1,115	1137
18 feet	Resident	\$590	602
	Resident senior	\$460	469
	Nonresident	\$1,175	1199
19 feet	Resident	\$625	638
	Resident senior	\$485	495
	Nonresident	\$1,250	1275
20 feet	Resident	\$655	668
	Resident senior	\$510	520
	Nonresident	\$1,315	1341
21 feet	Resident	\$690	704
	Resident senior	\$535	546
	Nonresident	\$1,380	1408
22 feet	Resident	\$720	734
	Resident senior	\$560	571
	Nonresident	\$1,440	1469
S-floats 23 feet up to 25 feet	Resident	\$1,060	1081
	Resident senior	\$850	867
	Nonresident	\$2,120	2162
Issuance of replacement decal		\$10	10
Exchange of permits		\$10	10
Locker fee	Resident	\$45	46
	Resident senior	\$45	46
	Nonresident	\$70	71
Annual guest mooring space permits (maximum seven-day stay per permit)	Commercial marinas or commercial boatyards, per space, per season	\$80	82
	Yacht clubs, per space, per season	\$80	82
			0
Mooring tackle and buoy permits, annual administrative fees	Vessels moored offshore, per foot	\$12	12
	Issuance of replacement decal	\$10	10
	Exchange of permits	\$10	10
Kayak rack fees	Resident -- Annual	\$125	128
	Nonresident -- Ann	\$250	255
Kayak ramp fees	Daily parking for cars with kayak(s)	\$5	5
	Daily use of the ramp or beach, per kayak	\$5	5
Ramp -- Boats	Daily use of ramp and parking for car-top boats	\$20	20
	Daily use of ramp and parking for cars with trailers	\$30	30
Seasonal use of ramp and parking for car-top boats	Resident	\$80	82
	Nonresident	\$135	138

Seasonal use of ramp and parking for cars with trailer	Resident	\$145	148
	Nonresident	\$210	214
NOTE: The ramp will be closed each year for the Firemen's Parade in July and the Antique Car Show in September and for the Harbor Fest/Street Fair in the spring.			
Off-season storage of private floats in Inner Harbor, per linear foot	per linear foot	\$4	4
Offshore service floats, per float, up to 400 square feet (2010)	up to 400 sq. feet	\$1,250	1275
Work floats, per float, over 400 square feet, not to exceed 2,000 square feet (2010)	400 s.f. to 2000 s.f.	\$1,500	1530
Fishing charter operator license, per calendar year (Recreational only)		\$2,000	2040
Chapter 226, Housing Standards	Rooming house license, per unit	\$15	15
Chapter 234, Laundries and Dry Cleaning	Coin-operated laundry or dry cleaning, annual license fee, per machine	\$25	26
Chapter 246, Motels			
Number of housing or lodging units on premises	1 to 10, annual license fee	\$175	179
	11 to 49, annual license fee	\$350	357
	50 or more, annual license fee	\$600	612
	Variance application, filing fee	\$50	51
Chapter 274, Peddling and Soliciting	Annual license fee		
	Residents, plus cost of fingerprint background check	\$100	102
	Nonresidents, plus cost of fingerprint background check	\$150	153

NOTE: Fingerprint background checks may or may not be required for one-time vendors, such as those applying to sell at fairs or carnivals, rather than for a full year, at the discretion of the Village Manager, upon consultation with the Police Chief.			
	Identification card replacement	\$15	15
Chapter 278, Plumbing and Sewer Connection Fees	Plumbing and/or sewer work permit	\$50, plus \$10 for each additional \$1,000 cost of work	\$50, plus \$11 for each additional \$1,000 cost of work
Chapter 285, Sidewalk Cafes	Annual permit fee, per square foot of public property	\$3	\$3.05
Chapter 286, Signs	New sign erection, placement or painting		
	Permanent sign application	\$50	51
	Marquee annual inspection	\$50	51
	Temporary sign	\$20	20
Chapter 296, Streets and Sidewalks	Article I, General Provisions		
	Curb cut permit		
	Per curb cut, up to 25 linear feet	\$150	153
	Per linear foot over 25	\$1	1.10
	Sidewalk repair permit	\$150	153
	Street opening permit		
	Per street opening, up to 25 square feet	\$150	153
	Per each additional 50 square feet	\$15	15
NOTE: All curb, sidewalk and street permits require a bond of \$500 per opening.			
Chapter 308, Taxicabs			
	Annual taxi license, per vehicle	\$100	102
	Annual taxi driver's license, plus cost of fingerprint background check	\$50	51
	License transfer	\$50	51
Chapter 316, Trapshooting	Permit fee, per day or per event	\$50	51

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Chapter 326, Vehicles and Traffic	Annual fee for issuance of decals for commuter areas (RR)	\$420	428
	Annual fee for issuance of decals for general areas (GP and GP-1)	\$420	428
	Annual fee for issuance of decals for overnight parking in permitted general parking areas known as "Hunter Lot," "Spencer Lot," "Prospect Lot" and "Johnson Lot" (ON)	\$140	143
	Annual fee for issuance of decals for parking in permitted general parking area known as "Regatta Area" (RP)	\$210	214
	Annual fee for issuance of decals for parking in permitted general parking area known as "Continental View Area" (CV)	\$180	184
	Annual fee for issuance of GP decal and an ON decal which are purchased at the same time for the same vehicle	\$460	469
	Annual fee for issuance of decals for nonresident commuter areas (NRR)	\$580	592
	Annual fee for issuance of decals for overnight parking for taxis in permitted general parking area known as "Spencer Lot"	\$230	235
	Annual fee for issuance of merchant parking permit, whether by sticker or permit tag, which may be issued to merchant or employee, for specific parking lot or on-street parking area	\$460	469
	Semi-annual fee for issuance of merchant parking permit, whether by sticker or permit tag, which may be issued to merchant or employee, for specific parking lot or on-street parking area	\$250	255
	Quarterly fee for issuance of merchant parking permit, whether by sticker or permit tag, which may be issued to merchant or employee, for specific parking lot or on-street parking area	\$135	138
	Replacement decal	\$10	10
	Schedule of Parking Rates at the end of this chapter shall be deleted. Parking permits for less than a year will be prorated on a monthly basis. There will be no pro-rated refund on returned parking stickers.		
Chapter 338, Wireless Telecommunications Facilities	Application fee	\$250	255
	Permit fee		
	Freestanding tower	\$5,000	5100
	Applied facility	\$2,000	2040
	Collocation	\$2,000	2040
	Modification	\$500	510
Chapter 342, Zoning	Application for notice of appeal, interpretation or variance		
	1- or 2-family homes	\$125	128
	3- to 5-family homes	\$175	179
	All residential types other than 1- to 5-family homes	\$350	357
	Boat and boat trailer storage permit application	\$125	128
	Fence permit application	\$125	128
	Recreation fee in lieu of contribution of land, per unit or per lot created, whichever is the greater amount	\$7,500	7650
	Sign variance and appeal applications	\$175	179
	Site plan review application		
Residential development			
	Per housing unit	\$250	255
	Per parking space	\$15	15

Nonresidential development			
	Per 1,000 square feet of nonresidential space	\$100	102
	Special permit applications (commercial/industrial)	\$350	357
	Special permit or variance, application for extension of	\$100	102
	Subdivision application		
	Per lot, up to 2 lots	\$200	204
	Per lot, over 2 lots	\$100	102
ARTICLE II, Building Permit Fees			
§ A347-2. Fee and estimated cost schedule.			
Upon the approval of an application for a building permit, the following fees shall be payable to the Village of Mamaroneck:			
A.	Building permit: amount of fees. The amount of fees payable under this subsection shall be determined by rates per \$1,000 of the cost of construction, additions, alterations, temporary construction, or moving of a building as determined by the Building Inspector and certified upon completion of construction and are as follows:	\$50, plus \$10 for each additional \$1,000 cost of work	\$50, plus \$11 for each additional \$1,000 cost of work
	-1		
B.	For changes in approved plans:	\$75.00	77
C.	Demolition permit:	\$50, plus \$10 for each additional \$1,000 cost of work	\$50, plus \$11 for each additional \$1,000 cost of work
D.	Work without a permit. Failure to obtain a building permit or a demolition permit or to pay the fee noted hereinabove prior to taking action associated with the permit or fee shall double the fee.		
E.	Certification letter in lieu of a certificate of occupancy:	\$100.00	102
F.	Certificate of occupancy:		
	-1 Per residential unit (includes co-ops), addition or structure:	\$100.00	102
	-2 Per retail or commercial unit:	\$250.00	255
ARTICLE III, Fees Not Related to Code			
§ A347-3. Harbor Island fee schedule; tennis fees in other parks.			
A.	Fees for the use of Harbor Island park facilities shall be as follows:		
	-1 Harbor Island Beach and Pavilion.		
(a)	Season tickets.		
[1]	Residents of Village of Mamaroneck.		
[a]	Family:	\$60.00	no change
[b]	Individual:	\$30.00	no change
[c]	Senior citizens -- Lifetime:	\$6.00	\$20

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[2]	Nonresidents (includes parking).		
[a]	Individual:	\$100.00	102
[b]	Family:	\$200.00	204
[3]	Replacement pass:	\$6.00	6
(b)	Daily bathing beach tickets.		
[1]	Children:	\$2.00	no change
[2]	Adults:	\$3.50	\$4
[3]	Resident senior citizens:	\$0.50.	\$1
-2	Harbor Island Beach and Pavilion parking.		
(a)	Season tickets, per car.		
[1]	Residents of Village:	\$25.00	\$30
[2]	Nonresidents:	\$50.00	\$60
(b)	Daily tickets, per car.		
[1]	Monday through Friday, excluding holidays:	\$3.00	no change
[2]	Saturday, Sunday and holidays:	\$5.00	no change
[3]	Resident senior citizens: free.		
-3	Tennis fees at Harbor Island Park are determined by a private vendor in accordance with its license agreement with the Village of Mamaroneck.		
-4	Day camp.		
(a)	2009 early registration:		
[1]	Kindergarten:	\$639.00	652
[2]	Grades 1 - 6:	\$714.00	728
[3]	Grade 7 - 9:	\$794.00	810
[4]	Early drop-off -- additional chg:	\$110.00	112
(b)	2009 regular registration:		
[1]	Kindergarten:	\$729.00	744
[2]	Grades 1 - 6:	\$804.00	820
[3]	Grade 7 - 9:	\$884.00	902
[4]	Early drop off:	\$140.00	143
[5]	Multiple child discount:	\$25.00	26
	NOTE: Nonresidents may attend the day camp at the same registration fees as residents. Ninth grade campers may attend the day amp at the same registration rate as 7th and 8th grade campers.		
	Note 2: Village FT employees may have their children attend camp at 50% reduction in overall fee.		
B.	Tennis fees.		
-1	Residents, annual fee.		
(a)	Family:	\$250.00	Staff recommends
(b)	19 years of age and older:	\$125.00	eliminating this fee
(c)	Under 19 years of age:	\$45.00	at this time, for
-2	Nonresidents, annual fee.		future consideration

(a)	Individual:	\$395.00	
*NOTE -- These are for Village of Mamaroneck tennis courts in parks owned by the Village except for Harbor Island Park, which are operated by a private vendor.			
§ A347-4. Police Department administrative fees.			
The Chief of Police of the Village of Mamaroneck, or his designated agent, is hereby authorized to charge administrative fees, payable to the Village of Mamaroneck, for the following:			
A.	Issuance of a police report:	\$10.00	no change
B.	Issuance of a good-conduct certificate:	\$10.00	no change
C.	Processing of a fingerprint card:	\$10.00	no change
			end

C. Authorization to Execute Agreement for Data Management Services

**RESOLUTION RE:
AUTHORIZATION TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT FOR
SCANNING ON BUILDING DEPARTMENT RECORDS**

WHEREAS, a challenge faced by the Village is that building permit documents created prior to the implementation of the current building permit management system in 2005, totaling approximately 15,000 building permit files, have not been scanned and are still kept in paper format which includes approximately 400,000 sheets of paper and 40,000 building plans; and

WHEREAS, in order to address this issue, staff prepared a Request for Proposals for qualified firms to scan all existing building permit records kept in paper format so that it can be incorporated into the existing building permit management system; and

WHEREAS, the Village received two responses to its RFP with the most favorable proposal received from New York GIS Group, Inc. and Large Document Solutions (NYGIS-LDS), as it has no cost to the Village; and

WHEREAS, under the NYGIS-LDS proposal, the project will be financed privately by NYGIS-LDS with revenues generated from fees paid by subscribers who will be allowed to access publicly available building permit information and print it remotely via web portal, such fees to be negotiated through a future revenue sharing agreement.

On motion of Trustee Ryan, seconded by Trustee Santoro:

RESOLVED, that the Village Manager is herein authorized to execute a professional services agreement with New York GIS Group and Large Document Solutions; and be it further

RESOLVED, that the Village Manager is herein authorized to undertake such administrative acts as may be required pursuant to the terms of the agreement.

Ayes: Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

Absent: Albert

D. Designation of Ad Hoc Committee to Review Dogs in Parks Conceptual Proposal

Trustee Hofstetter stated that he would like to see an expected end date or date of delivery of a report from this committee. The Board agreed to ask the committee to have a report prepared five months from the time when this committee has a full complement and their first meeting. The Mayor asked that any resident who is interested in serving on this committee to please contact Village Hall.

**RESOLUTION RE:
APPOINTMENT OF MEMBERS TO AD HOC COMMITTEE TO STUDY DOGS IN VILLAGE
PARKS**

WHEREAS, pursuant to §260-4(F) of the Code of the Village of Mamaroneck, dogs are not allowed in Village parks except under limited circumstances; and

WHEREAS, during calendar year 2010, several residents asked the Village Board to revisit this policy and in attempt to foster a community discussion on this matter, the Village prepared Proposed Introductory Local AA-2010 which would have allowed dogs in Village Parks so long as they were controlled on leashes no greater than six (6) feet in length; and

WHEREAS, a public hearing on Proposed Local Law AA-2010 was held on October 12, 2010 at which 12 speakers appeared before the Board to comment on the proposed law both for and against any changes; and

WHEREAS, as there was no general consensus from the public, as a next step in the process, it was recommended that an ad hoc committee be formed to study this matter and make further recommendations to the Village Board with individuals appointed to such a committee to represent a cross section of those who spoke both for and against any changes to the Village Code.

On motion of Trustee Ryan, seconded by Trustee Hofstetter:

RESOLVED, that the Village Board herein authorize the formation of an Ad Hoc Committee to study this issue of dogs in village parks to include up to five (5) members; and be it further

RESOLVED, that Lauren Heiss of Rushmore Avenue, Sean Gormley of Florence Avenue and Thomas Cook representing the Parks & Recreation Committee are herein appointed to serve on such Ad Hoc Committee.

Ayes: Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

Absent: Albert

E. Approval to Execute County EAP Renewal Contract

**RESOLUTION RE:
AUTHORIZATION TO EXECUTE AN AGREEMENT WITH WESTCHESTER COUNTY TO
PARTICIPATE IN ITS EMPLOYEE ASSISTANCE PROGRAM**

WHEREAS, Westchester County (County) administers an Employee Assistance Program (EAP) for the Village of Mamaroneck which offers Village employees an opportunity to actively seek assistance with various social, economic or familial difficulties followed by a referral to a community resource that works within their health insurance plan; and

WHEREAS, the County EAP is a tremendous resource for the Village and its employees and would be difficult to replicate in terms of service levels and overall costs; and

WHEREAS, the County proffered a new agreement for this service covering the period January 1, 2010 – December 31, 2014 at a rate of \$35 per employee for 2010 and 2011, \$40 per employee for 2012 and \$45 per year for 2013 and 2014.

On motion of Trustee Ryan, seconded by Trustee Santoro:

RESOLVED, that the Village Manager is hereby authorized to execute, on behalf of the Village of Mamaroneck, an agreement with Westchester County for the provision of an Employee Assistance Program for the period covering January 1, 2010 to December 31, 2014.

Ayes: Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

Absent: Albert

F. Repurposing Existing Bond Resolution from DPW Roof to DPW Ramp Project

**VILLAGE OF MAMARONECK, NEW YORK
REPURPOSE RESOLUTION**

WHEREAS, the Village issued \$70,000 principal amount general obligations on November 8, 2001 (the "Note") to finance the cost of the construction of a roof at the DPW transfer station pursuant to a \$308,900 aggregate principal amount serial bond resolution adopted by the Board of Trustees on September 24, 2001 (the "Project"); and

WHEREAS, \$284.76 of the proceeds of the Note were spent on various plans and studies in connection with the Project; and

WHEREAS, the Village Board of Trustees has determined from such plans and studies that it is not feasible to construct the Project at this time; and

WHEREAS, \$69,715.24 of the proceeds of the Note issued by the Village remain unspent (the "2001 Unspent Proceeds"); and

WHEREAS, the Village Board of Trustees has directed that a portion of the 2001 Unspent Proceeds be applied to projects included in the adopted capital budget for Fiscal Year 2010-2011 and a portion of the 2001 Unspent Proceeds be applied to the payment of the acquisition, construction and reconstruction of a DPW truck ramp.

On motion of Trustee Hofstetter, seconded by Trustee Ryan:

NOW, THEREFORE, be it resolved by the Board of Trustees of the Village of Mamaroneck New York, anything in the Code of the Village to the contrary notwithstanding, as follows:

1. RESOLVED, that pursuant to section 165.00(a) of the Local Finance Law and section 11 of the General Municipal Law, a portion of the proceeds originally in the amount of \$70,000 constituting obligations of the Village issued pursuant to a \$308,900 aggregate principal amount serial bond resolution adopted by the Board of Trustees on September 24, 2001, now unspent and not needed for the object or purpose (the construction of a roof at the DPW transfer station), hereby shall be (A) (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 to the cost of the acquisition, construction and reconstruction of improvements to a DPW truck ramp, such class of objects or purposes having a period of probable usefulness of fifteen (15) years pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law, or (B) applied to debt service payable on serial bonds of the Village maturing in 2011 and 2012. In connection with the issuance of said obligations, the Board of Trustees hereby ratifies, approves and confirms the powers delegated to the Village Treasurer, as chief fiscal officer of the Village, contained in said bond resolution.

2. FURTHER RESOLVED, that prior to the expenditure of said unspent proceeds, the Board of Trustees shall conduct applicable environmental compliance proceedings under the NYS Environmental Quality Review Act with respect to the environmental and climate change impact of said similar object or purpose.

3. FURTHER RESOLVED, this bond resolution will take effect upon its adoption by the Board of Trustees of the Village.

Ayes: Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

Absent: Albert

G. Removal of Committee Members

REMOVAL OF COMMITTEE MEMBERS

WHEREAS, pursuant to Chapter 48-2, Removal from Office Due to Absence, the Chairs of the Committee for the Environment and Budget Committee have asked for the removal of members, Kevin LaFollette (CFTE) and Doug Capasso (Budget).

On motion of Trustee Santoro, seconded by Trustee Ryan:

NOW THEREFORE BE IT RESOLVED that Kevin LaFollette be removed as a member of the Committee for the Environment and Doug Capasso be removed as a member of the Budget Committee effective January 24, 2011

Ayes: Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

Absent: Albert

H. Tax Certiorari Settlements

(1) FMF Mamaroneck Realty

**RESOLUTION AUTHORIZING TAX CERTIORARI SETTLEMENT WITH PETITIONER FMF
MAMARONECK REALTY LLC
628 AND 624 MAMARONECK AVENUE**

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 the Village Clerk-Treasurer has calculated that the cost to the Village is \$1,816.43 without interest; 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.

On motion of Trustee Ryan, seconded by Trustee Santoro:

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>
FMF Mam'k Realty LLC	628 and 624 Mamaroneck Avenue	2010

<u>Year</u>	<u>Present A/V</u>	<u>Amount of Reduction</u>	<u>Reduced A/V</u>	
2010	\$13,300	\$3,300	\$10,000	(628)
2010	\$10,600	\$2,550	\$ 8,050	(624)

Ayes: Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

Absent: Albert

(2) Daniel S. Natchez

RESOLUTION AUTHORIZING TAX CERTIORARI SETTLEMENT WITH PETITIONER DAN
NATCHEZ FOR PROPERTY LOCATED AT
916 E. BOSTON POST ROAD

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 the Village Clerk-Treasurer has calculated that the cost to the Village is \$18,060.18 without interest; 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.

On motion of Trustee Ryan, seconded by Trustee Santoro:

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>
Dan Natchez	916 E. Boston Post Rd.	2004-2010

<u>Year</u>	<u>Present A/V</u>	<u>Amount of Reduction</u>	<u>Reduced A/V</u>
2004	\$23,400	\$ 5,625	\$17,775
2005	\$23,400	\$ 7,575	\$15,825
2006	\$23,400	\$ 8,475	\$14,925

2007	\$23,400	\$ 9,600	\$13,800
2008	\$23,400	\$10,725	\$12,675
2009	\$23,400	\$10,500	\$12,900
2010	\$23,400	\$11,100	\$12,300

Ayes: Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

Absent: Albert

6. REPORT FROM VILLAGE MANAGER

Mr. Slingerland reported on Mr. Tony Iacovelli, Public Works Foreman, who fell ill and was hospitalized. He is at home and doing well and the Village wishes him a speedy recovery. The Village hired two APPLE interns from Mamaroneck High School who will be working in the office of the Village Manager and Building Department. This is a cooperative program that will hopefully give these young men experience and knowledge in the workings of government. The Village is working on a safety program to increase safety and head off a serious accident as has been seen in other municipalities. Mr. Slingerland reminded the Board of the first LWRP workshop on January 26. The Village Manager's office is working on RFPs for the All Hazard Plan and other contracts. Mr. Slingerland also reported on the Harbor Master, Joe Russo, and how he saved a Labrador retriever and two birds that were stranded in the ice at the Harbor. The dog is doing well and the family is very appreciative.

7. FLOOD MITIGATION REPORT

Mr. Slingerland reported that the RFP for the All Hazard Plan has gone out. The Manager's office is in the process of contacting companies that they have worked with before and have experience in preparing these reports. He is still working on acquiring a Menzi Mucker. The Army Corps of Engineers is continuing its study and has asked the Village for its assistance in contacting home owners whose properties are on the Mamaroneck and/or Sheldrake Rivers so that they may get access. Mr. Slingerland informed the Board that the EPA has been in contact with the Town of Mamaroneck in reference to high levels of bacteria in the Sheldrake and Mamaroneck Rivers. Trustee Hofstetter asked about the construction being done in the Washingtonville area and who in the Village is responsible for making sure that any chemicals that were used in these manufacturing businesses do not end up in the land and run off. Mr. Slingerland informed him that it is the responsibility of the Building Department and DEC. Mr. Slingerland informed residents that the Rockland Avenue Bridge is going to be closed for construction and the State DOT asked the Village to confirm the detour plan.

8. REPORT FROM CLERK-TREASURER

A. Listing of Unpaid Taxes

Mr. Fusco stated that the Listing of Unpaid Taxes has been prepared and asked that the Board compare the list and certify that the accounting was found accurate.

B. File for the Record – CDBG Agreement C-67-09-TO1

Mr. Fusco stated that this agreement has been filed for the record with the Clerk-Treasurer's office.

9. REPORT FROM VILLAGE ATTORNEY

None

10. MINUTES – COMMISSIONS, BOARDS, COMMITTEES

A. Board of Ethics Annual Report

Trustee Ryan stated that there was a very public question about actions that she and Trustee Hofstetter may or may not have taken. This question was brought to the Board of Ethics for their review and as it was done publically, she would like to publically inform the residents that the Board of Ethics found that there was no unethical actions by either she or Trustee Hofstetter and they found that they were in no way in violation of the Ethics Code. Trustee Ryan thanked and commended the Ethics Board for the work done last year and for their plans for 2011.

On motion of Trustee Ryan, seconded by Trustee Hofstetter:

RESOLVED that the annual report of the Board of Ethics be and are hereby approved.

Ayes: Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

Absent: Albert

B. Zoning Board of Appeals - November 4, 2010

On motion of Trustee Ryan, seconded by Trustee Hofstetter:

RESOLVED that the November 4, 2010 minutes of the Zoning Board of Appeals be and are hereby approved.

Ayes: Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

Absent: Albert

Updates from the Board

Trustee Ryan thanked Town Supervisor Valerie Moore O’Keeffe for making sure a local Human Rights Committee was formed after the county established a County Human Rights Commission. Had she not done that, the annual Martin Luther King celebration would have ended along with the commitment to hold an annual event. She thanked all who participated in making the Martin Luther King event a wonderful night. Trustee Ryan attended the performance of “Annie” at Mamaroneck Avenue School and stated that we have many talented children.

Trustee Hofstetter also attended the Martin Luther King event. There was a wonderful turnout. He congratulated and thanked all of the honorees. Trustee Hofstetter attended “Annie” several times as his daughter was part of the cast. The kids put on a great show and he encouraged all residents to attend the yearly school plays. He appreciates all of the work done by the parent volunteers in getting the play done. Trustee Hofstetter reported that the Budget Committee met and appointed Leon Potok as their Chair. They would like to work on the report they sent to the Board last year. Trustee Hofstetter asked that the Board of Trustees Work Session minutes be posted on line. Mr. Slingerland stated that official summary minutes are not being taken at Work Sessions and to do so would require staff to attend these meetings.

On motion of Trustee Ryan, seconded by Trustee Hofstetter:

RESOLVED that the Board of Trustees convene to Execute Session to discuss personnel matters.

Ayes: Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

Absent: Albert

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