

MEETING HELD JANUARY 7, 2013

A meeting of the Board of Trustees of the Village of Port Chester, New York, was held on Monday, January 7, 2013 at 6:30 P.M., in the Village Court Room, 350 North Main Street, Port Chester, New York, with Mayor Dennis Pilla presiding.

Present in addition to Mayor Pilla, were Trustees, Daniel Brakewood, Bart Didden, Luis Marino and Joseph Kenner.

It should be noted that Trustee Saverio Terenzi arrived at 6:46 p.m.

It should be noted that Trustee John Branca was absent.

Also present were Village Manager, Christopher Steers; Village Clerk, Janusz R. Richards, Village Attorney, Anthony Cerreto; Village Treasurer, Leonie Douglas; Director of Planning and Development, Christopher Gomez and Administrative Aide to the Village Manager, Chris Ameigh.

On motion of Trustee Kenner, seconded by Trustee Marino, the meeting was declared opened at 6:32 p.m.

Roll Call

AYES: Trustees Brakewood, Didden, Marino, Kenner and Mayor Pilla

NOES:

ABSENT: Trustees Terenzi and Branca

MOTION FOR EXECUTIVE SESSION

At 6:33 p.m., on motion of Trustee Marino, seconded by Trustee Brakewood, the Board of Trustees adjourned into the first executive session to interview Ms. Taryn Herbert for the Beautification Committee.

Roll Call

AYES: Trustees Brakewood, Didden, Marino, Kenner and Mayor Pilla

NOES: None

ABSENT: Trustees Terenzi and Branca

No action was taken in the first executive session.

AWARD PRESENTATION

Presentation to Port Chester students selected for New York State Honors Band

Mayor Pilla said to the audience that each year the New York State Band Director's Association selects 16 elite students from all of New York State Middle Schools and High Schools to the New York State Honor's Band. Out of the 16 students selected, four students were selected from Port Chester. Mayor Pilla congratulated 10th grader, Emmalie Tello, 10th grader, Isabella Roca, 11th grader, Anthony Pellegrini and 7th grader, William Brakewood. Mayor Pilla presented to each student a proclamation congratulating them on their outstanding achievements and wished them great success in their future endeavors.

AFFIDAVIT OF PUBLICATION AND NOTICE OF PUBLICATION RE:

Public Hearing to consider the advisability of adopting a local law to amend Chapter 345 -61W (1) of the Village Zoning Code, Special Exception Criteria for an Automobile Dealership Service Center Use.

The following Public Notices were duly published in the Journal News and the Westmore News on December 21, 2012, certified by Cecilia Hernandez, Principal Clerk of the Journal News and Angelina Brescia, Office Manager of the Westmore News.

PUBLIC NOTICE

PUBLIC NOTICE is hereby given that the Board of Trustees of the Village of Port Chester, New York, will hold a PUBLIC HEARING on Monday, January 7, 2013, at 7:00 P.M. or thereafter in the Village Justice Courtroom, 350 North Main Street, Port Chester, New York, to consider the advisability of adopting a local law amending Chapter 345, "Zoning", Section 345-61W(1), regarding Special Exception Use criteria for Automobile Dealership Service Center in the M2 Zoning District so as to permit cosmetic reconditioning.

Interested persons will be afforded the opportunity to be heard at this time. The proposed law is available at the Village Clerk's office.

Janusz Richards
Village Clerk

Dated: December 18, 2012

WORK SESSION

Ethics Reform

Ms. Evelyn Petrone spoke to the Board about the code of ethics reform and precedings. There was further discussion with the Board on this topic. Mayor Pilla asked for an executive session to discuss potential candidates to appoint to the Ethics Board.

Housing Rehabilitation Program

Ms. Noonan from the Housing Action Council spoke to the Board regarding the proposed housing rehabilitation program and drafted agreement. The Board asked several questions to Ms. Noonan and there was further discussion on the topic. The Board asked staff to work with Ms. Noonan in designing the program.

Consultation with staff and Mr. Finkel from Bond, Shoeneck and King for Temporary Certificate of Permitted Use

Mr. Finkel spoke with the Board regarding the revisions for temporary certificate of permitted use. The Board asked several questions to Mr. Finkel and staff on the topic and decided to have a code enforcement workshop with Mr. Finkel and staff on January 22, 2013.

Local Waterfront Revitalization Program (LWRP) Workshop

Mr. Frank Fish from BFJ Planning and Mr. Ceccarelli, Chairman of the Waterfront Commission spoke to the Board regarding the next process for the program. There was further discussion with the Board on this topic and the Mayor asked for an add-on resolution to set a public hearing to consider public comments on the proposed January 2013 draft of the Local Waterfront Revitalization Program (LWRP).

Add-On Resolution

TRUSTEE Kenner made a motion to add-on a resolution to set a public hearing on January 22, 2013 to consider public comment on the proposed January 2013 draft of the Local Waterfront Revitalization Program (LWRP), seconded by Trustee Didden.

Comprehensive Plan related Zoning Text & Map Amendments

Mr. Gomez updated the Board on the Comprehensive Plan related Zoning Text & Map Amendments. The Board asked Mr. Gomez and staff for a presentation at the next meeting for the Comprehensive Plan related Zoning Text & Map Amendments.

New York State Legislative Priorities

Mayor Pilla discussed with the Board his priorities for the New York State Legislative. Mayor Pilla asked the Board if they have any requests, to email to him of what they would like to have added to the list of priorities.

PUBLIC COMMENTS

Ms. Goldie Solomon commented about property taxes and assessments. Ms. Solomon also commented about the Police Department, Department of Public Works, Fire Department, EMT, Starwood Capital, the waterfront and the Board of Trustees.

Mr. Abel commented about the tax assessment roll, tax grievances, Ethics Board, Starwood Capital and the 2013 Village Election.

A resident of 45 Midland Avenue commented about the Ethics Board, the Housing Rehabilitation Program, the Comprehensive Plan and related Zoning Text & Map Amendments and property taxes.

Mr. Tony Gioffre commented about the work session for the Comprehensive Plan related Zoning Text & Map Amendments.

RESOLUTIONS

Amend Resolution for SEQR Determination of Significance Positive Declaration and Adoption of Scoping Document for Site-Specific Draft Environmental Impact Statement (DEIS)

Trustee Didden made a motion to amend the following resolution taking out the last paragraph of the resolution, "***BE IT FURTHER RESOLVED, that the Board of Trustees approves said draft scoping document for the purposes of scheduling a public scoping session on 2013***", seconded by Trustee Terenzi:

WHEREAS, that pursuant to Part 617 of the SEQR Regulations, the Village Board of Trustees accepted the zoning text and map amendment petition on November 19, 2012 in order to commence the SEQRA review process and designated itself as the Lead Agency for the SEQR Review of this Type I Action; and received no objection from any interested and involved agencies; Now, therefore, be it

RESOLVED, that pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law, the Lead Agency has determined that the proposed Type I Action will have a significant effect on the environment for the reasons enumerated in the attached Positive Declaration Form and supporting documentation.

BE IT FURTHER RESOLVED, that the Board of Trustees approves said draft scoping document for the purposes of scheduling a public scoping session on 2013.

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

Roll Call

AYES: Trustees Terenzi, Didden, and Kenner
NOES: Trustees Brakewood, Marino, and Mayor Pilla
ABSENT: Trustee Branca

DATE: January 7, 2013

Motion not carried

RESOLUTION
SET PUBLIC HEARING
PORT CHESTER RYE BROOK FIRE AGREEMENT

On motion of TRUSTEE Marino, seconded by TRUSTEE Didden, the following resolution was adopted by the Board of Trustees of the Village of Port Chester, New York:

Law § 4-412(3)(9) relating to fire protection agreements and Article 5-G of the General Municipal Law relating to municipal cooperation agreements.

NOW, THEREFORE, in consideration of the agreements hereinafter set forth, Port Chester and Rye Brook do mutually agree as follows:

FIRST: Port Chester shall make available and provide fire protection services to the Village of Rye Brook. Such fire protection services shall include, but not be limited to, all necessary and appropriate fire apparatus and fire department personnel response to all fire alarms, and calls for fire service, and shall specifically include services in the following areas: (1) Fire Suppression, (2) Hazardous Materials Mitigation, (3) Public Assistance Incidents, (4) Heavy Rescue, (5) Hazardous Conditions, (6) Public fire education for all residents, (7) Carbon monoxide detection and mitigation equipment, (8) Pre-incident deployment for fire apparatus and/or preplanning, and (9) Educational programs and sponsorship opportunities.

Port Chester will use its best efforts to respond to all incidents in accordance with the current Apparatus Response Guidelines of the Port Chester Fire Department, which are attached hereto as Exhibit A, to the extent that those guidelines apply to the services being provided under this agreement. Said Apparatus Response Guidelines are hereby incorporated in and shall become a part of this agreement. Any amendment to such Apparatus Response Guidelines shall be reviewed with and approved by Rye Brook's Village Administrator prior to implementation and the Apparatus Response Guidelines, as may be amended, shall not provide less protection to Rye Brook than the current Apparatus Response Guidelines, a copy of which is attached hereto and made a part hereof.

SECOND: Port Chester and Rye Brook intend, in good faith and so far as practicable, to maintain at a minimum the present level of total career personnel and agree to maintain their apparatus and equipment in good working order. Port Chester and Rye Brook shall each be

Port Chester Fire Chief, or Assistant Chief, but, nevertheless, will remain the ultimate responsibility of the Village of Rye Brook. Rye Brook firefighters and apparatus will be regularly stationed at the Rye Brook fire station. The Port Chester Fire Chief, however, may schedule or station the Rye Brook firefighters and fire apparatus as the Fire Chief deems proper in an emergency, or as may be agreed to in writing between the Port Chester Village Manager, Fire Chief and Rye Brook Village Administrator to improve fire protection. After consulting with the Port Chester Fire Chief, Rye Brook may increase, decrease or change the operating schedule of the Rye Brook Fire Department as Rye Brook deems warranted.

SIXTH: The Port Chester Village Manager, Port Chester Fire Chief and Rye Brook Village Administrator, on request of any of them, will promptly meet to discuss personnel issues or other operational issues as they may arise, and such officials shall meet with each other on no less than a quarterly basis to discuss any matter under this agreement. Port Chester and Rye Brook may, as to their respective firefighters, initiate appropriate disciplinary procedures or other such personnel actions, through applicable procedures, as may be deemed warranted by each Village.

SEVENTH: The Port Chester Village Manager and Port Chester Fire Chief will coordinate and consult with the Rye Brook Village Administrator with respect to complaint procedures and personnel matters regarding Rye Brook firefighters and the acquisition and disposal of Rye Brook fire apparatus and equipment. The acquisition and disposal of Rye Brook fire apparatus and equipment shall remain the sole responsibility of the Village of Rye Brook. Leave time will be granted to Rye Brook firefighters in accordance with procedures mutually agreed upon by the Port Chester Fire Chief and the Rye Brook Village Administrator.

EIGHTH: The Port Chester Fire Department agrees to incorporate Rye Brook firefighters and fire apparatus in its training. The Port Chester Fire Training Officer is designated by both Port Chester and Rye Brook as the Municipal Training Officer (MTO)

ELEVENTH: Port Chester agrees to continue to staff the Rye Brook fire station with a minimum of one (1) career firefighter and fire engine for a minimum of twelve (12) hours per day for the term of this agreement.

TWELFTH: Rye Brook will, at its own cost and expense, defend, indemnify and hold Port Chester, its boards, officials, employees, fire chiefs and firefighters free and harmless from and against any and all suits, proceedings, claims, damages, liabilities, demands, costs and expenses on account of: (1) death or injury of a Rye Brook firefighter(s), while performing services under this agreement; (2) damage to fire apparatus and equipment owned or leased by Rye Brook while performing services under this agreement; and (3) personal injury or property damage claims made by third parties to the extent Rye Brook owned or leased fire apparatus or Rye Brook firefighters are alleged to have been involved, except for such claims arising in connection with fire protection services hereunder where the alleged act or omission was undertaken in compliance with the directive or order of the Port Chester Fire Chief or Assistant Chief.

THIRTEENTH: Port Chester will, at its own cost and expense, defend, indemnify and hold Rye Brook, its boards, officials, employees and firefighters free and harmless from and against any and all suits, proceedings, claims, damages, liabilities, demands, costs and expenses on account of: (1) death or injury of a Port Chester firefighter(s) while performing services under this agreement; (2) damage to fire apparatus and equipment owned or leased by Port Chester while performing services under this agreement; (3) personal injury or property damage claims made by third parties to the extent Port Chester owned or leased fire apparatus is alleged to have been involved; and (4) acts and/or omissions committed in the provision of fire protection services hereunder, under the command and supervision of the Port Chester Fire Chief or Assistant Chief, to the extent they do not involve matters for which Rye Brook is required to indemnify Port Chester under paragraph TWELVE.

recommendations and, if acceptable, shall cause this Agreement to be amended consistent with applicable law.

- (a.) The Port Chester – Rye Brook Fire Advisory Board shall act by the majority vote of its total voting membership, may adopt and amend rules of procedure, and shall select a chair from among its voting members.
- (b.) The Port Chester – Rye Brook Fire Advisory Board shall:
 - i. Review the proposed fire protection budgets for Port Chester and Rye Brook and may render an advisory recommendation to the Port Chester and Rye Brook Board of Trustees, respectively, as may be deemed warranted; and
 - ii. Study and make recommendations as to the best use of both Village departments' personnel and equipment between the two communities.
 - iii. Meet with the Mayors and/or Board of Trustees of Port Chester and/or Rye Brook to discuss fire protection as may be deemed warranted
 - iv. Study and develop policy recommendations on the management of the fire department, including, but not limited to more efficient allocation of career firefighter personnel and equipment in the fire service response area(s), sharing of resources, joint procurement and other potential cost-efficiencies to be completed no later than one hundred and twenty days prior to the end of the term of this Agreement.
 - v. Approve modifications of the Standard Operating Guidelines (SOG's) based upon recommendations of the Fire Chief.

SEVENTEENTH: The failure of Port Chester or Rye Brook to provide any of the services hereunder shall not be deemed a breach of this agreement, if such failure is caused by "Force Majeure", to wit, acts of God, acts of the public enemy, acts of the Federal, State or

intentions regarding negotiation of a successor agreement at least one year prior to the expiration of this agreement.

TWENTY-FOURTH: If any provision of this agreement or the application thereof to any person or circumstance is found to be invalid, the remainder of the provisions of the agreement and the application of such provisions to such persons or circumstances other than those as to which it is found to be invalid shall not be affected thereby.

TWENTY-THIRD: In the event that a dispute arises or the parties are at an impasse during a review period concerning the interpretation or application of the terms of this Agreement, the Villages agree to submit their dispute to mediation. Such mediation shall be conducted in accordance with the applicable rules of the American Arbitration Association. The mediation panel shall consist of three (3) individuals, one mediator to be selected by each of Port Chester and Rye Brook, and the third mediator to be selected by agreement of the other two mediators.

IN WITNESS WHEREOF, after a public hearing held individually by each of the undersigned Villages, the Village of Port Chester has caused this agreement to be signed by its Mayor and Village Manager, and the Village of Rye Brook has caused this agreement to be signed by its Mayor and Village Administrator and they each have caused their respective corporate seals to be hereunto affixed the day and year above written.

RESOLUTION DESIGNATION OF VILLAGE 2013 ELECTION

On a motion of TRUSTEE KENNER, seconded by TRUSTEE DIDDEN, the following resolution was adopted by the Board of Trustees of the Village of Port Chester,

New York:

RESOLVED, that the annual Election for the Village of Port Chester, New York, to be called and held pursuant to the Charter of the Village of Port Chester,

The Polling Place for the qualified voters of Port Chester who reside within the limits of the **Fifteenth Election District** of the Town of Rye shall be in St. George Orthodox Church of Westchester, Irving Avenue, in said Village.

The Polling Place for the qualified voters of Port Chester who reside within the limits of the **Sixteenth Election District** of the Town of Rye shall be in the Antioch Christian Church (formally known as Summerfield United Methodist Church), King Street, in said Village.

The Polling Place for the qualified voters of Port Chester who reside within the limits of the **Seventeenth Election District** of the Town of Rye shall be in the Brooksville Gardens Senior Citizens Apts., Terrace Avenue, in said Village.

The Polling Place for the qualified voters of Port Chester who reside within the limits of the **Eighteenth Election District** of the Town of Rye shall be in the Edison School, Rectory Street, in said Village.

The Polling Place for the qualified voters of Port Chester who reside within the limits of the **Nineteenth Election District** of the Town of Rye shall be in the Park Avenue School, Park Avenue, in said Village.

The Polling Place for the qualified voters of Port Chester who reside within the limits of the **Twenty-Fifth Election District** of the Town of Rye shall be in the King Street School, King Street, in said Village.

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Kenner, Marino, and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

DATE: January 7, 2013

RESOLUTION AGREEMENTS FOR SENIOR CITIZENS PROGRAMS

On motion of TRUSTEE KENNER, seconded by TRUSTEE MARINO, the following resolution was adopted by the Board of Trustees of the Village of Port Chester, New York:

WHEREAS, the Village Manager is recommending the purchase of a Field Conditioner to maintain the fields in the Parks, and

WHEREAS, the lowest estimated price for a John Deer 1200 Hydro Rake (Field Conditioner) was obtained from Argent and Sons, Inc., One Prospect Avenue, White Plains, NY 10607 for \$14,972.87, and

WHEREAS, the funds are already budgeted in the General Fund Transfer to Capital line, 1.9900.900. Now, therefore be it

RESOLVED, that the Board of Trustees of the Village of Port Chester, New York hereby authorizes the Village Treasurer to modify the 2012-13 Capital Fund Budget as follows:

CAPTIAL FUND

Establish Project Budget– Parks Field Conditioner

Revenues:

5.5.5031.2012.124	Transfer from General Fund	\$14,972.87
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Appropriation:

5.7110.200.2012.124	Parks Field Conditioner	\$14,972.87
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Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Kenner, Marino, and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

DATE: January 7, 2013

**RESOLUTION 7A
CLOSEOUT OF CAPITAL PROJECTS**

On motion of TRUSTEE BRAKEWOOD, seconded by TRUSTEE TERENCE, the following resolution was **TABLED** by the Board of Trustees of the Village of Port Chester, New York:

WHEREAS, that there remain a balance or deficit on completed capital projects; and

	005.8120.0400.2007.0057	005.8120.0400.2010.0117 (Budget increase from \$840,500.00 to
\$855,972.67)		
\$ 34,751.79	From: Sanitary Sewer Line Rehab-2008/09 005.8120.0400.2008.0077	To: Sanitary/Storm Sewers-2010/11 005.8120.0400.2010.0117 (Budget increase from \$855,972.67 to
\$890,724.46)		
\$ 13,721.70	From: Storm Sewer Rehab-2009/10 005.8120.0400.2009.0093	To: Sanitary/Storm Sewers-2010/11 005.8120.0400.2010.0117 (Budget increase from \$890,724.46 to
\$904,446.16)		

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Kenner, Marino, and Mayor Pilla
 NOES: None
 ABSENT: Trustee Branca

DATE: January 7, 2013

**RESOLUTION 7B
 CLOSEOUT OF CAPITAL PROJECTS**

On motion of TRUSTEE BRAKEWOOD, seconded by TRUSTEE TEREZI, the following resolution was **TABLED** by the Board of Trustees of the Village of Port Chester, New York:

WHEREAS, that there remain a balance or deficit on completed capital projects; and

WHEREAS, that the Village's independent auditors have identified these balances/deficits and has recommended that corrective action be taken so that these capital projects can be closed out and remaining balances be transferred to the Debt Service Fund to assist in the paying off of debt as per the office of the State Comptroller's guidelines; and

WHEREAS, the Village Treasurer concurs with this recommendation. Now, therefore, be it

RESOLVED, that the following projects in the Capital Fund be closed out, and that the Capital and Debt Service Funds be modified as follows:

the Debt Service Fund to assist in the paying off of debt as per the office of the State Comptroller's guidelines; and

WHEREAS, the Village Treasurer concurs with this recommendation. Now, therefore, be it

RESOLVED, that the following projects in the Capital Fund be closed out, and that the Capital and General Funds be modified as follows:

To General Fund:

<u>Project</u>	<u>Budget</u>	<u>Revenues</u>	<u>Expenditures</u>
<u>Balance</u>			
005.3120.2095.0000.0000: Local Law Block Police Grant	\$128,807.00	\$131,353.61	\$128,853.61
\$ 2,500.00			
005.3410.0203.2008.0075: Replace Fire Engine 58	\$585,000.00	\$585,000.00	\$584,347.29
\$ 652.71			
005.5110.0203.2010.0116: DPW Vehicles-2010/11	\$136,621.00	\$136,621.00	\$133,768.85
\$ 2,852.15			
005.7110.0400.2007.0069: Lyon Park Restroom-2007/08	\$141,500.00	\$174,456.00	\$123,954.27
\$ 50,501.73			
005.7110.0400.2009.0102: Edgewood Park Field-2009/10	\$298,000.00	\$266,853.50	\$243,301.61
<u>\$ 23,551.89</u>			

\$ 80,058.48

\$ 2,500.00	From:	005.3120.2095.0000.0000: Local Law Block Police Grant
\$ 652.71	From:	005.3410.0203.2008.0075: Replace Fire Engine 58
\$ 2,852.15	From:	005.5110.0203.2010.0116: DPW Vehicles – 2010/2011
\$ 50,501.73	From:	005.7110.0400.2007.0069: Lyon Park Restroom – 2007/2008
\$ 23,551.89	From:	005.7110.0400.2009.0102: Edgewood Park Soccer Field – 2009/2010
\$ 80,058.48	To:	General Fund (Transfers from Capital Fund)

From General Fund:

<u>Project</u>	<u>Budget</u>	<u>Revenues</u>	<u>Expenditures</u>
<u>Balance</u>			
005.1940.2121.0000.0000: Various Village Contaminations	\$ 17,390.63	\$ 17,390.63	\$ 20,254.77
(\$ 2,864.14)			
005.3120.2080.0000.0000: PD Vests-1999/00	\$ 25,842.50	\$ 25,842.50	\$ 26,077.63
(\$ 235.13)			
005.8020.0400.2005.0042: Multi-Hazard Mitigation Plan	\$ 24,142.00	\$ 21,687.36	\$ 21,803.50
(\$ 116.14)			
005.7110.0400.2009.0104: Abendroth Pk Grading/Fence	\$283,516.80	\$283,516.80	\$288,688.53
<u>(\$ 5,171.73)</u>			

(\$ 8,387.14)

\$ 8,387.14	From:	General Fund (Transfers to Capital Fund)
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ABSENT: Trustee Branca

DATE: January 7, 2013

Add-On for Fire Department Correspondence

On motion of TRUSTEE DIDDEN, seconded by TRUSTEE MARINO, the following correspondence was added to the agenda by the Board of Trustees of the Village of Port Chester, New York:

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Kenner, Marino, and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

DATE: January 7, 2013

CORRESPONDENCE

From Fire Patrol & Rescue Company No. 1 on the election of new member Joseph DioDato

On motion of TRUSTEE DIDDEN, seconded by TRUSTEE MARINO, the following correspondence was acknowledged by the Board of Trustees of the Village of Port Chester, New York:

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Kenner, Marino, and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

DATE: January 7, 2013

REPORT OF THE VILLAGE MANAGER

FEMA Update

Board:

Trustee Brakewood wished everyone a Happy New Year.

Trustee Didden wished everyone a Happy New Year.

Trustee Marino asked Mayor Pilla for the list of Marshalls. Mayor Pilla said that he will get him the list.

Trustee Kenner wished everyone a Happy New Year.

Mayor Pilla wished everyone prosperity.

Staff:

Mr. Cerreto said to the Board that Ability Beyond Disability is going to withdraw their application for now to work with the village .

At 12:28 a.m., on motion of Trustee Didden, seconded by Trustee Marino, the meeting was closed.

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

Respectfully submitted,

Jacqueline Johnson
Deputy Village Clerk

MEETING HELD JANUARY 22, 2013

A meeting of the Board of Trustees of the Village of Port Chester, New York, was held on Tuesday, January 22, 2013 at 6:00 P.M., in the Village Court Room, 350 North Main Street, Port Chester, New York, with Mayor Dennis Pilla presiding.

Present in addition to Mayor Pilla, were Trustees, Daniel Brakewood, Saverio Terenzi, Luis Marino and Joseph Kenner.

It should be noted that Trustee Bart Didden arrived at 6:12 p.m.

It should be noted that Trustee John Branca was absent.

Also present were Village Manager, Christopher Steers; Village Clerk, Janusz R. Richards, Village Attorney, Anthony Cerreto; Village Treasurer, Leonie Douglas; Administrative Aide to the Village Manager, Chris Ameigh and Police Chief Krzeminski.

On motion of Trustee Terenzi, seconded by Trustee Marino, the meeting was declared opened at 6:06 p.m.

Roll Call

AYES: Trustees Brakewood, Terenzi, Marino, Kenner and Mayor Pilla

NOES:

ABSENT: Trustees Didden and Branca

MOTION FOR EXECUTIVE SESSION

At 6:07 p.m., on motion of Trustee Brakewood, seconded by Trustee Terenzi, the Board of Trustees adjourned into the first executive session for consultation with Village Attorney and staff regarding pending Starwood Capital Group/United Hospital Redevelopment application.

Roll Call

AYES: Trustees Brakewood, Terenzi, Marino, Kenner and Mayor Pilla

NOES: None

ABSENT: Trustees Didden and Branca

At 8:05 p.m. the Board ended the discussion with Police Chief Krzeminski and continued into the regular meeting.

CORRESPONDENCE

From John B. Colangelo, Attorney at Law, requesting Torosan Realty South Main Street Subdivision and 96 Perry Avenue Subdivision.

Mr. Colangelo requested from the Board to set a public hearing on March 4, 2013 to consider the subdivisions for South Main Street and 96 Perry Avenue.

Add-on Resolution

Trustee Brakewood made a motion to add-on a resolution to set a public hearing on March 4, 2013 to consider the subdivisions for South Main Street and 96 Perry Avenue, seconded by Trustee Terenzi.

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

RESOLUTION
SET PUBLIC HEARING
TO CONSIDER THE SUBDIVISIONS FOR TOROSAN REALTY SOUTH
MAIN STREET AND THE ESTATE OF VERA DAVIS, 96 PERRY AVENUE

On motion of TRUSTEE BRAKEWOOD, seconded by TRUSTEE MARINO, the following resolution was adopted by the Board of Trustees of the Village of Port Chester, New York:

RESOLVED, that the Board of Trustees of the Village of Port Chester, New York, will hold a PUBLIC HEARING on Monday, March 4, 2013, at 7:00 P.M., at the Village Justice Courtroom, 350 North Main Street, Port Chester, New York, to consider the subdivisions for Torosan Realty South Main Street and the Estate of Vera Davis, 96 Perry Avenue.

On motion of Trustee Kenner, seconded by Trustee Didden, the public hearing was declared open.

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner, and Mayor Pilla

NOES:

ABSENT: Trustee Branca

Mr. Richards stated that the public hearing was duly noticed as required by law.

Mayor Pilla asked if anyone would like to comment for or against to extend or modify the permit amnesty program.

Comments were heard from Mr. Reavis, Mr. Abel, Ms. Conetta and another resident.

On motion of Trustee Brakewood, seconded by Trustee Didden, the public hearing was closed

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner, and Mayor Pilla

NOES:

ABSENT: Trustee Branca

On motion of Trustee Brakewood, seconded by Trustee Didden, Local Law No.1 of 2013 was amended as adopted to modify and extend the amnesty period to May 1, 2013 with regard to Local Law No. 4 of 2012 establishing a permit amnesty program, by the Board of Trustees of the Village of Port Chester, New York.

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner, and Mayor Pilla

NOES:

ABSENT: Trustee Branca

Date: January 22, 2013

Interested persons are invited to attend. The proposed agreement is available at the Village Clerk's office or online at the Village website www.portchesterny.com

Janusz R. Richards
Village Clerk

Dated: January 9, 2013

On motion of Trustee Didden, seconded by Trustee Kenner, the public hearing was declared open.

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner, and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

Mayor Pilla stated that the public hearing was duly noticed as required by law.

Mr. Fish of BFJ Planning presented to the Board the proposed January 2013 draft of the Local Waterfront Revitalization Program.

Mayor Pilla asked if anyone would like to comment for or against on the proposed January 2013 draft of the Local Waterfront Revitalization Program (LWRP).

Mr. Ceccarelli commented regarding the proposed Local Waterfront Revitalization Program.

On motion of Trustee Didden, seconded by Trustee Kenner, the public hearing was adjourned to February 4, 2013

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner, and Mayor Pilla

NOES:

ABSENT: Trustee Branca

AFFIDAVIT OF PUBLICATION AND NOTICE OF PUBLICATION RE:

Public Hearing to consider the advisability of adopting a local law to amend Chapter 345 -61W (1) of the Village Zoning Code, Special Exception Criteria for an Automobile Dealership Service Center Use.

A resident of Midland Avenue commented regarding on the automobile dealership service center.

On motion of Trustee Brakewood, seconded by Trustee Marino, the public hearing was adjourned to February 4, 2013

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner, and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

AFFIDAVIT OF PUBLICATION AND NOTICE OF PUBLICATION RE:

Public hearing regarding the advisability of adopting a local law amending Chapter 319, "Vehicle and Traffic", to prohibit parking on North Main Street from 1 a.m. to 6 a.m. from the Railroad Bridge to the Connecticut State line.

The following Public Notices were duly published in the Journal News and the Westmore News on December 28, 2012, certified by Cecilia Hernandez, Principal Clerk of the Journal News and Angelina Brescia, Office Manager of the Westmore News.

PUBLIC NOTICE

PUBLIC NOTICE is hereby given that the Board of Trustees of the Village of Port Chester, New York, will hold a PUBLIC HEARING on Tuesday, January 22, 2013 at 7:00 p.m. at the Village Justice Courtroom, 350 North Main Street, to consider the advisability of adopting a local law amending Chapter 319, "Vehicle and Traffic", to prohibit parking on North main Street from 1 a.m. to 6 a.m. from the Railroad Bridge to the Connecticut State line.

Interested persons will be afforded the opportunity to be heard at this time. The proposed law is available at the Village Clerk's office or online at www.portchesterny.com.

Janusz Richards
Village Clerk

Dated: December 21, 2012

LOCAL LAW NO. 2 OF 2013
A LOCAL LAW AMENDING THE CODE OF THE
VILLAGE OF PORT CHESTER CHAPTER 319 VEHICLE AND TRAFFIC
WITH REGARD TO PROHIBITING NIGHT-TIME PARKING

SECTION 1: The Code of the Village of Port Chester, Chapter 319, Vehicle and Traffic, Schedule XIV, Section 319-75B pursuant to the provisions of Section 319-21B "Nighttime parking prohibited certain hours" (4:30 a.m. -6:00 a.m.) is hereby amended as follows:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
...		
[North Main Street	Both	From Railroad Bridge to Connecticut State line]
...		

SECTION 2: The Code of the Village of Port Chester, Chapter 319, Vehicle and Traffic, Schedule XIV, Section 319-75A pursuant to the provisions of Section 319-21A "Nighttime parking prohibited certain hours (1 a.m. -6 a.m.) is hereby amended as follows:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
...		
North Main Street	Both	From Railroad Bridge to Connecticut State line
...		

SECTION 3: This local law shall be effective immediately upon filing with the Secretary of State.

PRESENTATION

Sewer Rent Project update by Joe Dichter, Special Counsel

Mr. Dichter said that everything is moving forward and he should hear back from United Water by January 28, 2013.

WHEREAS, pursuant to Village Zoning Regulation 345-34, proposed zoning amendments require a Board of Trustees public hearing before adoption and shall be referred to the Planning Commission and County Planning Board for recommendation; Now, therefore, be it

RESOLVED, that the Village Board of Trustees, hereby schedules a public hearing on the draft zoning text and map amendments, to be held at the Port Chester Village Court, 350 N. Main Street, Port Chester, NY 10573, on February 19, 2013 at 7:00 p.m.; and be it further

RESOLVED, that the Board refers the draft zoning text amendments and map to the Village Planning Commission and the Westchester County Planning Board for review and recommendation.

Approved as to Form

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: Trustees Brakewood, Marino, Kenner, and Mayor Pilla

NOES: Trustees Terenzi, and Didden

ABSENT: Trustee Branca

DATE: January 22, 2013

RESOLUTION

SEQRA DETERMINATION OF SIGNIFICANCE
AND SITE-SPECIFIC DRAFT ENVIRONMENTAL IMPACT STATEMENT
(DEIS) POSITIVE DECLARATION AND SCHEDULING OF SCOPING
SESSION
UNITED HOSPITAL REDEVELOPMENT

On motion of TRUSTEE DIDDEN, seconded by TRUSTEE TERENZI, the following resolution **was not adopted** by the Board of Trustees of the Village of Port Chester, New York:

WHEREAS, on or about May 21, 2012, PC406 BPR, LLC (the "applicant") submitted a Petition to the Village Board of Trustees (the "Board") proposing

RESOLVED, that RONALD LUISO, 6 Hilltop Drive, Port Chester, New York, is hereby reappointed as a member of the Port Chester ZONING BOARD OF APPEALS, effective immediately with said term to expire December 31, 2014.

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Marino and Mayor Pilla
NOES: None
ABSENT: Trustee Branca

DATE: January 22, 2013

RESOLUTION
REAPPOINTMENT OF MEMBER TO
ZONING BOARD OF APPEALS

On motion of TRUSTEE DIDDEN, seconded by TRUSTEE MARINO, the following resolution was **Tabled** by the Board of Trustees of the Village of Port Chester, New York:

RESOLVED, that FRANK STRAUCH of 81 Glendale Place, Port Chester, New York is hereby reappointed as a member of the Port Chester ZONING BOARD OF APPEALS, effective immediately with said term to expire December 31, 2014.

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Marino and Mayor Pilla
NOES: None

JOYCEMARIE WASHBURN, DANIEL L WILLIAMS, MARY R YOUNG,
HANNAH A ZACCAGNINO, ESPERANZA ZARATE.

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Kenner, Marino, and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

DATE: January 22, 2013

RESOLUTION

SERVICE AGREEMENT WITH REGARD TO the VILLAGE DIGITAL PARKING METERS

On motion of TRUSTEE DIDDEN, seconded by TRUSTEE MARINO, the following resolution was adopted by the Board of Trustees of the Village of Port Chester, New York:

RESOLVED, that the Village Manager is hereby authorized to enter into a service agreement with Cincinnati Time Recorder New York (CTR/NY) to provide maintenance services to the Village with regard to the digital parking meters, for the term June 7, 2012 and expire on June 6, 2013, unless sooner terminated, compensation to be \$30,885.00 for covered items/services.

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Kenner, Marino, and Mayor Pilla

NOES: None

005.5110.0400.2009.0090
005.5110.0400.2010.0110

(Budget Increase from

\$1,292,870.94 to \$1,301,505.92)

\$ 15,472.67 From: Storm Sewer Imp-2007/08
2010/11

To: Sanitary/Storm Sewers-

005.8120.0400.2007.0057
005.8120.0400.2010.0117

(Budget increase from

\$840,500.00 to \$855,972.67)

\$ 34,751.79 From: Sanitary Sewer Line Rehab-2008/09
2010/11

To: Sanitary/Storm Sewers-

005.8120.0400.2008.0077
005.8120.0400.2010.0117

(Budget increase from

\$855,972.67 to \$890,724.46)

\$ 13,721.70 From: Storm Sewer Rehab-2009/10
2010/11

To: Sanitary/Storm Sewers-

005.8120.0400.2009.0093
005.8120.0400.2010.0117

(Budget increase from

\$890,724.46 to \$904,446.16)

APPROVED AS TO FORM:

Village Attorney
Anthony Cerreto

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Kenner, Marino, and Mayor Pilla
NOES: None
ABSENT: Trustee Branca

DATE: January 22, 2013

\$ 7,353.95 From: 005.8160.0203.2008.0079 – 31 Yard Garbage Truck
\$189,058.63 To: Debt Service Fund (Transfers from Capital Fund)

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Kenner, Marino, and Mayor Pilla
NOES: None
ABSENT: Trustee Branca

DATE: January 22, 2013

**RESOLUTION
CLOSEOUT OF CAPITAL PROJECTS**

On motion of TRUSTEE DIDDEN, seconded by TRUSTEE KENNER, the following resolution was adopted by the Board of Trustees of the Village of Port Chester, New York:

WHEREAS, that there remain a balance or deficit on completed capital projects; and

WHEREAS, that the Village's independent auditors have identified these balances/deficits and has recommended that corrective action be taken so that these capital projects can be closed out and remaining balances be transferred to the Debt Service Fund to assist in the paying off of debt as per the office of the State Comptroller's guidelines; and

WHEREAS, the Village Treasurer concurs with this recommendation. Now, therefore, be it

RESOLVED, that the following projects in the Capital Fund be closed out, and that the Capital and General Funds be modified as follows:

To General Fund:

<u>Project</u>	<u>Budget</u>	<u>Revenues</u>	<u>Expenditures</u>
<u>Balance</u>			

RESOLUTION
WESTCHESTER COUNTY FOOD SERVICE PERMIT
FOR SENIOR NUTRITION PROGRAM
220 GRACE CHURCH STREET

On motion of TRUSTEE KENNER, seconded by TRUSTEE DIDDEN, the following resolution as adopted by the Board of Trustees of the Village of Port Chester, New York:

RESOLVED, that the Village Manager be authorized to submit an application to the Westchester County Health Department for renewal of permit number 01-6620-B which expires March 31, 2013 for the Port Chester Nutrition Program at 220 Grace Church Street.

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Kenner, Marino, and Mayor Pilla
NOES: None
ABSENT: Trustee Branca

DATE: January 22, 2013

REPORT OF THE VILLAGE CLERK

Update on Village Election

Mr. Richards said that he had a qualifying program presentation and Don Bosco Center on January 3, 2013 and there is another scheduled for January 23, 2013 at 6:30 p.m. at the Carver Center. Mr. Richards thanked the Westmore News for doing a cover story on the candidate qualifying forum. Mr. Richards also spoke about voter education, television and radio commercials. Mr. Cerreto spoke about early voting.

Add-on Resolution

Trustee Kenner made a motion to add-on a resolution for Village Clerk to write a letter to New York State Liquor Authority regarding Belgian Brasserie LLC, seconded by Trustee Marino

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Kenner, Marino and Mayor Pilla

RECUSE: Trustee Didden

NOES: None

ABSENT: Trustees Branca

DATE: January 22, 2013

RESOLUTION

On a motion of TRUSTEE KENNER, seconded by TRUSTEE MARINO, allowing the Village Clerk to write a letter to New York State Liquor Authority regarding Belgian Brasserie LLC was adopted by the Board of Trustees of the Village of Port Chester, New York:

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Kenner, Marino and Mayor Pilla

RECUSE: Trustee Didden

NOES: None

ABSENT: Trustees Branca

DATE: January 22, 2013

CORRESPONDENCE

From KKDC Inc. – John's of Arthur Avenue regarding liquor license application

Add-on Resolution

Trustee Kenner made a motion to add-on a resolution for John's of Arthur Avenue regarding their liquor license application, seconded by Trustee Marino:

DATE: January 22, 2013

PUBLIC COMMENTS AND BOARD COMMENTS

Public: There were none.

Board:

Trustee Brakewood commented that he is no longer on the School Board Liason Committee. Trustee Brakewood also wanted to recognize the passing of former Trustee Jerry DiRoberto and his great work as a Trustee and the work he did in the village.

Trustee Terenzi also recognized the passing of former Trustee Jerry DiRoberto and his great work as a Trustee and in the community. Trustee Terenzi also commented about Starwood Capital.

Trustee Didden also commented about the passing of former Trustee Jerry DiRoberto and his work as a Trustee and in the community. Trustee Didden also thanked Port Chester and Rye Brook Fire Departments on the great work they did with the most fire in Port Chester.

Trustee Marino also thanked Port Chester and Rye Brook Fire Department on the great work they did with the fire. Trustee Marino sends his condolences to the DiRoberto family.

Trustee Kenner sends his condolences to the DiRoberto family.

Mayor Pilla sends his condolences to the DiRoberto family.

At 12:25 a.m., on motion of Trustee Didden, seconded by Trustee Marino, the meeting was closed.

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

Respectfully submitted,

Jacqueline Johnson
Deputy Village Clerk

MEETING HELD FEBRUARY 4, 2013

A meeting of the Board of Trustees of the Village of Port Chester, New York, was held on Monday, February 4, 2013 at 5:30 P.M., in the Court Room of the Police Headquarters Building, 350 North Main Street, Port Chester, New York, with Mayor Dennis Pilla presiding.

Present in addition to Mayor Pilla, were Trustees Saverio Terenzi, Bart Didden, and Luis Marino.

It should be noted that Trustee Joseph Kenner arrived at 5:43 p.m. and Trustee Daniel Brakewood arrived at 5:48 p.m.

It should be noted that Trustee Branca was absent.

Also present were Village Manager, Christopher Steers; Village Clerk, Janusz R. Richards; Village Attorney, Anthony Cerreto; Village Treasurer, Leonie Douglas; Administrative Aide, Chris Ameigh; Director of Planning and Development Christopher Gomez and Police Chief Joseph Krzeminski.

On motion of Trustee Terenzi seconded by Trustee Marino the meeting was declared opened at 5:39 p.m.

Roll Call

AYES: Trustees Terenzi, Didden, Marino and Mayor Pilla

NOES: None

ABSENT: Trustees Brakewood, Kenner and Branca

WORKSHOP

Auditors to present the five (5) Year Operating Budget

The auditors of Drescher & Malecki LLP spoke to the Board about the financial five year (5) projections for the village.

MOTION FOR EXECUTIVE SESSION

At 6:14 p.m., on motion of Trustee Terenzi, seconded by Trustee Didden, the Board of Trustees adjourned into the first executive for consultation regarding a particular personnel matter.

ABSENT: Trustee Branca

After a short recess, on motion of Trustee Didden, seconded by Trustee Marino, the public portion of the meeting was reopened at 7:06 p.m.

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

AWARD PRESENTATION

Award Presentation to Charles Scopoletti

Mr. Eddie Eways introduced Mr. Charles Scopoletti to the Board and public.

Mr. Charles Scopoletti spoke to the Board and public about himself as a two time cancer survivor and his upcoming music event at the Capital Theater.

Mayor Pilla presented Mr. Scopoletti a proclamation for his inspiration and accomplishments and proclaimed that March 7, 2013 will be Charles Scopoletti Day in the Village of Port Chester.

AFFIDAVIT OF PUBLICATION AND NOTICE OF PUBLICATION RE:

Public Hearing to amend local law Section 345-61W(1) of the Village Zoning Code, Special Exception Criteria for an Automobile Dealership Service Center Use.

The following Public Notices were duly published in the Journal News and the Westmore News on December 21, 2012, certified by Cecilia Hernandez, Principal Clerk of the Journal News and Angelina Brescia, Office Manager of the Westmore News.

PUBLIC NOTICE

PUBLIC NOTICE is hereby given that the Board of Trustees of the Village of Port Chester, New York, will hold a PUBLIC HEARING on Monday, January 7, 2013, at 7:00 P.M. or thereafter in the Village Justice Courtroom, 350 North Main Street, Port Chester, New York, to consider the advisability of adopting a local law amending Chapter 345, "Zoning", Section 345-61W(1), regarding Special Exception Use criteria for Automobile Dealership Service Center in the M2 Zoning District so as to permit cosmetic reconditioning.

dealership service centers was adopted by the Board of Trustees of the Village of Port Chester, New York.

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner, and Mayor Pilla

NOES:

ABSENT: Trustee Branca

Date: February 4, 2013

LOCAL LAW NO. 3 OF 2013
A LOCAL LAW AMENDING THE CODE OF THE VILLAGE
OF PORT CHESTER, CHAPTER 345, WITH REGARD TO PERMITTING
COSMETIC RECONDITIONING WORK ON VEHICLES AT AUTOMOTIVE
DEALERSHIP SERVICE CENTERS

SECTION 1: Current provisions of the Village Code, Chapter 345, Zoning Regulation, provide for a use classification of Automobile Dealership Service Center. This use is permitted by grant of special exception solely in the M-2 General Industrial Zoning District. Acknowledging the practical operations of such permitted uses, the Board desires to amend the Code so to permit limited work to be done to vehicles but with effective controls to ensure that no negative or external impacts are presented.

SECTION 2: The Code of the Village of Port Chester, Chapter 345, "Zoning", Section 345-61, is hereby amended as follows:

Section 345-61W Automotive Dealership Service Center

(1) All servicing and repair of automobiles shall take place entirely within the building, and no servicing or repair of vehicles shall be visible from any adjacent public street. No painting or auto body repair work shall be permitted, except for cosmetic reconditioning to such vehicles as defined and to the extent permitted herein. There shall be no outdoor storage of vehicles being serviced or repaired except for temporary parking of such vehicles before and after servicing. On-site storage of vehicles for sale or resale shall be permitted at the site, provided that such storage of vehicles is solely contained within the building.

Cosmetic reconditioning shall be defined as incidental repairs and refinishing limited to plastic and trim parts of the vehicle including bumpers, moldings, mirrors, headlight lenses, and the restoration of alloy wheels. Vehicle side panels may also be refinished on occasion when the bumper scrape may carry into the

(7) The applicant shall submit a traffic analysis which indicates that the proposed project can be accommodated by the existing roadway system and/or proposed improvements to the roadway system at satisfactory levels of service.

(8) All plots, lots or parcels of land containing 15,000 or more square feet of area or having or proposing a use requiring 20 or more parking spaces, or both, shall comply with the following requirements:

(a) The requirements of § 345-14I(1) shall not apply to this use, except that there shall be provided an accessway running from a public road to the parking area of the lot.

(b) The way and drive contained therein shall be for the exclusive use of the property and parking area.

(c) The way at the curblin and throughout its length shall be not less than 15 feet from any other way or driveway providing access to a public street and not less than five feet from any lot line, except a street lot line.

(d) Any driveway providing ingress and egress to a public street shall not pass through the parking and/or drive area of any other lot.

(e) Access, but not frontage, may be provided by grant of easement, but the size of the lot impressed with the easement shall be reduced by the area comprising the easement before computing area, setback, and special exception requirements.

(f) The requirements of this section shall be in addition to the frontage and minimum yard dimension requirements of the Code.

(g) Any modification to the curbs cuts at the site shall be approved by the New York State Department of Transportation.

(9) The site must be located no more than .33 mile from an accessway to a New York State or U.S. highway.

(10) Parking, There shall be provided at the site sufficient parking spaces for all vehicles stored or being serviced at any one period of time. In addition, sufficient parking for the office space and any retail space shall be provided in accordance with § 345-14, except that there shall be no parking requirement for any retail space containing less than 500 square feet.

(11) Loading and unloading. Loading spaces shall be provided at the site in accordance with § 345-14. All loading and unloading shall be performed entirely within the lot. Loading units shall be designated to ensure that vehicles serving the lot shall do so without backing into or out of any public street. Loading bay doors shall be appropriately screened from any public street.

On motion of Trustee Brakewood, seconded by Trustee Kenner, the public hearing was declared open.

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner, and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

Mr. Gomez spoke to the Board about the January 2013 draft of the Local Waterfront Revitalization Program (LWRP).

Mayor Pilla asked if anyone would like to comment for or against on the proposed January 2013 draft of the Local Waterfront Revitalization Program (LWRP).

Ms. Goldie Solomon and Mr. Gene Ceccarelli commented about the Local Waterfront Revitalization Program.

On motion of Trustee Didden, seconded by Trustee Brakewood, the public hearing was closed.

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

AFFIDAVIT OF PUBLICATION AND NOTICE OF PUBLICATION RE:

Public Hearing to consider a Five (5) Year Fire Protection Agreement with the Village of Rye Brook

The following Public Notices were duly published in the Journal News and the Westmore News on January 18, 2013, certified by Cecilia Hernandez, Principal Clerk of the Journal News and Angelina Brescia, Office Manager of the Westmore News.

AGREEMENT CONTINUING FIRE PROTECTION SERVICES
TO THE VILLAGE OF RYE BROOK

On motion of TRUSTEE KENNER seconded by TRUSTEE DIDDEN, the following resolution was adopted by the Board of Trustees of the Village of Port Chester, New York:

WHEREAS, the Village of Port Chester has long since provided fire protection services to the Village of Rye Brook; and

WHEREAS, with the expiration of the current agreement on May 31, 2013, the parties have negotiated a successor agreement; and

WHEREAS, pursuant to General Municipal Law, Section 209-d, the proposed agreement was forwarded to the Port Chester Fire Department for its consent; and

WHEREAS, the Port Chester Fire Department has consented to the agreement; and

WHEREAS, pursuant to Village Law, Section 4-412, subd3(9), the Board of Trustees has conducted a public hearing on the provision of such outside service. Now, therefore, be it

RESOLVED, that the Board of Trustees authorizes the Mayor and Village Manager to execute the agreement between the Village of Rye Brook and the Village of Port Chester for the provision of fire protection services, with a term of five years, compensation to be as follows:

June 1, 2013 through May 31, 2014	\$933,292.00
June 1, 2014 through May 31, 2015	\$951,958.00
June 1, 2015 through May 31, 2016	\$970,997.00
June 1, 2016 through May 31, 2017	\$990,417.00
June 1, 2017 through May 31, 2018	\$1,010,225.00

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla
NOES: None
ABSENT: Trustee Branca

WORKSESSION

Housing Rehabilitation Program.

WHEREAS, the requested action is a matter entrusted to the discretion of the Board. Now, therefore, be it

RESOLVED, that the resolution of the Board of Trustees adopted on November 19, 2012 accepting the Petition of the applicant, PC406 BPR, LLC. and noticing the Board's intent to be lead agency pursuant to Part 617 of the SEQRA regulations is hereby rescinded.

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

Roll Call

AYES: Trustees Terenzi, Didden, Marino, Kenner and Mayor Pilla
NOES: Trustee Brakewood
ABSENT: Trustee Branca

DATE: February 4, 2013

RESOLUTION
UNITED HOSPITAL REDEVELOPMENT
CLARIFICATION OF NOVEMBER 19, 2012 ACTION

On motion of TRUSTEE MARINO, seconded by TRUSTEE TERENZI, the following resolution was **tabled** by the Board of Trustees of the Village of Port Chester, New York:

WHEREAS, on or about May 21, 2012, PC406 BPR, LLC (the "Applicant") submitted a Petition to the Village Board of Trustees (the "Board") proposing zoning text and map amendments to the Village Code, Chapter 345 (the "Petition"), relating to the proposed redevelopment of approximately 14.15 acres of land located at 406 Boston Post Road in the Village of Port Chester, consisting of a portion of the former United Hospital site which proposed redevelopment would be for mixed residential, office and commercial uses (the "Proposed Action"); and

WHEREAS, the Petition was accompanied by a Site Plan Application, Long-Form Environmental Assessment Form ("EAF") prepared pursuant to the New York State Environmental Quality Review Act ("SEQRA") and a draft scoping document for the preparation of a site-specific Draft Environmental Impact Statement ("EIS"); and

RESOLUTION
SET PUBLIC HEARING
A LOCAL LAW AMENDING THE CODE OF THE VILLAGE OF PORT
CHESTER, CHAPTER 165, DANCE HALLS AND CABARETS, WITH
REGARD TO LICENSING REQUIREMENTS AND EXEMPTIONS

On motion of TRUSTEE MARINO, seconded by TRUSTEE KENNER, the following resolution was **tabled** by the Board of Trustees of the Village of Port Chester, New York:

RESOLVED, that the Board of Trustees of the Village of Port Chester, New York, will hold a PUBLIC HEARING on Monday, March 4, 2013, at 7:00 P.M., at the Village Justice Courtroom, 350 North Main Street, Port Chester, New York, to consider a local law that would amend the Code of the Village of Port Chester, Chapter 165, Dance Halls and Cabarets, with regard to licensing exemptions and requirements.

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES:

ABSENT: Trustee Branca

DATE: February 4, 2013

RESOLUTION
SET PUBLIC HEARING
A LOCAL LAW AMENDING THE CODE OF THE VILLAGE OF PORT
CHESTER, CHAPTER 224, NOISE, WITH REGARD TO INCREASING
PENALTIES AND ESTABLISHING A PENALTY SCHEDULE FOR
VIOLATIONS

On motion of TRUSTEE MARINO, seconded by TRUSTEE KENNER, the following resolution was **tabled** by the Board of Trustees of the Village of Port Chester, New York:

Hundred Twenty (\$220.00) Dollars per hour for associates' time, and as set forth in the letter from Terry O'Neil dated February 1, 2013; and be it further

RESOLVED that total compensation shall not exceed 10,000.00 without additional authorization.

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Kenner and Mayor Pilla

NOES: Trustee Marino

ABSENT: Trustee Branca

DATE: February 4, 2013

RESOLUTION
APPOINTMENT OF MEMBER TO
BOARD OF ETHICS

On motion of TRUSTEE KENNER, seconded by TRUSTEE BRAKEWOOD, the following resolution was adopted by the Board of Trustees of the Village of Port Chester, New York:

RESOLVED, that JAYMEE ALPERT, residing, Port Chester, New York, be and she hereby is appointed as a member of the Port Chester BOARD OF ETHICS to fill the vacated office formally held by Mike Richie, effective immediately.

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

DATE: February 4, 2013

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla
NOES: None
ABSENT: Trustee Branca

DATE: February 4, 2013

RESOLUTION
REAPPOINTMENT OF MEMBER TO
ZONING BOARD OF APPEALS

On motion of TRUSTEE KENNER, seconded by TRUSTEE DIDDEN, the following resolution as adopted by the Board of Trustees of the Village of Port Chester, New York:

RESOLVED, that RONALD LUISO, 6 Hilltop Drive, Port Chester, New York, is hereby reappointed as a member of the Port Chester ZONING BOARD OF APPEALS, effective immediately with said term to expire December 31, 2014.

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla
NOES: None
ABSENT: Trustee Branca

DATE: February 4, 2013

RESOLUTION
REAPPOINTMENT OF MEMBER TO
ZONING BOARD OF APPEALS

On motion of TRUSTEE KENNER, seconded by TRUSTEE DIDDEN, the following resolution as adopted by the Board of Trustees of the Village of Port Chester, New York:

Lisa M. Ferraro

Elaine Russo

David Heller

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

DATE: February 4, 2013

DISCUSSIONS

Additional amendments to amnesty program for one and two family homes

Mr. Steers spoke to the Board about open permits and certificate of occupancies. There was further discussion with the Board and staff on this topic. The Board asked to have a workshop on the topic.

Marina Bulkhead

Mr. Steers spoke to the Board about the cost estimates for the Marina Bulkhead. The Board asked staff to come back to the Board with more details.

Rules of Procedure of the Board of Trustees Village of Port Chester, New York

Trustee Didden spoke to the Board regarding the rules of procedures of the Board of Trustees. There was further discussion with the Board on this topic. There was no action taken at the meeting.

CORRESPONDENCES

From Alex Payan to the Board of Trustees for consideration to join the Ethics Board

The Board acknowledged the correspondence and will schedule an interview in the future.

MEETING HELD FEBRUARY 19, 2013

A meeting of the Board of Trustees of the Village of Port Chester, New York, was held on Tuesday, February 19, 2013 at 7:00 P.M., in the Court Room of the Police Headquarters Building, 350 North Main Street, Port Chester, New York, with Mayor Dennis Pilla presiding.

Present in addition to Mayor Pilla, were Trustees Bart Didden, Luis Marino and Joseph Kenner.

It should be noted that Trustees Daniel Brakewood, Saverio Terenzi and John Branca were absent.

Also present were Village Manager, Christopher Steers; Village Clerk, Janusz R. Richards; Village Attorney, Anthony Cerreto; Village Treasurer, Leonie Douglas; Administrative Aide, Chris Ameigh; Director of Planning and Development Christopher Gomez and Village Planner, Jesica Youngblood

On motion of Trustee Kenner, seconded by Trustee Marino, the meeting was declared opened at 7:10 p.m.

Roll Call

AYES: Trustees Didden, Marino, Kenner and Mayor Pilla

NOES: None

ABSENT: Trustees Brakewood, Terenzi and Branca

AWARD PRESENTATION

Award Presentation to Jason Ippolito named a 2012 Golden Dozen Scholar-Athlete

Mayor Pilla spoke to public about Mr. Jason Ippolito and his accomplishments. Mayor Pilla presented a proclamation to Mr. Ippolito that Wednesday, February 20, 2013 will be proclaimed as Jason Ippolito Day in the Village of Port Chester.

AFFIDAVIT OF PUBLICATION AND NOTICE OF PUBLICATION RE:

Public Hearing to consider Zoning Text Amendments and Amendments to the Village Official Zoning Map Implementing the Comprehensive Plan

The following Public Notices were duly published in the Journal News and the Westmore News on February 1, 2013 certified by Cecilia Hernandez, Principal

- Provides for a fee in lieu of open space per unit in the C2, C5, C5T, DW, and DW2 Districts
- Establishes a Building Height and Floor Area Bonus Program
- Deletes the provision for Cluster Development in the R2F District
- Amends the Schedule of Regulations for Residence and Nonresidence Districts

An electronic copy of the related draft Zoning Text and Map Amendments can be downloaded from the Village's website: http://www.portchesterny.com/Pages/PortChesterNY_Webdocs/plan.

Paper copies of the related draft Zoning Text and Map Amendments are available for viewing at Village Hall, 222 Grace Church Street, Port Chester, NY 10573 and the Port Chester-Rye Brook Library, 1 Haseco Avenue, Port Chester, NY 10573. For information, please call (914) 937-6780.

Interested persons will be afforded the opportunity to be heard.

Janusz R. Richards
Village Clerk
Village of Port Chester

Dated: January 29, 2012

On motion of Trustee Didden, seconded by Trustee Kenner, the public hearing was declared open.

Roll Call

AYES: Trustees Didden, Marino, Kenner and Mayor Pilla

NOES: None

ABSENT: Trustees Brakewood, Terenzi and Branca

Mr. Gomez and Mr. Fish spoke to the Board about the zoning text amendments and amendments to the village official zoning map implementing the Comprehensive Plan.

Mayor Pilla asked if there was anyone who would like to comment to consider Zoning Text Amendments and Amendments to the Village Official Zoning Map Implementing the Comprehensive Plan.

WHEREAS, the Village's planning consultant, BFJ Planning, has prepared a negative declaration and supporting documentation pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law; now, therefore, be it

RESOLVED, that, the Lead Agency has determined that the proposed Type I Action will not have a significant effect on the environment for the reasons enumerated in the attached Negative Declaration Form and supporting documentation.

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: Trustees Didden, Marino, Kenner and Mayor Pilla

NOES: None

ABSENT: Trustees Brakewood, Terenzi and Branca

DATE: February 19, 2013

**LOCAL WATERFRONT REVITALIZATION PROGRAM (LWRP)
ADOPTION OF DRAFT TO FACILITATE FORMAL REVIEW BY THE NEW YORK
STATE DEPARTMENT OF STATE**

On motion of KENNER, seconded by MARINO, the following resolution was adopted by the Board of Trustees of the Village of Port Chester, New York:

WHEREAS, in 1992, the Village of Port Chester adopted a Local Waterfront Revitalization Plan (LWRP), which was approved by the New York State Department of State, that provides a comprehensive program for the beneficial use, revitalization, and protection of the Village's Waterfront resources and is the official plan for governing local, state, and federal actions in the defined Waterfront Revitalization area; and

WHEREAS, the Department of State recommends that Local Waterfront Development Programs be updated periodically and provides technical assistance and grant fund funding to defray the costs of such an update; and

WHEREAS, in the 2010, the Village obtained a grant to update the 1992 LWRP and after a competitive RFP process retained BFJ Planning to work with the Village's Waterfront Commission for the task; and

WHEREAS, that pursuant to Part 617 of the SEQR Regulations, the Village Board of Trustees designated itself as the Lead Agency on February 6, 2012 for the SEQR Review of this Type I Action;

WHEREAS, by letter dated February 12, 2013, Caritas of Port Chester, Inc. has requested the use of the kitchen at the South End Firehouse from April 1, 2013 for a period of five to six months so that it may continue to provide hot meals for those in need; and

WHEREAS, Mellor Engine & Hose Co. #3 and Putnam Engine and Hose #2 have conditionally approved the use of the kitchen facilities; and

WHEREAS, the Village Manager has favorably recommended the request given the unique circumstances and significant public benefit provided to the Village by Caritas. Now, therefore be it

RESOLVED, that permission be and is hereby granted to Caritas of Port Chester, Inc., 22 Don Bosco Place, Port Chester to use the kitchen facilities at the South End Firehouse in the mornings from April 1, 2013 to October 1, 2013, provided that the applicant keep the kitchen area clean and orderly at all times and that the term be on a month-to-month basis; and be it further

RESOLVED, that the Village Manager is hereby authorized to enter into a revocable license agreement with Caritas of Port Chester on such other and additional terms that are satisfactory to the Manager and Village Attorney, including insurance, indemnification and compliance with all applicable laws and regulations.

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: Trustees Didden, Marino, Kenner and Mayor Pilla

NOES:

ABSENT: Trustees Brakewood, Terenzi and Branca

DATE: February 19, 2013

REPORT OF THE VILLAGE MANAGER

Update on goals and priorities

Mr. Steers said that he should have the formal priority presentation by the end of the month.

Update on actions, initiatives and projects

Mr. Steers said that he should have the formal priority presentation by the end of the month.

PUBLIC COMMENTS AND BOARD COMMENTS

Public:

Mr. Peter Feinman commented about the New York State Heritage weekend this summer. Ms. Sonja Philips commented about the landlord registry.

Board:

Trustee Didden commented about Department of Public Works and the Housing Rehabilitation Program.

Mayor Pilla commented about the upcoming Trustee election.

At 10:08 p.m., on motion of Trustee Didden, seconded by Trustee Kenner, the meeting was closed.

AYES: Trustees Didden, Marino, Kenner and Mayor Pilla

NOES: None

ABSENT: Trustees Brakewood, Terenzi and Branca

Respectfully submitted,

Jacqueline Johnson
Deputy Village Clerk

MEETING HELD MARCH 4, 2013

A meeting of the Board of Trustees of the Village of Port Chester, New York, was held on Monday, March 4 at 5:30 P.M., in the Court Room of the Police Headquarters Building, 350 North Main Street, Port Chester, New York, with Mayor Dennis Pilla presiding.

Present in addition to Mayor Pilla, were Trustees Daniel Brakewood, Saverio Terenzi, Bart Didden, Luis Marino and Joseph Kenner.

It should be noted that Trustee Branca was absent.

Also present were Village Manager, Christopher Steers; Village Clerk, Janusz R. Richards; Village Attorney, Anthony Cerreto; Village Treasurer, Leonie Douglas; Director of Planning and Development Christopher Gomez; Police Chief, Joseph Krzeminski; Administrative Aide, Chris Ameigh and Village Planner, Jesica Youngblood.

On motion of Trustee Kenner, seconded by Trustee Didden, the meeting was declared opened at 5:39 p.m.

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

WORKSESSION

Starwood – United Capital and Zoning Text and Map proposed DW2 Downtown Design Waterfront Zoning District

The Board discussed with staff and Starwood Capital regarding the former United Hospital site and the zoning text and map proposed DW2 Downtown design waterfront zoning district. No action was taken in the worksession.

On motion of Trustee Didden, seconded by Trustee Marino, the regular public portion of the meeting was opened at 7:09 p.m.

Roll Call

- Renames and modifies the C3 Design Office and Commercial District to C3 Office and Commercial District
- Modifies the C4 General Commercial District
- Establishes new C5 Train Station Mixed Use and C5T Downtown Mixed Use Transitional Districts
- Eliminates the PRSP Planned Railroad Station Plaza Development District
- Waterfront
 - Rezones portions of the waterfront area to DW Design Waterfront District
 - Establishes a new DW2 Downtown Design Waterfront District
- Former United Hospital Site
 - Establishes a new PMU Planned Mixed Use District

Other New Provisions

- Provides for a fee in lieu of open space per unit in the C2, C5, C5T, DW, and DW2 Districts
- Establishes a Building Height and Floor Area Bonus Program
- Deletes the provision for Cluster Development in the R2F District
- Amends the Schedule of Regulations for Residence and Nonresidence Districts

An electronic copy of the related draft Zoning Text and Map Amendments can be downloaded from the Village's website:

http://www.portchesterny.com/Pages/PortChesterNY_Webdocs/plan.

Paper copies of the related draft Zoning Text and Map Amendments are available for viewing at Village Hall, 222 Grace Church Street, Port Chester, NY 10573 and the Port Chester-Rye Brook Library, 1 Haseco Avenue, Port Chester, NY 10573. For information, please call (914) 937-6780.

Interested persons will be afforded the opportunity to be heard.

Janusz R. Richards
 Village Clerk
 Village of Port Chester

Dated: January 29, 2012

On motion of Trustee Didden, seconded by Trustee Kenner, the public hearing was declared open.

Roll Call

Clerk of the Journal News and Angelina Brescia, Office Manager of the Westmore News.

PUBLIC NOTICE

PUBLIC NOTICE is hereby given that the Board of Trustees of the Village of Port Chester, New York, will hold a PUBLIC HEARING on Monday, March 4, at 7:00 P.M., in the Village Justice Courtroom, 350 North Main Street, Port Chester, New York, to consider a application for subdivision approval submitted by Torosan Realty and Gateway Plaza, for property located off South Main Street, known and designated as Section 142.38, Block 1, Lots 25, 26, 27, 28, 29 & 39, proposing to transfer a 306.91 square foot triangular parcel of land from Lot 28 to Section 142.38, Block 1, Lot 35 located within the C-4 General Commercial Zoning District.

Interested persons will be afforded the opportunity to be heard at this time. The application is available in the Village Clerk's office.

JANUSZ R. RICHARDS
Village Clerk

Dated: January 30, 2013

On motion of Trustee Marino, seconded by Trustee Brakewood, the public hearing was declared open.

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

Mayor Pilla stated that the public hearing was duly noticed as required by law.

Mr. Colangelo spoke regarding the subdivision of Torosan Realty.

Mayor Pilla asked if there was anyone who would like to comment to consider the subdivision of Torosan Realty, South Main Street

Mr. Abel asked about if the value of the property will be increased.

WHEREAS, Petitioner seeks to convey the premises and has requested that the Board of Trustees waive and reject any outstanding offer of dedication with regard to the street so that it may close title without any issue of title; and

WHEREAS, the Petition has been supplemented by a title report and consents from all property owners also abutting Minetta Place. Now, therefore, be it

RESOLVED, that the Board of Trustees hereby waives and rejects any outstanding offer of dedication to Minetta Place.

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

DATE: March 4, 2013

AFFIDAVIT OF PUBLICATION AND NOTICE OF PUBLICATION RE:

Public Hearing to consider the subdivision – Estate of Vera Davis, 96 Perry Avenue

The following Public Notices were duly published in the Journal News and the Westmore News on February 1, 2013 certified by Cecilia Hernandez, Principal Clerk of the Journal News and Angelina Brescia, Office Manager of the Westmore News.

PUBLIC NOTICE

PUBLIC NOTICE is hereby given that the Board of Trustees of the Village of Port Chester, New York, will hold a PUBLIC HEARING on Monday, March 4, at 7:00 P.M., in the Village Justice Courtroom, 350 North Main Street, Port Chester, New York, to consider an application for subdivision approval submitted by Vera

Ms. Chelsea Bodansky spoke to the Board about the signage in the park and showed the Board the proposed park signs. The Board asked staff for a resolution at the next meeting.

Presentation of the Nixie comprehensive notification platform

A representative from Nixie presented to the Board the comprehensive notification platform. No action was taken.

PUBLIC COMMENTS

Mayor Pilla asked if there was anyone from the audience who would like to make any comments.

Ms. Goldie Solomon commented about property taxes, assessments, the March election, St. Patrick's Day and residential properties.

A realtor who represents a resident of 1 Landmark Square commented about certificate of occupancy.

Ms. Bea Conetta commented about the amnesty program and King Street School.

Mr. Adams commented about the Starwood property.

A resident commented about FOIL (Freedom of Information) requests.

Other residents commented about the amnesty program and landlord registry.

RESOLUTION
MAINTENANCE SERVICES FOR COLUMBUS PARK SOCCER FACILITY

2013 AGREEMENT
SOUTH EAST CONSORTIUM FOR SPECIAL SERVICES, INC.

On motion of TRUSTEE MARINO, seconded by TRUSTEE DIDDEN, the following resolution was adopted as amended by the Board of Trustees of the Village of Port Chester, New York:

WHEREAS, the South-East Consortium for Special Services, Inc. provides a special recreation program for citizens with developmental disabilities and special needs through a long-standing agreement with several municipalities in Westchester County; and

WHEREAS, the Village of Port Chester has been a party to this agreement which is up for renewal for calendar year 2013 at the same rate as the 2012 calendar year; and

WHEREAS, the program has successfully provided opportunities to our disadvantaged citizens. Now, therefore, be it

RESOLVED, that the Village Manager be authorized to sign an Inter Agency Agreement with the South East Consortium for Special Services, Inc., with the City of Rye, the Towns of Eastchester, Mamaroneck, Pelham, the Village of Scarsdale, the Town-Village of Harrison, the Villages of Port Chester, Rye Brook and Mamaroneck, to provide a collective program or special recreation services for citizens with developmental disabilities and special needs for the calendar year of 2013; and be it further

RESOLVED, that the contribution in the amount of \$21,829.00 has been appropriated in General Fund line item #001-7310-0455.

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

DATE: March 4, 2013

RESOLUTION

APPOINTMENT OF ADDITIONAL ELECTION INSPECTORS

On a motion of DIDDEN, seconded by MARINO, the following resolution was adopted by the Board of Trustees of the Village of Port Chester, New York:

WHEREAS, the Village Clerk has advised of the need for the Board of Trustees to appoint additional election inspectors for the 2013 Village Election; and

WHEREAS, the Clerk has proposed a number of candidates who have been qualified to serve in this capacity. Now, therefore, be it

RESOLVED, that the following named persons are qualified Election Inspectors and are hereby appointed to act as Election Inspectors for the Village of Port Chester with regard to the 2013 Village Election:

Carlos Alvarez

David Beck

Leonela Mosquera

Ingrid Perez

George Sican

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

DATE: March 4, 2013

Mr. McGowan commented regarding the correspondence from the Recreation Department.

Board:

Trustee Brakewood commented about early voting for March 2013 election.

Trustee Didden commented about the code enforcement program and the housing rehabilitation program.

Mayor Pilla commented about the municipal searches and early and cumulative voting for the March 2013 election.

At 12:20 a.m., on motion of Trustee Didden, seconded by Trustee Marino, the meeting was closed.

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES: None

ABSENT: Trustee Branca

Respectfully submitted,

Jacqueline Johnson
Deputy Village Clerk