

MINUTES OF A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF  
MAMARONECK HELD ON MONDAY, APRIL 25, 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 Sid Albert
	Village Manager	Richard Slingerland
	Village Attorney	Steven Silverberg
	Clerk-Treasurer	Agostino A. Fusco
ABSENT:	None	

**RECOGNITION OF POLICE CHIEF/CANINE OFFICER OF THE DAY**

Police Chief Christopher Leahy and Mayor Rosenblum congratulated and presented Brandon Joselson with a proclamation. Mrs. Joselson thanked the Board and informed residents of the Pedal for Progress event being held at Mamaroneck Avenue School on May 22.

**PRESENTATION BY LIBRARY BOARD PRESIDENT**

Mr. Jeff Meaghan, President of the Mamaroneck Library Board appeared in the spirit of continuing communication with the residents. He gave an update on the construction progress at the Library. Due to the weather, the inside is further along than the outside. They are down to commissioning and punch list items. The plan is to open the Library some time during the last two weeks in June. This date will be finalized at their Board meeting next week.

**PUBLIC HEARING ON PLL F-2011 (AMENDING ZONING MAP TO CORRECT ERRORS)**

Mayor Rosenblum stated that this item is being tabled to a future meeting for further correction.

**PUBLIC HEARING ON PLL G-2011 (AMENDING CHAPTER 342 RELATING TO NON-CONFORMING DRIVE UP SERVICE WINDOWS IN THE C-1 DISTRICT)**

Mayor Rosenblum stated that this item is being tabled to a future meeting for further correction.

**PRESENTATION BY RED OAK CONSULTING**

Mayor Rosenblum stated that this item is being tabled to a future meeting for further consideration by the Board at an upcoming Work Session.

**MAYOR'S REPORT – THIS IS MAMARONECK**

Members of the Mamaroneck Emergency Medical Services appeared to talk about recognizing heart attacks and how to administer emergency CPR. Three members of the audience volunteered to learn and to demonstrate how to administer CPR. The members stated that they are looking for volunteers and that anyone 16 years old or older may volunteer. Mayor Rosenblum thanked the members of the EMS for their presentation and for their volunteering.

**1. COMMUNICATIONS TO THE BOARD**

Mr. Bill Frenz appeared again on behalf of the Showboat. He played the PowerPoint presentation again for the Board and residents. Trustee Hofstetter stated that this should not be a public hearing as it was not noted on the agenda. Mayor Rosenblum disagrees as it was a continuation of a presentation done at a previous meeting. Mr. Frenz gave background on the boat and their anticipated plan for the jazz club/restaurant. Mr. Frenz believes that it will create a positive revenue stream for the Village. He also met with the Army Corps of Engineers, the Coast Guard and the Village's Building Inspector regarding this proposal.

Ms. Peggy Ann Munich of Pt. Chester appeared in favor of the Showboat being in the Village of Mamaroneck.

Ms. Nancy Wasserman of the Village of Mamaroneck appeared also in support of the boat being docked at the Harbor. She believes that it will bring revenue to the Village.

Mr. Bill Reed of the Village of Mamaroneck appeared also in support. He has been to several parties on this boat and it was a remarkable experience. He has also had the opportunity to play on the boat and there were never any complaints of noise. He believes that we should have the foresight and courage to go forward with this project.

Ms. Paula Picos of White Plains appeared in support of the boat and the quality of music played. She cares very much about flooding and actually came to our community flood meeting after the 2007 flood and she believes that Mr. Frenz will be a very responsible merchant.

Mr. Ken Munich of Port Chester appeared. He believes it would be a wonderful addition to the Harbor. It would bring more people to Mamaroneck. It could also be used for special events such as weddings.

Mr. Winston Robinson appeared. Mr. Robinson served on the parks committee in Greenwich for 12 years. He believes that we have a unique opportunity to have something on the water that would enhance our waterfront appearance.

Mayor Rosenblum stated that he received hundreds of calls and letters in support of having the Showboat at Harbor Island Park. He listed some of the notable people that sent in letters of support. Mayor Rosenblum stated that beside the 40-50 Village residents who wrote in support, he received correspondence from Long Island, New York City and Connecticut. He strongly believes that this will bring in revenue which will help keep taxes at a point where the volunteers who serve this Village will be able to stay in this area. Taxes are getting to a point where the middle class can not afford to stay here.

Trustee Hofstetter agrees that we need to look at revenue and how to increase revenue. He suggested that if the community is supportive of having something at the Harbor, than an RFP should be sent out. Trustee Hofstetter believes that this is something that most residents do not want at this time.

Mr. Stuart Tiekert believes that this could be a good idea. He asked what the approval process would be. Mayor Rosenblum stated that the ultimate decision would be made by the Board of Trustees, but that it would have to go before the Planning Board, HCZM, with the final decision made by the Board of Trustees. Trustee Hofstetter believes that this would need approval by the Board of Trustees before it goes before any other board or commission. Mr. Tiekert believes that a process needs to be set up so that the applicant does not spend money going to boards and commissions before knowing if the plan is viable.

Trustee Ryan would like to hear more from the Village residents on their feelings on this. She also asked Mr. Frenz what is meant by the term "permanently moored vessel". He explained that it has no engine and would be reviewed by the Building Inspector as an in-water structure.

Mr. Slingerland asked to take Item 5E out of order, as the Village's labor attorney is present and the Budget Public Hearing could take a lot of time.

E. Authorization of CSEA Settlement

Mr. Slingerland gave background on the negotiations with the CSEA, which has been ongoing for over one year. The agreement was ratified by the union today. Mr. Slingerland gave a brief synopsis of the key terms of the agreement. This agreement will result in immediate savings of approximately \$100,000. There will be additional expense with increased salaries and other benefits to the union. Mayor Rosenblum stated that while each side was looking at doing what was best for them, the negotiations were fair and the Village got back control of their future. Mr. Slingerland further stated that the settlement provides for a bonus in the first year of the contract along with a 1% increase. The salary increases are 2%, 2% and 2.5% for the remaining years of the contract. Trustee Hofstetter stated that getting back more flexibility for staffing levels was important and he thanked the union for agreeing to this. Mr. Slingerland thanked all involved in coming to this agreement.

**RESOLUTION RE:  
AUTHORIZATION TO EXECUTE A MEMORANDUM OF AGREEMENT WITH THE CIVIL SERVICE  
EMPLOYEES ASSOCIATION (CSEA) – VILLAGE OF MAMARONECK UNIT**

WHEREAS, The Memorandum of Agreement between the Village of Mamaroneck (“Village”) and the Civil Service Employees Association, Local 1000 AFSCME, AFL-CIO, Westchester Local 860, Village of Mamaroneck Unit (“the CSEA”) regarding the terms and conditions of employment, for the period June 1, 2010 through and including May 31, 2014 is being presented for approval by the Village of Mamaroneck Board of Trustees; now therefore be it

RESOLVED, that the Memorandum of Agreement between the Village of Mamaroneck and the CSEA (Village of Mamaroneck Unit) dated April 15, 2011 regarding the terms and conditions of employment for the period June 1, 2010 through and including May 31, 2014 is hereby approved.

On motion of Trustee Santoro, seconded by Trustee Albert:

RESOLVED, that the Village Manager and Assistant Village Manager are hereby authorized to execute a Collective Bargaining Agreement for the period June 1, 2010 through and including May 31, 2014 between the Village of Mamaroneck and the CSEA (Village of Mamaroneck Unit) incorporating the terms and conditions of said Memorandum of Agreement.

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

**CONTINUATION OF PUBLIC HEARING AND ADOPTION OF FISCAL YEAR 2011-12 BUDGET**

Mayor Rosenblum gave an overview of the budget preparations and review. The initial review came up with a 5.95% increase and after further review that was pared down to 5.76%. There were subsequent meetings held and after the two final reviews, there were still open points. There are, therefore three proposals being presented this evening. Mayor Rosenblum stated that the first item for review will be the revenues. It is proposed to increase anticipated revenue by \$262,800. This will bring the adjusted 2011 revenues to \$1,051,900. Mr. Slingerland reviewed the additional anticipated revenues.

On motion of trustee Santoro, seconded by Trustee Albert:

RESOLVED that the proposed increase of \$262,800 in projected revenues for the Village of Mamaroneck 2011-12 Tentative Budget, bringing the budget increase to 4.82% be and is hereby approved.

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

Trustee Hofstetter has issue with the presentation of three different budgets. He believes that when he left the last budget review meeting, the Board agreed on the numbers presented on the 4.35% increase budget. Mr. Slingerland and Mayor Rosenblum stated that there was discussion after Trustee Hofstetter left the meeting and additional information was requested. Trustee Hofstetter believes that this is a problem as we cannot present three different budgets for adoption because if a consensus is not reached this evening, something has to be adopted and that would go back to the original version presented, which was at a 5.95% increase. Trustee Ryan stated that they did ask for three different numbers; one with the elimination of the employee in the Clerk-Treasurer's office; one with the elimination of that employee and one police officer; and one with the elimination of that employee and two police officers.

The Board discussed keeping the Police Department at full compliment of 52 or decreasing it to a 51 or 50 person personnel. Chief Leahy presented the different numbers each of these scenarios would represent, including increased overtime if personnel were cut.

On motion of Trustee Hofstetter, seconded by Trustee Ryan:

RESOLVED that the elimination of the position of Intermediate Account Clerk from the Clerk-Treasurer's office budget be and is hereby approved.

Ayes: Albert, Hofstetter, Ryan

Nays: Santoro, Rosenblum

The next item discussed was the reduction of personnel in the police department. There were different scenarios discussed, including hiring an IT consultant and moving the police officer who handles IT duties back to patrol. Trustee Hofstetter stated that he is in favor of removing the two positions from the police department. He knows that this will be difficult, but he believes that the Chief will find a way to make it work and in today's economy, we need to tighten our belts. Trustee Hofstetter stated that when the Mayor was running for office, he was in favor of a hiring freeze. He hopes that he still feels that way. Trustee Hofstetter also stated that he read the Bratton report and saw nothing there that indicated that there was a need for two additional officers.

Trustee Ryan stated that she struggled with the issue of not hiring the additional police officers. If both positions are eliminated, one officer would have to be pulled off of bike patrol. She believes that the bike officers get into places where other officers in cars cannot and because of that crimes and drug trafficking has decreased in areas. Trustee Ryan stated that she would like to leave one position in, bringing the compliment up to 51.

Trustee Albert stated that he left the meeting convinced that he would not be in favor of hiring any additional police officers; however, he has given a lot of thought to what Chief Leahy presented and feels that with the overtime that would have to be paid, it makes sense to hire one additional police officer. Trustee Albert also believes that it is not a good idea to pull one police officer off bike patrol.

Trustee Santoro believes that going to 51 police officers, with two retirements is a good move. Trustee Santoro read a portion of the Bratton report, page 28, which states that the current staff level (52) is adequate and they would not call for reducing the size of the department. Low crime numbers in the Village are partly a reflection of the police presence maintained by the current force. They also noted the excellent response time given by the current force. Trustee Hofstetter stated that the Bratton report recommended hiring from the county list. Trustee Santoro stated that he disagrees with that part of the report and he did not vote on accepting the Bratton report. Trustee Santoro also stated that as Trustee Hofstetter accepted the report, he should be in agreement with it.

The Mayor disagrees with Trustees Hofstetter's interpretation of the Bratton report and of his interpretation of what the consequences of having two less police officers means.

Trustee Hofstetter stated that he will be voting no as he does not see how decreasing the police department's workforce by 2% would cause excessive overtime. He feels that the Board should give the Chief the opportunity to find a way to work with 2% less without paying overtime.

On motion of Trustee Santoro, seconded by Trustee Ryan:

RESOLVED that the Village of Mamaroneck Tentative Budget with the addition of one police officer, bringing the total number of police officers to fifty-one (51), be and is hereby adopted.

Ayes: Albert, Ryan, Santoro, Rosenblum

Nays: Hofstetter

Mayor Rosenblum stated that beside the differences stated above, during the budget process, there was a distinct difference in philosophy. Mayor Rosenblum believes that there should be an increase of \$400,000 allocated from the undesignated fund balance, otherwise known as the rainy day fund. This would reduce the tax burden on the residents. He would also reduce the \$600,000 allocated for refund to real property tax by \$350,000 to \$250,000. The last few years have shown that \$200,000 has been budgeted for refund of real property tax. This change would allow the Village to keep the police department compliment at 52 and maintain the position in the Clerk-Treasurer's office, as they are the initial contact for the Village of Mamaroneck. This would bring the tax increase to 1.33% instead of 4.58%. The fund balance from 2010 to 2011 increased \$1,350,798 from \$2,829,787 to \$4,180,585. There was no deficit. If these recommendations were made, this would still result in an increase to the fund balance of \$440,798 during fiscal year 2011-2012. Mayor Rosenblum discussed this with our auditors and they stated that this would result in an approximate fund ratio of 11%. The fund balance would be \$3,275,585. As a comparison, Larchmont, who has a budget of only \$15,000,000, borrowed \$400,000 which is right in line with this proposal. Mayor Rosenblum believes that it is fiscally responsible to take into consideration the tax payers as we are in a fiscal crisis. He also believes that the tax payers know better what to do with their money. He has heard from many people that it is getting to a point where they can't afford to live here and also from the wealthier residents that as soon as their children are out of school, they are moving out of the Village. Mayor Rosenblum asked for a motion to accept these transfers of funds.

Trustee Santoro researched the last seven years of tax certioraris and this past year the amount has been close to \$1,000,000. He asked why we don't just budget \$200,000 or \$250,000 instead of \$600,000 and borrow the rest as is done in other municipalities. Trustee Santoro stated that if we want to budget the true number, \$1,000,000 should be budgeted. Mayor Rosenblum believes that as these tax certioraris pay for many years of

settlement the same number of years should be used to pay them off, which is an acceptable accounting procedure where you lessen the impact on the tax payer. Trustee Hofstetter believes that this is an operating cost. Mr. Slingerland stated that it is a recurring cost. Mayor Rosenblum is also concerned that if the taxes keep going up the way they are this year, not only will residents move out, but businesses will as well.

Trustee Hofstetter stated that this is just putting off the inevitable. The biggest issue with the budget is the pension and benefits costs. The Village has to find a way to do more with less, not hiding the money by putting the Village further into debt. Trustee Ryan stated that she is not in favor of taking money from the undesignated fund balance. We should learn to make do with less. She does not believe in the philosophy to take from the rainy day fund. She believes that the 4.58% increase is a more realistic budget; unlike last years' where we had to move money several times as enough was not budgeted. She believes it is disingenuous to do anything other than to budget the amount of money that is actually needed to run the Village.

Mayor Rosenblum disagrees as according to our auditors, we would still have a fiscally responsible amount in the fund and if it is not raining now on the taxpayers, he does not know when it would be. Trustee Hofstetter stated that if this is done this year, next year will be unmanageable. Employees would have to be laid off.

On motion of Trustee Santoro, seconded by Mayor Rosenblum:

RESOLVED that the amount allocated from the undesignated fund balance be increased by \$400,000 and the amount allocated to the real property tax refund line be decreased by \$350,000 with the issuance of a bond anticipation note, bringing the tax levy to 1.33% be and is hereby adopted.

Ayes: Santoro, Rosenblum

Nays: Albert, Hofstetter, Ryan

Trustee Hofstetter stated that he could see using some money from the undesignated fund balance, if the additional police officer position is cut. He believes that this is a responsible way to lessen the tax burden for this year while lessening the amount needed for the future. Mayor Rosenblum believes that would be counter productive.

**BUDGET RESOLUTION (A)**  
VILLAGE OF MAMARONECK – APRIL 25, 2011  
RESOLUTION AMENDING AND REVISING THE  
TENTATIVE 2011-2012 VILLAGE BUDGET  
FOR FINALIZATION AS ADOPTED BUDGET



WHEREAS, the Board of Trustees has met at the times and place specified in the Notice of Public Hearing on the proposed budget and heard all persons desiring to be heard thereon; and, subsequently consulted with the appropriate Village officials on the contents thereof and determined that certain modifications would be desirable; and

WHEREAS, the budget was reviewed and amended at Work Sessions held on Tuesday, March 22, 2011, Wednesday, March 23, 2011, Tuesday March 29, 2011, Thursday, March 31, 2011, Tuesday April 5, 2011, and Wednesday April 6, 2011, Wednesday April 13, 2011, and Thursday, April 21, 2011, as finally summarized on April 21, 2011, and as hereinafter set forth is hereby adopted and the salaries and wages stated within the budget are fixed at the amounts shown and are effective June 1, 2011, unless otherwise amended by the Board of Trustees or the Village Manager as provided under NYS Law.

On motion of Trustee Ryan, seconded by Trustee Santoro:

NOW, THEREFORE, BE IT RESOLVED that the Tentative Budget be amended and revised as follows:

<b>Summary of Changes to 2011-12 Tentative Budget</b>					
<b><u>Appropriations</u></b>			<b>2011</b>	<b>Proposed Change Increase</b>	<b>Adjusted 2011</b>
<b>Page #</b>	<b>Account</b>	<b>Detail</b>	<b>Tentative</b>	<b>(Decrease)</b>	<b>Tentative</b>
23	A1010 - .421	Contract Services	17,700	(15,000)	2,700
33	A1110 - .404	Postage	6,000	(1,000)	5,000
34	A1110 - .410	Supplies	4,000	(1,000)	3,000
34	A1110 - .421	Contract Services	44,000	(1,000)	43,000
35	A1130 - .421	Contract Services		10,500	10,500
43	A1230 - .421	Contract Services	86,050	(15,000)	71,050
	A1325 - .421	Perm.Reg Personnel	51,239	(51,239)	0
165	A1622 - .421	Contract Services	1,200	10,000	11,200
166	A1640 - .260	Miscellaneous Equipment	8,900	(5,000)	3,900
167	A1640 - .415	Utilities Water	4,200	1,800	6,000
200	A1670 - .410	Supplies	6,000	(2,000)	4,000

89	A3120 - .110	2 Police Officers 5th Grade	102,846	(57,846)	45,000
89	A3120 - .110	2 Police Officers 5th Grade	48,443	0	0
					60,000
89	A3120 - .110	Police IT	-	60,000	
89	A3120 - .110	Detective (Police office salary)	107,232	(7,552)	99,680
92	A3120 - .120	PD Part -time position	20,000	(20,000)	-
169	A3310 - .253	Traffic control	15,000	(5,000)	10,000
101	A3320 - .403	Printing & Stationary	4,500	(2,000)	2,500
77	A3620 - .140	Overtime	6,000	(1,500)	4,500
79	A3620 - .421	Contract Services	30,000	(2,500)	27,500
177	A5110 - .411	Materials	45,000	(5,000)	40,000
179	A5142 - .130	Seasonal Labor	100,000	(5,000)	95,000
180	A5182 - .411	Materials	23,000	(3,000)	20,000
180	A5182 - .417	Utilities - Street Lights	271,000	(5,000)	266,000
153	A7230 - .437	Floats	6,000	(2,000)	4,000
153	A7230 - .437	Floats	4,000	(1,000)	3,000
185	A8120 - .421	Contract Services	74,000	(4,000)	70,000
189	A8160 - .403	Printing & Stationary	13,860	(6,500)	7,360
238	A9040 - .802	Workers Compensation	<u>525,000</u>	<u>104,000</u>	<u>629,000</u>
			<u>1,625,170</u>	<u>(32,837)</u>	<u>1,592,333</u>

<b>Revenues</b>					
			-		
253	A.0100.1090	Interest & Penalties	110,000	10,000	120,000
254	A.0170.1740	ON-Street Meter Fees	281,000	29,000	310,000
257	A.0240.2410	Fish & Bait Shop	-	12,000	12,000

257	A.0240.2410	Rental of Real Property	100	4,100	4,200
257	A.0250.2502	Use of Streets	3,000	7,700	10,700
257	A.0250.2555	Building Permits	235,000	35,000	270,000
258	A.0261.2610	Fine & Forfeitures	-	100,000	100,000
258	A.0261.2612	False Alarm Charges	-	10,000	10,000
258	A.0270.2773	LMCTV Distribution	160,000	10,000	170,000
259	A.0300.3315	Navigation Enforcement	-	35,000	35,000
		Dumping Organic - Pilot	-	10,000	10,000
			<u>789,100</u>	<u>262,800</u>	<u>1,051,900</u>

### Summary of Changes to the 2011-12 Tentative Budget

	2011 Tentative	Proposed Change Increase (Decrease)	Adjusted 2011 Tentative
<u>APPROPRIATIONS</u>	<u>29,870,691</u>	(32,836.65)	<u>29,837,854</u>
<u>LESS:</u>			
Estimated Revenues Other than Real Estate Taxes	6,981,522	262,800.00	7,244,322
Appropriated Fund Balance	<u>510,000</u>	-	<u>510,000</u>
	7,491,522		7,754,322
Balance of Budgetary Appropriations to be raised by Real Estate Tax Levy	22,379,169		22,083,532
<b>COMPUTATION OF TAX RATE:</b>			
Taxable Assessed Value	74,569,322	(18,050.00)	74,551,272

Tax Rate per \$1,000	300.11	296.22
Percentage Increase	5.95%	4.58%

Ayes: Albert, Hofstetter, Ryan, Santoro

Nays: Rosenblum

On motion of Trustee Hofstetter (no second)

RESOLVED that the amount allocated from the undesignated fund balance be increased by \$200,000 and that the additional position in the police department previously adopted be removed from the budget be and is hereby adopted.

No vote needed as there was no second to Trustee Hofstetter's motion.

**BUDGET RESOLUTION (B)**  
**VILLAGE OF MAMARONECK**  
**APRIL 25, 2011**

**BUDGET ADOPTION RESOLUTION**

**RESOLUTION ADOPTING A BUDGET FOR THE FISCAL YEAR COMMENCING JUNE 1, 2011 AND ENDING MAY 31, 2012 MAKING APPROPRIATIONS FOR THE CONDUCT OF THE VILLAGE GOVERNMENT AND ESTABLISHING THE RATES OF COMPENSATION FOR OFFICERS AND EMPLOYEES FOR SUCH PERIOD.**

WHEREAS, this Board of Trustees has met at the time and place of March 28, 2011 and April 11, 2011, as specified in The Notice of Public Hearing on the tentative budget and heard all persons desiring to be heard thereon; and

WHEREAS, the Tentative Budget has been amended as specified in the Amending Resolution.

On motion of Trustee Ryan, Seconded by Trustee Albert:

NOW, THEREFORE, BE IT RESOLVED that the Village of Mamaroneck 2011-2012 Budget is hereby adopted, as amended.

Ayes: Albert, Hofstetter, Ryan, Santoro

Nays: Rosenblum

**BUDGET RESOLUTION (C)**

Date: April 25, 2011

TO: Mayor and Board of Trustees

RE: **2011-2012 VILLAGE TAX LEVY AND WARRANT AND SETTING THE TAX LEVY RATE**

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

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

WHEREAS, the budget for the fiscal year commencing June 1, 2011, has been duly adopted and filed with the Village Clerk; and

WHEREAS, it has been thereby determined that the sum of \$29,837,854 will be necessary to meet the obligations of the Village; and

WHEREAS, there has been duly credited as against said sum estimated revenues and appropriated fund balance aggregating \$7,754,322 leaving \$22,083,532 to be raised by the levying of taxes; and

WHEREAS, based on the current Assessment Roll of the year 2011 for the taxes for the fiscal year June 1, 2011 that the total assessed valuation of real property in the Village is \$74,551,272 said Assessment Roll having been duly confirmed.

On motion of Trustee Santoro, seconded by Trustee Albert:

NOW THEREFORE BE IT RESOLVED that the tax rate for the Village of Mamaroneck for the fiscal year commencing June 1, 2011 be and the same hereby is fixed at the rate of \$296.22 on each \$1,000.00 of assessed valuation; and

FURTHER RESOLVED that the sum of \$22,083,532, the same being taxes for the fiscal year commencing June 1, 2011 be, and the same hereby is, levied upon the taxable property in the Village of Mamaroneck and that the Clerk-Treasurer be and he hereby is authorized and directed to extend and carry out upon the roll the amount to be collected from each of the persons named thereon, and the respective amounts of said tax extended on said tax roll against each such parcel of taxable property set forth thereon be and the

same hereby are levied upon each parcel of taxable property respectively which said levy includes items shown on the budget for the fiscal year commencing June 1, 2011 heretofore adopted.

Ayes: Albert, Hofstetter, Ryan, Santoro

Nays: Rosenblum

**BUDGET RESOLUTION (D)**

Date: April 25, 2011

TO: Mayor and Board of Trustees

RE: **2011-2012 LIBRARY TAX LEVY AND WARRANT AND SETTING THE TAX LEVY RATE**

WHEREAS, the Mamaroneck Library District Budget for the fiscal year commencing June 1, 2011 has been approved and duly filed with the Village Clerk; and

WHEREAS, it has been duly approved and determined by the eligible voters that the sum of \$2,574,400 will be necessary to meet the obligations of the Library District; and

WHEREAS, it appears from the Assessment Roll of the year 2010 that the total taxable assessed valuation of real property in the Village is \$74,551,272, said Assessment Roll having been duly confirmed.

On motion of Trustee Albert, seconded by Trustee Ryan:

NOW, THEREFORE, BE IT RESOLVED that the tax rate for the Mamaroneck Library District for the fiscal year commencing June 1, 2011 be and is hereby fixed at the rate of \$27.77 on each \$1,000.00 of assessed valuation; and

FURTHER RESOLVED that the sum of \$2,107,364, the same being Library taxes for the fiscal year commencing June 1, 2011 be, and the same hereby is, levied upon the taxable property in the Village of Mamaroneck and that the Clerk-Treasurer be and he hereby is authorized and directed to extend and carry out upon the roll the amount to be collected from each of the persons named thereon, and the respective amounts of said property set for thereon be and the same hereby are levied upon each parcel of taxable property respectively for the fiscal year commencing June 1, 2011.

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

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BUDGET RESOLUTION (E)

Date: April 25, 2011

To: Mayor and Board of Trustees

Re: **2011-2012 CERTIFICATION OF ARREARS DUE FOR UNPAID AMOUNTS RECEIVABLE ON VARIOUS PROPERTIES**

Certifying arrears due for unpaid amounts receivable on various properties and including such amounts in the annual tax levy and authorizing the levy of same upon the real property in default;

WHEREAS, the Clerk-Treasurer of the Village of Mamaroneck has under date of April 25, 2011 certified arrears due for unpaid amounts receivable on various properties in the Village of Mamaroneck; and

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

On motion of Trustee Santoro, seconded by Trustee Albert:

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

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

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

BUDGET RESOLUTION (F)

Date: April 25, 2011

To: Mayor and Board of Trustees

Re: **Westchester Water Works arrears for water charges on various properties**

WHEREAS, the Board of Trustees of the Westchester Joint Water Works has under date of Tuesday, April 13, 2011, certified to this Board arrears for water charges on various properties in the Village of Mamaroneck; and

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

On motion of Trustee Santoro, seconded by Trustee Albert:

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

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

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

**BUDGET RESOLUTION (G)**

**ADOPTION OF TAX WARRANT**

April 25, 2011

TO: AGOSTINO A. FUSCO, VILLAGE TREASURER

YOU ARE HEREBY COMMANDED to receive and collect from the several persons named in the Tax Roll hereunto annexed, the several sums stated in the Tax Roll for 2011 hereof opposite their respective names, being a total of \$ 24,296,178 for the following purposes:

For the Current Budget	\$ 22,083,532
For Library District	2,107,364
For Unpaid Water Arrears	100,871
For Special Assessments	2,200
For Prior Levies/Unpaid	<u>2,211</u>
	<u>\$ 24,296,178</u>



YOU ARE FURTHER COMMANDED TO receive and collect such sums without additional charge between the **first day of June and the first day of July 2011**, both inclusive, on the first half and between the **first day of December 2011, and the thirty first day of December 2011**, both inclusive on the second half; and thereafter to collect with such the sums as have not been theretofore collected, an additional charge of 5% from July 2nd, 2011, to August 1st, 2011 on the first half and from January 1st, 2012 to February 1st, 2012 on the second half with additional interest each half for each month and fraction thereof thereafter until paid as determined under Section 924-A of the Real Property Tax Law.

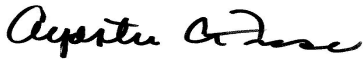
YOU ARE FURTHER COMMANDED TO return the Tax Roll and warrant to the Village Clerk on or before the first day of February 2012 and to deliver to the Board of Trustees at the same time an account of the taxes remaining due and unpaid, showing the person or persons to whom the parcel is assessed and showing as to each parcel and amount of tax unpaid.



\_\_\_\_\_  
Mayor Norman Rosenblum

**Dated: April 25, 2011**

ATTESTED TO BY:



\_\_\_\_\_  
Village Clerk

**BUDGET RESOLUTION (H)**

**2011-2012 VILLAGE OF MAMARONECK BUDGET  
AUTHORIZATION FOR INVESTMENTS**

On motion of Trustee Ryan, seconded by Trustee Santoro:

RESOLVED, that the Village Clerk/Treasurer and/or Deputy Treasurer, during the fiscal year beginning June 1, 2011 are authorized to invest monies not needed for immediate expenditure in accordance with the provisions of the General Municipal Law, the Local Finance Law and the Village's investment policy.

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

**BUDGET RESOLUTION (I)**

BOT 4/25/2011 p. 18  
**VILLAGE OF MAMARONECK**  
**TERMINATION OF EXEMPT STATUS (520s)**  
**TO BE INCLUDED ON TAX LEVY**

I, Agostino A. Fusco, Clerk-Treasurer of the Village of Mamaroneck, do hereby certify that the following amounts are due and owing to the Village of Mamaroneck in connection with services rendered and/or amounts paid by the Village on behalf of the various properties as identified on the Assessment Roll and remaining unpaid as of April 25, 2011 for the purpose of inclusion in the 2011 tax levy of the Village of Mamaroneck:

**RPTL Sec. 520(1) Tax Levies**

<b><u>Premises</u></b>	<b><u>Sec/Block/Lot</u></b>	<b><u>Amount</u></b>
501 N BARRY	4-15-223.1C	150.56
614 WOOD STREET	4-16-27	137.84
1024 THE PARKWAY	4-71-25	514.67
407 CHESTNUT AVE	8-8-57	1038.68
1030 CONSTABLE DR	9-108-12	107.55
350 PROSPECT AVE	9-39-2A	120.56
735 BLEEKER AVE	9-91-9	78.85
712 HALL STREET	9-58-27	62.23
		2,210.94

Sworn before me this  
**25th day of April, 2011**

Certified to:



Agostino A. Fusco,  
Clerk-Treasurer

**BUDGET RESOLUTION (J)**

2011-2012 VILLAGE OF MAMARONECK BUDGET  
RESOLUTION AUTHORIZING THE LEVY AND COLLECTION  
OF ADDITIONAL TAXES UPON TERMINATION OF EXEMPT STATUS

On motion of Trustee Santoro, seconded by Trustee Ryan:

RESOLVED, that the Village Assessor and Village Receiver of Taxes, during the fiscal year beginning June 1, 2011 are authorized to levy and collect additional Village taxes upon termination of exempt status of real property in accordance with provisions of Section 494 of the Real Property Tax Law

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

On motion of Trustee Albert, seconded by Trustee Hofstetter:

RESOLVED that the Public Hearing on the Fiscal Year 2011-12 Budget be and is hereby closed.

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

Mayor Rosenblum stated that although philosophies may have differed during the budget process, he congratulated Trustees Ryan and Albert on their analysis of the police department staffing situation and doing what he believes is in the best interest of the Village. He also believes that all members of the Board voted in the best interest of the Village and he congratulated them for being able to come to a consensus. He also thanked the Village Manager and Clerk-Treasurer for all of their work on the budget.

## 2. APPROVAL OF MINUTES

### A. Minutes of BOT Work Session of April 11, 2011

Trustee Ryan had changes to page 9, in the fourth paragraph, the work link should read like and there should be an s added to member in the last sentence also in paragraph four.

Mr. Stuart Tiekert of Beach Avenue appeared regarding the concerns he raised at the last meeting regarding the accuracy of the minutes of the April 4 work session. Trustee Hofstetter agreed that they were inaccurate. Unfortunately, they were voted on and approved unanimously even though Trustee Albert was not at this work session. He believes that makes the vote invalid. Trustee Hofstetter would like the minutes of the April 4<sup>th</sup> work session reviewed.

The Board tabled the approval of these minutes.

## 3. AUDIT OF BILLS

On motion of Trustee Ryan, seconded by Trustee Albert:

RESOLVED that the Abstract of Audited Vouchers listed below dated April 25, 2011, copy being filed with the Village Clerk, be and the same are hereby ordered paid:

General Fund	\$	827,917.77
Expendable Trust		3,349.81
Agency Fund		<u>5,165.60</u>
	\$	836,433.18

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

**4. OLD BUSINESS**

None

**5. NEW BUSINESS**

A. Authorization of Renewal of Stop DWI Agreement

**RESOLUTION RE:**

**AUTHORIZATION TO EXECUTE AN INTERMUNICIPAL AGREEMENT WITH WESTCHESTER COUNTY TO PARTICIPATE IN THE "WESTCHESTER COUNTY STOP-DWI PATROL PROJECT"**

WHEREAS, the County of Westchester and its municipalities have participated in the "Westchester County STOP-DWI Patrol Project" for many years through an agreement which provides overtime reimbursement for added patrol efforts to enforce New York State Vehicle and Traffic Laws against intoxicated and impaired driving; and

WHEREAS, for calendar years 2011-2015, Westchester County has indicated that a grant for an amount not to exceed \$8,400 is available to the Village of Mamaroneck to conduct the STOP-DWI Patrol Project; and

WHEREAS, the Chief of Police of the Village of Mamaroneck has indicated that the program has been very successful in past years as an educational and enforcement tool for promoting safe driving throughout the Village.

On motion of Trustee Ryan, seconded by Trustee Albert:

RESOLVED, that the Village Manager is hereby authorized to execute the agreement between the Village of Mamaroneck and the County of Westchester for the purpose of extending the STOP-DWI Patrol Project Reimbursement Contract for the period January 1, 2011 – December 2015 for the grant award amount of \$8,400; and be it further

RESOLVED, that the Village Manager and Police Chief are authorized to undertake any administrative acts required under the terms of the agreement.

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

B. Authorization of Budget Amendment for Electric Utilities

**RESOLUTION RE:  
AUTHORIZATION TO EXECUTE BUDGET TRANSFER IN FY 2010/11 BUDGET FOR ELECTRICAL UTILITIES**

WHEREAS, the Village of Mamaroneck budgeted funds for electricity to power its street lights in the FY 2010/2011 General Fund Budget totaling \$207,900.00; and

WHEREAS, there have been unanticipated increases in the cost of such electricity during the course of the fiscal year and the Village Manager, in his capacity as Budget Officer has reviewed this matter and based on these discussions recommends that the Board of Trustees authorize a budget transfer in the amount of \$85,000 to cover current and anticipated expenses for the remainder of Fiscal Year 2010/11.

On motion of Trustee Ryan, seconded by Trustee Santoro:

RESOLVED, that the proper Village officers are hereby authorized and directed to modify the 2010/11 General Fund budget by making the following budget transfer

<u>From</u> <u>Account No.</u>	<u>Amount</u>	<u>To</u> <u>Account No.</u>	<u>Amount</u>
General Fund			
A.1230.0120 Village Manager – P/T Clerical	\$20,000		
A.1230.0421 Village Manager – Contract Services	\$20,000		
A.1440.0421 Engineering – Contract Services	\$20,000		
A.1620.0409 Operation of Buildings – Bldg. Improv.	\$5,000		
A.1640.0408 Central Garage – Fuel, Oils & Lubricants	\$5,000		
A.7110.0409 Parks Department – Bldg. & Park Improv.	\$5,000		
A.7230.0260 Marina & Docks – Sea Wall	\$10,000	A.5182.0417 Utilities – Street Lights	\$85,000.00
<b>TOTAL</b>	<b><u>\$ 85,000.00</u></b>	<b>TOTAL</b>	<b><u>\$85,000.00</u></b>

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

Jennifer Hofstetter, Trustee Hofstetter's wife appeared to address the Board. She congratulated her husband on passing the budget. Although members of the Board may not agree with him, he is a man of conviction. She was at home trying to explain to their children why their father is not being respected and she is ashamed of that. She respects him and his opinion and she believes that they should also respect his opinion.

C. Authorization of Bait Shop Proposal

Mayor Rosenblum stated that he would like this item either tabled or discussed in Executive Session. Trustee Hofstetter asked that if the Board goes into Executive Session, the resolution include that what is discussed in Executive Session should not be discussed elsewhere. Trustee Albert, Ryan and Santoro agreed.

This item was tabled to the next work session.

D. Authorization of Donation of Bench

Trustee Hofstetter stated that there is a master plan that should be followed and he thought the Board agreed not to place any more plaques or memorials at Harbor Island Park. Mayor Rosenblum stated that he does not have a problem with a very small plaque that goes on a bench and Trustee Hofstetter agreed. Trustee Hofstetter asked that before the Board accepts any additional donations, they have a plan for the Harbor and what will be accepted. Mr. Slingerland suggested adding a clause to the resolution stating that until a plan and procedures are formulated by the Board of Trustees, no additional donations of trees, benches or plaques at Harbor Island Park will be accepted, except for the tree to be donated by Sportime for planting in the park by the tennis bubbles. The Board agreed.

**RESOLUTION RE:  
ACCEPTANCE OF DONATION OF A BENCH TO BE INSTALLED AT HARBOR ISLAND PARK**

WHEREAS, Pat Miller is desirous of donating a bench and accompanying plaque to the Village of Mamaroneck in memory of her late husband to be installed in an as-of-yet undetermined location at Harbor Island Park ; and

WHEREAS, the anticipated cost of the bench and accompanying plaque is \$700 - \$1,000 and such gift must be accepted by resolution of the Board of Trustees.

On motion of Trustee Santoro, seconded by Trustee Albert:

RESOLVED, that the Board of Trustees herein accepts the gift of a bench and accompanying plaque from Pat Miller to be installed in an as-of-yet undetermined location at Harbor Island Park; and be it further

RESOLVED, that until a plan and procedures are formulated by the Board of Trustees, no additional donations of trees, benches or plaques at Harbor Island Park will be accepted, except for the tree to be donated by Sportime for planting in the park by the Tennis Bubbles; and be it further

RESOLVED, that the Board of Trustees thanks Pat Miller for her generosity to the community.

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

E. Authorization for CSEA Settlement

Heard Earlier

F. Authorization for Representation on Litigation Matter with McCullough, Goldberger & Staudt

Mr. Silverberg stated that as a party who is a client of his firm at another municipality is a plaintiff in this case, he suggested having another attorney handle the matter.

**RESOLUTION AUTHORIZING THE VILLAGE MANAGER TO RETAIN  
LEGAL COUNSEL**

WHEREAS, there is a need for legal Counsel with respect to a tax lien foreclosure proceeding in the matter of Joel Friedberg Trustee, a/k/a Joel Friedberg v. Village of Mamaroneck, et al. (Index No. 5678/11); and

WHEREAS, the Board of Trustees has received and reviewed the retainer agreement from McCullough, Goldberger & Staudt (dated April 12, 2011).

On motion of Trustee Ryan, seconded by Trustee Albert:

THEREFORE BE IT RESOLVED, that the Board of Trustees authorizes the Village Manager to retain McCullough, Goldberger & Staudt as Village counsel to handle Joel Friedberg Trustee, a/k/a Joel Friedberg v. Village of Mamaroneck, et al. on an as-needed basis in accordance with the terms of the retainer agreement.

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

G. Authorization for of Retainer Agreement with Wormser, Kiely, Galef & Jacobs

Mayor Rosenblum has issue with their retainer letter and the rates that will be charged. He believes that the language in this sentence is too open ended. Mr. Slingerland read the sentence for the Board explaining the rates.

**RESOLUTION RE:**

**AUTHORIZING THE VILLAGE MANAGER TO EXECUTE AGREEMENT TO RETAIN WORMSER, KIELY, GALEF & JACOBS, LLP AS ATTORNEYS FOR THE VILLAGE OF MAMARONECK LAND-USE BOARDS, INCLUDING PLANNING BOARD, BOARD OF APPEALS, ARCHITECTURAL REVIEW BOARD AND HARBOR & COASTAL ZONE MANAGEMENT COMMISSION**

WHEREAS, the Village desires to retain counsel to advise the Planning Board, Board of Appeals, Architectural Review Board and the Harbor & Coastal Zone Management Commission; and

WHEREAS, on April 11, 2011, the Board of Trustees voted to retain the firm of Wormser, Kiely, Galef and Jacobs, LLP to provide such legal counsel services for the Planning Board, Board of Appeals, Architectural Review Board and Harbor & Coastal Zone Management Commission; and

WHEREAS, the Board of Trustees has received and reviewed the retainer agreement from Wormser, Kiely, Galef and Jacobs; now therefore be it

RESOLVED, that the Board of Trustees herein authorizes the Village Manager to execute such retainer agreement on behalf of the Village of Mamaroneck with Wormser, Kiely, Galef and Jacobs, LLP.

Ayes: Albert, Hofstetter, Ryan

Nays: Santoro, Rosenblum

H. Scheduling public Hearing for May 9 for CDBG Applications for Federal FY 2012, 2013 and 2014 Funding Cycles

**RESOLUTION RE:**

**SCHEDULING A PUBLIC HEARING FOR CDBG APPLICATIONS FOR FEDERAL FY 2012, 2013 AND 2014 FUNDING CYCLES**

WHEREAS, the Village of Mamaroneck is a member of the Westchester County Urban Consortium through which we are able to apply for Community Development Block Grant (CDBG) funds; and

WHEREAS, the most recent federal funding cycle for CDBG will expire with the conclusion of federal fiscal year 2011, and a new three-year cycle covering federal fiscal years 2012, 2013 and 2014 will be released; and

WHEREAS, in order for the Village, and not-for-profits located in the Village to submit grant applications for funding consideration, a public hearing must be held on such applications in advance of the June 1, 2011 submission deadline.



On motion of Trustee Hofstetter, seconded by Trustee Ryan:

RESOLVED, that a Public Hearing be and is hereby scheduled for Monday, May 9, 2011 to consider projects to be included in the upcoming three year Community Development Block Grant Application Cycle for 2012-2014.

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

I. Authorization of Budget Amendment for Assessor's Office

**RESOLUTION RE:  
AUTHORIZATION TO EXECUTE BUDGET TRANSFER IN FY 2010/11 BUDGET FOR VILLAGE  
ASSESSOR**

WHEREAS, the Village of Mamaroneck budgeted funds for Village Assessment services in the FY 2010/2011 General Fund Budget totaling \$99,355.00; and

WHEREAS, there has been an approximate 50% increase in the filing of property assessment grievances as compared to 2010 and there has also been an initiative within the 9<sup>th</sup> Judicial District of the New York State Unified Court System to resolve certiorari matters which in many instances have been outstanding for many years; and

WHEREAS, because of this initiative and the administrative and personnel costs associated with the increased number of property assessment grievances, the Village Assessor's Office has incurred costs in excess of what was provided for in the FY 2010/2011 budget and the Village Manager, in his capacity as Budget Officer has reviewed this matter and based on these discussions recommends that the Board of Trustees authorize a budget transfer in the amount of \$12,953 to cover current and anticipated expenses for the remainder of Fiscal Year 2010/11; now therefore be it

RESOLVED, that the proper Village officers are hereby authorized and directed to modify the 2010/11 General Fund budget by making the following budget transfer

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

J. Addition of Agenda Item K

WHEREAS, in accordance with the BOT Rules of Procedure, any item or items added to the agenda after the agenda was prepared, finalized and posted on the Village's website requires a vote.

On motion of Trustee Hofstetter, seconded by Trustee Ryan:

RESOLVED that Agenda Item 5K, Schedule Public Hearing on PLL J-2011 (amending Article VII (Penalties for Offenses) Section 65 (Miscellaneous penalties), Section 66 (Permit parking areas) and Section 67 (Metered parking zones) of Chapter 326 (Vehicles and Traffic) be and is hereby added to the Board of Trustees Regular Meeting Agenda of April 25, 2011.

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

K. Schedule Public Hearing for May 9 on PLL J-2011

Mr. Silverberg requested to schedule a Public Hearing on Proposed Local Law J-2011, a local law amending Article VII (Penalties for Offenses) Section 65 (Miscellaneous penalties), Section 66 (Permit parking areas) and Section 67 (Metered parking zones) of Chapter 326 (Vehicles and Traffic) of the Code of the Village of Mamaroneck.

On motion of Trustee Ryan, seconded by Trustee Albert:

RESOLVED that a Public Hearing on Proposed Local Law J-2011 be and is hereby scheduled for May 9, 2011.

BE IT FURTHER RESOLVED that the Board of Trustees has determined itself to be Lead Agency and this matter has been determined to be an **Unlisted Action** and the Board of Trustees has reviewed a short form EAF and determined that there are no negative environmental impacts.

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

**6. REPORT FROM VILLAGE MANAGER**

A. File for the Record – Agreement with Miles Square Transportation Inc.

Mr. Slingerland stated that this agreement has been filed with the Clerk-Treasurer's Office. Trustee Hofstetter asked if we could contract with Mamaroneck School buses for this service. Mr. Slingerland stated that he will look into this.

B. File for the Record – Agreement w/Dolph Rotfeld Engineering P.C.

Mr. Slingerland stated that this agreement has been filed with the Clerk-Treasurer's Office.

C. File for the Record – Agreement with Environmental Technology Group

Mr. Slingerland stated that this agreement has been filed with the Clerk-Treasurer's Office.

**7. FLOOD MITIGATION REPORT**

Mr. Slingerland reported that we have initiated the process to begin updating our Flood Mitigation Plan to an All Hazard Mitigation Plan. Mr. Slingerland has met with the consultants and compiling of all documents has begun. Mr. Slingerland also reminded residents of the upcoming Village wide clean up day on Saturday, April 30. He thanked all the committees and groups who have helped organize this and have committed to participate. The group will meet at 9:30 a.m. at Harbor Island Park with the planting of a tree for Arbor Day.

**8. REPORT FROM CLERK-TREASURER**

A. File for the Record – Semi Annual Monitoring Report on Former Mobil Station

Mr. Fusco stated that this report on the former Mobil station at 651 East Boston Post Road is on file in the Clerk-Treasurer's office.

**9. REPORT FROM VILLAGE ATTORNEY**

Mayor Rosenblum stated that Silverberg Zalantis LLP will continue on with the Village on certain cases. He thanked Mr. Silverberg, as this is his last meeting, for all of his counsel to the Board and staff. They have an impeccable record and even when they disagreed, he always had the best interest of the Village in mind. As a resident and tax payer of the Village he thanked Mr. Silverberg again for his work done on behalf of the Village.

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

A. Board of Ethics – January 5 and March 2, 2011

On motion of Trustee Ryan, seconded by Trustee Hofstetter:

RESOLVED that the Minutes of the Board of Ethics of January 5 and March 2, 2011 be and are hereby adopted.

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

B. Board of Architectural Review – February 17 and March 17, 2011

On motion of Trustee Ryan, seconded by Trustee Hofstetter:

RESOLVED that the Minutes of the Board of Architectural Review of February 17 and March 17, 2011 be and are hereby adopted.

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

#### Updates from the Board

Trustee Ryan announced the debut of the film Project Rebirth on Thursday, May 12 at the Emelin Theatre. This is a documentary that the Council of the Arts is hosting and is a film that has been produced by Helen and Brian Rafferty of Mamaroneck. It will be permanently installed at Ground Zero. If anyone is interested in attending, Trustee Ryan gave the email address to respond to. Trustee Ryan thanked Mr. Silverberg for his sense of humor and his always being a gentleman under all circumstances. She thanked Mr. Silverberg and Ms. Zalantis for their hard work and wished them well in the future.

Trustee Hofstetter added his appreciation to Mr. Silverberg for all that he has done for the Board. He has guided them through many large cases graciously. Trustee Hofstetter hoped that all had a happy Easter and Passover holiday.

Trustee Albert also thanked Mr. Silverberg for his guidance and sense of humor.

Trustee Santoro reminded residents that early registration for summer camp is going on until May 6. Trustee Santoro thanked Mr. Silverberg for his professionalism and guidance.

Mayor Rosenblum reported the sad news of the passing of Pasquale Yannuzzi, Philomena LeMoigne and Margaret Saracino, who were all long time residents of the Village. He expressed the Board's condolences. Mayor Rosenblum reported on the upcoming LMC Awards ceremony, the Eagle Scout ceremony for Andres Garcia which took place last week and the upcoming Washingtonville Housing Spring Event which will honor Town Supervisor Valerie O'Keeffe on May 19 at the Hampshire Country Club.

Mr. Irving Scharf of Richbell Road appeared regarding the article in the Journal News on the salary of the Foreman of the Department of Public Works. Mr. Slingerland stated that the article was incorrect. The Village issued an official statement last week and the facts of the issue got clouded. The payments to the Foreman were made under the authorization of the Village Manager. A press release on this will be posted to the Village's website.

Mr. Larry Farcus appeared. He is a resident of the Village and also a school bus driver. He believes that the school district cannot except revenue from any outside source in that regard. He also stated that he respects Trustee Hofstetter for his fiscal foresight. Mr. Farcus asked why the auxiliary police department stopped. He was in the 1973 graduating class of the auxiliary police department. Other municipalities use auxiliary police and they are a great asset. If the issue is firearms, he believes that they do not need to carry firearms. A police officer in a police car is a great deterrent, especially for something like graffiti. The focus of the auxiliary years ago was school grounds. To deny this one volunteer service especially with its potential economic help is a disservice. The Board agreed to look into this.

On motion of Trustee Ryan, seconded by Trustee Albert:

RESOLVED that the Board of Trustees convene to executive session to discuss matters of pending litigation.

Ayes: Albert, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

### **ADJOURNMENT**

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

PREPARED BY:  
SALLY J. ROBERTS,  
SECRETARY

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