

PUBLIC HEARINGS

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY 12231

Village of Port Chester, New York

Local Law No. I-7 of the year 2016

Be it enacted by the Board of Trustees of the Village of Port Chester, New York

A LOCAL LAW AMENDING THE CODE OF THE VILLAGE OF PORT CHESTER,
CHAPTER 136 "ANIMALS", WITH REGARD TO PROHIBITION ON SALE OF
COMMERCIALY BRED DOGS AND CATS IN PET STORES

SECTION 1: Purpose and Intent

The Board of Trustees hereby finds that the sale of commercially bred dogs and cats in pet stores can lead to the mistreatment, abuse and even slaughter of unsold dogs and cats. According to The Humane Society of the United States ("The Humane Society"), American consumers purchase dogs and cats from pet stores that the consumers believe to be healthy and genetically sound, but in reality, the animals often face an array of health problems including communicable diseases or genetic disorders that present immediately after sale or that do not surface until several years later, all of which lead to costly veterinary bills and distress to consumers. The Humane Society, reports that hundreds of thousands of dogs and cats across the nation have been housed and bred at substandard breeding facilities known as "puppy mills," or "kitten factories," that mass-produce animals for sale to the public, with many of these animals being sold in pet stores.

According to the USDA inspection reports, some additional documented problems found at puppy mills include: (1) sanitation problems leading to infectious disease; (2) large numbers of animals overcrowded in cages; (3) lack of proper veterinary care for severe illnesses and injuries; (4) lack of protection from harsh weather conditions; and (5) lack of adequate food and water. Across the country, thousands of independent pet stores as well as large chains operate profitably with a business model focused on the sale of pet services and supplies and not on the sale of dogs and cats. Many of these same stores collaborate with local animal shelter and rescue organizations to offer space and support for showcasing adoptable homeless pets on their premises.

While the Board recognizes that not all dogs and cats retailed in pet stores are products of inhumane breeding conditions and would not classify every commercial breeder selling dogs and cats to pet stores as a "puppy mill" or " kitten factory," it is the Board's belief that regulations are needed to regulate the sale of dogs and cats in pet stores. The Board also finds that existing State law does not sufficiently address the issue of "puppy mills," or "kitten factories" and further the Board takes notice of the legislation that has been enacted by the State

Legislature to amend the Agricultural and Markets Law and General Business Law on this subject, to authorize local governments enact more stringent regulations on pet stores. (L.2013, c.21, § 2, eff. Jan.27, 2014). Acting under the authority of Municipal Home Rule Law, Section 10, subd.1(i) and (ii)a(12), the Board finds and determines that reasonable restrictions at the local level are therefore necessary and appropriate to protect the well-being of persons and property in the Village.

SECTION 2: The Code of the Village of Port Chester, Chapter 136, is hereby amended to include a new article, Article V entitled “Prohibition on sale of commercially bred dogs and cats in pet stores”, to read as follows:

§136-33 Definitions.

The following terms used in this article shall have the following definitions:

Pet Store- a retail establishment where dogs and cats are sold, exchanged, bartered or offered for sale as pet animals to the general public at retail.

Rescue and humane organization- a New York State nonprofit corporation that is exempt from taxation under Internal Revenue Code Section 501 (c)(3), participates in early age spay/neuter of animals, complies with state and local laws regarding the humane treatment of animals, and whose mission and practice is, in whole or in significant part, the rescue and placement of dogs and/or cats.

§136-34 Prohibitions.

It shall be unlawful for any person to sell any live dog or cat in any pet store, retail business or other commercial establishment located in the Village of Port Chester, unless the dog or cat was obtained from an animal shelter or a humane society located in the County of Westchester, or a nonprofit rescue and humane organization registered with the New York State Department of Agriculture.

§136-35 Enforcement

(A) Any person who violates the provisions of this section or any of the rules promulgated thereunder shall, for a first offense, be guilty of a violation punishable by a fine no more than \$250. For a second offence, within a continuous twelve-month period, be guilty of a violation punishable by a fine no more than \$500. For a third, or any subsequent offense, within a continuous twelve-month period starting from the first offense, such person shall be guilty of a class B misdemeanor punishable by a fine no more than \$500 or by imprisonment of no more than three months, or both.

(B) In the alternative to such criminal penalties, any person who violates this section may be liable for a civil penalty of no more than \$250 for the first offence and \$500 for any subsequent offence.

(C) Each animal sold in violation of this article shall constitute a separate and distinct violation.

(D) The Village Attorney shall be authorized to bring a proceeding, against a responsible party(ies), in court of competent jurisdiction to enforce this law.

SECTION 3: Severability

If any provision of this local law is held to be invalid or unenforceable in whole or in part, such invalidity or unenforceability shall attach only to such provision or part thereof and the remaining part of such provision and all other provisions shall continue in full force and effect.

SECTION 4: Effective Date

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

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Village of Port Chester, New York

Local Law No. I-9 of the year 2016

Be it enacted by the Board of Trustees of the Village of Port Chester, New York

A LOCAL LAW AMENDING CHAPTER 49, "ENGINEER," OF THE CODE OF THE VILLAGE OF PORT CHESTER ESTABLISHING A GENERAL ENGINEERING PERMIT

SECTION 1: The purpose and intent of this local law is to provide support to the Building Inspector in securing engineering services when required for the appropriate review of certain permit applications and for the time for such review to be recouped by the establishment of a general engineering permit.

SECTION 2: The Code of the Village of Port Chester, Chapter 49, "Engineer", is hereby amended, to add a new section, §49-6 "General Engineering Permit" as follows:

§49-6 General Engineering Permit

A. A general engineering permit shall be required of an applicant if, in the judgment of the Building Inspector, professional engineering services are required for an engineering review of a permit application that is not the current subject of a site plan approval as provided in Section 345-23 of the Village Code.

B. The following activities are illustrative activities that would require a permit:

- Retaining walls or sea walls that support a surcharge.
- Any excavation of land that changes the topography, or effects drainage in any manner.
- Surface paving or other installation of impervious surface from pervious surface, other than incidental repairs
- The construction or reconstruction of any on-site drainage or stormwater structures or facilities; and
- Any proposed activity that would change the level, height or drainage of stormwater run-off and/or drainage.

C. The applicant shall make application for a general engineering permit on a form provided by the Building Department, together with the payment of the requisite fee as provided for in Chapter 175 and all such construction drawings, plans, surveys and/or all documentation deemed

necessary by the Building Inspector to undertake and complete the engineering review for said permit.

SECTION 3: Severability

If any provision of this local law is held to be invalid or unenforceable in whole or in part, such invalidity or unenforceability shall attach only to such provision or part thereof and the remaining part of such provision and all other provisions shall continue in full force and effect.

SECTION 4: Effective Date

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

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NEW YORK STATE DEPARTMENT OF STATE
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Village of Port Chester, New York

Local Law No. I-8 of the year 2016

Be it enacted by the Board of Trustees of the Village of Port Chester, New York

A LOCAL LAW AMENDING THE CODE OF THE VILLAGE OF PORT CHESTER, CHAPTER 345 "ZONING", WITH REGARD TO SITE PLAN REVIEW AND THE ROLE OF THE VILLAGE ENGINEER

SECTION 1: Purpose and Intent

The Village has filled the position of Village Engineer as provided for in Chapter 49 of the Village Code. Prior to this appointment, the Village was utilizing the services of a consulting engineering firm to perform these functions. Among many duties and responsibilities, the Village Engineer reviews applications for site plan approval and ensures compliance with such approval. This local law will confirm the role of the Village Engineer in the site plan approval process, provide the authority for cost-recovery for such services through a set, upfront fee as opposed to an open-ended escrow method and continue the Board's policy direction to streamline the planning and zoning application process.

SECTION 2: The Code of the Village of Port Chester, Chapter 345, Zoning, Article V entitled "Administration and Enforcement", is hereby amended to read as follows:

§345-23 Site plan review procedure and standards.

...

C. Submission procedures.

(1) Pre Submission Conference

(a) Prior to formal submission of a site plan application, applicants must complete and submit a project proposal form as provided on the Village website or in hard copy at the Office of Planning and Development, to schedule a presubmission conference with the Director of Planning and Development or designee. The conference is intended to define potential issues with the plan and to identify any required variances or special permits. The conference will serve to educate the applicant on the development approval process and the information required to submit a complete site plan application.

(b) Following the presubmission conference, the Director of Planning and Development retains the discretion to determine if the proposed project requires additional review under a

Development Review Committee (DRC) based on the scale, complexity, or potential environmental impacts of the proposal as a condition precedent to the filing of an application for site plan approval. The Development Review Committee may be comprised of the Director of Planning and Development, Village Building Inspector, Village Attorney, Village Engineer, Village Manager, Village Traffic Sergeant, Police Chief, and Fire Chief as well as additional village staff, technical experts, or consultants.

(2) Site Plan

(a) Within six months following the presubmission conference, 15 copies of the site plan and all supporting documentation, including a single CD containing same in PDF (portable document format) or similar media, shall be submitted to the Planning Commission Recording Secretary, accompanied by the appropriate submission fee, and accompanying engineering review fee(s). The CD must be labeled with the name of the applicant, project address, submission date, and Planning Commission case number if assigned. At the discretion of the Director of the Office of Planning and Development, the applicant may be advised to also provide a digital 3D model submission based on the complexity, scale, or potential visual impacts of the application; such determination shall be made at the time of the presubmission conference or Development Review Committee (DRC) meeting. This submission shall be made at least 20 days prior to the scheduled Planning Commission meeting.

(b) Site plan classification; fees.

[1] Site plan submissions shall be classified as "standard" or "major." All site plans that meet or exceed one or more of the criteria listed below shall be deemed major and shall require at least one Development Review Committee (DRC) meeting precedent to the filing of an application for site plan approval. All other site plan applications shall be classified as standard.

[2] The site plan classification shall govern the applicable fee schedule for specific site plan applications, as set forth in Chapter 175, Fees, and Article XIX, Reimbursement of Professional Fees, under this chapter.

[3] A major site plan meets or exceeds one or more of the following thresholds:

[a] Development of 15,000 square feet or more of new or renovated floor space.

[b] Development of 15,000 square feet or more of land disturbance, including demolition.

[c] Any residential development greater than four dwelling units.

[d] Development of any vacant parcel.

[e] New wireless telecommunications facility.

[f] Any development classified by a lead agency as a Type 1 action under the New York State Environmental Quality Review Act (SEQRA).

(c) All site plan applications must be accompanied by a current, certified survey of existing conditions of the application property prepared by a registered and licensed surveyor in the State of New York. Minimum requirements include property lines and measurements, tax lot designation, utility lines and connections, curb cuts, street designations, and North arrow.

(3) Final site plan. The final site plan shall be complete in every detail. Fifteen copies of the final site plan shall be submitted to the Planning Commission Recording Secretary, and Village Engineer, 20 days prior to the regular monthly meeting. The plan shall be certified as complete by the Office of Planning and Development, and Village Engineer, 10 days prior to the meeting date.

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H. Miscellaneous provisions

(1) Appeal procedure. Any person aggrieved by any decision of the Planning Commission or any officer, department, board or bureau of the Village may apply to the Supreme Court for a review by a proceeding under Article 78 of the Civil Practice Law and Rules. Such proceeding shall be instituted within 30 days after the filing of a decision in the office of the Village Clerk.

(2) Enforcement.

(a) No building permit shall be issued for any structure requiring site plan review until the Planning Commission has approved a final site plan. This site plan must be signed by the Chairman or Secretary, Director of the Office of Planning and Development and Village Engineer as in compliance with all provisions of the Commission's approval including performance bonding requirements and shall be filed with the Village Clerk.

(b) Any person, corporation, partnership, association or other legal entity who shall violate any of the provisions of this chapter, or any conditions imposed by a permit pursuant hereto shall be guilty of an offense and subject to a fine of not more than \$250 per day, to be recovered by the Village in a civil action. Every such person or entity shall be deemed guilty of a separate offense for each week such violation, disobedience, omission, neglect or refusal shall continue.

(3) [As-built plan] Post Approval Reviews and Inspections. Upon completion of construction, an as-built site plan, with the appropriate engineering inspection fee, as set in Ch. 175 Fees, shall be submitted to the Building Department, [and] Office of Planning and Development, and Village Engineer, for post approval reviews, inspections, and any necessary re-inspections. The as-built plan shall show all elements of the plan as actually constructed, and shall include a survey of all new structures, easements and boundaries. No certificate of occupancy may be issued until the as-built plan has been reviewed, and the property has been inspected by the Village Engineer, and [has] both have been found to be in compliance with the approved site plan. A deposit may be required by the Planning Commission to cover the cost of having an as-built plan prepared should the applicant refuse to prepare it.

(4) Coordination with other approvals. When the site plan requires other approvals, such as variances or special exception use permits, the applicant shall identify in the site plan application all approvals which he is seeking. He shall refer a preliminary site plan to the Planning Commission and obtain their recommendation prior to making application for any other approval

(5) Performance bonding.

(a) Upon final site plan approval the applicant shall file with the [Village Clerk] Village Engineer a [performance] bond or other suitable security, (“bond”) to cover the full cost of required public facility improvements in an amount set by the [Planning Commission] Village Engineer. If the value of the improvements is less than \$5,000, the [Planning Commission] Village Engineer may waive the bonding requirement, and reduce the bond amount, as he/she deems appropriate.

(b) After receiving approval from the Village Engineer, applicant must file with the Village Clerk the approved bond or other suitable security, with the Village Clerk.

[(b)] (c) Said bond shall be conditioned upon the property owners or developer's completing the required public facility improvements enumerated on the approved site plan in a manner satisfactory to the Village of Port Chester, and said systems functioning properly for a period of one year from their completion, and in default thereof, said bond shall be forfeited, and the Village shall be entitled to the full amount and shall use the amount necessary to complete the work not done. If any amount of money remains after the Village has completed the said work, such excess money shall be returned to the surety or person putting up the required bond. The Village Engineers must give his approval, on notice to the Planning Commission, before any bonds or excess money are returned.

[(c)] (d) The security or bonds to be deposited as herein provided may consist of bonds of the kinds and nature authorized in § 106 of the General Municipal Law.

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SECTION 3: The Code of the Village of Port Chester, Chapter 345, Zoning, Article XIX entitled “Reimbursement of Professional Fees”, is hereby amended to read as follows:

§ 345-102. Escrow accounts.

A. At the time of submission of an application, the applicant shall tender an amount as set [forth below] by the Village Engineer, to allow the Village to establish an escrow account. No such amount set by the Village Engineer shall exceed the amounts as set forth below. No application shall be deemed complete until such time as said tender is made.

Type of Application Amount

Site plan	
Standard	\$2,500
Major	\$3,500

Type of Application Amount

Subdivision

2 to 3 lots	\$2,500
4 lots or more	\$5,000

B. Withdrawals from the escrow account shall be made to reimburse the Village for the cost of professional consulting services.

C. When the balance in such escrow account is reduced to 1/3 of its initial amount, the applicant shall deposit additional funds into such account in an amount to be determined by the reviewing board. In no event, however, shall the applicant be required to maintain a balance in the escrow account in excess of the initial amount. If the escrow account is not replenished within 30 days after the applicant is notified in writing of the requirement of an additional deposit, the reviewing board may suspend its further review of the application. In addition, the reviewing board shall not be required to comply with the time periods, if any, by applicable law, if the applicant fails to replenish the account as aforesaid. Any such time periods shall begin to accrue again upon receipt of the required payment.

D. After all pertinent charges have been paid, and upon final approval or denial by the reviewing board (or withdrawal of the application), the Village shall refund to the applicant any funds remaining on deposit, less any fees incurred for the establishment and maintenance of the escrow

SECTION 4: Severability

If any provision of this local law is held to be invalid or unenforceable in whole or in part, such invalidity or unenforceability shall attach only to such provision or part thereof and the remaining part of such provision and all other provisions shall continue in full force and effect.

SECTION 5: Effective Date

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




Village of Port Chester

Office of the Village Manager

MEMORANDUM

TO: Mayor and the Board of Trustees

FROM: 
Christopher D. Steers, Village Manager

DATE: October 5th, 2016

RE: Updates

INITIATIVES/PRIORITIES:

- **Strategic Planning: Strategic Actions** (*Opportunity Areas #1 Downtown TOD, #2 Downtown: Municipal Center, #3 Waterfront Redevelopment/Revitalization, #4 Fox Island, #5 United Hospital Site Redevelopment*). We continue to move forward with various strategic planning initiatives (see Planning and Economic Development activities report for more detail).

1) Opportunity Area #1:

- **Retail D (Background & Status):** Redevelopment proposal to amend the Marina Urban Redevelopment (MUR) Plan and Section 345-67 of the Village Code to create a mixed use project. Zoning text amendments were adopted at the April 4, 2016 BOT meeting. Next Steps: The next step would be site plan approval at the BOT once the Applicant submits a proposal (pending).
- **MUR Restaurant Pad:** Proposal to construct an approximate 5,500 s.f. restaurant in the Marina Redevelopment Project Urban Renewal District (MUR). The Applicant intends on submitting a site plan application for review by the BOT.

The Applicant provided staff plans for informal review on July 15, 2016. Planning, Engineering, and Building Department staff reviewed the package for its completeness. The Applicant presented the project at the August 15, 2016 meeting. At the September 6, 2016 meeting, Staff recommended that the project is complete

for Board review and the Board accepted the project as complete for review, referred it to the Planning Commission, Waterfront Commission, and Westchester County Board. Staff is working with the Applicant to answer questions related to the construction of the building and its potential impact on the bulkhead and parking lot. The project appeared before the Planning Commission at its September meeting and scheduled for a public hearing at the Planning Commission on October 24, 2016.

- **Micro Alcohol Establishments:** Zoning text amendments to possibly permit non-bar, alcohol-related establishments within particular districts within the Village.

Staff drafted zoning text amendments and presented them at the July 5 and July 18, 2016 BOT meetings. The proposed zoning text amendments were referred to the Planning Commission and Westchester County. The Planning Commission discussed the matter at its July 25, 2016 and August 29, 2016 meetings and was in favor of the zoning amendments. The County also responded positively. At the August 15, 2016 BOT meeting, the Board declared itself Lead Agency and scheduled a public hearing for September 6, 2016. A public hearing was held on September 6, 2016. The Board adopted the zoning at its September 19, 2016 meeting. Per Board direction, staff is investigating adding such uses to the MUR District and will report back to the Board.

- **Parking and Mobility Management Action Plan:** Staff has completed negotiations with Greg Del Rio of the RBA Group. Both agreements have been executed. The proposed timeline is approximately 8 months with short term actions/recommendations in real time.

2) Opportunity Area #2:

- **Police and Court Facility:** The subcommittee met on Wednesday the 21st. Discussions were had surrounding the feasibility of the reduced project of just the police and court facility at the Irving an Poningo location,. I have reached out to NDC to get a quote on completing a more detailed proforma (i.e. what is the estimated monthly/annual cost, how would the proceeds of the sale of the 350 N. Main property be folded in, how would the expense of the land acquisition be folded in, new maintenance expenses as juxtaposed to existing expenses for maintenance of the current building, etc.) (Pending).

3) Opportunity Area #3:

- **Bulkhead:** Boswell presents their alternatives at the July 18, 2016 BOT meeting and at an August 3, 2016 Steering Committee meeting. The Steering Committee presented the three design alternatives to the Board was at the August 15, 2016 BOT meeting. Boswell forwarded the 3 design options to the NYSDOS. NYSDOS had a conference call with staff and Boswell on September 21, 2016 and indicated that the third option (the Village's preferred option) would be the easiest to obtain permits for and provided additional suggestions. Boswell is finalizing the design and cost estimates for that option. Staff will continue to coordinate with Boswell in advancing the project. Staff will continue to coordinate with Boswell in advancing the project.
- **Local Waterfront Revitalization Program (LWRP):** Staff is working with the Department of State to update the LWRP document to reflect current zoning, development patterns, and waterfront priorities. The draft document is currently with the State for feedback. Once they are satisfied, a draft of the LWRP will be made available for a 60-day public comment period. After that 60-day period, the Village would be able to adopt the LWRP locally; the State and Federal adoption of the LWRP would take longer, but would not impact our ability to utilize the document to evaluate projects. Pending NYSDOS review.

4) Opportunity Area #4:

- The Fox Island area is significantly underutilized, although adjacent harbor and water areas are well-used by area boaters. It is currently zoned DW, Design Waterfront and R7, One Family Residence. For the remainder of the Fox Island subarea, the Comprehensive Plan supports new "wharf-type" development, including restaurant, commercial and office uses. Specifically, the plan supports residential development that is primarily comprised of efficiency (studio) and one-bedroom dwelling units. The creation of new public open space and waterfront access is also promoted by this Plan, and discussed in detail in the Local Waterfront Revitalization Plan.

Preliminary discussions were undertaken with the National Development Council (NDC). The strategy never left its infancy but surrounded the formation of a Local Development corporation (LDC) to take ownership of the property. The LDC could thereafter leverage its capacity to undertake necessary mitigation of the DPW transfer site and potentially capture grant funding for same. Once adequate mitigation is completed the LDC could market the redevelopment of the peninsula to a master developer. (Pending further discussion during Strategic Planning)

5) Opportunity Area #5: Redevelopment of the former United Hospital Site (Starwood).

The Applicant submitted a revised version of the pFEIS on July 25, 2016. Staff has been meeting with AKRF and discussing the project with AKRF and SPR on a routine (weekly) basis to keep forward progress and to answer specific questions of the Board. In addition, Staff has been coordinating with NYSDOT on their review of the project. The Applicant has revised their traffic study and provided it to the Village, NYSDOT, Rye, and Rye Brook on September 28, 2016. Staff, AKRF, and SPR will be providing a memorandum highlighting the outstanding issues related to completeness for the October 17, 2016 BOT meeting.

ACTIONS:

- **Operations:** Staff continues to work diligently through the myriad of day to day issues, duties, and responsibilities. At every level we continue to feel the strain of understaffing. As I have been conducting performance conferences, assessing each department's needs, operations, and work flows several things come into focus.

We cannot take the next steps in the organizations transition without hiring our own internal full time Information Technology person: likely 10-24% of our paperwork and work flow issues could be alleviated and/or otherwise mitigated/improved through strategic IT initiatives. The problem we have had successfully implementing these changes is the lack of in house knowledge, and focus on the needed improvements. I may be coming to the BOT to ask for a budget adjustment to accommodate same.

- **Attended Fire Department Line Officers meeting:** I was invited to attend the meeting so that the officers of our fire companies could express some concerns and so that I could answer various questions. The meeting was very productive and reemphasized several things relating to our fire services.

First, I must comment on the professionalism I observed during the meeting. Each company's representative first and foremost concern was on maintaining the high level of service and/or improving service delivery overall. I ended up compiling a list of about 10 items that I am working to check off. The areas of concern would surround our growing capital needs in particular the maintenance of our fire houses, and the need to upgrade our fleet (two new vehicles).

➤ **Strategic Planning**

Interviews were held relating to the strategic planning RFP resulting in Management Partners being selected as the finalist. I have successfully negotiated down the final cost and the contract has been drafted and is pending execution based on a positive action being taken on the authorizing resolution at this meeting.

Activity	Hours	Cost
1 – Start Project and Conduct Interviews	18	\$ 4,780
2 – Conduct SWOT Survey	9	\$ 1,300
3 – Assess Existing Conditions and Prepare for Workshop	16	\$ 2,250
4 – Conduct Workshop and Report Results	38	\$ 8,830
5 – Prepare Strategic Plan	13	\$ 2,800
6 – Assist with Implementation	6	\$ 940
Totals	100	\$20,900

- **LED Lighting Project:** Staff has Negotiated agreement with Lumen Light Solutions for LED street light conversion and executed same. The Inventory / field verification process is underway. The report is due on or about October 22nd. Thereafter, the implementation/installation plan will be developed and executed.
- **201 Grace Church Street:** The parking lot and drainage has been installed. The project is 95% complete. The Village Engineer is working out remaining corrections
- **Columbus Park Lighting:** The BIDs for the lighting project have come in but the BIDs currently exceed anticipated amounts (all were above the \$250K and the lowest bid was approx. \$450K). Staff has worked diligently to reduce costs and to find alternate funding sources. Unfortunately neither effort was fruitful. As such there is a resolution on this agenda requesting additional capital borrowing to fill the financing gap.
- **Grant Writing:** See attached Memorandum from Planning and Economic Development Director (attached)
- **Attended County Wide Table Top Exercise:** The Police Chief, EMS Administrator and I participated in the 4th Annual Westchester County Tabletop Exercise on September 16th at the Westchester County Center. This year’s exercise was focused exclusively on strategic decision making and coordination for an Active Shooter Incident. The Mayor also attended part of the exercise. The Exercise was extremely informative and brought focus again on the need for local preparedness initiatives. This is a great topic for our upcoming Strategic Planning initiative.

- **Attended the monthly 40/40 Club luncheon:** I was invited to attend this local luncheon by Bruno Ponteriero. I was given the opportunity to speak about the Village's efforts, various projects, the fiscal outlook of the Village, and to answer a multitude of questions on various developments. The updates provided on the Village's efforts relating to infrastructure improvements was appreciated and well received.

DEPARTMENT UPDATES:

➤ **Fire Department:**

- The PCFD responded to 95 calls in the month of August. As usual false alarms was the major number of calls. However, we did have a fire in a closet caused by clothing falling onto a bare bulb in PC. Another, in Rye Brook, was from the condo owner not extinguishing charcoal in a grill that fell onto the deck and ignited part of it. Both were extinguished with no extension.
- **TRAINING:** eight (8) firefighters completed Accident Victim Extrication; Chief DeVittorio completed a course on Chief's Information and Captain Miano of the Ladder Co a class on Leadership and Accountability. We also have four (4) firefighters currently in the Engine Co Operations class, which started in August and will end in September and four (4) probationary firefighters in the new firefighter 1 class, which started in August and will end in October & nine (9) completing Know What Your Meter is Telling You.

There was also individual company training on: gas meters (7 classes-one per company-given by AAA Emergency supply who supplies the meters and the training on them; driver training (six times); SCBA review (3 drills); Hose use and evaluation of what to use (1 time); OSHA refresher training for new firefighters (1 time).

Further, during the monthly line officer's meeting the training topic was on the new 2016 ed. of the Haz. Mat Emergency Response Guidebook (I gave you a copy of this new book) and its various chapters, including the Global Harmonizing System (each company was also given two books-one for the apparatus and one to use in training). There were 18 at this meeting.

➤ **HR/Risk Management (Information Only):**

- Recruitment efforts:
 - We posted and interviewed for the for General Foreman position.
 - We are also posted and interviewed for Sanitation Worker (pending background).
 - We are canvassing the list for Office Assistant (Automated Systems) to replace a staff

member in Code who is resigning to accept a teaching position with a school district. The Fire Chief has secured nominees for the caretakers/custodians for the Fire companies and we will be meeting to finalize this process.

- We continue posting job openings at all Fire Companies by sending the postings to the Company Secretaries.

- Appointments:
 - Mr. Rocco Cambareri has been appointed as the Department of Public Works General Foreman. The final decision was made after some very good final interviews. My decision was based in part upon several factors; in sum Mr. Cambareri's demeanor, knowledge, professionalism and passion for quality service delivery; as well as his predecessor's confidence in him shown through. Rocco Cambareri was a graduate of Port Chester High School. Before joining the Department of Public Works in July of 2006 he spent twelve and a half years working for SUNY Purchase Collage mostly as an electrician. He started with the Village as a Skilled Laborer and a year later he was promoted to Maintenance Mechanic (Electrician). In June of 2016 he was promoted to General Repairer and now to General Foreman.
 - Mrs. Jayme L. Enna has been appointed as Code Enforcement Officer.
 - Andrew Sposta has been appointed as a Sanitation Worker.

- Fire Department:
 - We have continued to participate in meetings and discussions regarding the IMA with the Village of Rye Brook. We are continuing to work with Labor counsel on impact bargaining. We are continuing to work with labor counsel on impact bargaining and upcoming PERB hearing regarding the abolishment of the paid fire fighter positions. The Rescue Company has formed a truck committee to spec a new heavy rescue.

- PESH:
 - We are participating in the Village's response to the PESH report regarding the 40 Cottage Street fire. We have submitted documents related to abatement actions. The only comment we have received back was that the written respiratory protection program we submitted in response to a violation was commented on verbally as excellent. The Village has filed to have a hearing before a DOL administrative hearing officer on all the violations. We will continue to work on abatement actions. The Village's own independent investigation of this event is nearing completion and will contain findings and recommendations. Interviews were held by PESH with Village officials regarding the retaliation complaint.

- Insurance:
 - The motorcycle accident insurance proceeds will be sent as soon as we secure a duplicate title from DMV. The vehicles sold through Absolute Auction will be dropped from coverage as soon as ownership is transferred.
- Absolute Auction:
 - We have accepted bids on 11 surplus vehicles. We will be going back to Absolute Auction for three more surplus vehicles.
- Workers Compensation:
 - Record job related injuries (2) as they occur. Respond to questions and provide information as requested by PERMA. Provide information to department heads on the status of injured workers. A concerted effort with the PD and PERMA is being made to get injured officers back to work.
- Facilities:
 - Working with the FD and Village Engineer on a project to convert to gas from oil at Fire HQ and Rescue.
 - We are monitoring the apron pavement project at Fire HQ and Station 4. An abandoned tank is under the apron at Station 4 and will have to be removed first before this work can be done. The Village Engineer has secured quotes and Village Attorney is finalizing agreement.
- Recreation:
 - The Village of Pleasantville is being investigated by the Justice Department based upon the complaint of a parent regarding Village run day camps. During the enrollment process for camp the parents must secure a medical note if the child might have to receive medication such as an epi-pen. The Village's practice, consistent with County DOH protocols, requires the child to self-administer the medicine (the camp personnel can assist) and that the parent provide a doctor's note that this practice is okay and the child is able. The parent has refused and filed the complaint with DOJ asking for a reasonable accommodation. This would require the Village to have one or more registered nurses (field trips) on duty to be available in case. This would add significant cost to the camp's operation. I have spoken briefly with our Recreation Dept. and they advise our practice is similar to Pleasantville and complies with DOH requirements. I have also spoken with Patti Dwyer; Village Administrator of Pleasantville who says the DOJ has rejected their initial response and has demanded many documents. I asked Ms. Dwyer if she had reached out to DOH and she said she has not.

➤ **Justice Court:**

- Assist the Judge on the Bench during court sessions on Mondays, Thursdays and Fridays
- Processed Criminal Disposition Reports (CDRs) after court
- Traffic Night Court 8/2/16 and 8/23/16
- Count daily cash taken in by every clerk
- Take deposit to drop box at the bank
- Completed court paperwork after court sessions
- Update excel spreadsheets with Bail disbursements from court
- Electronically transmitted 288 Criminal Dispositions Reports (CDRs) to New York State Division of Criminal Justices Services as of September 9, 2016
- Reconciled Judge Troy Justice Account. Ending Bank Balance as of 8/31/16 - \$77,164.78
- Prepared August 2016 Monthly Report to the N.Y. State Comptroller's Office- Justice Court Fund for Judge Troy - \$76,455.00 to be reviewed and electronically submitted by Judge Troy
- Reconciled Judge Castaneda Account. Ending Bank Balance as of 8/31/16 - \$80,093.43
- Prepared August 2016 Monthly Report to the N.Y. State Comptroller's Office- Justice Court Fund for Judge Castaneda \$80,481.43 to be reviewed and electronically submitted by Judge Castaneda
- Reconciled Judge Sisca Justice Account. Ending Bank Balance as of 8/31/16 - \$105,708.81
- Prepared August 2016 Monthly Report to the N.Y. State Comptroller's Office- Justice Court Fund for Judge Sisca - \$105,249.50 to be reviewed and electronically submitted by Judge Sisca
- Reconciled the Bail Account. Ending bank balance as of 8/31/16 - \$283,225.42
- Reconciled Tow Account. Ending Bank Balance as of 8/31/16 - \$1,145.00
- Prepared vouchers and Payroll to be sent to the Finance Department
- Reviewed all documentation for all bank accounts in preparation of the Independent Audit which was done on August 30th

➤ **Treasurer's Office:**

- **Audits**
 - Village of Port Chester preliminary financial audit is completed. The final audit site visit was completed between August 22, 2016 and September 2, 2016. The draft document is to be presented to staff with comments if any this month.

- **Payroll Conversion:** The remaining Payroll implementation schedule is as follows:
 - Early October the Financial shell needed for Payroll will be created by Springbrook/Accela consultant
 - By November 8, 2016 Springbrook/Accela will receive and review sample employees' files from Time Clock Plus and interface with Springbrook/Accela.
 - November 14, 2016 to November 18, 2016 on site setup/configuration with Springbrook/Accela.
 - December 12, 2016 to December 16, 2016 on site parallel payroll session training with Springbrook/Accela.
 - January 16, 2017 to January 20, 2017 payroll goes live.

- **Building Department:** See attached memorandum from the Building Inspector.

- **Code Enforcement Department:** See attached memorandum from the acting Code Enforcement Director.

- **Engineering:** See attached spreadsheet from the Village Engineer.

- **Planning and Economic Development:** See attached memorandum from the Planning and Economic Development Director.

- **Police Department:** See attached memorandum from the Police Chief.

- **Senior Center:** See attached memorandum from the Nutrition program.

Attachments.

CC: Senior / Executive Staff
Maryanne Veltri, Office Assistant File



Building Department Monthly Report

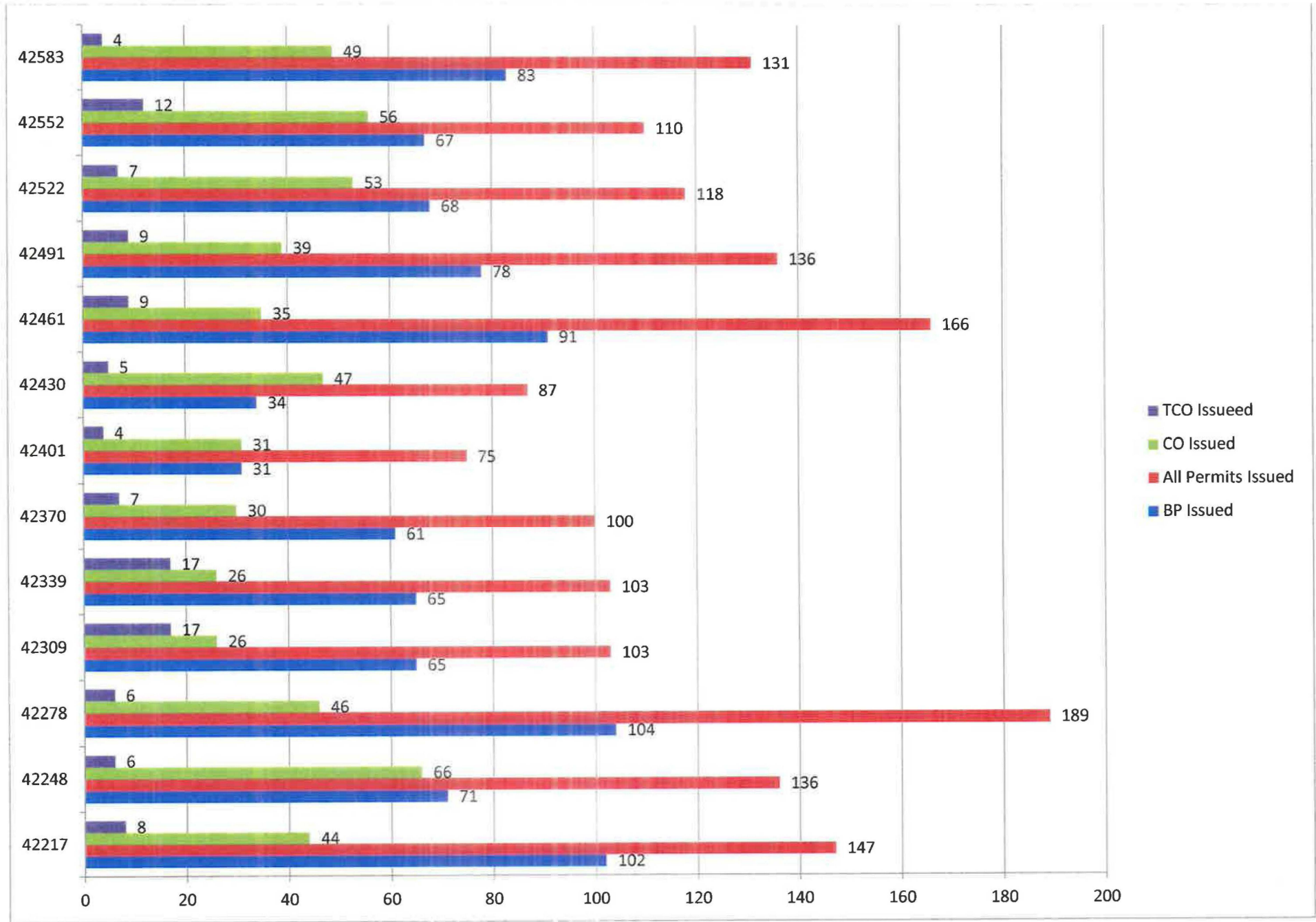
August 2016

Building Department Monthly Report August 31, 2016

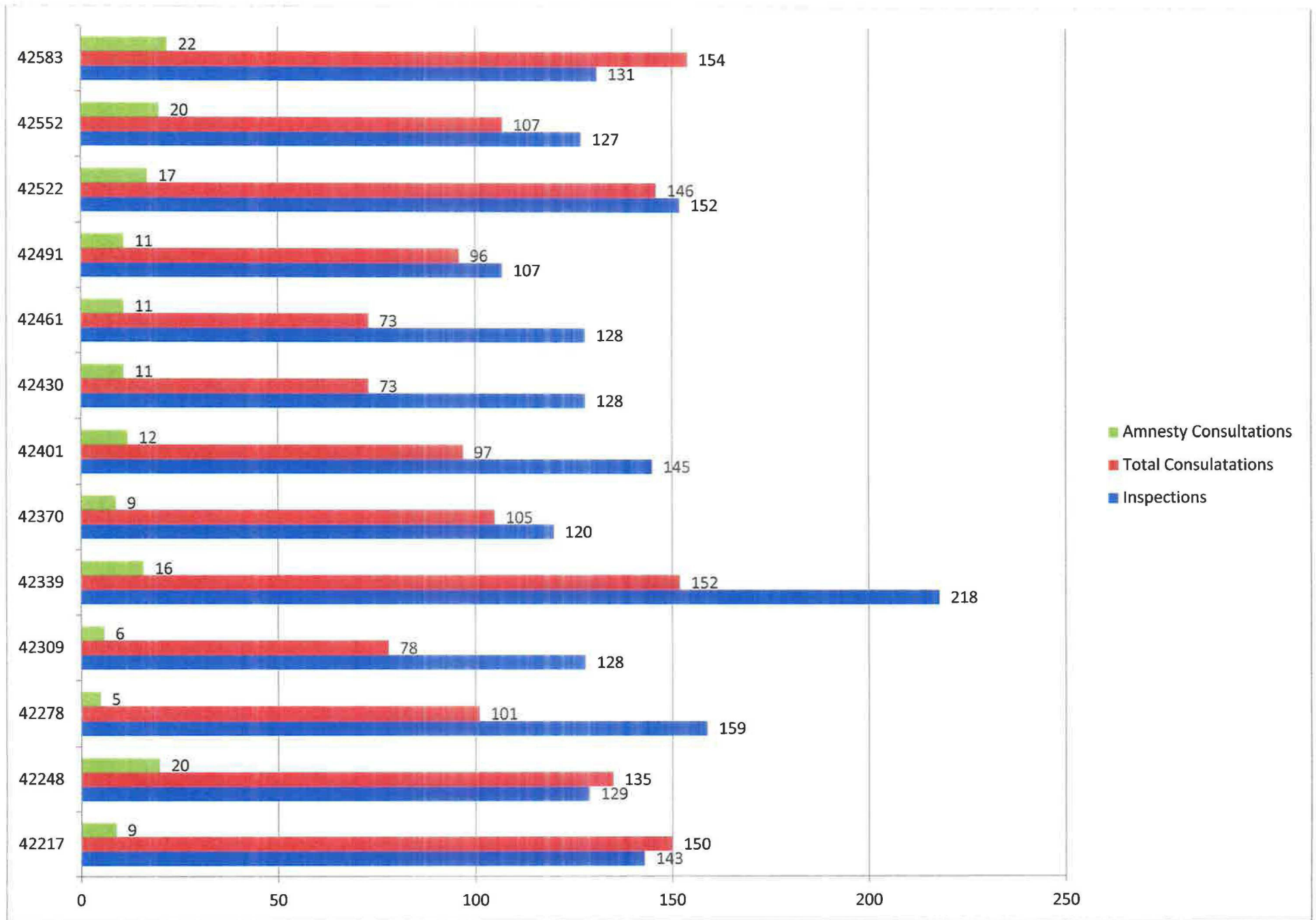
	STOP WORK ORDERS		6	
	CERTIFICATES OF OCCUPANCY		49	\$7,650.00
	BUILDING PERMITS		83	\$35,862.50
	PLUMBING PERMITS		21	\$2,750.00
	ELECTRICAL PERMITS		27	\$3,200.00
	SIGN PERMITS		1	\$100.00
	NOTICE OF INTENT REVOKE		0	
	NOTICES OF VIOLATIONS		0	
	NOTICE OF DISAPPROVAL OF PERMIT APPLICATION		0	
	TANK PERMIT		10	\$650.00
	PERMIT TO OCCUPY SIDEWALK		0	
	BUILDING PERMIT EXTENSIONS		0	
	TEMPORARY CERTIFICATE OF OCCUPANCY		4	\$5,700.00
	APPLICATION FOR AMENDMENT		0	
	TOTAL		201	\$55,912.50

	CO Searches and Foils		
	Searches-Standard = 2 \$70.00/ Searches-Expedited 39 \$7,400.00	41	\$7,400.00
	Searches-Permit Amnesty = 6 \$620.00	11	\$620.00
	Foils=32 \$121.25	32	\$121.25
	TOTAL	93	\$8,141.25

BUILDING PERMITS AND CERTIFICATES OF OCCUPANCIES ISSUED – AUGUST - 2015 TO AUGUST - 2016



IN OFFICE CONSULTATIONS AND FIELD INSPECTIONS - AUGUST - 2015 TO AUGUST - 2016



Monthly Report

August
2016

Code Enforcement

Monthly
Performance
Report
August 2016



Village of Port Chester, New York

Department of Code Enforcement
Monthly Report for August 2016



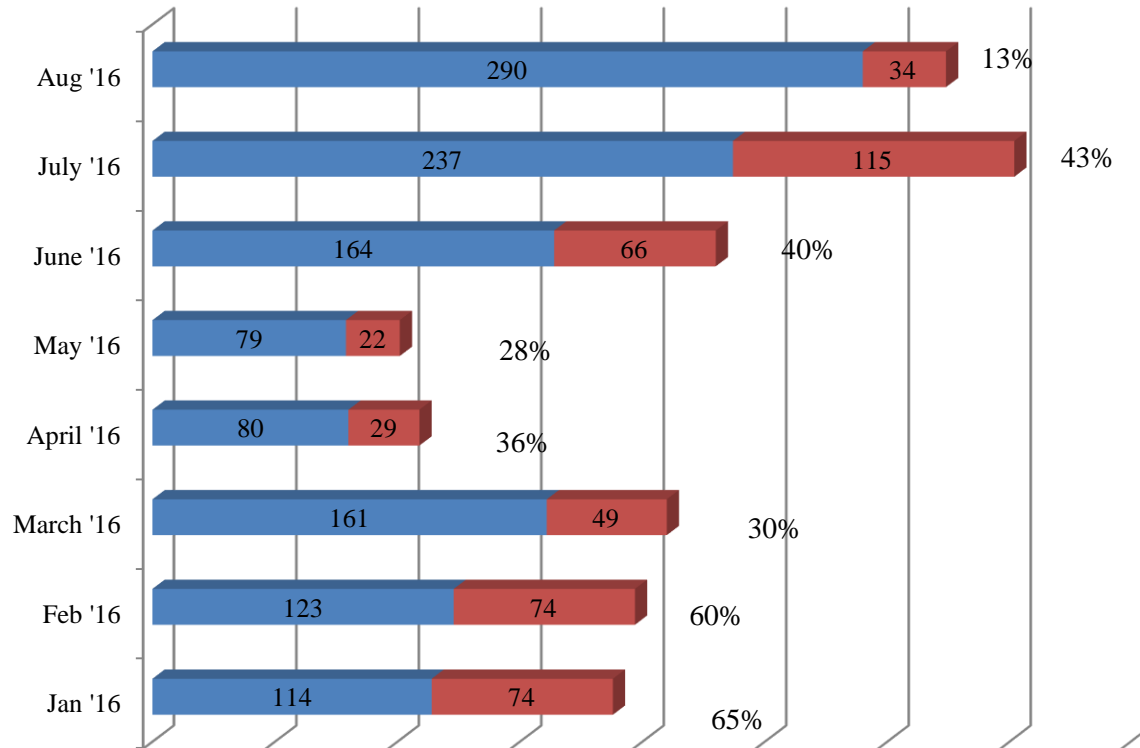
Department of Code Enforcement Report Contents

- Code Enforcement Statistics & Trends
- Fire Safety & Statistics
- Court Case Tracking/Aging
- Vacant/Distressed (Zombie) Properties
- Illegal Dwelling/Overcrowding
- Initiatives
- Administrative Notes

August 2016 -Code Enforcement	
Complaints Received	290
Inspections Conducted (as a result of complaints)	664
Right of Entry Requests	2
Notice of Violations Issued	66
Illegal Dwelling, Overcrowding Complaints (IDW & OC)	9
Notice of Violations Issued re: (IDW & OC)	1
Appearance Tickets Issued	10
Stop Work Orders	3
Compliance Case Closed	34
Unfounded	18
Referred to Building Department	14
Referred to Police Department	5
Fire Safety Referral (from PCCE to FS)	0
Referred to DPW	8
Referred to Westchester County Department of Health	0
Referred to Village Engineer	5
Referred to HUD	0
Referred to PCHA	0
Referred to Planning & Zoning	0
Lack of Permit	
NOVs issued for lack of permits referred to PCBD	5
Total number of Vacant Properties	
Vacant/Distressed (Zombie) Properties	40
Total number of Current Vacant Properties	27
Total number of Vacant Properties now Occupied	13
June 2016 Court Cases	
Number of New Court Cases Filed this Month	17
Total Number of Open Court Cases	208
Number of Current Court Cases Closed this Month	6
Total Fines Received this Month	\$3,500

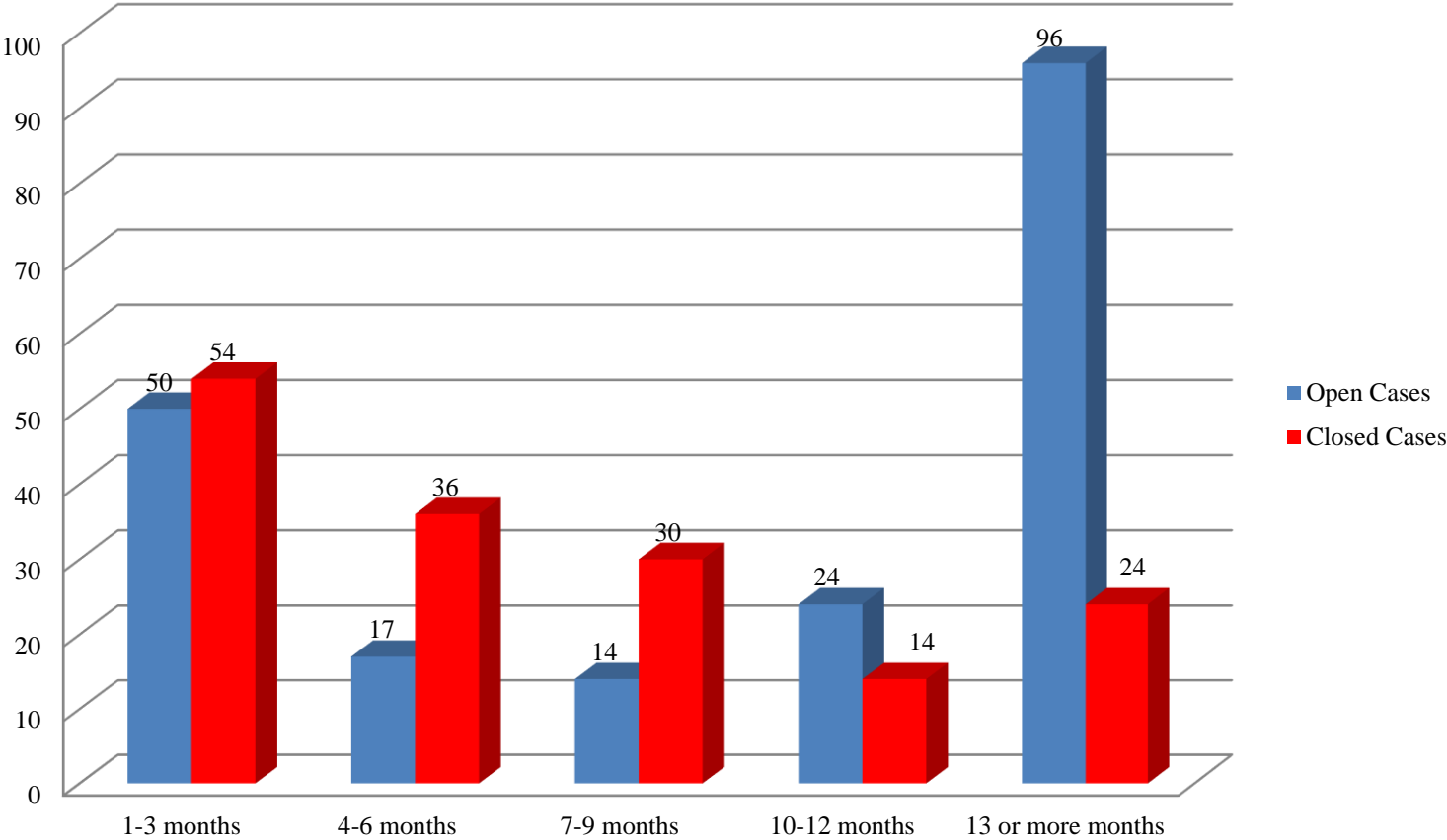


Department of Code Enforcement Complaints Received

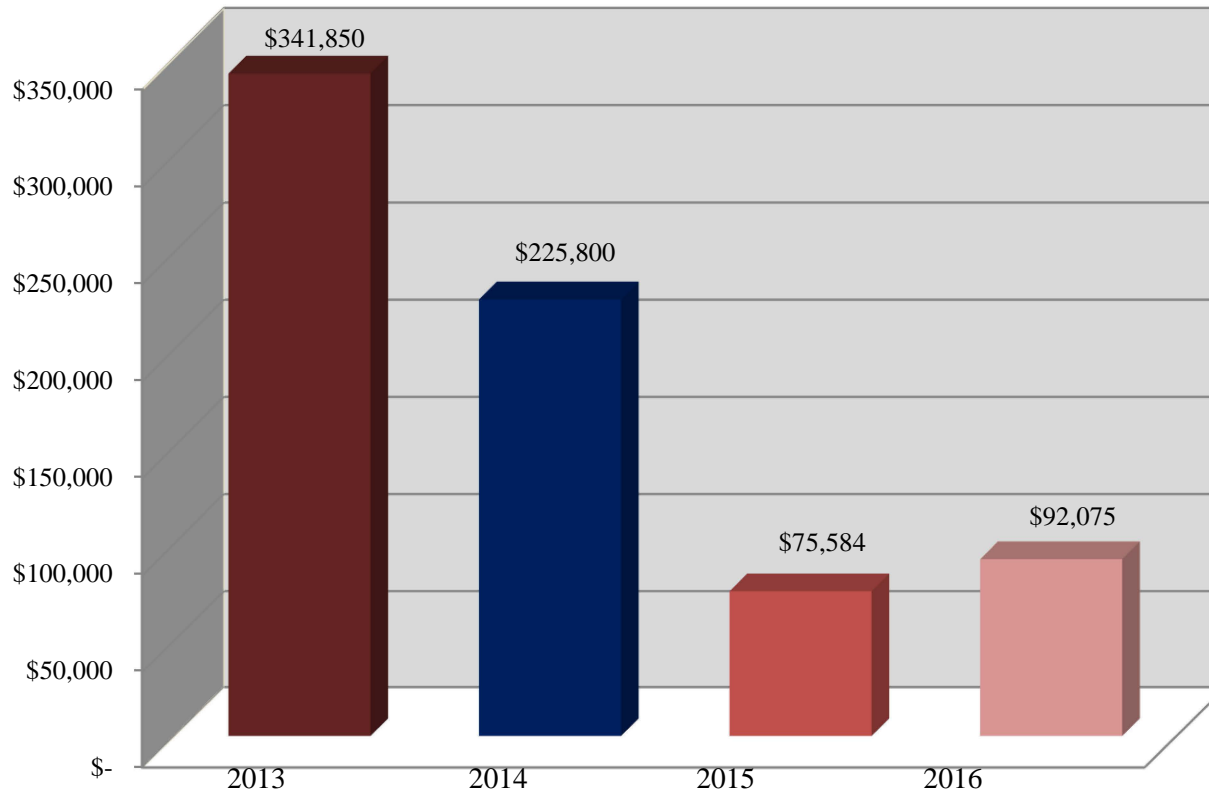


Court Case Life Cycle

August 2016



Court Fines

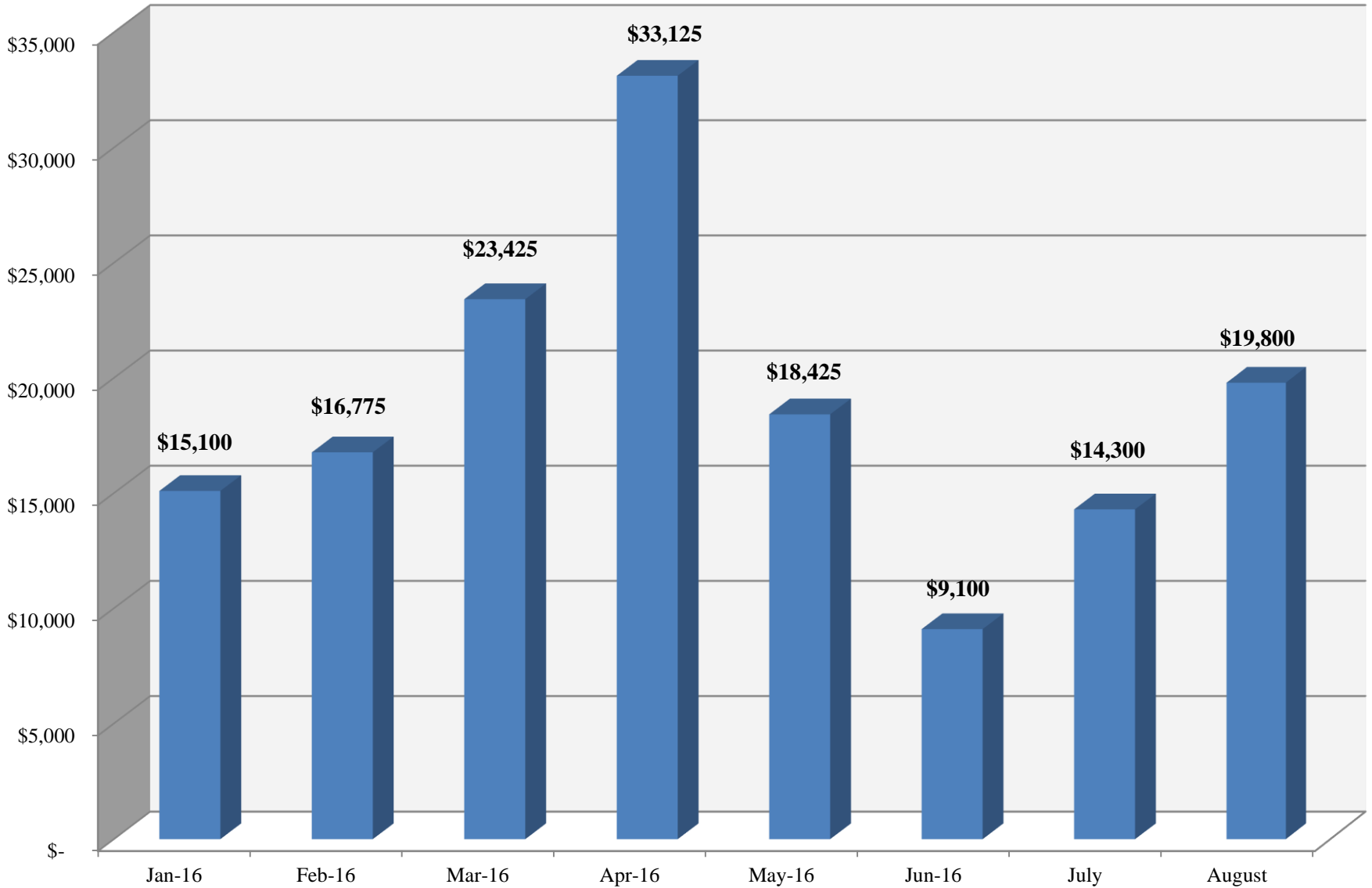


Fire Safety Program – August 2016

Scheduled Fire Inspections Conducted	109
Fire Inspections Failed – NOV issued	25
Re-inspections Conducted	30
Certificates of Compliance Issued	84
Fees Collected	\$19,800
Request to Conduct Fire Inspection Notices Sent Out	26
NOV's for Failure to Respond to Fire Safety Renewal Notice	25
Appearance Tickets issued	7
Additional Inspections	
Sprinkler/Flow Inspections	2
Sprinklers – Hydrostatic Inspections	6
Fire Alarm Inspections	3
Kitchen Fire Suppression System Inspections	3
Court Inspections	2
Stop Work Order Issued	1
Fire/Police Referral Inspections	6
Unsafe/Unfit Structure Inspections	0
Knox Box Inspections	0
Lack of Permits	
NOV's Issued for Lack of Permits	2
NOV's Issued for (IDW & OC)	1
Totals	
Fire Inspections	109
Re-inspections	30
Total Fire Inspections	139
Additional Inspections	15
Grand Total	154

Fire Safety Fees Collected

January 1, 2016 - August 31, 2016





Department of Code Enforcement

Life Cycle of an Illegal Dwelling Use/Overcrowding Case

Summary: Each case dealing with illegal dwelling use and or overcrowding quite simply will continue until full compliance is gained. The complexity, legal issues, and expenses associated with these types of complaints lend them to a greater life span. The initial processing of such complaints from intake, investigation, issuance of an Notice of Violation, and issuance of an appearance ticket alone can consume from 1-30 man hours; and 30-90 days, depending upon the number and severity of the violations cited.

- A total of 299 Notice of Violations issued for Illegal Dwelling/Overcrowding were referred to the Building Department
- There are currently 73 such cases working their way through the court system.
- The timeliness of the disposition of the cases depends largely upon the violators willingness to comply.



Department of Code Enforcement Initiatives

➤ Municipality Implementation:

- Code Enforcement has been the Lead Department with the integration and use of Municipality.
- All 2016 Code complaints have been entered into the system for tracking.
- Fire Safety Inspections are being managed and tracked through the system.
- Municipality is being utilized for complaint/case investigations including and not limited to permitting, Right of Entries, Notice of Violations, Stop Work Orders, and Court Appearance Tickets.

➤ Illegal Dwelling Overcrowding

- Code Enforcement to intergrade additional enforcement procedures to advance enforcement and compliance

➤ Vacant/Distressed (Zombie) Properties:

- PCCE is in the forefront enforcing vacant properties.
- **Execution of a Newly Developed Failure to Comply Program**
- All cases monitored weekly.
- All complaints are recorded in Municipality.
- Enforcement by issuing Notice of Violations, Court Appearance Tickets and Justice Court actions.
- Implementation of the NYS Zombie Law to assist with enforcement.
- Code Enforcement will continue to pursue the best way to enforce compliance.



Department of Code Enforcement

Administrative Notes

January 2016 to August 31, 2016.

- Code Enforcement has handled a total of **1,248** complaints.
- Total Inspections conducted were **2,901**
- Total of **\$92,075** Court Fines levied.
- Collected **\$150,050** in Fire Inspection fees.
- Fire Safety Inspections conducted were a total of **1,276**
- Fire Inspection remain consistent on a monthly basis, fees continue to be collected monthly, response to the program continues to improve.
- Departmental transition period due to the loss of staffing to other Municipalities.
 - Employee Retention Program needs to be developed.
 - Currently recruiting for one Full Time Code Enforcement Officer.
 - Currently recruiting for one full time Office Assistant
 - Training of replacement Staff.

FY 2016-17 CAPITAL PROJECT PLAN and OTHER PROJECTS											
PROJECT STATUS											
PROJECTS	DESCRIPTION	FUNDING ALLOTTED	Previous Carryover	Funds Remaining	Fund Method	BID #	RESOLUTIONS	CONTRACT AMOUNT	Contractor	Max Maturity (years)	STATUS AND COMMENTS
STREETS/SEWERS											
50/50 PROGRAM	Sidewalk Restoration Work	\$500,000.00			SB		9/6/2016			15	07/06/2016 Resolution prepared for BOT to allow public hearing. Plan rev. 06/08/2016 07/12/2016 - Met with Tony and he is updating resolution format and has to check with Bond expert through Leonie. 07/13/2016 Tony has package for BOT. Waiting for update from Tony. 07/27 Update from Tony received, letters updated and filed in I drive under Village Engineer along with Dolph's map and mailing labels for Clerk's Office. 07/29/2016 Dave sent letters out. 08/09/2016 went to site and photographed damage to sidewalks. Preparing Slide presentation. 08/15/2016 Presentation for BOT. 09/06 BOT adopted resolution for local improvement area.
Sidewalk Improvements	Public sidewalk Improvements	\$300,000.00			SB					15	Village owned sidewalks
Streetscape Improvements		\$187,500.00	\$150,000.00		SB					15	08/01/2016 met with Eric, Ed, Dan, Andrea to discuss 150th and recommendations for streetscape improvement funds.
Road Resurfacing	FY 2015-2016	\$150,000.00			CHIPS	2015-05					
Road Resurfacing		\$1,550,000.00		\$95,000.00	SB	2015-05					PCI Industries awarded contract.
Broad Street & North Main St.	Sewer Replacement Project					2016-07	8/1/2016	\$639,335.00	Joken Development Corp.		07/25/2016 Sent email to Dolph about receipt of plans and specs through mail, but specs are for Buchanan. Mix up in mailing. 07/28/2016 prepared resolution, agenda memo for next meeting. 08/01 resolution adopted by BOT. 08/03/2016 sent Dolph email for electronic copies of plans to be sent to Kevin Roseman in County. Must schedule work between MTA project for traffic control. 08/17/2016 sent email to Ken at Joken for scheduling. Need performance bond and insurance, must file with County DPW and to be aware of traffic issues due to MTA. Meeting scheduled for Thursday 08/25/2016. Work on hold till CDBG funds approved. 09/06/2016 BOT approved environmental report for project. Planning placed notice in paper and project may proceed on 09/27/2016. Funding from Leonie and grant will reimburse Village.
Catch basin on Locust Ave. (Part of Road Resurfacing above)	Install Catch Basin at low point on Locust Ave.					2016-05	7/18/2016	\$12,900.00	Joken Development Corp.		Dolph had three bids on May 24th, 2016. Recommends contractor. Contractor emergency bid expired 05/31/2016. Funding from Street Resurfacing above. 07/13/2016 - Prepare Purchase Order added to 2015-15 Road Resurfacing \$95000 remaining in budget. Also request proposal for plan from Dolph for catch basin location and elevations. Joken to send in proposal bid on official letterhead, cannot use email bid sent to Dolph. 08/03/2016 met with Dolph and Chris. Dolph sent email to Chris, Chris said to find funding. Purchase order prepared.
Road Resurfacing	FY 2016-2017	\$150,000.00			CHIPS						Bid Notice 06/14/2016 Bid Notice accepting bids 08/04/2016
"	FY 2016-2017	\$1,550,000.00			SB	2016-05		\$1,527,207.00	ELQ	15	Bid Notice 06/14/2016 Bid Notice accepting bids 08/04/2016. 08/15/2016 resolution to BOT. 08/29 schedule requested from ELQ. 09/13/2016 meeting held with Dolph and Joe and Sam from ELQ. Preliminary schedule set up for ADA ramps and street restorations. Contractor to update and resubmit. Dolph will be in charge of inspections and as agent for Village and report progress to my office directly. 9/15 Joe Monteiro, be advised as follows. No milling/paving has been scheduled at this time. ELQ is waiting for a curb construction schedule and will be doing that in some streets. A schedule will be forthcoming. Stay tuned. Dolph
Emergency Repairs						2016-08		\$623,750.00	ELQ		08/15/2016 resolution to BOT. 09/13/2016 held meeting with ELQ and Dolph. Emergency measures to fix Locust repair that DPW covered. Contractor is to notify my office and Police Dept. for all emergency measures. Permits not required for this service.
Sewer Improvements (3rd year)		\$2,000,000.00			BAN					30	
"		\$700,000.00			CDBG					30	
Storm Drain Improvement		\$300,000.00			SB					15	07/29/2016 sent Dolph and Rocky email for records on storm catch basins that needed repair and for records of work completed.
Traffic Signal Upgrades		\$340,000.00								15	
Traffic Study	Parkway Drive - Lyons Park	\$20,000.00						\$2,950.00	Adler Engineering		05/21/2016 inspected site on Saturday and prepared a study report on conditions in the field. Sent emails to five traffic engineering firms for est. costs. Adler appears to be within reason at \$2,950.00. Engineering funds indicate \$20,000.00 from which costs are charged from Planning in some instances, etc. Prepare purchase order for Chris. 07/25/2016 Adler resubmitted proposal with changes per Tony. Tony to review and inform me of approval. 07/27 Okay from Tony. 07/28/2016 Purchase order signed for Adler. 08/10/2016 email: We received authorization to proceed on August 3rd. Coordination of data collection then began. Automatic Traffic Recorders are being installed tomorrow and turning-movement traffic counts will be collected on Saturday, August 13. We will then reduce the data, look for nuances of the data, interpret the results, come to conclusions about the possibility of changing Parkway Drive from a two-way to a one-way street and prepare a draft report for the Village's review by the end of August /first week in September, depending on the complexity of the analyses. Bernie 9/16/2016 Traffic Study submitted from Bernie. Meeting to be held with Mike and Joe G. 9/20/2016.
Traffic Commission	Abendroth Ave.										04/25/2016 Request from TC to install directional sign on pole where 95 sign is located by adding left arrow for route 1. Road to be also marked with arrow turns. 07/26/2016 met with Joe G. and visited site. 95 sign is there with right arrow. roadway has arrows for left turn but no sign for route 1. 08/12/2016 met with Joe G, Mike and visited sites. see traffic study report.
Street Complaint	9 Bolton Place										08/04/2016 letter sent to property owner. Paving scheduled for 2017/2018
Paving complaint	May Place										
Traffic complaint	Irving Ave.										Carlos DeGrandi complained about speeding and would like to have a stop sign put in. Called 07/26 and left word, emailed Mike in Traffic for history on street. Spoke with DeGrandi, states that cars speed thru at 70 since there is no break on the street. Wants four way stops at Leicester and Irving.
Traffic Commission	Columbus and Neuton										04/25/2016 Request from TC to install Stop sign and crosswalk near Wesley Ave. 07/26/2016 met with Joe G. and visited site. Sent email to Tony for procedure to comply. 08/01/2016 resident came to BOT meeting and inquired about stop sign, I responded that we were looking seriously into it and that I already visited the area. Traffic study to be commissioned for signage as soon as BOT approves ability to acquire Traffic Engineer for full study of this and other sites.
Street Light Conversion - LED	Furnish, install, finance energy efficient street lighting	\$780,000.00			SB		7/18/2016		Lumen Light Solutions	15	07/05/2016 Resolution being prepared for next July BOT. Monies set aside will piggy back on New Rochelle contract. BOT wants presentation for lighting effect. 07/18/2016 Resolution for contract with Lumen. Law dept. handled contract.
BUILDINGS/SITES											
201 Grace Church Street	Demolition	\$21,950.00				2015-12		\$21,950.00	Joe Gentile		Final Approvals Obtained, Scheduled for DEMO 07/11/2016. 07/11/2016 met with Joe at site and walked through building. 07/13/2016 met Rocky and discussed fill material. Item #4 to be used with gravel and soil above. Foundation to be crushed and added as part of fill. Dust and noise to be minimal. Paved area to remain at least 20 feet past the fence to allow official vehicles access to lot. 07/26/2016 Met with Joe Gentile, house is down and lot leveled. Copies of manifest to be provided for destination of debris and clean fill from Scarsdale. 07/27 problem with damage to roadway and driveway curb due to loading of crusher from street. 08/02/2016 Joe called that he would repair site. 08/08/2016 Road Repaired. Curb to be fixed. 08/18/2016 Curb fixed and sealed. Asked Kevin to finalize building permit. Requested copies of receipts for Clarkstown Transfer Station for C&D debris. 08/26/2016 sent voucher over to Finance.
201 Grace Church Street	Edgewood Park Parking Lot					2016-03	7/18/2016	\$106,835.00	Peter J. Landi, Inc.		Plans on file with Clerk's Office Pending bids. Dolph received six bids and recommends contractor. Discussion for BOT regarding Restrooms for site. Dolph to send electronic version of plan for presentation to BOT. 07/18 resolution passed by BOT. 08/18/2016 contractor to go over contract. 09/14/2016 inspected site and took photos of retention units in place. Dolph also had Danny (engineer) there. 09/19/2016 Substrate installed for parking lot.
2016 Fire House Apron Replacement	Replace apron at two sites.					2016-02	7/18/2016	\$208,604.00	Paladino Contracting Creations		Prepare resolution for 209 and 464 Westchester Ave Fire Houses. 07/13/2016 - Resolution sent to Tony for modification to allow Village Manager to change unit costs, etc. 07/18/2016 - BOT passed resolution with caveat that Chris has say over unit prices. 08/09/2016 met with Joe Paladino and Tony on scheduling for two projects this term and last two next term due to funding amount. 08/16/2016 meeting with Joe for contract. Scheduling project for late this week or next week. 08/16/2016 Met with contractor and Mike from Fire house. Scheduled next week for apparatus relocation from HQ building. Work to be conducted in phases. Contractor to file for County permits. Dolph to inform us of curing period for concrete. 08/18/2016 County permits filed. 08/26/2016 met with Ed, Mike and Joe Paladino and arranged scheduling for two fire houses. 08/26/2016 Joe Paladino signed contract.
2016 Fire House Apron Replacement	Fire Station HQ										08/29/2016 Contract signed by contractor. Schedule developed. 08/30/2016 work began for reinforcing bars. 08/31 Concrete being poured, photos taken. Samples (4) taken for testing. Request sent out 09/19/2016 for results of concrete.
2016 Fire House Apron Replacement	Station #4 Westchester ave										08/27/2016 Fire Chief informed me about oil tank in ground under one driveway. 08/29/2016 Law Dept. involved. Sent notice to Dolph for request to have three bids for environmental testing of soil for contamination. 09/08/2016 received estimate from NorthEast Environmental, Inc. for removal of a 550 gallon No. 2 Oil UST and testing. 09/19 sent email for procedure on the one bid and funding source.

Fire House Boiler	Conversion to Gas from Oil									09/01/2016 Reviewed proposals for two gas units for HQ. Must address chimney lining and removal of existing oil tanks.
Fire Buildings Improvement		\$90,000.00	\$150,000.00		SB					25
Paystation Improvements	Hardwiring new paystations	\$100,000.00			BAN					Using solar panels instead ????? Check with Diego Sent email to vendor to negotiate purchase, no response.
Paystation Improvements	Canopies for Pay Stations	\$100,000.00							ITS	07/25/2016 Shelters purchase order revised. Lowered cost to \$17,361. 08/19 gave Purchase Order Special Item to Leonie.
DPW Office Trailer	Temporary Office Trailer for Weigh Station	\$50,000.00			BAN					Since original quote from Cassone was over a year ago, had to research and request updates for temporary office trailer. 07/11/2016 – Cassone sent update for cost of trailer that was not code compliant (\$31,180 plus \$1,500 for ADA stairs plus \$1,075 for delivery and block and level charges) and (\$39,242 plus \$1,500 for ADA stairs plus \$1,075 for delivery and block and level charges) for one that was code compliant. I checked with other companies and Cassone has the best price. Must check for State Contract before putting in a Purchase Order. 08/01 preparing bid notice for since purchase must be bid out. 08/02 looked up County of Suffolk contract. sent to Tony to see if okay to pursue purchase order or new bid package. 08/03/2016 Requested contract from vendor, they are looking into it. 08/9 The notice of contract was only paperwork. Tony is reviewing whether okay to purchase order or bid new. 08/24/2016 Tony gave green light for purchase order. Purchase order prepared. 09/8/2016 Rocky gave okay for trailer.
Village Hall Repairs	Re-pointing of exterior brick									NEXT YEAR'S BUDGET
"	A/C System Replacement	\$30,000.00			SB					NEXT YEAR'S BUDGET
"	Carpeting									NEXT YEAR'S BUDGET
"	Colpola Repairs									NEXT YEAR'S BUDGET
Police Station and Court House	Masonry Repairs	\$100,000.00			SB		\$80,000.00	RVT Construction		25
Police Station and Court House	Boiler replacement									08/04/2016 Spoke with Mike and they indicated that they have no boiler. Gas option looked into by Rocky. New Oil boiler to be considered. 08/26/2016 Finance has purchase order for boiler gas.
Police Station and Court House	New Building or Renovation Plan									Issue from past on whether to build new \$43,000,000 or renovate for \$29,000,000. Chris to prepare a history of previous submittals and pros and cons for each proposal.
PARKS										
BUSH Homestead Refurbishing		\$50,000.00			SB					Check with Parks
Columbus Park Water Spray Restoration	Restoration work for floor spray	\$10,000.00								5 5.7110.04.2014.0143
Columbus Park Water Spray Restoration	Restoration work for floor	\$10,000.00								5 5.7110.400.2015.160
Columbus Park Sport Lighting	Lighting for Park	\$250,000.00			SB	2016-06	\$446,000.00	Fanshawe, Inc. dba Rockland Electric		5
Bleachers Replacement	Baseball Field	\$20,000.00			Transfer FR GF					10
Abendroth Park		\$100,000.00			SB					10
Park Equipment		\$150,000.00			SB					10
OTHERS										
MTA Improvements	Elevator Installation at Westchester Ave.	N/A								
MTA Improvements	Elevator Installation at Westchester Ave.	N/A								

Grey Rock Road	Signage									Met with Association and Rocky over signage for dead end and new renderings.
Fox Island R.O.W issue	Public road or Private for 102 Fox Island Rd.									Police concerned over parking of vehicles. Tax map shows public ROW however, court case of Juan Carlos vs Port Chester was in Harrison Court where courts may have stated that property is not Port Chester. 7/22/2016 Recent Court decision that property belongs to the Village. Preparation of revisions to Fee Schedule to be completed week of 08/01/2016. Revisions proposed to several chapters of the code to authorize fees. Changes to Chapters 151-4F Building Code Admin.; 345-79; 281-6B(1)Stormwater Management; and 175 Fees
46 Soundview Ave.	SCHEDULE DYE TEST									Code Enforcement has been monitoring discharge of sewer in sidewalk area. Video performed by owner of house and states that it is sound. Believes that there may be a cross connection with a neighbor's line. Rocky indicates that they are all separate lines. Must perform dye test for determination. 08/09/2016 Owner to call regarding scheduling test. 08/26/2016 dye test performed, no leakage indicated. Rocky feels that it might be 50 Soundview Ave.
32 Sylvan Rd	SCHEDULE DYE TEST									Port Chester Sewer plans show line in front of house. Ryebrook's engineer indicates that the house is also on Port Chester's service. Chris wants dye test to be certain. 08/01 notified Rocky to schedule test and I will notify homeowners. Test performed at site on 08/09/2016 at 10:00 AM. Dye pack used and showed up in sanitary sewer line in street. Auto Zone construction. 09/14/2016 Meetings held for sidewalk safety with Building and Police Dept. Demolition on State Road. Permit 20160858508 obtained from State DOT. 09/06/2016. 09/06/2016 BOT approved resolution for public hearing to amend local laws for Village Engineer.
138 South Main Street										
Professional Engineering Fees										

- PROCEDURE:
1. CHECK FUNDS
2. AWARD TO LOWEST BIDDER
3. PREPARE RESOLUTION TO BOT
4. GET COPY OF RESOLUTION FROM CLERK'S OFFICE
5. PREPARE PURCHASE ORDER
6. GET AIA AND CERTIFIED PAYROLL



VILLAGE OF PORT CHESTER
DEPARTMENT OF PLANNING & ECONOMIC DEVELOPMENT

222 Grace Church Street, Rm. 202
 Port Chester, NY 10573
 (P) 914.937.6780
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Eric Zamft, AICP, Director
 Daniel Messplay, AICP, Planner
 Andrea Sherman, Assistant Planner
 Constance Phillips, Planning Commission Secretary

ACTIVE PLANNING AND DEVELOPMENT INITIATIVES (September 2016)

PLANNING

INITIATIVE	SUMMARY	STATUS
<i>G&S – Redevelopment of “Retail D”</i>	Redevelopment proposal to amend the Marina Urban Redevelopment (MUR) Plan and Section 345-67 of the Village Code to create a mixed use project.	Zoning text amendments were adopted at the April 4, 2016 BOT meeting. The next step would be site plan review at the BOT once the Applicant submits a proposal.
<i>G&S – Restaurant Pad</i>	Proposal to construct an approximate 5,500 s.f. restaurant in the Marina Redevelopment Project Urban Renewal District (MUR).	The Applicant provided staff plans for informal review on July 15, 2016. Planning, Engineering, and Building Department staff reviewed the package for its completeness. The Applicant presented the project at the August 15, 2016 meeting. At the September 6, 2016 meeting, Staff recommended that the project is complete for Board review and the Board accepted the project as complete for review, referred it to the Planning Commission, Waterfront Commission, and Westchester County Board. Staff is working with the Applicant to answer questions related to the construction of the building and its potential impact on the bulkhead and parking lot. The project appeared before the Planning Commission at its September meeting and scheduled for a public hearing at the Planning Commission on October 24, 2016.

<p>Redevelopment of the former United Hospital Site (Starwood)</p>	<p>Mixed-use redevelopment proposal for the former United Hospital site located within the Village’s PMU Planned Mixed Use District to permit: 500 “Millennial” housing units, 240 age-restricted housing units, an approx. 138-key limited service hotel, 100,000-200,000 square feet of medical office, approx. 90,000 square feet of retail, ample public and green space, and improved access to Abendroth Park.</p>	<p>The Applicant prepared an updated preliminary Final Environmental Impact Statement (pFEIS). A public hearing was held on the April 2016 pFEIS and proposed zoning on May 24 and June 1, 2016, with the public comment period open until June 17, 2016. The Applicant presented and the project was discussed at the May 23, 2016 Planning Commission meeting, as well as the June 2, 2016 Westchester County Planning Board meeting. Meetings with NYSDOT, the City of Rye, and the Village of Rye are on-going. The Applicant submitted a revised version of the pFEIS on July 25, 2016. Staff, AKRF, SPR, Adler, and Dolph have provided comments and will continue to review towards a recommendation of completeness. Staff has been meeting with AKRF and discussing the project with AKRF and SPR on a routine (weekly) basis to keep forward progress and to answer specific questions of the Board. In addition, Staff has been coordinating with NYSDOT on their review of the project. The Applicant has revised their traffic study and provided it to the Village, NYSDOT, Rye, and Rye Brook on September 28, 2016. Staff, AKRF, and SPR will be providing a memorandum highlighting the outstanding issues related to completeness for the October 17, 2016 BOT meeting.</p>
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Port North Zoning Petition	Proposal to create a new C4-R Gateway Retail District, in conjunction with a site plan proposed for 531/601 North Main Street.	Rezoning adopted at the April 18, 2016 BOT meeting. The Planning Commission held a public hearing on the application on August 29, 2016. The Zoning Board of Appeals granted variances on July 21, 2016. The project received special exception and site plan approval at the September 26, 2016 Planning Commission meeting.
Project Proposal Forms	Intake and processing of proposals which may require review by the Planning Commission, Zoning Board, and Waterfront Commission.	On-going. Allow for tracking market trends relative to existing zoning provisions. Staff continues to intake PPFs, schedule pre-submission conferences, and generally discuss potential projects with prospective applicants.
Planning Workshops	Workshop meetings with the Planning Commission to discuss various topics regarding the implementation of Comprehensive Plan recommendations and zoning amendments for BOT review.	On-going. A workshop on the Village's wireless procedures was held on March 22, 2016.
LWRP Coastal Assessment Forms	Intake and processing of proposals that require review by the Waterfront Commission.	On-going.
Lot Line Adjustment Forms	Intake and processing of proposals that require a lot line adjustment.	On-going. First application with the new forms and procedures was processed in April 2016.
Wireless Code	Update the Village's Wireless Code to reflect Federal Regulations and recent changes in technology.	On-going. A workshop on the Village's wireless procedures was held on March 22, 2016. Staff has drafted amendments to the existing code to respond to Federal Regulations as a short-term action item; staff will then draft fuller revisions to the wireless code. The BOT held public hearings on the short-term action item at its July 18 and August 1, 2016 meetings. The short-term zoning amendments were adopted

		at the August 1, 2016 BOT meeting. Staff is currently drafting proposed amendments to the remainder of the wireless code.
Micro-Alcohol Establishments	Zoning text amendments to possibly permit non-bar, alcohol-related establishments within particular districts within the Village.	Staff drafted zoning text amendments and presented them at the July 5 and July 18, 2016 BOT meetings. The proposed zoning text amendments were referred to the Planning Commission and Westchester County. The Planning Commission discussed the matter at its July 25, 2016 and August 29, 2016 meetings and was in favor of the zoning amendments. The County also responded positively. At the August 15, 2016 BOT meeting, the Board declared itself Lead Agency and scheduled a public hearing for September 6, 2016. A public hearing was held on September 6, 2016. The Board adopted the zoning at its September 19, 2016 meeting. Per Board direction, staff is investigating adding such uses to the MUR District and will report back to the Board.
Westchester County Route 7/13 Transit Analyses	Study by Westchester County Department of Transportation and Public Works regarding potential changes to Routes 7 and 13.	Staff has attended three stakeholder meetings/public workshops held by the County and will continue to provide input when necessary.
Pace Land Use Leadership Alliance Training Program	The Village has been selected to participate in Pace University’s Land Use Leadership Alliance Training Program (LULA), which will be held in the Fall of 2016.	5 individuals are part of the LULA Program, which began on September 13, 2016.

<i>Coordination with Village Engineer and Building Inspector</i>	Streamlining process to review development applications.	On-going. A meeting between the Director of Planning, Village Engineer, and Building Inspector is planned on a monthly basis.
<i>Form-Based Code</i>	Preparation of Village Form-Based Code, Build Out Scenario, and GEIS.	Awaiting funding source and go-ahead.
<i>Census Re-Evaluation</i>	Apply to the U.S. Census Bureau to recount population and other census units.	Staff discussing with Village Manager.
<i>Village Consulting Services RFP</i>	Preparation of RFPs for specific consulting services to the Village: Traffic engineering and radio frequency	RFPs issued on September 9, 2016 and responses are expected back on September 30, 2016.

GRANTS

INITIATIVE	SUMMARY	STATUS
<i>Grant Writing Services: Millennium Strategies, LLC</i>	A major priority of the village continues to be grant application submissions throughout local, state and federal sources. A professional grant writing firm to augment services provided by village staff bolsters successful applications.	Millennium and staff continue to assess upcoming grant opportunities. The Department is currently working with Millennium Strategies on a number of applications due in 2016, including the recently completed CFA applications, which were due on July 29, 2016 (see below).
<i>Dept. of State Grant: Bulkhead Design and Construction Documentation + Permits</i>	Application, management and oversight of awarded 2013 Department of State Local Waterfront Revitalization Program grant for the repair of the collapsed bulkhead with new public activity platform: implementation of final design and construction documentations plus all applicable permits for the collapsed bulkhead. Application, management and oversight of other applicable local, state and federal grant opportunities.	DOS-LWRP FY2013-2014: awarded \$225,420 for design and construction plans + permits. The BOT established a project advisory committee per DOS contract agreement. A kick-off meeting was held in January 2016. Staff has participated on numerous conference calls with Boswell to discuss the status of the project, data needs, upcoming schedule, and action items. A meeting with the Steering Committee occurred on June 7, 2016 to discuss alternatives for the bulkhead itself, the promenade, and the creation of active, open space. An open house/charrette was held on June 28, 2016. Boswell presented their alternatives at the July 18, 2016 BOT meeting and at an August 3, 2016 Steering Committee meeting. The Steering Committee presented the three design alternatives to the Board was at the August 15, 2016 BOT meeting. Boswell forwarded the 3 design options to the NYSDOS. NYSDOS had a conference call with staff and

		<p>Boswell on September 21, 2016 and indicated that the third option (the Village's preferred option) would be the easiest to obtain permits for and provided additional suggestions. Boswell is finalizing the design and cost estimates for that option. Staff will continue to coordinate with Boswell in advancing the project.</p>
<p>Dept. of State Grant: Local Waterfront Redevelopment Plan (LWRP) Update</p>	<p>Application, management and oversight of awarded 2013 Department of State Local Waterfront Revitalization Program grant for LWRP document updates. The most recent version of the LWRP was adopted in 1992 with amendments adopted in 1999.</p>	<p>Staff is working with the Department of State to update the LWRP document to reflect current zoning, development patterns, and waterfront priorities. The draft document is currently with the State for feedback. Once they are satisfied, a draft of the LWRP will be made available for a 60-day public comment period. After that 60-day period, the Village would be able to adopt the LWRP locally; the State and Federal adoption of the LWRP would take longer, but would not impact our ability to utilize the document to evaluate projects.</p>
<p>New York State Regional Economic Development Council (REDC) Grant Funding</p>	<p>The Regional Economic Development Council initiative (REDC) is a key component of Governor Andrew M. Cuomo's transformative approach to State investment and economic development. In 2011, Governor Cuomo established 10 Regional Councils to develop long-term strategic plans for economic growth for their regions. The Councils are public-private partnerships made up of local experts and stakeholders from business, academia, local government, and non-governmental organizations. The Regional Councils have redefined the way New York invests in jobs and economic growth by putting in place a community-based, bottom up approach and establishing a competitive process for State resources.</p>	<p>Village worked with Millennium Strategies on preparing for the CFA 2016 applications that were due July 29, 2016. Announcements are anticipated to be announced in the late Fall.</p>

<p>New York State Community Development Block Grant Funding</p>	<p>State funding through the Office of Homes and Community Renewal (OHCR) including housing, public infrastructure, public facilities, economic development, etc. Total funding allocated for Westchester Communities is \$4.1 million.</p>	<p>Awarded. OHCR requested additional information prior to releasing funds; staff is working to provide that information and has received approval to utilize funds for Senior Center equipment. Staff is working with Dolph Rotfeld to manage sewer replacement bid contracts in compliance with OHCR requirements.</p>
<p>New York State Environmental Facilities Corporation (EFC) – State Revolving Fund</p>	<p>New state program to facilitate the replacement and repair of wastewater infrastructure and to fund projects that will result in the greatest reduction in risk to public health. Eligible projects include rehabilitation of wastewater treatment plants, repair/rehabilitation of sanitary sewers, and energy efficiency upgrades to wastewater treatment plants.</p>	<p>Staff, working with Dolph Rotfeld, and Millennium Strategies, submitted an application on June 20, 2016. Staff worked with EFC on providing additional information that they requested. Although Port Chester did not receive funding during this round of awards, the Village is favorably positioned for Round 3 funding awards.</p>
<p>FEMA</p>	<p>In 2012, Super Storm Sandy swept through the region and inflicted damage on many communities. FEMA provided federal funding to reimburse communities for their cleanup efforts, including material costs and labor hours.</p>	<p>Village has two open project funds, one for debris clean up and one for generator operation. Staff is working with FEMA to close out these grants.</p>
<p>150th Anniversary</p>	<p>Proposed formation of a steering committee to complete specific beautification projects in anticipation of the Village’s 150th anniversary in 2018. Possible projects include:</p> <ul style="list-style-type: none"> • Streetscape improvements • Area branding • Placemaking Charrette • Historic preservation designation • New/improved greenspace and/or bike and pedestrian amenities • Area-wide programs/events/initiatives 	<p>Port Chester was awarded a \$10,000 grant under the Empire State Development – Market New York program. The grant focuses on promotional strategies to regionally market Port Chester in light of the village’s 150th anniversary in 2018. All paperwork has been provided to New York State and project can proceed. Staff has met to discuss issuing a RFP and steps moving forward.</p>

ENVIRONMENTAL PLANNING

INITIATIVE	SUMMARY	STATUS
<i>FEMA Emergency Management Planning</i>	The Federal Emergency Management Agency aims to build, sustain, and improve our capability to prepare for, protect against, respond to, recover from, and mitigate all hazards. The Village is currently undertaking an action plan for hazard mitigation and resiliency planning, and staff will continue working with FEMA to execute proper procedures concurrent with local, state, and federal objectives.	Staff attended a public meeting on June 7, 2016 regarding a potential upcoming FEMA study in the region. Staff will continue to work with FEMA to execute high standards for public safety as related to disaster mitigation.
<i>Hazard Mitigation Planning (Countywide Plan)</i>	Westchester County preparation county-wide hazard mitigation planning, i.e. hurricanes, blizzards, flooding, etc. Completion ensures eligibility for emergency management funding.	Village adopted the 2015 Westchester County Hazard Mitigation Plan on March 21, 2016. New York State and FEMA approved the County Hazard Plan on July 1, 2016.
<i>MS4 Permit Management</i>	Municipal separate storm sewer system (MS4) permit required by Federal Government under the Environmental Protection Agency (EPA) National Pollutant Discharge Elimination System (NPDES) program to prevent harmful pollutants from being washed or discharged into a waterbody.	Annually. NYSDEC Audit completed June 2 for compliance review. Village Staff provides structure and assistance for future audits.
<i>Local Waterfront Revitalization Program (LWRP)</i>	Update to adopted 1992 village waterfront policy and vision plan. Guidelines for Waterfront Commission project consistency review.	Staff had discussion with NYSDOS staff and counsel regarding the draft LWRP and is awaiting direction on additional revisions. Once they are satisfied, a draft of the LWRP will be made available for a 60-day public comment period. After that 60-day period, the Village would be able to adopt the LWRP locally; the State and Federal adoption of the LWRP would take longer, but would not impact our ability to utilize it to evaluate projects.

VISIONING, BRANDING, AND ECONOMIC DEVELOPMENT STRATEGIES

INITIATIVE	SUMMARY	STATUS
<i>Economic Development Promotional Material</i>	Economic development promotional materials citing Comprehensive Plan, Strategic Plan, LWRP vision. Coordination with IDA Strategic Planning efforts.	On-going. Staff continues to work with the Industrial Development Agency and provides project information where applicable.
<i>150th Anniversary</i>	Proposed formation of a steering committee to complete specific beautification projects in anticipation of the Village’s 150 th anniversary in 2018. Possible projects include: <ul style="list-style-type: none"> • Streetscape improvements • Area branding • Placemaking Charrette • Historic preservation designation • New/improved greenspace and/or bike and pedestrian amenities • Area-wide programs/events/initiatives 	Port Chester awarded a \$10,000 grant under the Empire State Development – Market New York program. Grant focuses on promotional strategies to regionally market Port Chester in light of the village’s 150 th anniversary in 2018. All paperwork has been provided to New York State and project can proceed. Staff has met to discuss issuing a RFP and steps moving forward.
<i>Mobility and Parking Management Action Plan</i>	With a busy and vibrant downtown that is growing, the Village is concerned about mobility within and out of the downtown area and whether it has adequate parking today and in the future. Staff is preparing an RFP that for a strategic, action-based Mobility & Parking Management Plan, with a focus on the downtown area. The results of this effort will inform planning, policy, investment, and economic development decisions. The key to the effort will be the identification discreet actionable items.	RFP release on May 4, 2016. Seven responses were received by June 10, 2016. Three short-listed firms were interviewed at the July 13 IDA meeting and the RBA Group was selected by the IDA for Tasks 1-3 and 9. At the August 1, 2016 meeting, the BOT selected the RBA Group for Tasks 4-9. Staff is coordinating with the RBA Group on fieldwork and information.

ADMINISTRATION

INITIATIVE	SUMMARY	STATUS
<i>Records Management</i>	Maintains and records all planning, zoning files including escrow accounting for active applications	On-going
<i>Board/Commission Management</i>	Staff, professional development; professional certification	On-going
<i>IDA Management</i>	Records and maintains all IDA files; liaise between Village and IDA.	On-going
<i>Web Management</i>	Maintains Planning, Zoning, IDA, LDC webpages.	On-going

Planning Commission, Zoning Board of Appeals, and IDA Applications (September 2016)

The Department of Planning & Economic Development oversees activities for the Planning Commission, Zoning Board of Appeals (ZBA), Waterfront Commission, Industrial Development Agency, and Board of Trustees. Below are tables of both active and recently approved applications managed by the Department of Planning & Economic Development. Additional information is available through the Department's website: (http://www.portchesterny.com/Pages/PortChesterNY_Planning/index).

ACTIVE PLANNING COMMISSION APPLICATIONS

Address	Project Description	Status of Project
202 South Regent Street	Special exception and site plan approval for existing bakery and retail uses	Applicant has withdrawn application and will be submitting a new application.
528 Willett Avenue	Site plan approval for new underground storage tank, site improvements and convenience store.	Public meeting to be scheduled.
167 Irving Avenue	Re-establishment of deli and two residential units after fire.	Scheduled to appear before the ZBA on October 20, 2016. Planning Commission public hearing to occur pending ZBA granting of variance. Public hearing adjourned to October 2016.
136-194 So. Main Street	New auto parts shop, approximately 6,900 sq. ft.	Public hearing closed in September 2016. Resolutions expected in October 2016.
316 Westchester Avenue	Convert existing building to first floor office with two residential units, addition of on-site parking.	Received area variance from ZBA. Public hearing scheduled for October 2016.
16-18 Main Street	Renovation of existing building and reconstruction of adjacent building for use as restaurant and multi-family residential.	Public hearing scheduled for October 2016.
Colony Grill	Site plan approval for 5,500 foot restaurant as conceptually approved in 1999.	Public hearing scheduled for October 2016.
139 South Main Street	Potentially rescind site plan approval for existing restaurant.	Public hearing scheduled for October 2016.

ACTIVE ZONING BOARD OF APPEALS APPLICATIONS

Address	Project Description	Status of Project
1 Shore Drive	Requesting variance to construct a 2 nd curb cut, driveway, and parking area in the front yard.	Public hearing adjourned to October 2016.
202 South Regent Street	Requesting use and parking variances.	Applicant has withdrawn application and will be submitting a new application.
83 Inwood Avenue	Requesting use variance.	Findings of Fact anticipated for October 2016.
167 Irving Avenue	Requesting area variances.	Public hearing adjourned to October 2016.
43 Elizabeth Street	Requesting an additional curb cut for off street parking.	Public hearing adjourned to October 2016.
65 Glendale Place	Requesting alterations to a rear deck.	Public hearing continued to October 2016.
139 South Main Street	Extend existing granted variances.	Discussion scheduled for October 2016.
16-18 North Main Street	Requesting area and loading variances	Findings of Fact anticipated for October 2016.

ACTIVE IDA APPLICATIONS

Address	Project Description	Status of Project
406-408 Boston Post Road and 999 High Street	Application for an exemption from all State and local sales and use taxes, mortgage recording tax exemption(s), and one or more PILOT agreements.	PCIDA discussed application at June 2016 meeting.

APPROVED PLANNING/ZONING/IDA APPLICATIONS

Address	Project Description	Date Approved
74-78 Fox Island Road	Wireless facility upgrade on DPW smoke stack.	5/25/2015
400 N. Main Street	Accessory storage structure for restaurant use.	10/26/2015
509 Boston Post Road	New boutique health club facility.	7/27/2015
14 University Place	New property structures, tenant storage units.	7/27/2015
110 Westchester Ave.	New dental office.	7/29/2013
74, 98 Fox Island Road	Relocation of existing laundry facility at 98 Fox Island Road to 74 Fox Island Road with expansion of existing warehouse at 98 Fox Island Road.	5/28/2015
110 Westchester Ave.	New dental office.	7/29/2013
10 Pearl Street	Demolition of existing building for new restaurant and four floors of office.	5/28/2015
29, 37-39 N. Main Street	Expansion of existing restaurant into outdoor patio space.	5/28/2015
10 Bulkley Avenue	Site plan approval for woodworking shop.	5/28/2015
21 Abendroth Avenue	Shared parking approval.	2/23/2015

141 Willett Avenue	New health club.	5/28/2015
8 Slater Street	Warehouse expansion for vehicle storage.	10/16/2014
120 North Pearl Street	New multi-family building (50 units) with high-end amenities & parking.	10/27/2014
163 North Main Street	Tarry Market alleyway.	10/27/2014
25 Willett Avenue	Creation of American Bar & Restaurant.	5/22/2014
242 King Street	Expansion of existing office building.	5/22/2014
264 Boston Post Road	Legalization of freezer at existing drive-thru restaurant.	5/22/2014
411 Westchester Ave.	Modification of existing base station and renew existing special exception use permit for wireless telecomm facility (Verizon).	1/8/2015
411 Westchester Ave.	Modification of existing base station and renew existing special exception use permit for wireless telecomm facility (Sprint).	1/8/2015
135 S. Main Street	Site plan approval for construction of two new two-family residences.	3/31/2014
117 N. Main Street	Open a family oriented Papa John's pizza restaurant.	3/31/2014
999 High Street	Renewal for special exception use permit for wireless telecomm facility (AT&T).	1/30/2012
167-169 Terrace Ave.	Modification of existing base station and renew existing special exception use permit for wireless telecomm facility (Sprint).	2/24/2014
999 High Street	Modification of existing base station and renew existing special exception use permit for wireless telecomm facility (Sprint).	1/30/2012
222 Grace Church Street	Modification of existing base station and renew existing special exception use permit for wireless telecomm facility (Sprint).	2/24/2014
45 Townsend Street	Remove an existing two family dwelling and use the parcel for open storage of materials.	11/25/2013
126 North Main Street	Gastropub styled restaurant featuring weekend acoustic performances.	10/28/2013
33 New Broad Street	Open micro distillery as part of larger sustainable/farming operation.	1/7/2014
152 King Street	Proposed interior renovations to a 1-story building to convert existing repair bays to a convenience store.	1/3/2013
96 Perry Avenue	Two-lot subdivision	1/3/2013
145 Westchester Ave.	Expansion of use and operation of the space by annexing it into the adjacent existing overall operations of The Capitol Theatre.	3/25/2013
149-151 Westchester Avenue	Capitol Theatre expansion of capacity use/increase occupancy from 1,835 to 2,205; add exterior walk in cooler, use of sidewalk hydraulic material lift and addition of mobile stand up bars.	3/25/2013
36 Midland Avenue	Installation of sectional overhead doors & relocation of 3 parking spaces.	3/25/2013
104 North Main Street	Reconfigure existing takeout restaurant & expand kitchen & dining room into existing adjacent tenant spaces, renovate	3/25/2013

	existing basement for auxiliary use to restaurant on 1st floor, install new NFPA Sprinkler System throughout entire building.	
110 Midland Avenue	Installation of a self-contained cosmetic spray booth within open warehouse space in accordance with Westchester County emission permit.	4/29/2013
110 North Main Street	Raise existing roof structure to provide habitable space. Existing 2nd floor to be used as an office, storage, private dining and a service kitchen for private dining.	7/29/2013
400 Westchester Ave.	Construct a rear handicap-accessible rear facility entrance with canopy and fence; Replace playground equipment	3/6/2013
275 Boston Post Road	Renovate existing vacant food service establishment into a Popeye's franchise restaurant with drive-thru.	5/30/2013
110 Westchester Ave.	Provide pedestrian access from Village owned muni parking lot to rear of common property line, install new exit door, walkway with lighting new fencing and new lawn.	7/29/2013
26 Putnam Avenue	Site Plan approval for continued use of an existing Sign/Graphic Design Shop (2nd fl.) and approval for a change of use (1st fl.) for current non-conforming use as a laundromat.	8/26/2013
21 Abendroth Avenue	Shared parking approval.	2/23/2015
411 Westchester Ave.	Modification of existing wireless facilities.	1/8/2015
500 North Main Street	Health club approval.	1/8/2015
110 Midland Avenue	Amendment to approved site plan; special exception use.	1/8/2015
70 Grove Street	Site plan approval for legally non-conforming auto body, office uses.	4/25/2016
1-11 Willett Avenue	Site plan approval for existing restaurant.	5/23/2016
411 Westchester Avenue	Wireless special exception permit renewal.	5/23/2016
167-169 Terrace Avenue	Wireless special exception permit renewal.	5/23/2016
999 High Street	Wireless special exception permit renewal.	5/23/2016
222 Grace Church Street	Wireless special exception permit renewal.	5/23/2016
219 Westchester Avenue	Wireless special exception permit renewal.	5/23/2016
314-316 Boston Post	New retail and office building of approximately 20,000 sq. ft.	6/27/2016
139 South Main Street	Site plan approval for existing restaurant.	6/27/2016
82 Fox Island Road	Wireless facility upgrades on DPW smokestack.	6/27/2016
999 High Street	Rooftop wireless facility upgrades.	7/25/2016
115 Pearl Street	New warehouse storage site for refrigerated trucks, includes office.	8/29/2016
169 Terrace Avenue	Wireless facility upgrades.	8/29/2016
141 Abendroth Avenue	Site plan conditions amendments	9/26/2016
531 North Main Street	New retail use.	9/26/2016
601 North Main Street	New retail use.	9/26/2016



MONTHLY REPORT AUGUST, 2016

TRAINING HIGHLIGHTS

- On August 26, Detective Donald DeSimone, PO Kevin Munnelly, PO Marcelo Pereira, and PO Vincent Fiumara successfully completed the Advanced Active Shooters Scenario Tactics and Operations Course. The 3 day, 24 hour course of study was held at the New York State Preparedness Training Center in Oriskany, New York. This training evolution relies heavily upon a scenario-based approach to guide students through a mix of situations involving multiple disciplines of emergency responders. Training scenarios are based on real world events and instruction is provided by former tier 1 (SEAL Team Six, Delta Force) operators. Topics covered include: Police EMS coordination, tactical emergency medical care, door breaching, and room clearing. Training, transportation, and lodging were funded by the New York State Division of Homeland Security and Emergency Services.
- During the first two weeks of August, 55 members of the Department successfully completed the semiannual firearms qualification course. This 7 hour training block is held at the Harrison Police Department Outdoor Range. Members are trained and

evaluated on firearms safety, proficiency, tactical movement, and use of cover. Each officer was required to qualify on three 43 round courses of fire.

- On September 2 Police Officer Melissa Rosario and Detective Thomas Munnely successfully completed the 40 hour Basic Police Juvenile Officers Course held in Geneva New York. The course was administered through the New York State Police Juvenile Officers Association. The syllabus covered the range of topics required to qualify police personnel as juvenile officers. These topics included; rights of juveniles, parental consent, legal aspects of juvenile interrogation, investigating juvenile sex cases, and school resource officer.

WELCOME ABOARD

On August 2 the Board of Trustees appointed Rabbi Jamie Alpert to the position of Police Chaplain. Rabbi Alpert is believed to be the first female chaplain in the history of the Department. She brings with her a wealth of experience having served as Rabbi at KTI for over 11 years. Rabbi Alpert also serves as the Port Chester Fire Department chaplain, and is a member of the Westchester Board of Rabbis.

PORT CHESTER INTERNSHIP PROGRAM

From August 2 two August 18 the Department participated in the Port Chester Internship Program. This program, aimed at providing work skills and experience to young people from the Village, and the Town of Rye is funded jointly by both municipalities. Our interns, Rubin Strange, Mesha Iqbal, and Larabe Iqbal participated in a program designed to orient them to the work of law enforcement officers. They received training in first aid and CPR, local court and judicial system, and forensic science. The training was augmented by a trip to the Westchester County forensic lab and a half-day ride on our Marine Unit's Harbor One. Rubin, Mesha, and Larabe displayed both enthusiasm and a can-do attitude that proved to be contagious. We wish them the best in their future endeavors.

HOUSING DIRECTED PATROLS

On August 9, Department staff attended a meeting of Weber Drive tenants. The residents, as well as residents of 45 Traverse Ave. and 70 Purdy Ave. voiced concern over quality-of-life conditions in and around their buildings. In order to address these concerns, the Department immediately initiated a directed patrol program aimed at quality-of-life conditions. The directed

patrols, some involving vertical patrol's of stairwells, began on August 11. For the remainder of the month Department personnel carried out 92 directed patrols. Of these, 72 were of Port Chester Housing Authority locations, with the remaining 20 directed at houses of worship and Village parks.

RECRUITMENT PROGRAM

The Department is conducting a series of test preparation classes for the upcoming Westchester County, Police Officer entrance examination being held in November. The classes are designed to prepare candidates for the upcoming exam. Subjects to be covered include; a review of anticipated questions, test taking strategies for situational judgment, memorization, and reading interpretation questions, and development of a positive exam day attitude. All study material will be provided. **There will be three sessions held on Wednesday evenings from 7 PM till 9 PM at the Port Chester Senior Center located at 222 Grace Church Street Port Chester. Dates are; September 21, October 5, and October 19.** For further information contact Chief Richard Conway at rconway@vpcpd.com

PUBLIC AFFAIRS

The objective of our public affairs initiative is to keep abreast of the public safety concerns of our residents, and to keep them in turn informed on law enforcement issues. The Department has taken part in several public events during the month of June. Among them:

1. Unity Rally, Mount Vernon
2. Port Chester Internship Program
3. Unity Day, Columbus Park
4. Weber Drive Tenants Meeting
5. Port Chester Day
6. Bolivian Day Parade

Statistics

Tickets and Arrests

CATEGORY	Dec. 2015	Jan. 2016	Feb. 2016	Mar.	April	May	June	July	Aug
PARKING TICKETS	4235	4550	4279	4802	3451	3819	4528	4217	4606
TRAFFIC TICKETS	339	539	452	493	321	649	494	334	377
ARRESTS	158	115	127	113	111	165	113	118	131
SCOFFLAWS	13	25	31	15	13	10	20	18	8

FBI Part 1 Crimes

CRIME CATEGORY	Dec. 2015	Jan. 2016	Feb. 2016	March	April	May	June	July	Aug
MURDER	0	0	0	0	0	0	0	0	0
			0	0	0	0	0	1	0
RAPE	0	0							
ROBBERY	2	2	2	2	0	3	2	3	1
ASSAULT	5	4	0	3	0	1	1	2	2
BURGLARY	3	2	1	4	2	2	3	3	4
LARCENY	57	33	37	25	42	37	34	38	44
MOTOR VEHICLE THEFT	3	1	1	2	2	3	2	0	1

Common Calls for Service

CALL FOR SERVICE	JAN	Feb	March	April	May	June	July	Aug
ACCIDENTS	118	96	122	124	147	136	107	131
AIDED CASES, MEDICAL	175	154	196	161	161	162	162	140
ALARMS	118	124	84	89	93	91	79	117
DISTURBANCES	65	7	12	9	10	7	23	19
DRIVING WHILE INTOXICATED	16	12	21	12	29	14	20	18
JUVINILE INCEDENTS	5	6	5	10	4	13	6	5
ALCOHOLIC BEVERAGE LIC CHECKS	47	8	1	1	10	0	1	0
WARRANT ARRESTS	8	9	7	19	31	22	21	12
DISORDERLY CONDUCT	7	6	8	12	19	19	14	11
SCHOOL CROSSINGS	8	5	8	48	67	15	0	0

Monthly Report - Port Chester Senior Center (Nutrition Program)

18,951- Meals served to date—1/1/16-8/31/16

***40 Home Bound Seniors received their meals at home, per day Monday-Friday
60-65 seniors attend the Saturday Program.***

Senior Center Calendar:

Every Thursday—Zumba 10:30 a.m. Every other Tuesday Tai Chi—10:30 a.m. Art Class every Friday morning at 10-12, Bingo Wed and Thurs afternoons Mah Jong played every Friday afternoon at 1 p.m. Ang Rubino singers every Friday at 1 p.m. Once a month, Ayton Alder, reading of actual court cases.

August events: 8/1—shopping trip to Acme Market, 8/3-Blood Pressure Screening, 8/4-Olympic arts & crafts, 8/5—Opening of the Rio Olympics & Senior Olympics Lighting of the torch. 8/8-Italy Day, Wii Bowling event, 8/9—Canada Day, Balloon Tennis 8/10—France Day, Bingo Olympics, 8/11—Peru Day, Giant Jenga Game 8/12 German Day, Ring Toss Event 8/12—Pizza and concert in the Park 5:30-9:30 p.m. 8/13—Closing ceremony of the Olympics and medal awards. 8/17—shopping trip to White Plains Farmers Market, 8/19—trip to Stew Leonards in Yonkers 8/27 Port Chester Day Lyons park 8/29—trip to Christmas Tree Store and Red Lobster in Danbury, Ct.

Community Center Calendar:

8/1—Port Chester recreation, coach-managers meeting PCSC 8/3—bulkhead steering committee, 8/4—Community paint night 5-9 p.m. 8/8 voter training, Nick Mecca 8/30 Debbie Resnier, Town of Rye training class 9-5 p. m.

Village of Rye Brook Bus used while our bus was out for repairs week of 8/31-9/3/16.

Exterminator here on 8/15/16.

submitted—9/1/2016 Carol Nielsen

Adler Consulting,
235 Main Street
White Plains, NY 10601-2401

Transportation Planning & Traffic Engineering, PLLC

Tel # (914) 997-8510
Fax # (914) 997-7140

September 16, 2016

Vincent Masucci, P.E.
Village Engineer
Village of Port Chester
222 Grace Church Street
Port Chester, NY 10573

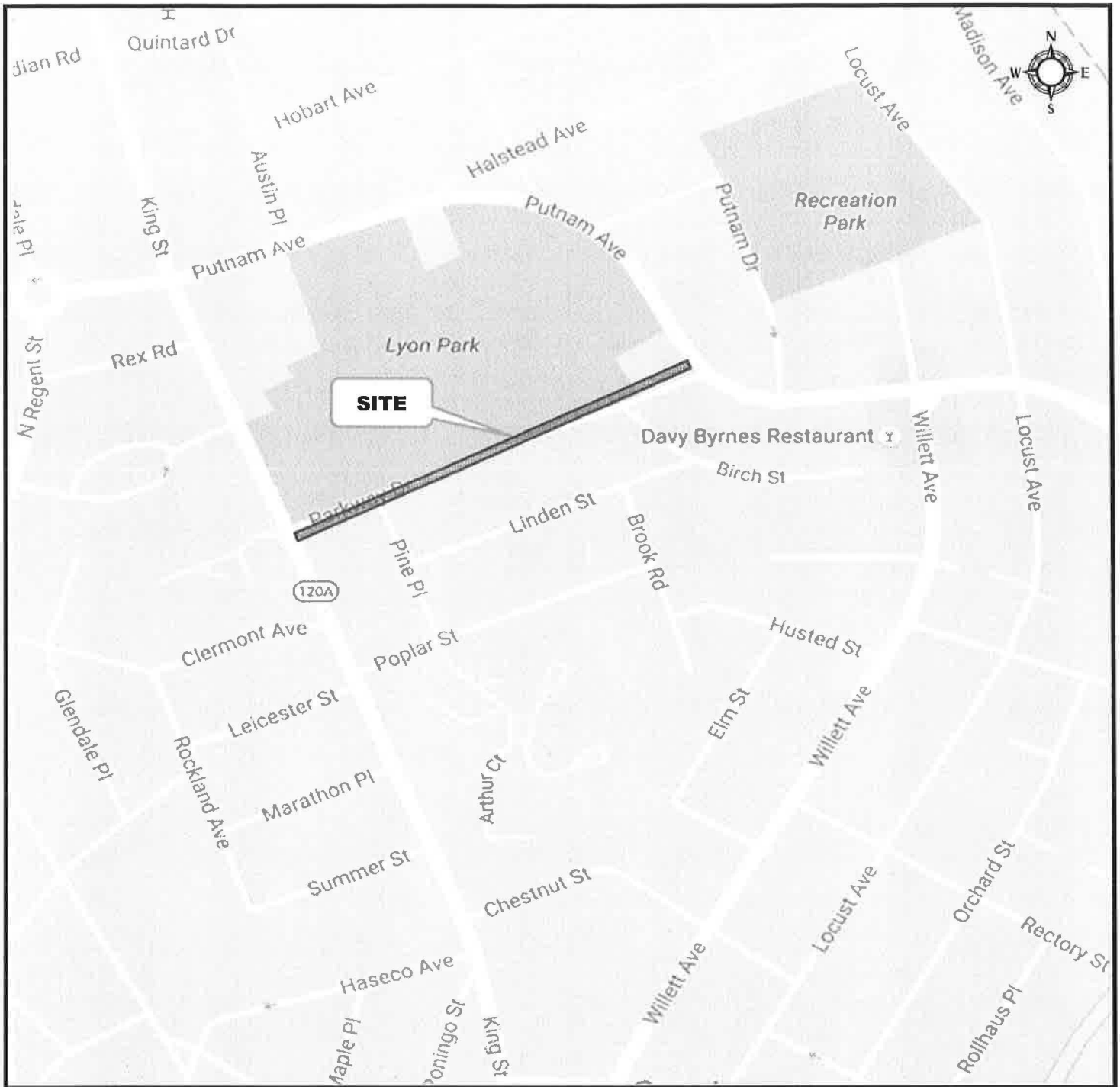
Re: Parkway Drive Operations
Lyon Park
Village of Port Chester, New York

Dear Mr. Masucci:

At your request, **Adler Consulting** has reviewed the traffic operations on Parkway Drive between the intersections with King Street and Putnam Avenue. Parkway Drive lies on the south side of Lyon Park in the Village of Port Chester, New York (see Figure 1, Site Location Map).

A. PROJECT DESCRIPTION

Lyon Park is used during the spring, summer and fall months to provide organized and casual recreational opportunities for the residents of Port Chester. Currently, Parkway Drive operates as a two-way street with a curb-to-curb width of approximately 30 feet. Curb parking is permitted on both sides of the street. Observations indicated that when two vehicles were parked at the opposing curbs, it was difficult for two vehicles to negotiate the remaining pavement width. Drivers use the space in front of driveways, curb cuts or fire hydrants, as a courtesy maneuver to allow the vehicle traveling in the opposite direction to continue on the roadway.



Project:

Parkway Drive, Lyon Park
 Port Chester, NY

Title:

Site Location Map

Prepared By:

Adler Consulting, White Plains, NY
 Transportation Planning & Traffic Engineering, PLLC

FIGURE 1

Suggestions for potential changes to traffic operations have been made by local residents and members of the Traffic Commission and include the elimination of curb parking on one side of the street or converting traffic operations on Parkway Drive from two-way to one-way operations. The work efforts described herein address the scenario of converting traffic operations on Parkway Drive to one-way, westbound-only, traffic flows with parking permitted adjacent to both curbs.

B. SCOPE OF STUDY

This study has been prepared in accordance with standard engineering principles and practices and examines the potential traffic impacts associated with the proposed change in traffic operation on Parkway Drive. During the course of this study, **Adler Consulting** performed the following:

- Visually collected traffic-related information about the strategic locations and the roadway system in the near vicinity of the Site as it affects intersection capacities;
- Arranged for the collection of manual turning-movement traffic counts for the Peak Saturday Highway Hour at intersections considered to be strategically important to define the traffic impacts of the proposed action;
- Installed an Automatic traffic Recorder (ATR) on Parkway Drive, between King Street and Putnam Avenue to record traffic volumes and vehicles speeds in both directions;
- Categorized the traffic data and determined the highest periods of adjacent street traffic for the Peak Saturday Hours (Existing Conditions);
- Executed intersection capacity analyses for the Existing condition during the Peak Saturday Hours for the Strategic Intersections;

- Using the existing traffic flow data, reassigned the traffic volumes on Parkway Drive with traffic volumes traveling in only one direction (westbound only) during the Peak Hour; and
- Executed intersection capacity analyses for the Existing conditions during the Peak Saturday Hours for the Strategic Intersections with the proposed one-way traffic volume operation.

C. ADJACENT ROADWAY NETWORK

The following are the description of the roadway:

Parkway Drive

Parkway Drive is a local two-way, east/west roadway. Parkway Drive connects King Street in the east to Putnam Avenue in the west. Parkway Drive is approximately 30 feet wide. Curb parking is permitted on both sides of the street. Posted speed limit on Parkway Drive is 25 miles per hours (mph). North of Parkway Drive is Lyon Park which is heavily used during the spring, summer and fall months to provide organized and casual recreational opportunities for the residents of Port Chester.

King Street

King Street is a major north-south arterial which connects North Greeley Avenue in the hamlet of Chappaqua in the north to Westchester Avenue in the Village of Port Chester in the south. In the vicinity of the Site, King Street has one lane in each direction. Parking is prohibited on either side of the streets. Posted speed limit on King Street is 30 mph.

Putnam Avenue

Putnam Avenue in Port Chester is a local two-way roadway which connects King Street in the north and North Main Street or US Route 1 in the south. Parking is permitted on the west of the street (adjacent to Lyon Park). Posted speed limit on Putnam Avenue is 30 mph.

D. STUDY LOCATION

Based on a review of the Site location, it was determined that the potential traffic impacts of the proposed change in traffic operation would be greatest at the following two intersections;

- **King Street and Parkway Drive**

The intersection of King Street and Parkway Drive is an unsignalized four-way intersection with the Village Green townhouse subdivision driveway as the fourth leg. The northbound and southbound King Street consists of a single shared left/through/right- lane. The eastbound Village Green driveway consists of a single shared left/through/right-turn lane and the westbound Parkway Drive consists of a single left/through/right-turn lane. The eastbound approach of Parkway Drive and the westbound approach of the Village Green driveway are controlled by a STOP sign.

- **Putnam Avenue and Parkway Drive**

The intersection of Parkway Drive with Putnam Avenue is an unsignalized T-intersection. The Parkway Drive approach consists of a single shared left/right-turn lane and is controlled by a STOP sign. The northbound Putnam Avenue consists of a shared left/through lane and the southbound Putnam Avenue consists of a shared through/right-turn lane.

E. FIELD STUDIES

The busiest periods of traffic activity in the vicinity of the Site are during the Saturday highway peak hour. To develop baseline data for peak hours on Parkway Drive, turning movement count data were collected on:

- August 13, 2016 from 10:00 a.m. to 2:00 p.m.; and
- August 27, 2016 from 2:00 p.m. to 6:00 p.m.

August 13, 2016 was a typical Saturday, without organized activity in the park; August 27 was a busy day in that it was the Port Chester Day at Lyon Park.

No unusual weather or traffic events were recorded during these times and it is expected that the traffic turning-movement counts collected are representative of typical existing conditions.

Further, an Automated Traffic Recorder (ATR) was installed on Parkway Drive to record the speed and volume data. The ATR was placed for a week from August 11, 2016 to August 18, 2016. To obtain the data on the busiest Saturday when the Village of Port Chester had the Port Chester Day at Lyon Park, the ATR was installed again on Parkway Drive from August 26, 2016 to August 31, 2016.

F. PEAK HOURS

A review of the surveyed traffic data revealed the peak Saturday hours of traffic activity on Parkway Drive to be:

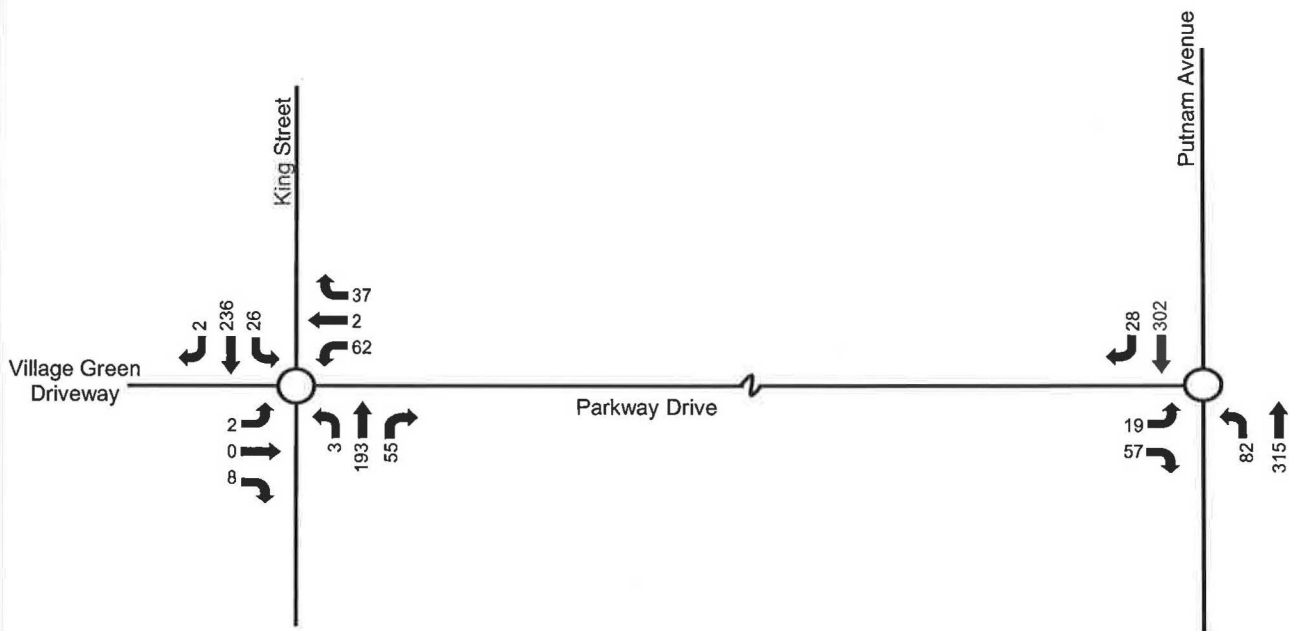
- Peak Saturday Highway Hour (Regular Saturday) 12:00 p.m. to 1:00 p.m.
- Peak Saturday Hour (Port Chester Day) 4:15 p.m. to 5:15 p.m.

To perform a conservative analyses **Adler Consulting** considered the busiest Saturday volumes (Port Chester Day) for the analyses.

G. EXISTING TRAFFIC VOLUMES

The counted traffic volumes along the roadway network were examined to verify their validity. The resulting “Existing” traffic volumes for the Peak Saturday Hour are shown graphically in Figure 2.

A review of the ATR data revealed that the Average Daily Traffic (ADT) on Parkway Drive on a regular weekday is approximately 1,770 vehicles, on a regular Saturday it is 1,704 vehicles. The ATR data also revealed that on the Port Chester Day at Lyon Park, the busiest Saturday ADT is 2,134 vehicles.



Legend
 Saturday Peak Hour Volume
 4:15 p.m. to 5:15 p.m.

Project:

Parkway Drive, Lyon Park
 Port Chester, NY

Title:

Existing Saturday Peak Highway
 Hour Traffic Volumes

Prepared By:

Adler Consulting, White Plains, NY
 Transportation Planning & Traffic Engineering, PLLC

FIGURE 2

The 85th percentile speed measured along Parkway Drive on a regular Saturday is 31 mph in the eastbound direction and 29 mph in the westbound direction. On Port Chester Day, the 85th percentile speed measured along parkway Drive is 28 mph both in the eastbound and westbound direction.

H. CAPACITY ANALYSES PROCEDURES

Traffic impacts are measured by intersection capacity analyses, computed in accordance with procedures outlined in the 2010 Highway Capacity Manual, published by the Transportation Research Board. In general, analyses' results are a measure of the ability of an intersection to process vehicles. This is evaluated for each approach to the intersection as well as for the entire intersection. The analyses' results are identified as Levels-of-Service (LOS) which range from "A" through "F", with LOS "A" representing the least delays and LOS "F" representing longer delays or capacity deficient operations.

According to generally accepted practice, Levels-of-Service "A", "B" and "C" reflect clearly acceptable conditions, Level-of-Service "D" reflects the existence of delays within a generally tolerable range, Level-of-Service "E" is generally only tolerated on minor movements and Level-of-Service "F" indicates typically undesirable delays often associated with breakdown conditions.

The parameters considered in the calculations include: the type of intersection control, the volumes on each approach, the distribution of vehicles by direction (left, through and right) and other factors including vehicle types, pedestrian movements and parking constraints. Roadway parameters relate to the geometry of the intersection, specifically, the number of lanes and lane-use considerations.

The computed Level-of-Service is defined in terms of the average control delay per vehicle for the peak 15-minute period within the peak one-hour period. Control delay includes initial deceleration delay, queue move-up time, stopped delay, and final acceleration delay. For unsignalized intersections, Levels-of-Service and delay are reported for the individual lane groups, in that they provide a more meaningful representation of operating conditions than the overall intersection Level-of-Service and delay. Lowercase letters are used

to show that the Level-of-Service refers to unsignalized intersections. The ranges of delay within each Level-of-Service category are as follows:

LEVEL-OF-SERVICE	CONTROL DELAY PER VEHICLE (Seconds)
a	Less than 10.00
b	Between 10.01 and 15.00
c	Between 15.01 and 25.00
d	Between 25.01 and 35.00
e	Between 35.01 and 50.00
f	Greater than 50.00

These delay ranges for the unsignalized Level-of-Service categories are less than those at signalized intersections because it is assumed that motorists will tolerate longer delays at a signalized intersection in exchange for guaranteed entry into the intersection in a definite period of time.

I. EXISTING CAPACITY ANALYSIS RESULTS

The Existing traffic volumes were compared with current roadway capacities using Synchro software, version 9.1. Detailed capacity analysis work sheets are included in the Appendix of this report.

A review of the analysis worksheets indicates that all the approaches of the study intersections currently operating at good condition (LOS “b” or better) during the Peak Saturday Hour.

J. PROPOSED CHANGE IN TRAFFIC OPERATION

Currently, Parkway Drive operates as a two-way street with curb parking permitted on both sides of the street. Observations indicated that when two vehicle were parked at the opposing curbs, it was difficult for vehicles to negotiate past each other. It was generally necessary for one vehicle to move aside using space in front of driveways, curb cuts or fire hydrants as a courtesy maneuver to allow the vehicle traveling in the opposite direction to

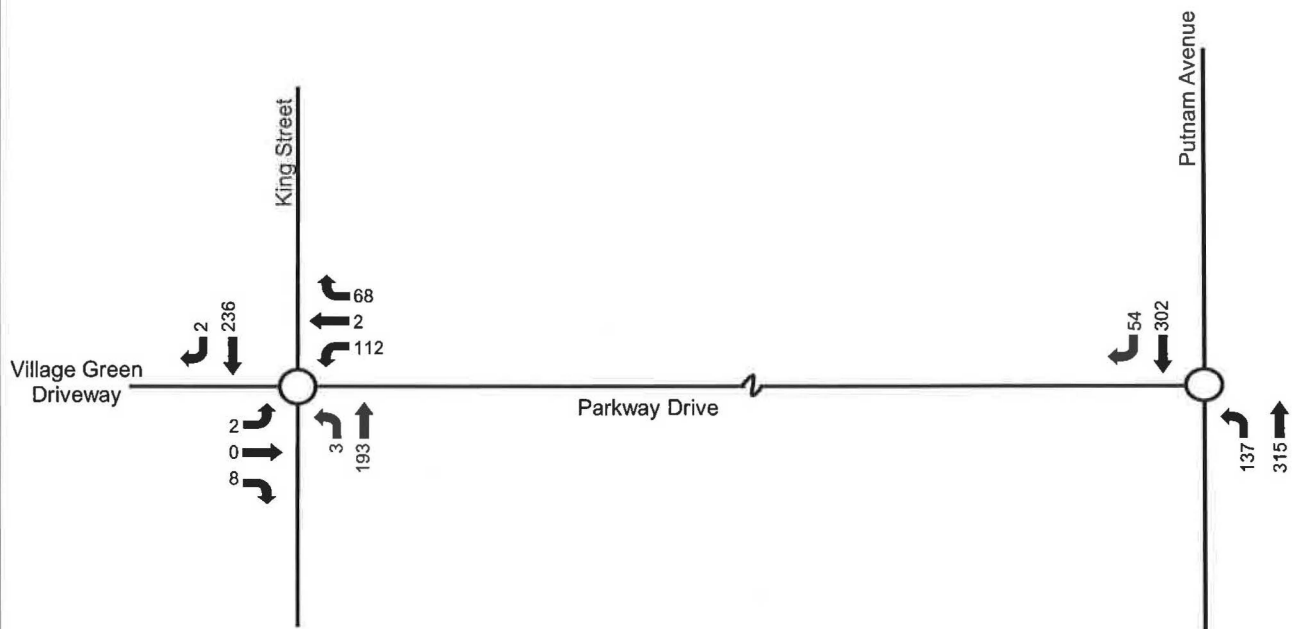
continue on the roadway. Thus, to improve the maneuvering of the vehicles safely without stopping or pulling over on the roadway, converting traffic operations on Parkway Drive from two-way to one-way operation will improve circulation because vehicles will be passing each other in the same direction or vehicles will follow each other until they reach King Street.

The proposed change in traffic operations on Parkway Drive is to make the two-way operation to one-way, westbound-only with parking permitted on both curbs.

In accordance with this concept, **Adler Consulting** reassigned the volumes that are currently turning left and turning right from King Street to Parkway Drive to the intersection of Putnam Avenue with Parkway Drive. Based on the existing traffic pattern at the study intersections, it is anticipated that the traffic from south on King Street turning right on Parkway Drive would travel on Willet Avenue to Putnam Avenue to access Parkway Drive. The traffic coming from north on King Street who are currently turning left on Parkway Drive would use Putnam Avenue to access Parkway Drive. Similarly, the exiting traffic from Parkway Drive to travel north will turn right on King Street and the vehicles heading south will turn left at King Street. The resulting re-assigned volume are shown graphically in Figure 3.

The reassigned traffic volumes were compared with current roadway capacities using Synchro software, Version 9.1. Detailed capacity analysis work sheets are included in the Appendix.

A review of the analysis worksheets indicates that all the approaches of the study intersections continue to operate at good condition (LOS "b" or better) during the Peak Saturday Hour.



Legend
Saturday Peak Hour Volume
4:15 p.m. to 5:15 p.m.

Project:

Parkway Drive, Lyon Park
Port Chester, NY

Title:

Reassigned Existing Saturday Peak
Highway Hour Traffic Volumes -
One-Way Operation

Prepared By:

Adler Consulting, White Plains, NY
Transportation Planning & Traffic Engineering, PLLC

FIGURE 3

K. LEVEL-OF-SERVICE COMPARISON

To evaluate the potential traffic impact of the proposed traffic operation, the Existing traffic operating condition and the travel pattern with the reassigned volumes for the studied intersections are compared. This comparison is summarized in Table 1 which includes a summary of Existing condition against which the one-way operation using the reassigned existing volumes can be compared.

As can be seen from Table 1, there will be no perceptible difference in traffic operating conditions as a result of the proposed action.

Based on a review of the detailed analysis work sheets and considering that the proposed one-way operation of the Parkway Drive will not precipitate any significant change in operating conditions, it is concluded that the proposed action will not have a significant impact on area-wide traffic and, thus, improved operations on Parkway Drive will be addressed.

Table 1. Level-of-Service Comparison

Intersection	Approach ¹	Peak Saturday Hour	
		Existing (Two-Way Parkway Drive)	One-way operation on Parkway Drive
King Street and Parkway Drive	EB l/t/r	b (10.6)	b (10.5)
	WB l/t/r	b (14.0)	b (14.4)
	NB l/t/r	a (0.1)	a (0.1)
	SB l/t/r	a (0.8)	a (0.0)
Putnam Avenue and Parkway Drive	EB l/r	b (13.2)	n/a
	NB l/t	a (1.7)	a (3.5)

Notes: 1. EB = Eastbound, WB = Westbound, NB = Northbound, SB = Southbound, l = left, t = thru, r = right.
 2. Levels-of-Service, LOS, are indicated by the letters "a" through "f". The average control delay for each approach is given in the brackets (...) and is in units of seconds per vehicle.

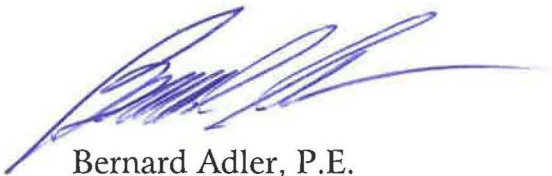
L. ALTERNATIVE SCENARIO - PARKING REMOVAL

An alternative to convert Parkway Drive to a one-way westbound direction would be the removal of parking on one side of Parkway Drive. The concern with this scenario is that there would be a need to relocate the parking spaces currently available on Parkway Drive. Currently, there is approximately 820 feet of linear space between the curb cuts and the parking restrictions on south side on Parkway Drive. This 820 feet of space allows approximately 37 vehicles to park. These 37 vehicles have to be relocated to other streets. The removal of parking would be disadvantageous for the patrons of the Lyon Park as well as the residents on the Parkway Drive. It is the considered professional opinion of **Adler Consulting** that the consideration of the removal of parking from one side of the Parkway Drive should not be considered further.

M. CONCLUSION

Based on the detailed analyses contained herein, it is concluded that the proposed one-way westbound operation of Parkway Drive will not precipitate any significant change in operating conditions, will not have a significant impact on area-wide traffic operating conditions and would improve traffic flow on Parkway Drive during the times when events are occurring in Lyon Park.

Sincerely,
Adler Consulting,
Transportation Planning & Traffic Engineering, PLLC



Bernard Adler, P.E.
President
Connecticut Professional Engineer 16054



Michael P. O'Rourke, P.E., PTOE
Senior Associate
Connecticut Professional Engineer 27754



VILLAGE OF
PORT CHESTER

222 Grace Church Street, Port Chester, New York 10573

RES - 01
BOT 10-5-2016

AGENDA MEMO

Department: Office of the Village Attorney

BOT Meeting Date: 10/5/2016

Item Type: Resolution

Sponsor's Name: Select Sponsor's Name.

	Yes	No	Description	Yes	No
Fiscal Impact	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Public Hearing Required	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Funding Source:			RFP #		
Account #:			Strategic Plan Priority Area		
	Yes	No	N/A		
Agreement	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Manager Priorities		
Strategic Plan Related	<input type="checkbox"/>	<input checked="" type="checkbox"/>	N/A		

Agenda Heading Title
(Will appear on the Agenda as indicated below)

RESOLUTION

AUTHORIZING VILLAGE MANAGER TO ENTER INTO AN INTERIM
 AGREEMENT WITH THE VILLAGE OF RYE BROOK REGARDING DISPUTE OVER
 THE PROVISION OF FIRE PROTECTION SERVICES

Summary

Background:

The Village of Port Chester provides fire protection services to the Village of Rye Brook pursuant to an intermunicipal agreement (“IMA”) for the term of June 1, 2013 through May 31, 2018.

The Village of Rye Brook commenced an action in the New York Supreme Court, County of Westchester, alleging a breach of contract by the Village of Port Chester. With the assistance of the court, both parties agreed to mediate their differences in the hopes of an amicable resolution. On September 20, 2016, the mediator convened a mediation session which concluded with an interim agreement subject to ratification by both village boards. This

resolution authorizes the Village Manager to enter into such interim agreement with the Village of Rye Brook on the terms and conditions from the mediation.

Proposed Action
Adopt the resolution
Attachments
Resolution

AUTHORIZING VILLAGE MANAGER TO ENTER INTO AN INTERIM AGREEMENT
WITH THE VILLAGE OF RYE BROOK REGARDING DISPUTE OVER THE PROVISION
OF FIRE PROTECTION SERVICES

On motion of TRUSTEE _____, seconded by TRUSTEE _____

, the following resolution was adopted by the Board of Trustees of the Village of Port Chester, New York:

WHEREAS, the Village of Port Chester provides fire protection services to the Village of Rye Brook pursuant to an intermunicipal agreement (“IMA”) for the term of June 1, 2013 through May 31, 2018; and

WHEREAS, one of the provisions in the IMA requires Port Chester to staff the Rye Brook Fire Station with a career firefighter overnight; and

WHEREAS, on May 2, 2016, the Board of Trustees adopted the 2016-2017 Village Budget; and

WHEREAS, the budget eliminated funding for the eight career firefighters employed by the Village effective May 31, 2016; and

WHEREAS, the Village of Rye Brook commenced an action in the New York Supreme Court, County of Westchester, alleging that Port Chester’s inability to staff the Rye Brook firehouse was breach of contract; and

WHEREAS, with the assistance of the court, the parties agreed to mediate their differences in the hopes of an amicable resolution; and

WHEREAS, the Board selected a subcommittee consisting of three members: Mayor Pilla, Trustee Adams and Trustee Didden to attend the mediation; and

WHEREAS, on September 20, 2016, the mediator convened a mediation session which concluded with an interim agreement subject to ratification by both village boards. Now, therefore, be it

RESOLVED, that the Board of Trustees hereby authorizes the Village Manager to enter into an interim agreement, in such form and may be acceptable to Labor Counsel and the Village Attorney, with the Village of Rye Brook, with regard to fire protection services, on the following terms and conditions:

- Port Chester will assume the actual expense of one career Rye Brook firefighter;
- Port Chester will assume the actual expense of two career Rye Brook firefighters for the period of May ____ to May ____, 2016;
- Port Chester will assume certain training costs as previously agreed;

--Rye Brook's claims with regard to a second Rye Brook firefighter are deferred pending the resolution of an arbitration proceeding pending between Rye Brook and the fire union local;

--Rye Brook's additional claims for attorneys fees are likewise deferred;

--Payments made by Rye Brook heretofore shall be reconciled and credited accordingly.

Approved as to Form:

Anthony M. Cerreto, Village Attorney



VILLAGE OF
PORT CHESTER

222 Grace Church Street, Port Chester, New York 10573

RES - 02
 BOT 10-5-2016

AGENDA MEMO

Department: Office of the Village Attorney

BOT Meeting Date: 10/5/2016

Item Type: Resolution

Sponsor's Name: Select Sponsor's Name.

	Yes	No	Description	Yes	No
Fiscal Impact	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Public Hearing Required	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Funding Source:			RFP #		
Account #:			Strategic Plan Priority Area		
	Yes	No	Enhance Organization		
Agreement	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Manager Priorities		
Strategic Plan Related	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Planning & Zoning		

Agenda Heading Title
(Will appear on the Agenda as indicated below)

RESOLUTION

AMENDING THE CODE OF THE VILLAGE OF PORT CHESTER CHAPTER
 175 "FEES" WITH REGARD TO SETTING FEES FOR VILLAGE ENGINEER
 SERVICES

Summary

Background:

The Village has filled the position of Village Engineer as provided for in Chapter 49 of the Village Code. Prior to this appointment the Village was utilizing the services of a consulting engineering firm. The Village Engineer will now be reviewing certain plans and applications in house, and the Village wishes to adjust the fee amounts to better reflect the services that the Village Engineer is providing.

Proposed Action

Adopt the resolution

Attachments

Resolution

<u>Engineer review</u>		parking space <u>\$100</u>
Major		\$3,500 plus \$25 per parking space
<u>Engineer review</u>		<u>\$300</u>
Development Review Committee	§ 345-23C	\$500 per meeting (<u>major only</u>)
<u>Post Approval Review and Inspection</u>	<u>§345-23H</u>	
<u>Standard</u>		<u>\$100</u>
<u>Major</u>		<u>\$300</u>
<u>Re-Inspection</u>		<u>\$300/re-inspection</u>

Approved as to form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES:

NOES:

ABSENT:

DATE:



VILLAGE OF
PORT CHESTER

222 Grace Church Street, Port Chester, New York 10573

RES - 03
 BOT 10-5-2016

AGENDA MEMO

Department: Police Department

BOT Meeting Date: 10/3/2016

Item Type: Resolution

Sponsor's Name: Richard F. Conway, Chief of Police

Description	Yes	No	Description	Yes	No
Fiscal Impact	x	<input type="checkbox"/>	Public Hearing Required		x
Funding Source: DEA Asset Forfeiture Fund Account #: 001-0001-0695			Strategic Plan Priority Area Public Safety		
	Yes	No			
Agreement	x	<input type="checkbox"/>	Manager Priorities		
Strategic Plan Related	x		Emergency Preparedness		

Agenda Heading Title
(Will appear on the Agenda as indicated below)

Transfer of \$52,536 from the DEA Asset Forfeiture Account to Equipment Account for the purchase of a 2016 Chevy 2500 Super Cab Truck to be used as an Emergency Service Unit platform

Summary

Background: Transfer of these funds is necessary to acquire a suitable vehicle for the Emergency Service Unit. An area body shop is donating over \$15,000 in parts and labor to complete this vehicle for its intended purpose

Proposed Action

That the Board of Trustees adopt the Resolution

Attachments

AM-V20140911

RESOLUTION

BUDGET AMENDMENT – TRANSFER OF \$52,536 FROM THE DEA ASSET FORFEITURE ACCOUNT TO POLICE VEHICLE ACCOUNT FOR THE PURCHASE OF A 2016 CHEVY 2500 SUPER CAB TRUCK TO BE USED AS AN EMERGENCY SERVICE UNIT PLATFORM

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

WHEREAS, the Police Chief is recommending the transfer of \$52,536 from the DEA Asset Forfeiture Account to Police Vehicle Account for the purchase of a 2016 Chevy 2500 Super Cab Truck from Vance Chevrolet, C/o of the Cruisers Division, 420 Mount Pleasant Avenue, Mamaroneck, NY 10543, WCC RFB-WC-15304 to be used as an Emergency Service Unit platform. 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 2016-17 General Fund Budget as follows:

GENERAL FUND

Balance Sheet:

001-001-0695 Deferred Revenue Police DEA \$(52,536.00)

Revenues:

001-0001-2613 Use of Deferred DEA Revenue \$52,536.00

Appropriations:

001-3120-0203 Police Vehicle \$52,536.00

APPROVED AS TO FORM:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: Trustees

NOES: None.

ABSENT: None.

DATE: October 5, 2016

THE CRUISERS DIVISION

420 Mount Pleasant Avenue Mamaroneck, NY 10543

914-381-7700 888-391-2677 www.copcars.net

POLICE - FIRE - EMS VEHICLES & EQUIPMENT

ESTIMATE

September 15, 2016

Portchester Police Dept.

Chief of Police

WESTCHESTER COUNTY CONTRACT RFB-WC-15304

Color White

	QTY	
2016 CHEV 2500 Cab 4x4		White
Double Cab		\$29,139.50
X4M 430 LIMITED SLIP		\$ 2,407.00
ALL TERRAIN TIRES		\$ 190.00
POWER GROUP		
RUNNING BOARD		
AUX. SWITCH PANEL		
Truck		\$31,736.00

Equipment to be installed on in stock truck. Body to be donated by Stiloski and he will paint and install body per John, Stiloski.

DS Led Spot light

Back up Camera

Back Up sensors

Steel Push Bumper

Whelen 4 Led's Grill

Whelen 2 Leds' Side facing front Fender

Havis Console

Cup Holders

Arm Rest

Whelen 6 Vertex Hideaways Locations TBD

Whelen Control

Whelen SA 315 Speaker

Whelen Howler

Whelen Duo Legacy

4 Rear Facing LED Emergency Lights

3000 Watt Inverter with 110 outlets

Storage Shelf for Gun Locker in back seat

Stand up rack for 2 long guns

2 Streamlight LED Light Boxes

Striping

Antenna

Install CS Radio

Installation and equipment

Total

\$52,536.00

Respectfully submitted,

Gary Gerstein

gg@copcars.net

PO TO VANCE Chevrolet

c/o TCD

420 Mount Pleasant Ave

Mamaroneck, NY 10543



VILLAGE OF
PORT CHESTER

222 Grace Church Street, Port Chester, New York 10573

RES - 04
 BOT 10-5-2016

AGENDA MEMO

Department: Police Department

BOT Meeting Date: 10/3/2016

Item Type: Resolution

Sponsor's Name: Richard F. Conway, Chief of Police

Description	Yes	No	Description	Yes	No
Fiscal Impact	x	<input type="checkbox"/>	Public Hearing Required		x
Funding Source: DEA Asset Forfeiture Fund Account #: 001-0001-0695			Strategic Plan Priority Area Public Safety		
	Yes	No			
Agreement	x	<input type="checkbox"/>	Manager Priorities		
Strategic Plan Related	x		Emergency Preparedness		

Agenda Heading Title
(Will appear on the Agenda as indicated below)

Transfer of \$3287. from the DEA Asset Forfeiture Account to Fire Department Equipment Account for the joint purchase of an East Coast Rescue Solutions Forcible Entry Door Simulator

Summary

Background: Transfer of these funds is necessary for the joint purchase of a forcible entry door simulator to be used to facilitate interdepartmental training operations

Proposed Action

That the Board of Trustees adopt the Resolution

Attachments

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RESOLUTION

BUDGET AMENDMENT – TRANSFER OF \$3287.00 FROM THE DEA ASSET FORFEITURE ACCOUNT TO FIRE DEPARTMENT EQUIPMENT ACCOUNT FOR THE JOINT PURCHASE OF AN EAST COAST RESCUE SOLUTIONS FORCIBLE ENTRY DOOR SIMULATOR

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

WHEREAS, the Police and Fire Chiefs are recommending that each department split the cost of the purchase of an East Coast Rescue Solutions Forcible Entry Door Simulator for \$6,575 from East Coast Rescue Solutions, 4940 Merrick Road, Suite 172, Massapequa Park, NY 11762, a sole vendor, and

WHEREAS, the Police Chief is recommending that the Police Department’s share of \$3,287.50 be transferred from the DEA Asset Forfeiture Account to Fire Department Equipment Account. 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 FY 2016-17 General Fund Budget as follows:

GENERAL FUND

Balance Sheet:

001-001-0695	Deferred Revenue Police DEA	\$(3,287.50)
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Revenues:

001-0001-2613	Use of Deferred DEA Revenue	\$3,287.50
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Appropriations:

001-3410-0200	Fire Equipment	\$3,287.50
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APPROVED AS TO FORM:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: Trustees

NOES: None.

ABSENT: None.

DATE: October 5, 2016



4940 Merrick Road
 Suite 172
 Massapequa Park, NY 11762

Estimate

Date	Estimate #
1/18/2015	273

Name / Address
Port Chester Fire Department 209 Westchester Ave Port Chester, NY 10573

Ship To
Port Chester Fire Department 209 Westchester Ave Port Chester, NY 10573

P.O. No.	Terms	Due Date	Rep
		1/18/2015	CM

Description	Qty	Rate	Total
<p>East Coast Rescue Solutions Forcible Entry Door Simulator.</p> <p>Features: Inward and outward swinging forces Option of Boltless Pickable Jamb (Baseball Swing Method) or Full Door Stop Multiple Locks for varying degrees of difficulty (Added 1/2" rebar for added resistance) Third lock added with Full Door Stop Option Replaceable Door Sleeve and Jamb for added longevity Can be dissembled for easy transport. Adjustable door gap All In-One Prop Receivers One year warranty on craftsmanship</p> <p>East Coast Rescue Solutions All-In One Prop. OPTIONAL - \$ 2,400.00</p> <p>This option gives you the advantage of having all you forcible entry needs in one simulator. In the all-in one option you get our Hinge pulling/cutting, rebar cutting and lock puller props that mount right to our Forcible Entry Door. This prop allows you to vary the height of each teaching station so your firefighters can hone their skills with real world applications.</p> <p>Prop Includes: 2 - Hinge Pulling/Cutting Stations 2 - Rebar Cutting Stations 1 - Lock Pulling Station</p> <p>Drop Ship Door to Port Chester Fire Department</p>	0	6,000.00	6,000.00
		575.00	575.00
Contact us with any questions 917-886-2579. www.eastcoastrescuesolutions.com		Total	\$6,575.00



THE INFORCER LLC

PO BOX 160907

AUSTIN, TX. 78716

Phone: 512-970-9802

Fax: 512-450-1737

www.theinforcer.com

info@theinforcer.com



The Inforcer Specification Sheet

The Inforcer Firefighter Forcible Entry Simulator allows up to 9 forcible entry evolutions.

1. Inward Swinging Door using a set of irons
2. Outward Swinging Door using a set of irons
3. Padlock Break using a set of irons
4. Hinge Cut using a cut-off saw
5. Drop Bar Bolt Cut using a cut-off saw
6. Dead Bolt Cut using a cut-off saw
7. Chain Link Cut using a cut-off saw
8. Baseball Bat (sold separately) using a halligan
9. Hockey-Puck Lock Cut using a cut-off saw

The door is shipped on a pallet weighing approximately 1,500 lbs. A forklift will be required at the time of delivery for off-loading. Each door ships with a set of casters which when mounted to lower 4" C-channel sleds, allows the door to be readily moved. If you have any questions please do not hesitate to call or e-mail The Inforcer LLC.

East Coast **RESCUE** Solutions

East Coast Rescue Solutions

Forcible Entry Door Simulator

RE: Sole Source of the East Coast Rescue Solutions Forcible Entry Door Simulator

This letter is to inform you that East Coast Rescue Solutions Forcible Entry Door Simulators are designed, fabricated and sold solely by East Coast Rescue Solutions. Our door simulators also offer some industry only features.

- A boltless pikable jamb(baseball method) or full door stop option.
- A full length replaceable door sleeve and stop. This feature will save money over buying new props years down the road.
- An adjustable door gap. This function allows instructors to vary the degree of difficulty and duplicate realistic door gaps.
- Heavy security lock- We are the only manufacture to add a 1/2" rebar as a lock to simulate heavy security slide bolts and dropbars.
- A lock puller, hinge puller/cutter and rebar cutting prop with interchangeable heights that mount directly to the Forcible Entry Door. This optional prop can train firefighter in all the basic skills of Forcible Entry. It is the only prop on the market today that can vary the height of each skill.

All East Coast Rescue Solutions Simulators come with a one year warranty. This warranty covers material and craftsmanship under proper use of the prop. East Coast Rescue will also cover any shipping cost associated with a warranty claim.

Please feel free to contact us with any questions. Thank you

Chris Minichiello/Owner

East Coast Rescue Solutions

917-886-2579

www.eastcoastrescuesolutions.com



VILLAGE OF
PORT CHESTER

222 Grace Church Street, Port Chester, New York 1057

RES - 05
BOT 10-5-2016

AGENDA MEMO

Department

BOT Meeting Date

Item Type

Sponsor's Name

Description	Description
Fiscal Impact <input checked="" type="checkbox"/>	Public Hearing Required <input type="checkbox"/>
Funding Source <input type="text" value="N/A"/>	Bid <input type="text" value="N/A"/>
Account <input type="text" value="N/A"/>	Strategic Plan Priority Area <input type="text" value="N/A"/>
Agreement <input type="checkbox"/>	Manager Priorities <input type="text" value="N/A"/>
Stategic Plan Related <input type="checkbox"/>	

Agenda Heading Title

YEAR-END BUDGET TRANSFERS AND MODIFICATIONS FOR FY YEAR ENDING MAY 31, 2016

Summary

YEAR-END BUDGET TRANSFERS AND MODIFICATIONS FOR FY YEAR ENDING MAY 31, 2016

Proposed Action

That the Board adopt the Resolution

Attachment

RESOLUTION

**YEAR-END BUDGET TRANSFERS AND MODIFICATIONS
FOR FY YEAR ENDING MAY 31, 2016**

On motion of TRUSTEE _____ seconded by TRUSTEE _____ ,

the following resolution was adopted by the Board of Trustees of the Village of
Port Chester, New York:

WHEREAS, New York State Law requires that all Budget be balance at the end
of the fiscal year; and all necessary adjustments are made, and

WHEREAS, the General Fund revenues exceeded expenditures by \$12,646.99,
and

RESOLVED, that the Board of Trustees of the Village of Port Chester does also
hereby authorizes the Treasurer to make all necessary year-end budget transfers and
modifications of the FY 2015-16 General Fund Budget.

ROLL CALL

AYES:

NOES:

ABSENT:

DATE: October 5, 2016



VILLAGE OF
PORT CHESTER

222 Grace Church Street, Port Chester, New York 1057

RES - 06
BOT 10-5-2016

AGENDA MEMO

Department

BOT Meeting Date

Item Type

Sponsor's Name

Description	Description
Fiscal Impact <input type="checkbox"/>	Public Hearing Required <input type="checkbox"/>
Funding Source <input type="text"/>	Bid <input type="text"/>
Account <input type="text"/>	Strategic Plan Priority Area <input type="text"/>
Agreement <input type="checkbox"/>	Manager Priorities <input type="text" value="N/A"/>
Strategic Plan Related <input type="checkbox"/>	

Agenda Heading Title

APPOINTMENT TO THE PLANNING COMMISSION AS AN ALTERNATE MEMBER

Summary

Appointment of Timothy Murphy as an alternate member of the Planning Commission as a full member

Proposed Action

That the Board adopt the Resolution

Attachment

APPOINTMENT TO THE PLANNING COMMISSION AS AN ALTERNATE
MEMBER

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

RESOLVED, that Timothy Murphy, of Port Chester, NY, be and he hereby is appointed as a member of the Port Chester Planning Commission, effective immediately, with said term to expire on 6/16/2020

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES:.

NOES:

ABSENT:

DATE: October 5, 2016



VILLAGE OF
PORT CHESTER

222 Grace Church Street, Port Chester, New York 10573

RES - 07
BOT 10-5-2016

AGENDA MEMO

Department: Office of the Village Attorney

BOT Meeting Date: 10/5/2016

Item Type: Resolution

Sponsor's Name: Select Sponsor's Name.

	Yes	No	Description	Yes	No
Fiscal Impact	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Public Hearing Required	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Funding Source: General Fund Contingency to Village Manager Contractual Line Account #: 1.1990.400 to 1.1230.400			RFP # 2016-06		
			Strategic Plan Priority Area		
			Enhance Organization		
Agreement	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Manager Priorities		
Strategic Plan Related	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Performance Management		

Agenda Heading Title
(Will appear on the Agenda as indicated below)

RESOLUTION

AWARDING RFP FOR STRATEGIC PLANNING FACILITATION
SERVICES RFP # 2016-06

Summary

Background:

The Village of Port Chester has advertised a request for proposals seeking proposals for strategic planning facilitation services (RFP 2016-06)

Management Partners was a complete responsive and qualified proposer and complied with all pertinent information sought in the RFP, and was found to have submitted the best proposal for the services sought.

Such contract is not to exceed \$20,900.00

Proposed Action

Adopt the resolution

Attachments

Resolution

RESOLUTION

AWARDING RFP FOR STRATEGIC PLANNING FACILITATION
SERVICES RFP # 2016-06

On motion of TRUSTEE _____, seconded by TRUSTEE _____,
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 advertised a request for proposals seeking
proposals for strategic planning facilitation services (RFP 2016-06); and

WHEREAS, the Village received six proposals for this work; and

WHEREAS, Management Partners was a complete responsive and qualified proposer and
complied with all pertinent information sought in the RFP, and was found to have submitted the
best proposal for the services sought.

NOW THEREFORE, BE IT

RESOLVED, that the Board of Trustees hereby awards the proposal for RFP 2016-06
Strategic Planning Facilitation Services to, and authorizes the Village Manager to enter into an
agreement with Management Partners, 1730 Madison Road Cincinnati, Ohio 45206 for an
amount not to exceed \$20,900.00; and be it,

FURTHER RESOLVED, that the Village Board of Trustees authorizes the Village
Treasurer to transfer the \$20,900 from General Fund Contingency line 1.1990.400 to Village
Manager Contractual line 1.1230.400 for the funding of said work.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

MEETING HELD JUNE 6, 2016

A meeting of the Board of Trustees of the Village of Port Chester, New York, was held on Monday, June 6, 2016, 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, Gregory Adams, Daniel Brakewood, Gene Ceccarelli, Bart Didden, Frank Ferrara and Luis Marino.

Also present were: Deputy Village Clerk, Vita Sileo; Village Attorney, Anthony Cerreto; Director of Finance Leonie Douglas; Chief of Police, Richard Conway; Intern Assistant to Village Attorney David Kenny; Edward Quinn, Village Fire Chief ; Chief Engineer Vince Masucci and Outside Counsel _____

On motion of TRUSTEE ADAMS, seconded by TRUSTEE MARINO, the meeting was declared opened at 7:09 p.m.

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino, Mayor Pilla

NOES: None

ABSENT: None

Date: June 6, 2016

PUBLIC COMMENTS

Mrs. Goldie Solomon spoke in support of the Port Chester Paid Fire Fighters, stating that our taxes are to pay for the Police, Fire, DPW and EMT. Asked that the Board and Mayor represent the people of Port Chester otherwise, they'll vote you out.

John Reavis, President of NAACP Branch. Spoke regarding Resolution to reinstate the paid firefighters. Hopes that it will be passed tonight. Concerned about safety of the entire community. Important to community that we have people on call who are professionals. Expressed concern about the Community Benefits Agreement. He understands that the Board will be receiving a draft from the Sustainable Housing Incorporated an org which reps community and other groups. Hopes we make a commitment to ensure people from our community will be given opportunities to hav necessary job training to work during construction programs. All past developers are employing a large number of people from outside the of Port Chester area. We should look at development process that is affordable for people in our community. We should identify with Community Benefits Agreement. Nyack and New Rochelle have taken some info from the Benefits agreement. We should also make the document available for people.

Mr. Joseph Rende commented on displeasure of specific Board members use of Face Book regarding the paid fire fighters. Especially those participating in an antagonistic way, should cease

immediately. He also questioned the ad in the Westmore News, regarding the fire fighters, calling it propaganda. Noted that 4,000 residents have signed petition and that we should see that the ad is foolish. He asked if tax dollars were used to fund the ad, feels Board is wasting money if it continues with these ads. He will continue to be present at Board meetings until Board realizes it has made a mistake. Board would be respected more for acknowledging it made a mistake and reinstate paid firefighters

Barry McGoey, President of Yonkers Fire Fighters. Feels Board made a decision on bad advice. Own up to the fact Board made a mistake and received bad advice for Chief Quinn. He had filed a foil request to document the data provided by Chief Quinn and said no one was able to provide. Suggested that lawsuits will be forthcoming. NYS Public Offices Law, objected to the small venue in a letter to Mayor and Village Clerk. Also stated that the 4,200 signatures were returned by the Village Clerk as irrelevant because it wasn't 20 percent, was a slap in the face to the community.

Mayor Pilla acknowledged the letter from Mr. McGoey and stated that there would be another meeting in a larger venue.

Lou Demitri, Secretary of Uniformed Professional Fire Fighters Association of Connecticut and on behalf of State President Peter Carosa, stand behind Port Chester career fire fighters.

Linda Agugliaro spoke to Janine Rose (12 News) praising their coverage of the fire fighters. Lives at 360 Westchester (140 units) and counts on professional fire fighters to save her. Feels the volunteers need the help of the paid professional fire fighters for training. "Don't put a price on my life." Make Port Chester proud.

Adams Bush, Fire fighter New York City Company One. Accused Pilla and Brakewood of speaking in code. The vote was never on the agenda. Said that in a radio interview Mayor Pilla spoke about Government transparency and NYC.

Harold Schaitberger, General President of International Association of Fire Fighters, representing 301,000 members. Suggests he can help with budgetary issues and knows that Sen. Schumer has spoken with you. Has worked in the past with governments to be able to assure health and safety of Willing to work with counsel, self and designated staff to bring resources to the Village of that is the real reason behind Board's decision. He suspects it's not. We need to reinstate the 8 fire fighters. Need to protect a department with a 106 year history. Let's work together to reinstate the paid fire fighters. Let Sen. Schumer and Nita Lowey. Lives of eight people eight families will be out of work. He is extending his hand, but if this is not resolved, promises that this IAFF will see you (the Board) in court, in the court of public opinion, in a referendum that will ultimately be held, if necessary, and in the ballot box next election.

Sean DeNigris New Rochelle Professional Fire Fighters Association. Brought up the fact of Safer Grants, free federal money designed for this situation. Senior grant expert from a large fire department in the County had offered to write the grant but was turned down for political reasons. After 2 hours with representatives fire departments from 3 states and Canada came to explain that this was a terribly dangerous idea. The Board response was that these were outsiders and their opinions didn't

matter. He is here because of his concern for the safety of Port Chester residents. Board's comment to the petitions signed by over 4,000 residents of Port Chester is that the opinions and voices of over 4,000 residents "Have no Relevance". Mr. DeNigris asked Board to take a step back and consider that there is money available, the experts have cautioned that this is terribly dangerous and the residents have demanded it.

Richard Kochanowicz was in support of firemen. Board should resign if they turned down money to help fire fighters.

Jamie Innominato wanted to know when tonight's meeting was scheduled. Asked if the meeting at the King Street School didn't give them an inkling that the meeting tonight would have so many people attended. Not a lot of communication regarding these meetings. Mayor apologized for not having a larger venue. Suggested the Board is stalling for time and the names on the petitions should be respected. Then she addressed the "So-called" chief regarding the audio tape regarding another fire fighters home.

Brian Peterson, a 9 year career fire fighter with the Greenburg Fire Dept, Reminded the Mayor about conversation 3 weeks ago where Mayor said it was not personal. Also brought up the audio tape about damaging another fire fighters house. He said exports have spoken, the residents have spoken. We want our 8 fire men back. He stated that this was personal, it was an attack. Time for Board to hire back the fire fighters.

Mr. Vincent Lyons brought up the fact that the Mayor and Mr. Didden enjoy going on FB and having conversations but when people come to the meetings to ask them questions, they don't talk. He brought up the audio tape on News 12 of Chief Quinn. Quoted the Mayor saying this was investigated and addressed to which Mr. Lyon said "How could this be addressed if this maniac is still sitting here and driving around in a Chief's car". He continued to address other videos related to Quinn. H threatened to release these additional videos and letters unless Board does something. He stated Chief Quinn is a liar.

Tom Kisner, spoke in favor of career fire fighters. He belongs to Sustainable Alliance, specifically hazardous materials. Paid fire firefighters are trained to handle these types of situations, but the volunteers will have to be trained. Two examples are the development of Starwood's ground and water needs to be tested and removed safely. Two expressways, 287 and 95 have high volume of tanker trucks some of which carry toxic chemicals. If there is an accident, these chemicals will have to be handled professionally and quickly.

Chip Nanko, President of Greenburg Fire Fighters, spoke about National Think Tank report and that he was leaving the Board a copy, with specific suggestions on how to run a combined fire department. He also commented on Chief Quinn's comments on the videos. He also mentioned the ad in the Westmore News and the number of the volunteers. Mr. Adams asked if the ad was issued by the Board of Trustees and made it known that he did not approve it.

George Ford wanted to support career fire fighters. Asked that Quinn step down. Read the proposed Budget and stated that it included a tax reduction due to assessments. This Board could have delivered a budget under tax cap while keeping the fire fighter services. Also, under Code Enforcement

and Building Department Overviews, it stated “There are more properties and complaints than there are fire inspectors and Code Enforcement team can reach in adequate timeframes”. Suggested the eight paid fire men participate in fire inspections. He asked Board to please vote to reinstate the fire fighters.

(unnamed) commented there are only 70 trained interior volunteer firefighters. Offered help through IAFF and AGF grants. Rye Brook now has 2 career fire fighters at night. EMS training should be returned.

Vincent Donofrio, President of Pelham Fire Fighters. Addressed the fact that Bart Didden was looking at his phone, instead of listening to speakers. Bart responded that he was reviewing the list of 100% volunteer fire departments in the County and wanted to know when the unions were going to make presentations to them. Everyone he spoke with in Port Chester signed the petitions. The Board is supposed to represent the public. The People want their fire men back.

Linda Aguilara said she’s a concerned citizen . Asked the Board to eat hml pie and unite. We should work together. Bring back fire fighter and don’t put a price on my life.

Ted Kochanowicz Volunteer fire fighters have delivered for almost 200 years. Suggested the IAFF pay the fire fighters until they find other jobs.

Bob Schenfield spoke about Safe Haven Law. Enables young mother to bring a baby under 30 days old to be dropped off at Fire House, if its manned. Addressed Chief Quinn, and suggested he “jump out of the frying pan”.

Bart Didden, commented on Bob Schenfield’s comments. If we had 2 people in each of the four fire houses, 24 hours a day, it would cost us about \$8.8 million, a 38% tax increase on the people of Port Chester. People of Port Chester just can’t afford it.

Jack Anuzi Village of Mamaroneck, retired fire fighter. Referred to 1st Amendment regarding Chief Quinn. Recommended the Board do something about the Chief and the comments that are on the tapes.

Brett Lyons, former paid and volunteer fire fighter suggested the Board was given wrong information as well as bad legal advice. Will FOIL the billable hours the legal counsel is charging the Village and will print it in an ad in the paper. He believes that what we paid for his services could probably staff the fire department for one year. Wants to protect the residence of this Village.

Mr. Rende, returned to speak about the people who have come up to give their opinions from years of experience and expertise of firematics who have come to help Port Chester. If the Board feels they have only come to help restore jobs, shame on you. They have come because they are concerned for the safety of the residence of Port Chester. He also addressed Bart Didden’s comments on volunteer fire departments. He stated that a volunteer and paid combination has worked for years. He is proud of fact that people like Lyons brothers come from a long line of volunteers and have answered the call risking his live to save residents of Port Chester. No one is criticizing the volunteer department. He wants to know

that when his grandchildren are in school they are supported by paid fire fighters that in the event of an emergency there will be a trained professional to attend to their needs. This is an emotional issue that the Board has struck with the Village.

Barry McGoey returned to microphone about the letter he'd sent regarding violation of the Open Meetings Law. He said he never requested that the Board put off the vote. There was a motion made by Mr. Adams seconded by Mr. Marino and it's going to be on the agenda tonight and there is going to be a vote. Because of violations of the Open Meetings Law, there will be litigation challenging every one of the prior meetings as well as Executive Session, especially the one after the budget meeting. Some of the Board will be testifying as to what transpired in that meeting. What he requested is to have a venue that would accommodate the people who remained out on the street. He wants to verify data that the Mayor has given out to the media regarding interior/exterior volunteer fire fighters. He addressed Bart Didden's Face Book comments and how he looks down at the people. He said that in the past we had 30 paid fire fighters. When it was decided to downsize, we lost EMS. Our fire fighters should be trained to provide first response. Representatives from other fire houses on their way to the meeting tonight, responded to a woman down. Incident happened only two blocks from the fire house. There was no one at firehouse trained to provide emergency assistance. He directed his comments to Bart Didden that there should be 32 paid fire fighters and they should be supplemented by volunteers. Volunteers should not be providing the primary service in the Village the size and density of Port Chester.

Mr. Reavis returned to microphone would like to see fire fighter resolution be voted on so we can move on. Asked that the Board listen to concerns of the volunteer fire fighter on the Board.

Mr. Kochanowicz returned to microphone. One way or another we need to get paid fire fighters back.

Mr. Richard Abel, questioned why fire fighter resolution was not on the agenda either on line or in the packet. Would like to hear when and if they were going to vote on the resolution, what it was going to say.

Sean DeNigris returned to microphone. Confirmed that both paid and volunteer fire fighters are essential to Port Chester. Addressed Mr. Didden's comments about all volunteer fire departments. Port Chester is the second most densely populated municipality in Westchester. PC is the only one of the top-five most populated municipality in Westchester that is not primarily protected by professional fire fighters.

Mr. Kochanowicz returned to microphone and was glad his comments spurred others to praise the volunteer fire fighters.

Chip Nanko returned to microphone to say that people like Mr. Jenkowitz are the type of people that need to be reached because they do not have all the information. He works in Greenburg which is surrounded by all volunteer departments (Elmsford, Fairview and Hartsdale). Greenburg goes right to the scene. All volunteer departments are asking for help nationally. Fires are more dangerous and go faster. Port Chester needs well trained men and women.

Mayor Pilla thanked everyone for participating tonight.

Anthony Cerreto asked if anyone wanted to speak about Open Meeting Violation.

Mayor Pilla suggested the Resolution to Reinstate Paid Fire Fighters be tabled to make decision legally binding and would afford the Board to have whatever information they need. This would require a change to the Budget. Village Manager Mr. Steers is not here.

Mr. Reavis returned to microphone said the Board has to make a decision and not continue to table. The Trustees should vote on whether or not they want to reinstate the paid firefighters.

Village Attorney Cerreto commented the Add-On Resolution failed and now needs to be brought up as a motion. Trustee Adams would have to advise that this should move forward. Mr. Adams has indicated his willingness to proceed tonight.

A motion was made by TRUSTEE ADAMS, seconded by TRUSTEE MARINO that the Add-On Resolution be brought to the table.

Trustee Brakewood commented there is no backup to the Resolutions. Trustee Adams proposed the resolution and he should have prepared the Resolution. This was not brought up at the Agenda Meeting.

Trustee Adams made a motion the Add On Resolution should be tabled until the next meeting.

Harold Schaitberger commented the IAFF makes sure that the children of burned members get a full college scholarship. The IAFF takes care of it's members. He gave each of the eight firefighters money to hold them over until they get back to work.

Trustee Brakewood commented that the Board should discuss what the Resolution should actually say. The idea that this was not done for financial reasons is completely inaccurate. He commented we have been negotiating with Rye

Mr. Brett Lyons commented that if it takes two weeks of discussion between the Board members, take the time it needs.

Mayor Pilla explained that this resolution was verbal. This was not discussed so there is nothing to back it up. The staff prepares resolutions when we have a formal discussion first.

Mayor Pilla commented we can't just take \$1,100,000 and add it in. Village Treasurer Leonie Douglas said we would have to eliminate something else.

RESOLUTION #1

REINSTATE PAID FIRE FIGHTERS

On motion of TRUSTEE ADAMS, seconded by TRUSTEE MARINO, the Resolution will be on the agenda for June 20th.

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ccccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT:

RESOLUTION #2

SPECIAL HOME RULE LEGISLATION REGARDING TRUSTEE OATHS

At the request of Village Attorney Cerreto the Resolution was postponed to June 20th.

RESOLUTION #3

AUTHORIZING AGREEMENT TO CONTINUE LONG-STANDING PUBLIC-PRIVATE PARTNERSHIP WITH PORT CHESTER COUNCIL FOR THE ARTS, INC.

On motion of TRUSTEE CECCARELLI, seconded by TRUSTEE BRAKEWOOD, the resolution was discussed by the Board of Trustees

On motion of TRUSTEE DIDDEN, seconded by TRUSTEE MARINO, the Resolution was tabled to the meeting of June 20th.

ROLL CALL

AYES: Trustees Didden, and Marino

NOES: Trustees Ferrara, Brakewood, Ceccarelli, Adams and Mayor Pilla

ABSENT: None

WHEREAS, through a long-standing agreement with the Port Chester Council for the Arts, the Village of Port Chester has provided a theater and arts program; and

WHEREAS, such agreement provides a cross-generational opportunity for talented individuals to participate in programming that is given for the benefit of all Village residents; and

WHEREAS, the Council has submitted a budget and programming to renew the program for FY 2016-2017; and

WHEREAS, the expense for such support is the same as in the previous year, and has been budgeted in the Village Budget. Now, therefore, be it

RESOLVED, that the Village Manager be and is hereby authorized to enter into an agreement with the Port Chester Council for the Arts, Inc., P.O. Box 15, 211 South Ridge Street, Rye Brook, New York 10573, to provide theater and arts programming for the benefit of the residents of the Village of Port Chester for FY 2016-2017, compensation to be in the amount of \$32,000.

APPROVED AS TO FORM:

Anthony M. Cerreto
Villager Attorney

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT: None

DATE: June 6, 2016

BOND RESOLUTIONS A-E

RESOLUTION #4-A

Trustee BRAKEWOOD submitted the following bond resolution and moved for its adoption. The motion was seconded by Trustee FERRARA. The Board of Trustees of the Village was polled. The motion was adopted by a vote of seven (7) affirmative votes (being at least two-thirds of the voting strength of the Board of Trustees of the Village) with none (0) negative votes and none (0) votes absent.

BOND RESOLUTION, DATED JUNE 6, 2016, AUTHORIZING THE ISSUANCE OF UP TO \$975,000 AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE VILLAGE OF PORT CHESTER, COUNTY OF WESTCHESTER, STATE OF NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COSTS OF (I) THE ACQUISITION, OF MOTOR VEHICLES AND (II) THE ACQUISITION OF LED STREET LIGHTING.

WHEREAS, the Board of Trustees of the Village of Port Chester (the "Village"), a municipal corporation of the State of New York, located in the County of Westchester, hereby determines that it is in the public interest of the Village to authorize the financing of the costs of (i) the acquisition of motor vehicles (\$195,000) and (ii) the acquisition of LED street lighting (\$780,000), in and for the Village, including the acquisition of any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefore and any preliminary and incidental costs related thereto, at a total estimated cost not to exceed \$975,000, all in accordance with the Local Finance Law;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of Port Chester, County of Westchester, State of New York, as follows:

Section 1. There is hereby authorized to be issued serial bonds of the Village, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, in the aggregate principal amount not to exceed \$975,000, pursuant to the Local Finance Law, in order to finance the costs of the specific objects or purposes, or classes of objects or purposes, hereinafter described.

Section 2. The specific objects or purposes, or class of objects or purposes, to be financed pursuant to this bond resolution (collectively, the "Project"), the respective estimated maximum cost of such specific objects or purposes, the principal amount of serial bonds, and/or of bond anticipation notes issued in anticipation of the issuance of such serial bonds, authorized for such specific objects or purposes, and the period of probable usefulness of such specific objects or purposes or class of objects or purposes pursuant to the applicable subdivision of paragraph a of Section 11.00 of the Local Finance law, are as follows:

(a) The acquisition of motor vehicles, including the acquisition of any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefore and any preliminary and incidental costs

related thereto, at an estimated maximum cost of \$195,000 for which \$195,000 principal amount of serial bonds, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of five (5) years pursuant to subdivision 29 of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum maturity of five (5) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds; and

(b) The acquisition of LED street lighting, including any preliminary and incidental costs related thereto, at an estimated maximum cost of \$780,000 for which \$780,000 principal amount of serial bonds, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of five (5) years pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum maturity of five (5) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds; and

Section 3. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum costs of the Project will not exceed \$975,000; (b) no money has heretofore been authorized to be applied to the payment of the costs of the Project; (c) the Board of Trustees of the Village plans to finance the costs of the Project from (i) the proceeds of the serial bonds authorized herein, and/or of bond anticipation notes issued in anticipation of the issuance of such serial bonds; (d) the maximum maturity of the serial bonds authorized herein shall not be in excess of five (5) years; and (e) on or before the expenditure of moneys to pay for any costs in connection with the Project for which the proceeds of any obligations authorized herein are to be applied to reimburse the Village, the Board

of Trustees of the Village took “official action” for federal income tax purposes to authorize the capital financing of such expenditure.

Section 4. Subject to the terms and conditions of this bond resolution and the Local Finance Law, including the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 60.00, inclusive, the power to authorize serial bonds as authorized herein, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, including renewals thereof, the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes, and the power to issue, sell and deliver such serial bonds and such bond anticipation notes, are hereby delegated to the Village Treasurer, as the chief fiscal officer of the Village. The Village Treasurer is hereby authorized to execute on behalf of the Village all serial bonds issued pursuant to this bond resolution, and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the Village Clerk is hereby authorized to impress the seal of the Village (or to have imprinted a facsimile thereof) on all such serial bonds and all such bond anticipation notes and to attest such seal. Each interest coupon, if any, representing interest payable on such serial bonds shall be authenticated by the manual or facsimile signature of the Village Treasurer.

Section 5. The faith and credit of the Village are hereby and shall be irrevocably pledged for the punctual payment of the principal of and interest on all obligations authorized and issued pursuant to this bond resolution as the same shall become due.

Section 6. When this bond resolution takes effect, the Village Clerk shall cause the same, or a summary thereof, to be published, together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, in The Westmore News and The Journal News, newspapers having a general circulation in the Village. The validity of the serial bonds authorized herein, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, may be contested

only if such obligations are authorized for an object or purpose, or class of object or purpose, for which the Village is not authorized to expend money, or the provisions of law, which should have been complied with as of the date of publication of this bond resolution, or such summary thereof, were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or if such obligations were authorized in violation of the provisions of the Constitution of the State of New York.

Section 7. Prior to the issuance of any obligations authorized herein, the Board of Trustees of the Village shall comply with all applicable provisions prescribed in Article 8 of the Environmental Conservation Law, all regulations promulgated thereunder by the New York State Department of Environmental Conservation, and all applicable Federal laws and regulations in connection with environmental quality review relating to the Project (collectively, the “environmental compliance proceedings”). In the event that any of the environmental compliance proceedings are not completed, or require amendment or modification subsequent to the date of adoption of this bond resolution, the Board of Trustees of the Village will re-adopt, amend or modify this bond resolution prior to the issuance of any obligations authorized herein upon the advice of bond counsel. It is hereby determined by the Board of Trustees of the Village that the Project will not have a significant effect on the environment.

Section 8. The Village hereby declares its intention to issue the serial bonds authorized herein, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds (collectively, the “obligations”), to finance the costs of the Project. The Village covenants for the benefit of the holders of such obligations that it will not make any use of the proceeds of such obligations, any funds reasonably expected to be used to pay the principal of or interest on such obligations or any other funds of the Village, and will not make any use of the Project which would cause the interest on such

obligations to become subject to federal income taxation under the Internal Revenue Code of 1986, as amended (the "Code") (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code, and that it will not take any action or omit to take any action with respect to such obligations, the proceeds thereof or the Project financed thereby, if such action or omission would cause the interest on such obligations to become subject to federal income taxation under the Code (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code. The foregoing covenants shall remain in full force and effect notwithstanding the defeasance of any serial bonds authorized and issued under this bond resolution or any other provisions hereof, until the date which is sixty (60) days after the final maturity date or earlier prior redemption date thereof. The proceeds of any obligations authorized herein may be applied to reimburse expenditures or commitments of the Village made in connection with the Project on or after a date which is not more than sixty (60) days prior to the date of adoption of this bond resolution by the Board of Trustees of the Village.

Section 9. For the benefit of the holders and beneficial owners from time to time of the serial bonds authorized herein, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, the Village agrees, in accordance with and as an obligated person with respect to such obligations under, Rule 15c2-12 (the "Rule") promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934, to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner as may be required for purposes of the Rule. In order to describe and specify certain terms of the Village's continuing disclosure agreement for that purpose, and thereby to implement that agreement, including provisions for enforcement, amendment and termination, the Village Treasurer is authorized and directed to sign and deliver, in the name and on behalf of the Village, the commitment authorized by subsection 6(c) of

the Rule (the "Commitment") to be placed on file with the Village Clerk, which shall constitute the continuing disclosure agreement made by the Village for the benefit of holders and beneficial owners of such obligations authorized herein in accordance with the Rule, with any changes or amendments that are not inconsistent with this bond resolution and not substantially adverse to the Village and that are approved by the Village Treasurer on behalf of the Village, all of which shall be conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement formed collectively by this paragraph and the Commitment shall be the Village's continuing disclosure agreement for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet costs the Village would be required to incur to perform thereunder. The Village Treasurer is further authorized and directed to establish procedures in order to ensure compliance by the Village with its continuing disclosure agreement, including the timely provision of information and notices. Prior to making any filing in accordance with the agreement or providing notice of the occurrence of any material event, the Village Treasurer shall consult with, as appropriate, the Village Attorney and bond counsel or other qualified independent special counsel to the Village and shall be entitled to rely upon any legal advice provided by the Village Attorney and such bond counsel or other qualified independent special counsel in determining whether a filing should be made.

Section 10. This resolution shall be effective immediately upon its due adoption by the Board of Trustees of the Village.

RESOLUTION #4-B

Trustee CECCARELLI submitted the following bond resolution and moved for its adoption. The motion was seconded by Trustee MARINO. The Board of Trustees of the Village was polled. The motion was adopted by a vote of seven (7) affirmative votes (being at least two-thirds of the voting strength of the Board of Trustees of the Village) with none (0) negative votes and none (0) votes absent.

BOND RESOLUTION, DATED JUNE 6, 2016, AUTHORIZING THE ISSUANCE OF UP TO \$3,350,000 AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE VILLAGE OF PORT CHESTER, COUNTY OF WESTCHESTER, STATE OF NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COSTS OF (I) THE IMPROVEMENTS TO VILLAGE PARKS, (II) THE ACQUISITION, CONSTRUCTION AND RECONSTRUCTION TO VILLAGE STREETS, INCLUDING IMPROVEMENTS TO SIDEWALKS, LANDSCAPES AND DRAINAGE, AND (III) THE ACQUISITION OF MACHINERY AND APPARATUS FOR CONSTRUCTION AND MAINTENANCE.

WHEREAS, the Board of Trustees of the Village of Port Chester (the “Village”), a municipal corporation of the State of New York, located in the County of Westchester, hereby determines that it is in the public interest of the Village to authorize the financing of the costs of (i) the improvements to village parks (\$250,000); (ii) the acquisition, construction and reconstruction to Village streets, including improvements to sidewalks, landscapes, and drainage (\$2,680,000); and (iii) the acquisition of machinery and apparatus for construction and maintenance (\$420,000), including the acquisition of any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefore and any preliminary and incidental costs related thereto, at a total estimated cost not to exceed \$3,350,000, all in accordance with the Local Finance Law;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of Port Chester, County of Westchester, State of New York, as follows:

Section 1. There is hereby authorized to be issued serial bonds of the Village, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, in the aggregate principal amount not to exceed \$3,350,000, pursuant to the Local Finance Law, in order to finance the costs of the specific objects or purposes, or classes of objects or purposes, hereinafter described.

Section 2. The specific objects or purposes, or class of objects or purposes, to be financed pursuant to this bond resolution (collectively, the “Project”), the respective estimated maximum cost of

such specific objects or purposes, the principal amount of serial bonds, and/or of bond anticipation notes issued in anticipation of the issuance of such serial bonds, authorized for such specific objects or purposes, and the period of probable usefulness of such specific objects or purposes or class of objects or purposes pursuant to the applicable subdivision of paragraph a of Section 11.00 of the Local Finance law, are as follows:

(a) The improvements to village parks, including the acquisition of any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefore and any preliminary and incidental costs related thereto, at an estimated maximum cost of \$250,000 for which \$250,000 principal amount of serial bonds, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of fifteen (15) years pursuant to subdivision 19(c) of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum maturity of fifteen (15) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds;

(b) The acquisition, construction and reconstruction to Village streets, including improvements to sidewalks, landscapes and drainage, including any preliminary and incidental costs related thereto, at an estimated maximum cost of \$2,680,000 for which \$2,680,000 principal amount of serial bonds, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of fifteen (15) years pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum maturity of fifteen (15) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds; and

(c) The acquisition of machinery and apparatus for construction and maintenance, including any preliminary and incidental costs related thereto, at an estimated maximum cost of \$420,000 for which \$420,000 principal amount of serial bonds, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of fifteen (15) years pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum maturity of fifteen (15) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds.

Section 3. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum costs of the Project will not exceed \$3,350,000; (b) no money has heretofore been authorized to be applied to the payment of the costs of the Project; (c) the Board of Trustees of the Village plans to finance the costs of the Project from the proceeds of the serial bonds authorized herein, and/or of bond anticipation notes issued in anticipation of the issuance of such serial bonds; (d) the maximum maturity of the serial bonds authorized herein shall be in excess of five (5) years; and (e) on or before the expenditure of moneys to pay for any costs in connection with the Project for which the proceeds of any obligations authorized herein are to be applied to reimburse the Village, the Board of Trustees of the Village took "official action" for federal income tax purposes to authorize the capital financing of such expenditure.

Section 4. Subject to the terms and conditions of this bond resolution and the Local Finance Law, including the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 60.00, inclusive, the power to authorize serial bonds as authorized herein, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, including renewals thereof, the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes, and the power to issue,

sell and deliver such serial bonds and such bond anticipation notes, are hereby delegated to the Village Treasurer, as the chief fiscal officer of the Village. The Village Treasurer is hereby authorized to execute on behalf of the Village all serial bonds issued pursuant to this bond resolution, and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the Village Clerk is hereby authorized to impress the seal of the Village (or to have imprinted a facsimile thereof) on all such serial bonds and all such bond anticipation notes and to attest such seal. Each interest coupon, if any, representing interest payable on such serial bonds shall be authenticated by the manual or facsimile signature of the Village Treasurer.

Section 5. The faith and credit of the Village are hereby and shall be irrevocably pledged for the punctual payment of the principal of and interest on all obligations authorized and issued pursuant to this bond resolution as the same shall become due.

Section 6. When this bond resolution takes effect, the Village Clerk shall cause the same, or a summary thereof, to be published, together with the Westmore News and The Journal News, newspapers having a general circulation in the Village. The validity of the serial bonds authorized herein, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, may be contested only if such obligations are authorized for an object or purpose, or class of object or purpose, for which the Village is not authorized to expend money, or the provisions of law, which should have been complied with as of the date of publication of this bond resolution, or such summary thereof, were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or if such obligations were authorized in violation of the provisions of the Constitution of the State of New York.

Section 7. Prior to the issuance of any obligations authorized herein, the Board of Trustees of the Village shall comply with all applicable provisions prescribed in Article 8 of the Environmental

Conservation Law, all regulations promulgated thereunder by the New York State Department of Environmental Conservation, and all applicable Federal laws and regulations in connection with environmental quality review relating to the Project (collectively, the “environmental compliance proceedings”). In the event that any of the environmental compliance proceedings are not completed, or require amendment or modification subsequent to the date of adoption of this bond resolution, the Board of Trustees of the Village will re-adopt, amend or modify this bond resolution prior to the issuance of any obligations authorized herein upon the advice of bond counsel. It is hereby determined by the Board of Trustees of the Village that the Project will not have a significant effect on the environment.

Section 8. The Village hereby declares its intention to issue the serial bonds authorized herein, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds (collectively, the “obligations”), to finance the costs of the Project. The Village covenants for the benefit of the holders of such obligations that it will not make any use of the proceeds of such obligations, any funds reasonably expected to be used to pay the principal of or interest on such obligations or any other funds of the Village, and will not make any use of the Project which would cause the interest on such obligations to become subject to federal income taxation under the Internal Revenue Code of 1986, as amended (the “Code”) (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code, and that it will not take any action or omit to take any action with respect to such obligations, the proceeds thereof or the Project financed thereby, if such action or omission would cause the interest on such obligations to become subject to federal income taxation under the Code (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code. The foregoing covenants shall remain in full force and effect notwithstanding the defeasance of any serial bonds authorized and issued under this bond resolution or

any other provisions hereof, until the date which is sixty (60) days after the final maturity date or earlier prior redemption date thereof. The proceeds of any obligations authorized herein may be applied to reimburse expenditures or commitments of the Village made in connection with the Project on or after a date which is not more than sixty (60) days prior to the date of adoption of this bond resolution by the Board of Trustees of the Village.

Section 9. For the benefit of the holders and beneficial owners from time to time of the serial bonds authorized herein, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, the Village agrees, in accordance with and as an obligated person with respect to such obligations under, Rule 15c2-12 (the "Rule") promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934, to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner as may be required for purposes of the Rule. In order to describe and specify certain terms of the Village's continuing disclosure agreement for that purpose, and thereby to implement that agreement, including provisions for enforcement, amendment and termination, the Village Treasurer is authorized and directed to sign and deliver, in the name and on behalf of the Village, the commitment authorized by subsection 6(c) of the Rule (the "Commitment") to be placed on file with the Village Clerk, which shall constitute the continuing disclosure agreement made by the Village for the benefit of holders and beneficial owners of such obligations authorized herein in accordance with the Rule, with any changes or amendments that are not inconsistent with this bond resolution and not substantially adverse to the Village and that are approved by the Village Treasurer on behalf of the Village, all of which shall be conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement formed collectively by this paragraph and the Commitment shall be the Village's continuing disclosure agreement for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet costs the Village would be required to incur to perform thereunder. The Village Treasurer is

further authorized and directed to establish procedures in order to ensure compliance by the Village with its continuing disclosure agreement, including the timely provision of information and notices. Prior to making any filing in accordance with the agreement or providing notice of the occurrence of any material event, the Village Treasurer shall consult with, as appropriate, the Village Attorney and bond counsel or other qualified independent special counsel to the Village and shall be entitled to rely upon any legal advice provided by the Village Attorney and such bond counsel or other qualified independent special counsel in determining whether a filing should be made.

Section 10. This bond resolution is subject to a permissive referendum and will take effect upon its adoption by the Board of Trustees of the Village and the expiration of the period prescribed in the Village Law during which petitions for a permissive referendum may be submitted and filed with the Village Clerk.

RESOLUTION #4 C

Trustee BRAKEWOOD submitted the following bond resolution and moved for its adoption. The motion was seconded by Trustee ADAMS. The Board of Trustees of the Village was polled. The motion was adopted by a vote of seven (7) affirmative votes (being at least two-thirds of the voting strength of the Board of Trustees of the Village) with none (0) negative votes and none (0) votes absent.

BOND RESOLUTION, DATED JUNE 6, 2016, AUTHORIZING THE ISSUANCE OF UP TO \$340,000 AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE VILLAGE OF PORT CHESTER, COUNTY OF WESTCHESTER, STATE OF NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COSTS OF THE ACQUISITION OF TRAFFIC SIGNALS OR TRAFFIC SIGNAL SYSTEMS.

WHEREAS, the Board of Trustees of the Village of Port Chester (the "Village"), a municipal corporation of the State of New York, located in the County of Westchester, hereby determines that it is in

the public interest of the Village to authorize the financing of the costs of the acquisition of traffic signals or traffic signal systems, in and for the Village, and including the acquisition of any preliminary and incidental costs related thereto, at a total estimated cost not to exceed \$340,000, all in accordance with the Local Finance Law;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of Port Chester, County of Westchester, State of New York, as follows:

Section 1. There is hereby authorized to be issued serial bonds of the Village, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, in the aggregate principal amount not to exceed \$340,000, pursuant to the Local Finance Law, in order to finance the costs of the acquisition of traffic signals or traffic signal systems, including the acquisition of any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefor and any preliminary and incidental costs related thereto (the "Project").

Section 2. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum costs of the Project will not exceed \$340,000; (b) no money has heretofore been authorized to be applied to the payment of the costs of the Project; (c) the Board of Trustees of the Village plans to finance the costs of the Project from the proceeds of the serial bonds authorized herein, and/or of bond anticipation notes issued in anticipation of the issuance of such serial bonds; (d) the maximum maturity of the serial bonds authorized herein shall not be in excess of twenty (20) years; and (e) on or before the expenditure of moneys to pay for any costs in connection with the Project for which the proceeds of any obligations authorized herein are to be applied to reimburse the Village, the Board of Trustees of the Village took "official action" for federal income tax purposes to authorize the capital financing of such expenditure.

Section 3. It is hereby determined that the Project is of a class of object or purpose as described in subdivision 72 of paragraph a of Section 11.00 of the Local Finance Law and that the period of probable usefulness of the Project is twenty (20) years. The serial bonds authorized herein shall have a maximum maturity of twenty (20) years computed from the earlier of (a) the date of the first issue of such serial bonds, or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds.

Section 4. Subject to the terms and conditions of this bond resolution and the Local Finance Law, including the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 60.00, inclusive, the power to authorize serial bonds as authorized herein, and bond anticipation notes issued in anticipation of the issuance of such serial bonds, including renewals thereof, the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes, and the power to issue, sell and deliver such serial bonds and such bond anticipation notes, are hereby delegated to the Village Treasurer, as the chief fiscal officer of the Village. The Village Treasurer is hereby authorized to execute on behalf of the Village all serial bonds issued pursuant to this bond resolution, and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the Village Clerk is hereby authorized to impress the seal of the Village (or to have imprinted a facsimile thereof) on all such serial bonds and all such bond anticipation notes and to attest such seal. Each interest coupon, if any, representing interest payable on such serial bonds shall be authenticated by the manual or facsimile signature of the Village Treasurer.

Section 5. The faith and credit of the Village are hereby and shall be irrevocably pledged for the punctual payment of the principal of and interest on all obligations authorized and issued pursuant to this bond resolution as the same shall become due.

Section 6. When this bond resolution takes effect, the Village Clerk shall cause the same, or a summary thereof, to be published together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law in the Westmore News and The Journal News, a newspaper having a general circulation in the Village. The validity of the serial bonds authorized herein, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, may be contested only if such obligations are authorized for an object or purpose, or class of object or purpose, for which the Village is not authorized to expend money, or the provisions of law, which should have been complied with as of the date of publication of this bond resolution, or such summary thereof, were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or if such obligations were authorized in violation of the provisions of the Constitution of the State of New York.

Section 7. Prior to the issuance of any obligations authorized herein, the Board of Trustees of the Village shall comply with all applicable provisions prescribed in Article 8 of the Environmental Conservation Law, all regulations promulgated thereunder by the New York State Department of Environmental Conservation, and all applicable Federal laws and regulations in connection with environmental quality review relating to the Project (collectively, the “environmental compliance proceedings”). In the event that any of the environmental compliance proceedings are not completed, or require amendment or modification subsequent to the date of adoption of this bond resolution, the Board of Trustees of the Village will re-adopt, amend or modify this bond resolution prior to the issuance of any obligations authorized herein upon the advice of bond counsel. It is hereby determined by the Board of Trustees of the Village that the Project will not have a significant effect on the environment.

Section 8. The Village hereby declares its intention to issue the serial bonds authorized herein, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds (collectively, the “obligations”), to finance the costs of the Project. The Village covenants for the benefit of the holders of such obligations that it will not make any use of the proceeds of such obligations, any funds reasonably expected to be used to pay the principal of or interest on such obligations or any other funds of the Village, and will not make any use of the Project which would cause the interest on such obligations to become subject to federal income taxation under the Internal Revenue Code of 1986, as amended (the “Code”) (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code, and that it will not take any action or omit to take any action with respect to such obligations, the proceeds thereof or the Project financed thereby, if such action or omission would cause the interest on such obligations to become subject to federal income taxation under the Code (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code. The foregoing covenants shall remain in full force and effect notwithstanding the defeasance of any serial bonds authorized and issued under this bond resolution, or any other provisions hereof, until the date which is sixty (60) days after the final maturity date or earlier prior redemption date thereof. The proceeds of any obligations authorized herein may be applied to reimburse expenditures or commitments of the Village made in connection with the Project on or after a date which is not more than sixty (60) days prior to the date of adoption of this bond resolution by the Board of Trustees of the Village.

Section 9. For the benefit of the holders and beneficial owners from time to time of the serial bonds authorized herein, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, the Village agrees, in accordance with and as an obligated person with respect to such obligations under, Rule 15c2-12 (the “Rule”) promulgated by the Securities Exchange Commission

pursuant to the Securities Exchange Act of 1934, to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner as may be required for purposes of the Rule. In order to describe and specify certain terms of the Village's continuing disclosure agreement for that purpose, and thereby to implement that agreement, including provisions for enforcement, amendment and termination, the Village Treasurer is authorized and directed to sign and deliver, in the name and on behalf of the Village, the commitment authorized by subsection 6(c) of the Rule (the "Commitment") to be placed on file with the Village Clerk, which shall constitute the continuing disclosure agreement made by the Village for the benefit of holders and beneficial owners of such obligations authorized herein in accordance with the Rule, with any changes or amendments that are not inconsistent with this bond resolution and not substantially adverse to the Village and that are approved by the Village Treasurer on behalf of the Village, all of which shall be conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement formed collectively by this paragraph and the Commitment shall be the Village's continuing disclosure agreement for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet costs the Village would be required to incur to perform thereunder. The Village Treasurer is further authorized and directed to establish procedures in order to ensure compliance by the Village with its continuing disclosure agreement, including the timely provision of information and notices. Prior to making any filing in accordance with the agreement or providing notice of the occurrence of any material event, the Village Treasurer shall consult with, as appropriate, the Village Attorney and bond counsel or other qualified independent special counsel to the Village and shall be entitled to rely upon any legal advice provided by the Village Attorney and such bond counsel or other qualified independent special counsel in determining whether a filing should be made.

Section 10. This bond resolution is subject to a permissive referendum and will take effect upon its adoption by the Board of Trustees of the Village and the expiration of the period prescribed in

the Village Law during which petitions for a permissive referendum may be submitted and filed with the Village Clerk.

RESOLUTION #4-D

Trustee MARINO submitted the following bond resolution and moved for its adoption. The motion was seconded by Trustee BRAKEWOOD. The Board of Trustees of the Village was polled. The motion was adopted by a vote of seven (7) affirmative votes (being at least two-thirds of the voting strength of the Board of Trustees of the Village) with none (0) negative votes and none (0) votes absent.

BOND RESOLUTION, DATED JUNE 6, 2016, AUTHORIZING THE ISSUANCE OF UP TO \$300,000 AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE VILLAGE OF PORT CHESTER, COUNTY OF WESTCHESTER, STATE OF NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COSTS OF THE CONSTRUCTION OF AN ADDITION OR ADDITIONS TO OR THE RECONSTRUCTION OF CLASS "A" BUILDINGS.

WHEREAS, the Board of Trustees of the Village of Port Chester (the "Village"), a municipal corporation of the State of New York, located in the County of Westchester, hereby determines that it is in the public interest of the Village to authorize the financing of the costs of the construction of an addition or additions to or the reconstruction of (i) a class "A" fire department building (\$150,000) and (ii) a class "A" police department building (\$150,000), in and for the Village, and including the acquisition of any preliminary and incidental costs related thereto, at a total estimated cost not to exceed \$300,000, all in accordance with the Local Finance Law;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of Port Chester, County of Westchester, State of New York, as follows:

Section 1. There is hereby authorized to be issued serial bonds of the Village, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, in the aggregate principal

amount not to exceed \$300,000, pursuant to the Local Finance Law, in order to finance the costs of the construction of an addition or additions to or the reconstruction of (i) a class "A" fire department building (\$150,000) and (ii) a class "A" police department building (\$150,000), including the acquisition of any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefor and any preliminary and incidental costs related thereto (the "Project").

Section 2. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum costs of the Project will not exceed \$300,000; (b) no money has heretofore been authorized to be applied to the payment of the costs of the Project; (c) the Board of Trustees of the Village plans to finance the costs of the Project from the proceeds of the serial bonds authorized herein, and/or of bond anticipation notes issued in anticipation of the issuance of such serial bonds; (d) the maximum maturity of the serial bonds authorized herein shall not be in excess of twenty five (25) years; and (e) on or before the expenditure of moneys to pay for any costs in connection with the Project for which the proceeds of any obligations authorized herein are to be applied to reimburse the Village, the Board of Trustees of the Village took "official action" for federal income tax purposes to authorize the capital financing of such expenditure.

Section 3. It is hereby determined that the Project is of a class of object or purpose as described in subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law and that the period of probable usefulness of the Project is twenty five (25) years. The serial bonds authorized herein shall have a maximum maturity of twenty five (25) years computed from the earlier of (a) the date of the first issue of such serial bonds, or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds.

Section 4. Subject to the terms and conditions of this bond resolution and the Local Finance Law, including the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 60.00, inclusive, the

power to authorize serial bonds as authorized herein, and bond anticipation notes issued in anticipation of the issuance of such serial bonds, including renewals thereof, the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes, and the power to issue, sell and deliver such serial bonds and such bond anticipation notes, are hereby delegated to the Village Treasurer, as the chief fiscal officer of the Village. The Village Treasurer is hereby authorized to execute on behalf of the Village all serial bonds issued pursuant to this bond resolution, and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the Village Clerk is hereby authorized to impress the seal of the Village (or to have imprinted a facsimile thereof) on all such serial bonds and all such bond anticipation notes and to attest such seal. Each interest coupon, if any, representing interest payable on such serial bonds shall be authenticated by the manual or facsimile signature of the Village Treasurer.

Section 5. The faith and credit of the Village are hereby and shall be irrevocably pledged for the punctual payment of the principal of and interest on all obligations authorized and issued pursuant to this bond resolution as the same shall become due.

Section 6. When this bond resolution takes effect, the Village Clerk shall cause the same, or a summary thereof, to be published together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law in the Westmore News and The Journal News, newspapers having a general circulation in the Village. The validity of the serial bonds authorized herein, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, may be contested only if such obligations are authorized for an object or purpose, or class of object or purpose, for which the Village is not authorized to expend money, or the provisions of law, which should have been complied with as of the date of publication of this bond resolution, or such summary thereof, were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced

within twenty (20) days after the date of such publication, or if such obligations were authorized in violation of the provisions of the Constitution of the State of New York.

Section 7. Prior to the issuance of any obligations authorized herein, the Board of Trustees of the Village shall comply with all applicable provisions prescribed in Article 8 of the Environmental Conservation Law, all regulations promulgated thereunder by the New York State Department of Environmental Conservation, and all applicable Federal laws and regulations in connection with environmental quality review relating to the Project (collectively, the “environmental compliance proceedings”). In the event that any of the environmental compliance proceedings are not completed, or require amendment or modification subsequent to the date of adoption of this bond resolution, the Board of Trustees of the Village will re-adopt, amend or modify this bond resolution prior to the issuance of any obligations authorized herein upon the advice of bond counsel. It is hereby determined by the Board of Trustees of the Village that the Project will not have a significant effect on the environment.

Section 8. The Village hereby declares its intention to issue the serial bonds authorized herein, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds (collectively, the “obligations”), to finance the costs of the Project. The Village covenants for the benefit of the holders of such obligations that it will not make any use of the proceeds of such obligations, any funds reasonably expected to be used to pay the principal of or interest on such obligations or any other funds of the Village, and will not make any use of the Project which would cause the interest on such obligations to become subject to federal income taxation under the Internal Revenue Code of 1986, as amended (the “Code”) (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code, and that it will not take any action or omit to take any action with respect to such obligations, the proceeds thereof

or the Project financed thereby, if such action or omission would cause the interest on such obligations to become subject to federal income taxation under the Code (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code. The foregoing covenants shall remain in full force and effect notwithstanding the defeasance of any serial bonds authorized and issued under this bond resolution, or any other provisions hereof, until the date which is sixty (60) days after the final maturity date or earlier prior redemption date thereof. The proceeds of any obligations authorized herein may be applied to reimburse expenditures or commitments of the Village made in connection with the Project on or after a date which is not more than sixty (60) days prior to the date of adoption of this bond resolution by the Board of Trustees of the Village.

Section 9. For the benefit of the holders and beneficial owners from time to time of the serial bonds authorized herein, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, the Village agrees, in accordance with and as an obligated person with respect to such obligations under, Rule 15c2-12 (the "Rule") promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934, to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner as may be required for purposes of the Rule. In order to describe and specify certain terms of the Village's continuing disclosure agreement for that purpose, and thereby to implement that agreement, including provisions for enforcement, amendment and termination, the Village Treasurer is authorized and directed to sign and deliver, in the name and on behalf of the Village, the commitment authorized by subsection 6(c) of the Rule (the "Commitment") to be placed on file with the Village Clerk, which shall constitute the continuing disclosure agreement made by the Village for the benefit of holders and beneficial owners of such obligations authorized herein in accordance with the Rule, with any changes or amendments that are not inconsistent with this bond resolution and not substantially adverse to the Village and that are

approved by the Village Treasurer on behalf of the Village, all of which shall be conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement formed collectively by this paragraph and the Commitment shall be the Village's continuing disclosure agreement for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet costs the Village would be required to incur to perform thereunder. The Village Treasurer is further authorized and directed to establish procedures in order to ensure compliance by the Village with its continuing disclosure agreement, including the timely provision of information and notices. Prior to making any filing in accordance with the agreement or providing notice of the occurrence of any material event, the Village Treasurer shall consult with, as appropriate, the Village Attorney and bond counsel or other qualified independent special counsel to the Village and shall be entitled to rely upon any legal advice provided by the Village Attorney and such bond counsel or other qualified independent special counsel in determining whether a filing should be made.

Section 10. This bond resolution is subject to a permissive referendum and will take effect upon its adoption by the Board of Trustees of the Village and the expiration of the period prescribed in the Village Law during which petitions for a permissive referendum may be submitted and filed with the Village Clerk.

RESOLUTION #4-E

Trustee FERRARA submitted the following bond resolution and moved for its adoption. The motion was seconded by Trustee MARINO. The Board of Trustees of the Village was polled. The motion was adopted by a vote of seven (7) affirmative votes (being at least two-thirds of the voting strength of the Board of Trustees of the Village) with none (0) negative votes and none (0) votes absent.

BOND RESOLUTION, DATED JUNE 6, 2016, AUTHORIZING THE ISSUANCE OF UP TO \$2,000,000 AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE VILLAGE OF PORT

CHESTER, COUNTY OF WESTCHESTER, STATE OF NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COSTS OF THE RECONSTRUCTION OF OR ADDITION TO A SEWER SYSTEM.

WHEREAS, the Board of Trustees of the Village of Port Chester (the "Village"), a municipal corporation of the State of New York, located in the County of Westchester, hereby determines that it is in the public interest of the Village to authorize the financing of the costs of the reconstruction of or addition to a sewer system, in and for the Village, and including the acquisition of any preliminary and incidental costs related thereto, at a total estimated cost not to exceed \$2,000,000, all in accordance with the Local Finance Law;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of Port Chester, County of Westchester, State of New York, as follows:

Section 1. There is hereby authorized to be issued serial bonds of the Village, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, in the aggregate principal amount not to exceed \$2,000,000, pursuant to the Local Finance Law, in order to finance the costs of the reconstruction of or addition to a sewer system, including the acquisition of any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefor and any preliminary and incidental costs related thereto (the "Project").

Section 2. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum costs of the Project will not exceed \$2,000,000; (b) no money has heretofore been authorized to be applied to the payment of the costs of the Project; (c) the Board of Trustees of the Village plans to finance the costs of the Project from the proceeds of the serial bonds authorized herein, and/or of bond anticipation notes issued in anticipation of the issuance of such serial bonds; (d) the maximum maturity of the serial bonds authorized herein shall not be in excess of thirty (30) years;

and (e) on or before the expenditure of moneys to pay for any costs in connection with the Project for which the proceeds of any obligations authorized herein are to be applied to reimburse the Village, the Board of Trustees of the Village took "official action" for federal income tax purposes to authorize the capital financing of such expenditure.

Section 3. It is hereby determined that the Project is of a class of object or purpose as described in subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law and that the period of probable usefulness of the Project is thirty (30) years. The serial bonds authorized herein shall have a maximum maturity of thirty (30) years computed from the earlier of (a) the date of the first issue of such serial bonds, or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds.

Section 4. Subject to the terms and conditions of this bond resolution and the Local Finance Law, including the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 60.00, inclusive, the power to authorize serial bonds as authorized herein, and bond anticipation notes issued in anticipation of the issuance of such serial bonds, including renewals thereof, the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes, and the power to issue, sell and deliver such serial bonds and such bond anticipation notes, are hereby delegated to the Village Treasurer, as the chief fiscal officer of the Village. The Village Treasurer is hereby authorized to execute on behalf of the Village all serial bonds issued pursuant to this bond resolution, and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the Village Clerk is hereby authorized to impress the seal of the Village (or to have imprinted a facsimile thereof) on all such serial bonds and all such bond anticipation notes and to attest such seal. Each interest coupon, if any, representing interest payable on such serial bonds shall be authenticated by the manual or facsimile signature of the Village Treasurer.

Section 5. The faith and credit of the Village are hereby and shall be irrevocably pledged for the punctual payment of the principal of and interest on all obligations authorized and issued pursuant to this bond resolution as the same shall become due.

Section 6. When this bond resolution takes effect, the Village Clerk shall cause the same, or a summary thereof, to be published together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law in the Westmore News and The Journal News, newspapers having a general circulation in the Village. The validity of the serial bonds authorized herein, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, may be contested only if such obligations are authorized for an object or purpose, or class of object or purpose, for which the Village is not authorized to expend money, or the provisions of law, which should have been complied with as of the date of publication of this bond resolution, or such summary thereof, were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or if such obligations were authorized in violation of the provisions of the Constitution of the State of New York.

Section 7. Prior to the issuance of any obligations authorized herein, the Board of Trustees of the Village shall comply with all applicable provisions prescribed in Article 8 of the Environmental Conservation Law, all regulations promulgated thereunder by the New York State Department of Environmental Conservation, and all applicable Federal laws and regulations in connection with environmental quality review relating to the Project (collectively, the “environmental compliance proceedings”). In the event that any of the environmental compliance proceedings are not completed, or require amendment or modification subsequent to the date of adoption of this bond resolution, the Board of Trustees of the Village will re-adopt, amend or modify this bond resolution prior to the issuance of any obligations authorized herein upon the advice of bond counsel. It is hereby determined

by the Board of Trustees of the Village that the Project will not have a significant effect on the environment.

Section 8. The Village hereby declares its intention to issue the serial bonds authorized herein, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds (collectively, the "obligations"), to finance the costs of the Project. The Village covenants for the benefit of the holders of such obligations that it will not make any use of the proceeds of such obligations, any funds reasonably expected to be used to pay the principal of or interest on such obligations or any other funds of the Village, and will not make any use of the Project which would cause the interest on such obligations to become subject to federal income taxation under the Internal Revenue Code of 1986, as amended (the "Code") (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code, and that it will not take any action or omit to take any action with respect to such obligations, the proceeds thereof or the Project financed thereby, if such action or omission would cause the interest on such obligations to become subject to federal income taxation under the Code (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code. The foregoing covenants shall remain in full force and effect notwithstanding the defeasance of any serial bonds authorized and issued under this bond resolution, or any other provisions hereof, until the date which is sixty (60) days after the final maturity date or earlier prior redemption date thereof. The proceeds of any obligations authorized herein may be applied to reimburse expenditures or commitments of the Village made in connection with the Project on or after a date which is not more than sixty (60) days prior to the date of adoption of this bond resolution by the Board of Trustees of the Village.

Section 9. For the benefit of the holders and beneficial owners from time to time of the serial bonds authorized herein, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, the Village agrees, in accordance with and as an obligated person with respect to such obligations under, Rule 15c2-12 (the "Rule") promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934, to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner as may be required for purposes of the Rule. In order to describe and specify certain terms of the Village's continuing disclosure agreement for that purpose, and thereby to implement that agreement, including provisions for enforcement, amendment and termination, the Village Treasurer is authorized and directed to sign and deliver, in the name and on behalf of the Village, the commitment authorized by subsection 6(c) of the Rule (the "Commitment") to be placed on file with the Village Clerk, which shall constitute the continuing disclosure agreement made by the Village for the benefit of holders and beneficial owners of such obligations authorized herein in accordance with the Rule, with any changes or amendments that are not inconsistent with this bond resolution and not substantially adverse to the Village and that are approved by the Village Treasurer on behalf of the Village, all of which shall be conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement formed collectively by this paragraph and the Commitment shall be the Village's continuing disclosure agreement for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet costs the Village would be required to incur to perform thereunder. The Village Treasurer is further authorized and directed to establish procedures in order to ensure compliance by the Village with its continuing disclosure agreement, including the timely provision of information and notices. Prior to making any filing in accordance with the agreement or providing notice of the occurrence of any material event, the Village Treasurer shall consult with, as appropriate, the Village Attorney and bond counsel or other qualified independent special counsel to the Village and shall be entitled to rely upon

any legal advice provided by the Village Attorney and such bond counsel or other qualified independent special counsel in determining whether a filing should be made.

Section 10. This bond resolution is subject to a permissive referendum and will take effect upon its adoption by the Board of Trustees of the Village and the expiration of the period prescribed in the Village Law during which petitions for a permissive referendum may be submitted and filed with the Village Clerk

RESOLUTION #5

AUTHORIZING AGREEMENT SUMMER ENTERTAINERS TO PROVIDE ENTERTAINMENT FOR LYON PARK, CONCERT SERIES AND PORT CHESTER DAY 2016

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

On motion of TRUSTEE MARINO, seconded by TRUSTEE FERRARA, the motion was tabled to June 20th.

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT: None

RESOLUTION #6

REQUEST TO PREPARE A FORMAL COMMUNICATION TO THE DEPARTMENT OF JUSTICE FROM THE ATTORNEY OF RECORD, BRIAN SOKOLOV FOR THE SCHEDULED MEETING ON FRIDAY, JUNE 3, 2016 AND TO RESCIND THE RESOLUTION THAT WAS ENTERTAINED ON MAY 23, 2016

This Resolution was withdrawn at the request of TRUSTEE CECCARELLI.

DISCUSSIONS

Report back to the Board of Trustees re: Department of Justice Meeting

Mayor Pilla explained his meeting with the DOJ and the Election and members of the Board not signing their oath.

False alarms fines/fees

Mayor Pilla is watching the fire department's activities. One location had seven false alarms in four days. There is an alarm review board that is called together when someone has a high amount of false alarms.

CORRESPONDENCE

From Washington Engine & Hose Co. #4 Inc. on the resignation of Brian Sury.

We thank Brian for his service.

Petition from Fire Fighter's Union

So noted.

Donation request from Independence Day Committee

\$5,500 is budgeted for this event.

PUBLIC COMMENTS AND BOARD COMMENTS

PUBLIC COMMENTS

Mr. Richard Abel commented on the DOJ and voting. Only a federal judge can make a decision. He spoke on the first amendment. Tonight the room was too small for the number of people who came to express their opinions.

Ted Richards commented on the signature discussion. The DOJ has these rules and you should comply. Regarding the paid firefighters and volunteers, think before you make any decision. The Board was elected by the residents to make the Village successful. The volunteers have served for over 175 years. He spoke about police cars being dispatched to be used at development sites, the car is left running and gas is paid for by residents.

Mr. Abel commented that any four trustees can vote to fill a vacant seat.

Brian Kerr commented on the firefighters. Is it possible to reinstate all eight and when they retire do not fill the position.

BOARD COMMENTS

Trustee Didden commented that when Rye Brook went to Rural Metro they may have defaulted on their contract with Port Chester in the amount of \$250,000. He and Mayor Pilla have visited the different departments on their meeting nights. The only thing we asked of the Chief was whether the volunteers could handle the load should the paid firefighters be eliminated.

Trustee Ferrara commented on meeting rules of procedure. Let's bring back the Agenda Meeting. Regarding the Elections, trustees made suggestions of special treatment. Regarding the firefighters, we need to attend the best interests of the Village. Trustee Ferrara endorses the Volunteer Fire Department.

Trustee Brakewood agrees with Trustee Didden. He hopes the DOJ steps in. The Oath Book should be signed on the night the Trustees are sworn in.

Trustee Ceccarelli commented on the Fire Department. The volunteers go out in full force 24 hours a day. He thanked the career and volunteer firefighters for all they do. He thanked the Beautification Committee for Clean Up Day last Saturday. The PTA, Kohl's employees, the Water Company and individuals came out for the day.

Trustee Adams thanked all Veterans.

Mayor Pilla commented we will get in a meeting on rules and procedures. He thanked Chief Quinn, Mike DiVittorio and Rick Casterella for their leadership.

A motion was made by TRUSTEE DIDDEN, seconded by TRUSTEE FERRARA, that the Board go into Executive Session with Outside Counsel, Village Attorney Cerreto, Legal Intern David Kenny and Village Deputy Clerk Vita Sileo

ROLL CALL

AYES; Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla
NOES: None

The regular meeting was adjourned at 11:22 p.m.

Respectfully submitted,

David Thomas
Village Clerk

MEETING HELD JULY 18, 2016

A meeting of the Board of Trustees of the Village of Port Chester, New York, was held on Monday, July 18, 2016 in the Court Room of the Police Headquarters Building, 350 North Main Street, Port Chester, New York, with Deputy Mayor Luis Marino presiding.

Present in addition to Deputy Mayor Marino were Trustees Francis Ferrara, Gene Ceccarelli, and Gregory Adams.

On motion of TRUSTEE FERRARA, seconded by TRUSTEE MARINO, The meeting was called to order at 6:04 p.m.

ROLL CALL

AYES: Trustees Didden, Ferrara, Ceccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT: Trustee Brakewood

Trustee Brakewood arrived during Executive Session.

Also present were: Village Clerk, David Thomas; Chief of Police, Richard Conway; Director of Planning, Eric Zamft; Village Attorney Anthony Cerreto, Village Treasurer Leonie Douglas, Legal Assistant, David Kenny; Human Resources Consultant Ed Brancati, Village Engineer Vince Masucci, Building Director Kevin Donahue, Acting Code Enforcement Director Lawrence Chiuli, Grant Writer Andrea Sherman and Assistant Fire Chief Enrico Castarella

A moment of silence was held in memory of the Policemen who lost their lives in Baton Rouge, Louisiana.

EXECUTIVE SESSION

A motion was made by TRUSTEE DIDDEN, seconded by TRUSTEE MARINO, that we combine the following items for Executive Session:

1. Consultation with Labor Counsel regarding the fire department issues.
2. Consultation with Special Counsel regarding Community Benefits Agreements and zoning approval.
3. Interview with candidate for possible appointment to Zoning Board of Appeals or Planning Commission.

ROLL CALL

AYES: Trustees Didden, Ferrara, Ceccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT: Trustee Brakewood

On motion of TRUSTEE CECCARELLI, seconded by TRUSTEE DIDDEN, the Board went into Executive Session at 6:11 p.m. to discuss the three combined items with Attorney Cerreto and Planning Director Zamft.

ROLL CALL

AYES: Trustees Didden, Ferrara, Ceccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT: Trustee Brakewood

Signing Oaths of Office

PUBLIC COMMENTS

Ms. Goldie Solomon commented on the Police and Fire Departments, our DPW, our EMTs and our military. Give them what they need.

Mr. Rober Marti, a member of the local carpenters' union, commented on Starwood Capital. He commented on the violations Starwood has had on past projects, and requested that the Village get in writing that Starwood have quality work standards and hire quality people. This development will create hundreds of construction jobs. Local workers will give money back to the community.

Mr. Richard Heiman commented on a *Journal News* article on a developer in Ossining who opened up a complex and set aside 10% for affordable housing. The developer on the Good Counsel property in White Plains has set aside 10% for affordable housing. Avalon Developers in Greenburgh has 10% affordable. Port Chester has 10% set aside in its ordinance. All this Village has to do is to add its zoning to include the few extra districts to make it applicable. He commented on the bulkhead. It is a waste of money if you are going to replicate what you did in the past. It was never any benefit to the Village. Just patch it up.

Mr. Anthony Castaglione commented he is a residential building superintendent. The Starwood development needs someone like him for the residential portion. Insist on a concrete and verifiable community benefits agreement for changing your zoning laws. The Village should also get written agreements on what is needed. Starwood's Brooklyn Bridge project has been plagued with lawsuits.

Ms. Blanca Gomez commented on Rev. Baker's comments at the last meeting regarding moderate income housing in the Village. It is time for this Board to revisit housing for working class families.

Mr. Ted Jankowitz commented on his suggestion that the Board charge a fee for using Village vehicles for private construction projects. He commented on a publicity firm to highlight the volunteer fire department's activities. His suggestion was to spend those funds on a volunteer fire department appreciation day. This could be done via social media.

Ms. Joan Grangenous-Thomas commented on the Port Chester Sustainable Alliance. She stressed the importance of the 10% set aside. We need to make sure that the millennials that we are trying to covet as well as the ones at home need workforce housing.

Ms. Bea Conneta commented on the amnesty program. You can take off the expiration date. She commented about cumulative voting. It is a crazy way of voting and we should have one vote for one person. She commented about the Rye Brook case against Port Chester. They tried to work with other

communities and nobody else would take them in. She suggested that the Board service them for two more years and then don't renew the contract. The Police Chief spoke about an emergency services unit and that is good.

Mr. Richard Abel commented about the LED street lights. The AMA warns about LED street lights. The Trustees will sign the Oath Book tonight. All officials should sign in a timely manner. He commented on restricting affordable housing to Village residents.

Ms. Dina Goren commented we are approaching the one-year anniversary of the Dog Park. There will be an event at Abendroth Park. The Group is donating a bulletin board to the Dog Park. This will be for the Village and individuals to post. We are fundraising for building steps going down the slopes in the dog park.

BOARD OF TRUSTEES

PRESENTATION ON MARINA BULKHEAD B BOSWELL ENGINEERING

Mr. John Valentin and Ms. Rebecca Mehaha of Boswell Engineering gave a presentation on the collapsed Bulkhead.

Village Manager Steers commented the Bulkhead Steering Committee needs to meet before the July 29th deadline. The DOS has been very cooperative on this project.

CORRESPONDENCE ON THE GERETY PROPERTY – 28 ½ PILGRIM DRIVE

Attorney Adam Wextein, representing MR. Gerety asked that the Village take over the property and turn it over as a pocket park.

Attorney Cerreto will have a memo prepared for the next Board meeting. Neighbors have an interest in this property. Village Manager Steers commented this should be discussed in Executive Session.

PUBLIC HEARING

ON A LOCAL LAW AMENDING THE CODE OF THE VILLAGE OF PORT CHESTER CH 345 “ZONING” Art. XVIII “WIRELESS TELECOMMUNICATIONS FACILITIES.”

On motion of TRUSTEE BRAKEWOOD, seconded by TRUSTEE DIDDEN, the Public Haring on a Local Law Amending the Code of the Village of Port Chester hapter 345 “Zoning” Art. XVIII “Wireless Telecommunications Facilities” was opened for discussion.

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT: None

PUBLIC COMMENTS ON THE PUBLIC HEARING

Mr. Richard Abel commented that the Village receives fees from these being on public property.

On motion of TRUSTEE FERRARA, seconded by TRUSTEE CECCARELLI, this Public Hearing was adjourned until August 1ST.

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT: None

PUBLIC HEARING ON THE LED CONTRACT WITH LUMEN LIGHTING

On motion of TRUSTEE BRAKEWOOD, seconded by TRUSTEE DIDDEN, the Public Hearing was declared open.

A presentation was previously given by Lumen Lighting on replacing the current street lighting with LEDs. The fixtures save a lot of energy and the 4100 kelvin is not so blue. This is the same as moonlight. The high pressure sodium lights with the orange glow used now are the same as 3000 kelvin.

The Village will save \$92,500 by buying rather than leasing. It is anticipated we will save \$190,000 per year. The audit will take approximately two months and then that will be reviewed with DPW. The fixtures take about 6 weeks to install.

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT: None

RESOLUTION

SETTING A PUBLIC HEARING TO CONSIDER THE ESTABLISHMENT OF A LOCAL IMPROVEMENT AREA TO CONTINUE THE VILLAGE'S SIDEWALK BETTERMENT PROGRAM

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

WHEREAS, the Board of Trustees (“Board”) desires to continue the Village’s Sidewalk Betterment Program whereby benefitted residential property owners have the ability to split the cost of improving the public sidewalk abutting their property on a 50/50 basis and have the option of paying for the expense in installments over a ten year period; and

WHEREAS, the Board directed that a map or plan be prepared to identify a further area for the construction, improvement and financing for the replacement and reconstruction of the public sidewalks, including all necessary labor, personnel, materials, equipment, machinery and apparatus, but excluding curbs, driveways, storm sewer drains and improvements, (the “Project”) ; and

WHEREAS, the Village’s consulting engineer, Dolph Rotfeld Engineering, P.C. has completed and filed with the office of the Village Clerk such map or plan (revision date June 24, 2016) describing the nature of the Project, estimated total cost, benefitted properties, and the estimated cost to be apportioned and assessed to the properties benefitted on a front-footage basis, and that to be borne by the Village at large, as annexed hereto as “Schedule A”; and

WHEREAS, the costs of the Project are expected to be in the aggregate principal amount of \$500,000.00 dollars, with such amount anticipated to be financed with obligations of the Village authorized and issued under the Local Finance Law; and

WHEREAS, the Board wishes to declare its intent to finance the Project on a tax- exempt basis for federal income tax purposes, and

WHEREAS, the Board seeks the view of all interested persons and property owners benefitted from the Project. Now, therefore, be it

RESOLVED, that the Board of Trustees hereby sets a public hearing to be held on August 15, 2016 at 7:00 p.m., or as soon thereafter, to consider the construction, acquisition, improvement and financing of the Project as a Local Improvement Area pursuant to Village Law, Section 22-2200, and be it further

RESOLVED, that the Village Clerk shall publish at least once in the Westmore News with the first publication no less than ten days prior to the public hearing; and be it further.

RESOLVED that the Village Clerk shall mail by first class United States mail, a copy of this resolution to the benefitted owner(s) of record appearing on the latest tax roll; and be it further

RESOLVED, that following the aforementioned meeting and public hearing, the Board shall (i) make a determination as to the approval of the map or plan prepared by the Engineer establishing a local improvement area in and for the Village of Port Chester; and, if so approved, after the work has been completed and the final costs of the work have been ascertained, (ii) apportion and assess that part of the expense of the Project to be raised by assessment upon the benefitted properties and file a copy of such apportionment and assessment with the Village Clerk subject to a further public hearing to hear any objections and complete the same. Said

map or plan and apportionment can be examined by any interested person at the office of the Village Clerk during regular business hours of the Clerk.

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT: None

On motion of TRUSTEE BRAKEWOOD, seconded by TRUSTEE FERRARA, the amended Resolution to include a Public Hearing Date of August 15th was accepted by the Board of Trustees of the Village of Port Chester, NY.

ROLL CALL

AYES: Trustees Ferrara, Brakewood, Ceccarelli, Adams and Mayor Pilla

NOES: Trustees Didden and Marino

ABSENT: None

DATE: July 18, 2016

RESOLUTION

**AWARDING BID FOR BID NO. 2016-03 EDGEWOOD PARK PARKING LOT
IMPROVEMENTS TO PETER J. LANDI, INC.**

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:

WHEREAS, the Village of Port Chester has advertised for bids for the Edgewood Park Parking Lot Improvements (Bid No. 2016-03); and

WHEREAS, the Village received six bids for this work; and

WHEREAS, the Village's consulting engineer, Dolph Rotfeld Engineering, P.C., recommends that the Board accept the low bid from Peter Landi Inc., of 15 Bradhurst Avenue, Hawthorne, New York in the amount of \$106,835.00 which meets all the specifications as set forth in the bid documents. Now, therefore be it,

RESOLVED, that the Board of Trustees hereby awards the bid for the 2016 Edgewood Park Parking Lot Bid (Bid# 2016-03) to Peter Landi Inc., of 15 Bradhurst Avenue, Hawthorne, New York; and be it further

RESOLVED, that the Village Manager is hereby authorized to enter into an agreement with the contractor, and be it finally

RESOLVED, that the Board authorizes the Village Treasurer to make payment from the Parkland -201 Grace Church Street Capital Project a/c 5.7110.2012.122.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT: None

DATE: July 18, 2016

RESOLUTION

AUTHORIZING THE SUBMISSION OF A NEW YORK STATE CONSOLIDATED FUNDING APPLICATION BY THE VILLAGE OF PORT CHESTER

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

WHEREAS, New York State is accepting applications for the 2016 Funding Round of the New York State Consolidated Funding Application (“CFA”) Program;

NOW, THEREFORE, be it

RESOLVED, by the Village of Port Chester Board of Trustees that the Village Manager be and he hereby is authorized to submit a Consolidated Funding Application for the 2016 Funding Round from New York State for programs including, but not limited to Direct Assistance to Businesses and Other Organizations , Community Development, Waterfront Revitalization, and upon approval of said request to enter into and execute a project agreement with the State for such financial assistance to the Village of Port Chester; and be it further

RESOLVED, that the aforementioned grant agreement application is subject to the approval of the Village Attorney as to form and content.

Approved as to Form:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla
NOES: None
ABSENT: None

DATE: July 18, 2016

RESOLUTION

**APPROVAL AND ENDORSEMENT OF THE SUBMISSION OF A NEW YORK STATE
MAIN STREET-TECHNICAL ASSISTANCE APPLICATION TO NYS HOMES AND
COMMUNITY RENEWAL BY THE VILLAGE OF PORT CHESTER**

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

WHEREAS, the Village of Port Chester desires to apply for \$20,000 in financial assistance through the 2016 Consolidated Funding Application (“CFA”) under the New York Main Street Technical Assistance Grant Program; and

WHEREAS, the application proposes funding to develop new design guidelines for downtown Port Chester to be integrated into a new form-based zoning code; and

WHEREAS, the proposed funding will contribute to on-going community revitalization efforts; and

WHEREAS, the grant application requires that the applicant obtain the approval and endorsement of the governing body of the municipality in which the project will be located.

NOW, THEREFORE, be it

RESOLVED, that the Board of Trustees of the Village of Port Chester approves and endorses the 2016 New York Main Street Technical Assistance Grant Application for assistance prepared and to be submitted by the Village Manager.

Approved as to Form:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT: None

DATE: July 18, 2016

RESOLUTION

CONSIDERING AMENDING THE CODE OF THE VILLAGE OF PORT CHESTER, CHAPTER 345, "ZONING", TO DEFINE AND INCLUDE BREW PUB, BREWERY, DISTILLERY, MICROBREWERY, MICRODISTILLERY, MICROWINERY, NANOBREWERY, TASTING ROOM, AND WINERY AS PERMITTED AND SPECIALLY PERMITTED USES WITHIN SPECIFIC ZONING DISTRICTS, DETERMINING THE CLASSIFICATION OF THE PROPOSED ACTION AS AN UNLISTED ACTION UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA), DECLARING THE VILLAGE OF PORT CHESTER BOARD OF TRUSTEES' INTENT TO ACT AS LEAD AGENCY FOR THE PROPOSED ACTION UNDER SEQRA, AND REFERRING THE MATTER TO THE WESTCHESTER COUNTY PLANNING BOARD AND PORT CHESTER PLANNING COMMISSION

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

WHEREAS, the Village of Port Chester is committed to the economic revitalization of Port Chester that is sustainable both environmentally and socioeconomically; and

WHEREAS, based upon national trends and local interest, on May 2, 2016 the Board directed staff to draft zoning text amendments to permit alcohol and micro-alcohol establishments within certain portions of the Village; and

WHEREAS, a local law has been prepared that would amend Chapter 345 "Zoning" of the Village Code to permit such uses, which are currently excluded from locating anywhere in the Village; and

WHEREAS, the draft local law would also:

-add definitions for Brew Pub, Brewery, Distillery, Microbrewery, Microdistillery, Microwinery, Nanobrewery, Tasting Room, and Winery,

-permit Brewery, Distillery, and Winery in the M1 and M2 Districts; permit Brewpub in the C1, C2, C3, C4, C5, C5T, CD, CDS Districts and as a special exception use in the DW and DW2 Districts; and permit Microbrewery, Microdistillery, Microwinery, and Nanobrewery (including Tasting Rooms) in the C2, C5, and C5T Districts and as a special exception use in the DW and DW2 Districts;

-provide specific criteria for such uses that must be satisfied related to odors, water usage, and effluent; and

WHEREAS, such proposed amendment is consistent with the Village's 2012 Comprehensive Plan, notably Economic Development Recommendation #1: Strengthen and expand economic opportunity and the Village's tax base by focusing efforts on retaining and expanding existing businesses and attracting new businesses and Economic Development Recommendation #3: Increase Port Chester's retail capture rate by improving the profitability of commercial businesses and recruiting new establishments based on market demand; and

WHEREAS, the Board's action to consider such a zoning amendment requires a public process of review and comment with regard to potential impacts and mitigation under the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Board is also required to conduct a public hearing on the advisability of adopting the local law.

NOW, THEREFORE, be it

RESOLVED, that the Village of Port Chester Board of Trustees, on its own motion, hereby desires to advance a local law that would amend Chapter 345 "Zoning" of the Village Code, with regard to new use classifications and regulations for brew pub, brewery, distillery, microbrewery, microdistillery, nanobrewery, tasting room, and winery; and be it further

RESOLVED, the Board finds that the proposed action is properly classified as an Unlisted Action pursuant to NYCRR 617 of the SEQRA regulations; and be it further

RESOLVED, that the Board of Trustees hereby gives notice of its intent to be Lead Agency for the purpose of reviewing the proposed action and any necessary related land use approvals; and that this Notice of Intent, the local law, and exhibits thereto, including the Environmental Assessment Form, be circulated to the following Involved Agencies and Interested Agencies.

Involved and Interested Agencies:

New York State Department of Environmental Conservation, Region 3
ATTN: Daniel Whitehead, Regional Permit Administrator
21 South Putt Corners Road

New Paltz, NY 12561-1620

Westchester County Planning Board
ATTN: Jeremiah Lynch, Chairman
148 Martine Avenue
White Plains, NY 10601

Westchester County Department of Public Works
ATTN: Jay Pisco, Commissioner
148 Martine Avenue
White Plains, NY 10601

Westchester County Department of Health
ATTN: Dr. Sherlita Amler, Commissioner
145 Huguenot St #8
New Rochelle, NY 10801

Westchester County Department of Environmental Facilities
ATTN: Thomas Lauro, Commissioner
270 North Avenue, 6th Floor
New Rochelle, NY 10801

Port Chester Planning Commission
ATTN: Gregg Gregory, Chairman
Port Chester Village Hall
222 Grace Church Street
Port Chester, NY 10573

Port Chester Zoning Board of Appeals
ATTN: William Villanova, Chairman
Port Chester Village Hall
222 Grace Church Street
Port Chester, NY 10573

and be it further

RESOLVED, that this matter be referred to the Westchester County Planning Board and adjoining municipalities, as may be required under the Westchester County Administrative Code, Section 277.61, and/or State General Municipal Law, Sections 239-l, 239-m, and 239-n; and be it finally

RESOLVED, that this matter be also referred to the Port Chester Planning Commission for their study and report.

Approved as to Form:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT: None

DATE: July 18, 2016

RESOLUTION

ACCEPTANCE AND APPROVAL OF DEAN HOLOWACH AS AN ACTIVE MEMBER OF
HARRY HOWARD HOOK & LADDER CO. NO.1

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

WHEREAS, on the July 5, 2016 meeting of Harry Howard Hook & Ladder Co. #1 the company held an election for a new active member; and

WHEREAS, Dean Holowach has been elected to be a new active member.

Now, therefore, be it

RESOLVED, that the Board of Trustees hereby accepts and approves the election of Dean Holowach to Harry Howard Hook & Ladder Co. #1, as an active member of the Port Chester Fire Department

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT: None

DATE: July 18, 2016

RESOLUTION

AWARDING BID FOR FIRE HOUSE DRIVEWAY APRON REPLACEMENT PROJECT

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:

WHEREAS, the Village of Port Chester has advertised for bids for the 2016 Fire House Driveway Apron Replacement Project (Bid No. 2016-02); and

WHEREAS, the Village received three bids for this work; and

WHEREAS, the Village's consulting engineer, Dolph Rotfeld Engineering, P.C., recommends that the Board accept the low bid of Paladino Concrete Creations, Mount Vernon, New York in the amount of \$208,604.00 which meets all the specifications as set forth in the bid documents; and

WHEREAS, the bid specifications authorize the Village to make changes in the work based on unit pricing. Now, therefore, be it

RESOLVED, that the Board of Trustees hereby awards the bid for the 2016 Fire House Driveway Apron Replacement Project to Paladino Concrete Creations, Mount Vernon, New York; and be it further

RESOLVED, that the Village Manager is hereby authorized to enter into an agreement with the contractor; and be it further

RESOLVED, that the Board authorizes the Village Treasurer to establish the Fire House Aprons Capital Project account in the Capital Fund as follows:

Capital Fund - Establishing Fire House Aprons

Appropriation:

5.3410.400.2015.164	Fire House Aprons Contractual	\$123,950
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Revenues:

5.5.5731.2015.164	Bond Anticipation Notes	\$123,950.
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and be it further,

RESOLVED that the Village Board of Trustees authorizes the Village Treasurer to make said payments from the Fire House Aprons Capital Project A/c 5.3410.400.2015.164.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT: None

DATE: July 18, 2016

RESOLUTION

RETAINING SPECIAL COUNSEL REGARDING PROPOSED COMMUNITY
RESIDENCE AT REAR OF 51 BETSY BROWN ROAD

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:

WHEREAS, pursuant to State Mental Hygiene Law, Section 41.34, Ability Beyond Disability notified the Village that it intended to locate a community residence at the rear of 51 Betsy Brown Road; and

WHEREAS, the Board subsequently determined to oppose the proposed community residence; and

WHEREAS, after a hearing, the State Office for People with Developmental Disabilities (“OPWDD”) rejected the Village’s opposition to the proposed community residence; and

WHEREAS, the law firm of Biedermann, Hoenig & Semprevivo, 60 East 42nd Street, New York, New York 10165 was retained to act as of counsel to the Village Attorney on a pro se, or no-fee basis; and

WHEREAS, the Village commenced an Article 78 proceeding in the Westchester County Supreme Court challenging the OPWDD's determination (Village of Port Chester v. Delaney, et al.) ; and

WHEREAS, after motion by Ability and the New York Attorney General on behalf of OPWDD, the Supreme Court by order and entered on March 11, 2016, transferred the case to the Appellate Division, Second Department for a de novo review and determination; and

WHEREAS, the retainer with counsel does not extend to litigation in the appellate courts; and

WHEREAS, in order to further retain counsel for this aspect of the litigation, a fee proposal dated March 31, 2016 was presented to the Board for consideration;

WHEREAS, the Board desires the continued representation by special counsel so that this matter may be litigated on the merits to a conclusion.. Now, therefore be it

RESOLVED, that the Village Manager is hereby authorized to enter into a retainer agreement with Biederman, Hoenig & Semprevio to act as of counsel to the Village Attorney and assist him in the litigation of the matter in the Appellate Division, Second Department, compensation in an amount not to exceed \$20,000;

and be it finally

RESOLVED, that the Board of Trustees authorizes the Village Treasurer to make payment from Law Department contractual line 1.1420.400.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: Trustees Didden, Ferrara, Ceccarelli and Marino

NOES: Trustees Brakewood, Adams and Mayor Pilla

ABSENT: None

DATE: July 18, 2016

RESOLUTION

RATIFICATION OF REAPPOINTMENT TO
EMERGENCY MEDICAL SERVICES COMMITTEE

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

WHEREAS, the inter-municipal agreement, between the Village of Rye Brook, City of Rye and Village of Port Chester for emergency medical services provides for an Emergency Medical Services Committee (EMSC); and

WHEREAS, the term of the Port Chester Community Representative on the Committee expired on June 30, 2016; and

WHEREAS, pursuant to Section 3A of the inter-municipal agreement, the community representatives shall be recommended by the contracted emergency services provider, the Port Chester-Rye-Rye Brook Volunteer Ambulance Corps (“Corps”) and thereafter ratified by joint resolution of the municipalities.; and

WHEREAS, by letter dated April 14, 2016 from Scott T. Moore, Administrator, the Corps has recommended John B. Colangelo, Esq. to be reappointed to the EMSC. Now, therefore, be it

RESOLVED, that the Board of Trustees hereby ratifies the recommendation of John B. Colangelo, Esq. of Port Chester, New York to be appointed to the Emergency Medical Services Committee for a term of three years, to expire on June 30, 2019.

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT: None

DATE: July 18, 2016

RESOLUTION

**RESOLUTION RECOMMENDING THE DENIAL OF A LIQUOR LICENSE RENEWAL
REQUEST WITH THE NEW YORK STATE LIQUOR AUTHORITY**

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

WHEREAS, Restaurant Boca Marina, Inc., (“Boca”) has applied for a liquor license at premises located at 40 Grace Church Street, Port Chester; and

WHEREAS, pursuant to Alcohol Beverage Control Law, Section 64(2-a), an applicant must give a municipality thirty (30) days’ notice prior to the submission of an application for a liquor license; and

WHEREAS, Boca, has requested that the Village waive the 30-day notice requirement in an effort to expedite the granting of the liquor license.

WHEREAS, the Building Inspector found outstanding code violations still exist on this property including no Certificate of Occupancy or up-to-date fire inspections. Now, therefore, be it

RESOLVED, that the Village Board of Trustees of the Village of Port Chester does not waive the thirty (30) day Liquor License notice requirement to Restaurant Boca Marina, Inc. for premises located at 40 Grace Church Street, Port Chester; and it is,

FURTHER RESOLVED, that the Building Inspector is to write a letter to the New York State Liquor Authority recommending that Restaurant Boca Marina, Inc.’s application for a liquor license renewal be denied.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT: None

DATE: July 18, 2016

VILLAGE MANAGER'S REPORT

Acting Code Enforcement Director, Lawrence Chiuli gave a presentation of the monthly report for Code Enforcement.

Building Inspector Kevin Donahue gave presentation of the monthly report for the Building Department. The Amnesty Program expired in June.

Daniel Messplay was introduced as a new Planner in the Planning Department is a recent graduate of Virginia Tech with a Masters in Urban and Regional Planning.

Andrea Sherman is an Assistant Planner and a graduate of Vassar College with a BA degree in Urban Planning.

Mayor Pilla commented on getting a tax exemption on improved multi-family properties - RPTL421F. It applies to vacant unutilized land.

Rules of Procedure

Mayor Pilla would like to set aside one night the week of July 25th to discuss the Board Rules of Procedure. Also set for discussion would be the Third Board Meeting monthly.

On motion of TRUSTEE BRAKEWOOD, seconded by TRUSTEE CECCARLLI, the discussion items and the remaining agenda items be tabled and the Board go into Executive Session.

ROLL CALL

AYES: Trustees Ferrara, Brakewood, Ceccarelli

NOES: Trustees Didden, Adams, Marino and Mayor Pilla

ABSENT; None

The motion was not carried.

Trustee Adams asked Police Chief Conway to talk about the killing of policemen throughout the country. Chief Conway commented that we try to be part of all public events that take place.

We have also been taking courses on active shooters. We will be there at Port Chester Day on August 27th.

Trustee Didden commented he and the Mayor went to fire companies and preference will be given to volunteers for Village positions. Job openings will be posted in the firehouses. DPW employees will be allowed to leave their positions if an alarm comes in during the day.

APPROVAL OF MINUTES

On motion of TRUSTEE CECCARELLI, seconded by TRUSTEE MARINO, the minutes of January 19 were approved by the Board.

ROLL CALL

AYES: Trustees Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOTES: None

ABSENT: None

RECUSED: Trustees Didden and Ferrara

On motion of TRUSTEE BRAKEWOOD , seconded by TRUSTEE CECCARELLI, the minutes of February 1 were approved by the Board

ROLL CALL

AYES: Trustees Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOTES: None

ABSENT: None

RECUSED: Trustees Didden and Ferrara

On motion of TRUSTEE BRAKEWOOD, seconded by TRUSTEE MARINO, the minutes of February 4 were approved by the Board.

ROLL CALL

AYES: Trustees Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOTES: None

ABSENT: None

RECUSED: Trustees Didden and Ferrara

On motion of TRUSTEE CECCARELLI, seconded by TRUSTEE MARINO, the minutes of February 16 were approved by the Board

ROLL CALL

AYES: Trustees Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOTES: None

ABSENT: None

RECUSED: Trustees Didden and Ferrara

On motion of TRUSTEE CECCARELLI, seconded by TRUSTEE MARINO, the minutes of March 7 were approved by the Board.

ROLL CALL

AYES: Trustees Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOTES: None

ABSENT: None

RECUSED: Trustees Didden and Ferrara

On motion of TRUSTEE CECCARELLI, seconded by TRUSTEE MARINO, the minutes of March 21 were approved by the Board.

ROLL CALL

AYES: Trustees Ceccarelli, Adams, Marino and Mayor Pilla

NOTES: None

ABSENT: None

RECUSED: Trustees Didden, Ferrara and Brakewood

On motion of TRUSTEE CECCARELLI, seconded by TRUSTEE MARINO, the minutes of April 4 were approved by the Board.

ROLL CALL

AYES: Trustees Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOTES: None

ABSENT: None

RECUSED: Trustees Didden and Ferrara

On motion of TRUSTEE FERRARA, seconded by TRUSTEE MARINO, the minutes of April 18 were approved by the Board

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams and Mayor Pilla

NOTES: None

ABSENT: None

RECUSED: Trustee Marino

On motion of TRUSTEE FERRARA, seconded by TRUSTEE DIDDEN, the minutes of May 2nd were approved by the Board.

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOTES: None

ABSENT: None

On motion of TRUSTEE FERRARA, seconded by TRUSTEE DIDDEN, the minutes of May 16 were approved by the Board.

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOTES: None

ABSENT: None

On motion of TRUSTEE FERRARA, seconded by TRUSTEE MARINO, the minutes of the meeting of May 23 were approved by the Board.

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOTES: None

ABSENT: None

CORRESPONDENCE

Correspondence from Fire Patrol & Rescue Co. No. 1 on the expulsion of James Magone from the department.

Noted.

Correspondence from Washington Engine & Hose Co. #4 on the resignation of Tyler Stewart.

Noted.

From Mark Merker, Che Things, LLC regarding a proposal for an outdoor food festival and craft market in September 2016

This will be referred to staff subject to conditions.

From Fire Patrol and Rescue Co. No. 1 on the resignations of John Giordano, Jason Green, Antonin Salov and Heriberto Virello.

Noted.

PUBLIC COMMENTS AND BOARD COMMENTS AT THE END OF THE MEETING

PUBLIC COMMENTS

Mr. Richard Abel commented on the LED lighting. Rye Brook has three different lights they are testing for color. We don't need an Amnesty Program when the economy is in great shape. Is there a plan in place to collect the money due on the 50/50 program?

BOARD COMMENTS

Trustee Didden congratulated Mike Hay on his 50 years with the Washington Engine & Hose Co. If residents would like to make a difference they can sign up to become an officer. He spoke on the letter received from the residents of May Place.

Trustee Adams commented on August 7th there will be a service at Mt. Zion for the police officers who lost their lives. He offered his condolences to the family of Larry Sally.

Trustee Marino commented on purchasing a new bike for the policeman who was in an accident.

On motion of TRUSTEE DIDDEN, seconded by TRUSTEE FERRARA, the Board combined items 1, 2 and 3 for Executive Session:

- 1. Consultation with Village Attorney with regard to Public Officers.*
- 2. Contract Mobility Study terms of agreement*
- 3. Consultation with Labor Counsel regarding litigation with Rye Brook and matters in general with the professional fire fighters.*
- 4. Add On regarding Mr. Gerety and his request from the Board.*

ROLL CALL

YES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT: None

On motion of TRUSTEE DIDDEN, seconded by TRUSTEE FERRARA, the Add-On request was added to the agenda of the Executive Session

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT: None

On motion of TRUSTEE DIDDEN, seconded by TRUSTEE FERRARA, the Board went into Executive Session at 12:07 a.m. with the Legal Team, Mr. Brancati and Mr. Zamft o discuss the Agenda Items.

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Ceccarelli, Adams, Marino and Mayor Pilla

NOES: None

ABSENT: None

The regular meeting was adjourned at 12:07 a.m.

Respectfully submitted,

David Thomas
Village Clerk

MEETING HELD AUGUST 1, 2016

A meeting of the Board of Trustees of the Village of Port Chester, New York, was held on Monday, August 1, 2016 in the Court Room of the Police Headquarters Building, 350 North Main Street, Port Chester, New York, with Deputy Mayor Luis Marino presiding.

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

Also present were: Village Clerk, David Thomas; Village Manager Christopher Steers, Chief of Police, Richard Conway; Director of Planning, Eric Zamft; Village Attorney Anthony Cerreto, Village Treasurer Leonie Douglas, Human Director Consultant Ed Brancati and Assistant Fire Chief Mike DiVittorio

On motion of TRUSTEE FERRARA, seconded by TRUSTEE MARINO, the meeting was declared opened at 6:05 p.m.

PROCLAMATION

Rev. Natalie R. Wimberly

PUBLIC COMMENTS ON PUBLIC HEARING

ON A LOCAL LAW AMENDING THE CODE OF THE VILLAGE OF PORT CHESTER CH. 345
'ZONING' ART. XVIII 'WIRELESS TELECOMMUNICATIONS FACILITIES'

On motion of TRUSTEE FERRARA, seconded by TRUSTEE DIDDEN, the Public Hearing was reopened.

ROLL CALL

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

NOES: None

ABSENT: Trustees Ceccarelli and Adams

Ms. Goldie Solomon commented we need an explanation of what the Law amending the Code is for.

On motion of TRUSTEE DIDDEN, seconded by TRUSTEE MARINO, the Public Hearing on Wireless Telecommunications Facilities was declared closed.

ROLL CALL

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

NOES: None

ABSENT: Trustees Ceccarelli and Adams

PROCLAMATION

PUBLIC COMMENTS ON PUBLIC HEARING

TO CONSIDER THE ADVISABILITY OF ADOPTING A NEW LOCAL LAW, CHAPTER 95
'PUBLIC OFFICERS,' AMENDING THE CODE OF THE VILLAGE OF PORT CHESTER WITH
REGARD TO THE RESIDENCY OF PUBLIC OFFICERS.

On motion of TRUSTEE FERRARA, seconded by TRUSTEE MARINO, the Public Hearing was declared open.

ROLL CALL

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

NOES: None

ABSENT: Trustees Ceccarelli and Adams

Mr. John Reavis commented on the term Public Officers. They include Police Officers, the Treasurer, Deputy Treasurer, the Village Clerk, the Deputy Clerk, Court staff personnel and must live within New York State. Mr. Reavis commented this Law needs to be publicized.

Ms. Goldie Solomon commented if you hire Port Chester people and then they decide to move they already know the history of Port Chester. If you hire someone from out of town you have to have a class to instruct them on what is going on in Port Chester.

Village Manager Steers commented that you have to be qualified and sometimes that qualified person lives outside of the area.

On motion of TRUSTEE FERRARA, seconded by TRUSTEE MARINO, the Public Hearing on Public Officers was declared closed.

ROLL CALL

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

NOES: None

ABSENT: Trustees Ceccarelli and Adams

On motion of TRUSTEE BRAKEWOOD, seconded by TRUSTEE FERRARA, the Board adopted a new Local Law, Chapter 95 "Public Officers," amending the Code of the Village of Port Chester with regard to the residency of Public Officers.

ROLL CALL

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

NOES: None

ABSENT: Trustees Ceccarelli and Adams

PRESENTATION

The Bulkhead Steering Committee will meet with Boswell Engineering next week. Mr. Robert Reis of the Waterfront Committee and Bulkhead Steering Committee brought up the issue of the level of the promenade. He cautioned the Board about going for low costs and the disasters that have occurred. Another issue is safety. It may become an encampment for vagrants. This should be at the same level as the Costco parking lot.

PUBLIC COMMENTS

Ms. Nikotavage commented there is not a stop sign and a crosswalk at the corner of Wesley and Newton. Vince Massuci commented this is part of his recommendation.

Ms. Goldie Solomon commented on the concerts at Lyon Park. She would like to see the Trustees at the concerts. She commented on our saviors, the Police and Fire departments, the DPW, EMTs and our military.

RESOLUTION

ACCEPTANCE AND APPROVAL OF CHRISTIAN LONDONO AS AN ACTIVE MEMBER OF PUTNAM ENGINE & HOSE CO. NO.2

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:

WHEREAS, at the July, 2016 meeting of Putnam Engine & Hose Co. #2 the company held an election for new active members; and

WHEREAS, Christian Londono has been elected to be a new active member. Now, therefore, be it,

RESOLVED, that the Board of Trustees hereby accepts and approves the election of Christian Londono to Putnam Engine & Hose Co. #2, as an active member of the Port Chester Fire Department

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, BRAKEWOOD, MARINO AND MAYOR PILLA

NOES: NONE

ABSENT: TRUSTEES CECCARELLI AND ADAMS

DATE: AUGUST 1, 2016

RESOLUTION

ACCEPTANCE AND APPROVAL OF GERARDO GARCIA AS AN ACTIVE MEMBER OF
PUTNAM ENGINE & HOSE CO. NO.2

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:

WHEREAS, at the July, 2016 meeting of Putnam Engine & Hose Co. #2 the company held an election for new active members; and

WHEREAS, Gerardo Garcia has been elected to be a new active member. Now, therefore, be it,

RESOLVED, that the Board of Trustees hereby accepts and approves the election of Gerardo Garcia to Putnam Engine & Hose Co. #2, as an active member of the Port Chester Fire Department

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, BRAKEWOOD, MARINO AND MAYOR PILLA

NOES: NONE

ABSENT: TRUSTEES CECCARELLI AND ADAMS

DATE: AUGUST 1, 2016

RESOLUTION

ACCEPTANCE AND APPROVAL OF ROBERTO HEREDIA AS AN ACTIVE MEMBER OF
PUTNAM ENGINE & HOSE CO. NO.2

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:

WHEREAS, at the July, 2016 meeting of Putnam Engine & Hose Co. #2 the company held an election for new active members; and

WHEREAS, Roberto Heredia has been elected to be a new active member. Now, therefore, be it,

RESOLVED, that the Board of Trustees hereby accepts and approves the election of Roberto Heredia to Putnam Engine & Hose Co. #2, as an active member of the Port Chester Fire Department

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, BRAKEWOOD, MARINO AND MAYOR PILLA

NOES: NONE

ABSENT: TRUSTEES CECCARELLI AND ADAMS

DATE: AUGUST 1, 2016

RESOLUTION

APPOINTMENT OF POLICE CHAPLIN

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

RESOLVED, that Rabbi Jaymee Alpert, be and he hereby appointed as Police Chaplin with the Village of Port Chester Police Department, effective immediately, or as heretofore adopted by the Board of Trustees.

Approved as to Form:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, BRAKEWOOD, MARINO AND MAYOR PILLA

NOES: NONE

ABSENT: TRUSTEES CECCARELLI AND ADAMS

DATE: AUGUST 1, 2016

RESOLUTION

DESIGNATING MEMBERS TO PARTICIPATE IN MEDIATION EFFORTS WITH REGARD TO PORT CHESTER-RYE BROOK INTER-MUNICIPAL AGREEMENT FOR FIRE PROTECTION SERVICES

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

WHEREAS, there is ongoing litigation involving the inter-municipal agreement (IMA) between the Village of Rye Brook and Village of Port Chester for fire protection services in the New York Supreme Court, Westchester County before the Honorable Alan Schienkman; and

WHEREAS, through the good offices of Judge Scheinkman, both villages have agreed to suspend the litigation and pursue a mediation of their differences; and

WHEREAS, in order to facilitate the mediation, it is intended that the sessions be attended by representative members of both village's boards of trustees. Now, therefore, be it

RESOLVED, that the Board of Trustees hereby appoints Trustees Gregory Adams, Bart Didden, and Mayor Dennis Pilla to represent the Village Board of Trustees with regard to a mediation of the dispute between the Villages of Rye Brook and Port Chester regarding their inter-municipal agreement for fire protection services.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, BRAKEWOOD, MARINO AND MAYOR PILLA

NOES: NONE

ABSENT: TRUSTEES CECCARELLI AND ADAMS

DATE: AUGUST 1, 2016

RESOLUTION

AWARDING RFP # 2016-03 FOR MOBILITY AND PARKING MANAGEMENT STUDY WITH RECOMMENDATIONS FOR PLAN OF ACTION TASKS 4 THROUGH 9

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: WHEREAS, the Village of Port Chester is committed to the economic revitalization of Port Chester that is sustainable both environmentally and socioeconomically; and

WHEREAS, the general availability of parking within the downtown area and mobility throughout the downtown are concerns of the Village of Port Chester and the Board of Trustees acknowledges that it is a complex issue that has impacts upon the economic vitality of the downtown area; and

WHEREAS, on May 4, 2016 the Village and the Port Chester Industrial Development Agency (“PCIDA”) jointly issued a Request for Proposals (“RFP”) for the preparation of a Mobility and Parking Management Study with Recommendations for Plan of Action; and

WHEREAS, the RFP acknowledges that Tasks 1 through 3 and 9 are of interest of the PCIDA and the remaining Tasks 4 through 9 are of interest to the Village; and

WHEREAS, on June 10, 2016 the Village received seven (7) responses to RFP # 2016-03; and

WHEREAS, the Village Manager/Administrative Director of the PCIDA, Department of Planning & Economic Development, and Chairman of the PCIDA reviewed all proposals received, and

WHEREAS, the bids were reviewed not only for their content, but price as well; and

WHEREAS, after a thorough review of all proposals received, the Village Manager/Administrative Director of the PCIDA, Department of Planning & Economic Development, and Chairman of the PCIDA recommended three (3) firms to be; and

WHEREAS, the three (3) short-listed firms were invited to interview with the PCIDA at their July 13, 2016 meeting; and

WHEREAS, following the interviews, the PCIDA voted to select the RBA Group, New York, New York, for award for Tasks 1 through 3 and 9 for an amount not to exceed \$61,222; and

WHEREAS, the RBA Group was invited to interview with the Board at their August 1, 2016 meeting; and

WHEREAS, based upon their proposal for Tasks 4 through 9 and their interview, the Director of Planning & Economic Development, Village Manager, and Village Attorney recommend that the Board of Trustees award the remaining Tasks 4 through 9 to the RBA Group, New York, New York.

NOW, THEREFORE, be it

RESOLVED, that the Board of Trustees hereby awards the bid for a Mobility and Parking Management Study with Recommendations for Plan of Action, Tasks 4 through 9 to the RBA Group, 32 Old Slip, 4th Floor, New York, NY 10005, for an amount not to exceed \$56,434; and be it

FURTHER RESOLVED, that the Board authorizes the Village Treasurer to transfer \$36,500 from Contingency a/c 1.1990.400 to Planning Contractual line 1.8020.400 to cover the Village's share of said study, and be it

FURTHER RESOLVED, that the Village Manager is hereby authorized to enter into an agreement with RBA Group for Tasks 4 through 9 for an amount not to exceed \$56,434, and be it

FINALLY RESOLVED, that the form and content of said contract shall be subject to the approval of the Village Attorney.

Approved as to Form:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, BRAKEWOOD, MARINO AND MAYOR PILLA

NOES: NONE

ABSENT: TRUSTEES CECCARELLI AND ADAMS

DATE: AUGUST 1, 2016

RESOLUTION

APPROVING G&S REQUEST FOR PARKING RESTRICTIONS AT WALGREENS

On motion of TRUSTEE MARINO, seconded by TRUSTEE BRAKEWOOD, this resolution was discussed by the Board of Trustees of the Village of Port Chester, New York

Trustee Didden spoke to amend the resolution.

On motion of TRUSTEE DIDDEN, seconded by TRUSTEE MARINO, the resolution was tabled until August 2nd.

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, BRAKEWOOD, MARINO AND MAYOR PILLA
NOES: NONE
ABSENT: TRUSTEES CECCARELLI AND ADAMS

RESOLUTION

CONFIRMATION AND APPROVAL OF DIRECTOR OF CODE ENFORCEMENT

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

WHEREAS, the Village Manager desires to appoint Lawrence Chiulli as Director of Code Enforcement; and

WHEREAS, pursuant to Section 77-5C of the Village Code, such appointment is subject to the confirmation and approval of the Board of Trustees. Now, therefore, be it

RESOLVED, that the Village Manager's appointment of Lawrence Chiulli as Director of Code Enforcement is hereby confirmed and approved, at an annual salary of \$110,000.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, BRAKEWOOD, MARINO AND MAYOR PILLA
NOES: NONE
ABSENT: TRUSTEES CECCARELLI AND ADAMS

DATE: AUGUST 1, 2016

RESOLUTION

**AWARDING BID #2016-07 FOR BROAD STREET AND NORTH MAIN STREET
SEWER REPLACEMENT PROJECT**

On motion of TRUSTEE BRAKEWOOD, 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 is in the middle of conducting an ongoing capital improvements project for village-wide sewer improvements; and

WHEREAS, the Village of Port Chester has advertised for bids for the 2016 Broad Street and North Main Street Sewer Replacement Project (Bid No. 2016-07); and

WHEREAS, the Village received four bids for this work; and

WHEREAS, the Village's consulting engineer, Dolph Rotfeld Engineering, P.C., recommends that the Board accept the low bid of Joken Development Corporation of White Plains, New York in the amount of \$639,335.00 which meets all the specifications as set forth in the bid documents. NOW, THEREFORE, BE IT

RESOLVED, that the Board of Trustees hereby awards the bid for the 2016 Broad Street and North Main Street Sewer Replacement Project (Bid No. 2016-07) to Joken Development Corporation of 9 Belway Place White Plains, New York; and be it further

RESOLVED, that the Village Manager is hereby authorized to enter into an agreement with the contractor, and be it further

RESOLVED, that the Village Manager, Section 112 of the Specifications and Contract Documents is authorized to make changes in the work unit prices line for change orders, and be it further

RESOLVED, that the Board of Trustees authorizes the Village Treasurer to make payment from the following account in the Capital Fund as follows: #5.8120.400.2013.132 for the 2016 Broad Street and North Main Street Sewer Replacement Project.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, BRAKEWOOD, MARINO AND MAYOR PILLA
NOES: NONE
ABSENT: TRUSTEES CECCARELLI AND ADAMS

DATE: AUGUST 1, 2016

CORRESPONDENCE

Putnam E&H Co. No. 2, notice of the election of three new members.

A Resolution was approved and we welcome the new members.

Letters from Robert Reis.

Mr. Reis spoke earlier.

Correspondence from the Traffic Commission.

Noted.

Correspondence from Washington Engine & Hose Company.

Noted.

Correspondence from residents of May Place.

Forwarded to Staff for their approval subject to conditions.

ADD-ON RESOLUTION

TO CO-SPONSOR THE ONE YEAR ANNIVERSARY OF THE DOG PARK

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

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, BRAKEWOOD, MARINO AND MAYOR PILLA
NOES: NONE
ABSENT: TRUSTEES CECCARELLI AND ADAMS

DATE: AUGUST 1, 2016

DISCUSSIONS

1. Corenthal Correspondence to Village Attorney.

Trustee Didden commented we looked at this and it is done.

2. Spring Street Parking Restrictions.

Trustee Didden commented that there is a street sweeping at 7:00 a.m. and that people are receiving tickets during the 9:00 a.m. Mass.

3. 2nd Annual Wall Street Rides FAR.

Trustee Ceccarelli asked for the Mayor's response. The governor has not set legislation yet.

4. Housing Bonus and Rehabilitation Policy.

Mayor Pilla commented we had people come from Sustainable Port Chester talk about a few things including the 10% set aside. Planning Director said this would require SEQRA. Trustee Ferrara said this would require discussions and any additional affordable housing would bring more children to the schools.

PUBLIC COMMENTS

Mr. Richard Abel commented on the Public Officers' law. The Board should take it one step further – the highest paid officials in this Village do not live in the Village.

BOARD COMMENTS

Trustee Didden expressed his condolences to the Gelfarb family. He thanked the fire department for two quick stops.

Trustee Ferrara expressed sympathy to the Gelfarb and Adams families on their losses.

Trustee Brakewood expressed his sympathy to the Gelfarb and Adams families.

Trustee Marino asked for an update on the lighting in Columbus Park. Village Engineer said the bid was too high. Mr. Steers will send an update to the Board tomorrow. Trustee Marino asked when the work on the ramps at the firehouses is going to start.

Mayor Pilla expressed condolences to the Adams and Gelfarb families.

APPROVAL OF MINUTES

On motion of TRUSTEE BRAKEWOOD, seconded by TRUSTEE MARINO, the minutes of April 5, 2016 were approved by the Board

ROLL CALL

AYES: Trustees Ferrara, Brakewood, Marino and Mayor Pilla

NOTES: None

ABSENT: Trustees Ceccarelli and Adams

RECUSED: Trustee Didden

Without a majority vote the minutes were not approved.

On motion of TRUSTEE MARINO, seconded by TRUSTEE BRAKEWOOD, the minutes of April 6, 2016 were approved by the Board.

ROLL CALL

AYES: Trustees Ferrara, Brakewood, Marino and Mayor Pilla

NOTES: None

ABSENT: Trustees Ceccarelli and Adams

RECUSED: Trustee Didden

On motion of TRUSTEE FERRARA, seconded by TRUSTEE BRAKEWOOD, the minutes of April 26, 2016 were approved by the Board.

ROLL CALL

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

NOTES: None

ABSENT: Trustees Ceccarelli and Adams

On motion of TRUSTEE BRAKEWOOD, seconded by TRUSTEE DIDDEN, the minutes of the April 27, 2016 meeting were approved by the Board.

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood and Mayor Pilla

NOTES: None

ABSENT: Trustees Ceccarelli and Adams
RECUSED: Trustee Marino

On motion of TRUSTEE MARINO, seconded by TRUSTEE DIDDEN, the minutes of the April 28, 2016 meeting were approved by the Board.

ROLL CALL

AYES: Trustees Didden, Ferrara, Marino and Mayor Pilla
NOTES: None
ABSENT: Trustees Ceccarelli and Adams
RECUSED: Trustee Brakewood

On motion of TRUSTEE DIDDEN, seconded by TRUSTEE FERRARA, the meeting was adjourned at 9:02 p.m.

ROLL CALL

AYES: Trustees Didden, Ferrara, Brakewood, Marino and Mayor Pilla
NOTES: None
ABSENT: Trustees Ceccarelli and Adams

Respectfully submitted,

David Thomas
Village Clerk

Emailed D. Thomas to add to
Oct. 3 BOT Agenda

CORR- 01
BOT 10-5-2016

VILLAGE OF PORT CHESTER

Corpus Christi-Our Lady of the Rosary Parish
136 S. Regent St.
Port Chester, NY 10573
Phone (914) 939-3169 (914) 939-0547 Fax: (914) 939-7249

SEP 16 2016

RECEIVED *vm*

September 16, 2016

Richard Conway, Chief of Police
Police Headquarters
350 North Main Street
Port Chester, New York 10573

Dear Chief Conway,

On Sunday, October 16, 2016, the Parish of Corpus Christi/Our Lady of the Rosary will hold its annual special celebration of the Eucharist in honor of El Señor de los Milagros (The Lord of Miracles). Following Mass, celebrated at 11:45AM, some of our parishioners will show an exhibition of faith by a procession carrying a reproduction of the image of El Señor de los Milagros, on a platform around the area adjacent to the church.

The procession will leave from in front of the Don Bosco Center at 1:15PM, proceed to the intersection with Purdy Avenue, turn left onto Purdy Avenue to the Boston Post Road intersection, and left onto to Grace Church Street then left onto Don Bosco Place.

It is anticipated that approximately 300 people will take part in the procession. To insure the safety of those in the procession and the general public, we respectfully request that a police escort lead and another follow. Due to the weight of the platform, it is necessary to stop often. Therefore the entire procession is expected to take about three hours.

I would like to take this opportunity to thank you and your department for the police presence and protection during the major processions and events held in our parish, and for all the support you give to our parishioners.

Again, thank you. If you have any questions, please do not hesitate to contact me.

Sincerely,


Rev. Pat Angelucci, SDB
Pastor

PA:me
Cc: Christopher Steers, Village Manager
Mark Braccio, Traffic Sargeant
Rocco Morabito, General Foreman

CORR- 02
BOT 10-5-2016



Mellor Engine & Hose Co. No 3, Inc.

P.O. BOX 575
PORT CHESTER, NEW YORK 10573

Gregg Gregory, *President*
Daniel Romanello, *Vice President*
John Colucci, *Treasurer*
Donna Gordiski, *Secretary*

Luis Marino, *Captain*
Leslie J. Murphy, *1st Lieutenant*
Scott Sprague, *2nd Lieutenant*
Frank Gordiski, *Sergeant*
Peter Mutz, *Chief Dri*

September 2016

Village of Port Chester
Village Clerk
222 Grace Church Street
Port Chester, NY 10573

To whom it may concern:

Nakeem Marks is no longer a member of Mellor Engine & Hose Co.#3.
Please remove him from the roll. Nakeem was never assigned a badge. Thank you.

Sincerely,

Donna C. Gordiski
Secretary

CORR- 03
BOT 10-5-2016



PUTNAM ENGINE & HOSE CO., NO.2
Organized October 4, 1854
Incorporated May 17, 1954
P.O. Box 933, Port Chester, NY 10573

Received
SEP 21 2016
Village Clerk
VILLAGE OF PORT CHESTER

September 20, 2016

VIA EMAIL & REGULAR MAIL
VILLAGE OF PORT CHESTER
VILLAGE CLERK
222 Grace Church Street
Port Chester, NY 10573

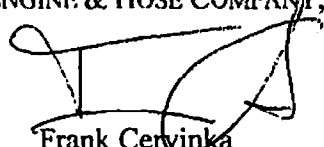
Attn: Vita Silco

Dear Ms. Sileo:

As of our September 2016 meeting, the Putnam Engine & Hose, Company No.2, has expelled the following member.

Michael J. DeFonce
47 Haines Boulevard
Port Chester, NY 10573

Sincerely yours,
PUTNAM ENGINE & HOSE COMPANY, No. 2


Frank Cervinka
Secretary

Enclosures



Companies:

Reliance Engine & Hose
No. 1

Putnam Engine & Hose
No. 2

Fire Department
Village of Port Chester

WESTCHESTER COUNTY, N. Y.



Headquarters: Westchester Avenue and Boning Street

Harry Howard Hook &
Ladder No. 1
Port Chester Fire Patrol
& Rescue Co., No. 1, Inc.
Mellor Engine & Hose Co.
No. 3
Washington Engine & Hose
Co. No. 4
Brooksville Engine & Hose
Co. No. 5

TO THE HONORABLE BOARD OF TRUSTEES OF THE VILLAGE PORT CHESTER, N.Y.:

The

respectfully reports that at a meeting held

on favorable action was taken on the following:

Elected active members _____

Elected active exempt members _____

Elected honorary members _____

Members resigned _____

Members expelled MICHAEL J. DEFONCE

Members suspended _____

Members died _____

Badges returned (numbers) _____

Remarks: _____

Secretary, _____

Address: _____

[Handwritten Signature]
P.O. Box 933
Port Chester NY



Kindling a passion for the ceramic arts and providing a community for that passion to flourish.

Board of Directors

PRESIDENT
Judith Weber

VICE PRESIDENTS
Bruce Fern
Carol Chevlowe

TREASURER
Earlene Cox

SECRETARY
Robin Henschel

MEMBERS
Scott Bedrick
Reena Kashyap
Sally Ng
Robert Rattet
Judith S. Schwartz, Ph.D.
Carole Siegel
Linda Solomon
Jim Turnbull
Jackie Welsh

ADVISORY COUNCIL
David Elcott
Leslie Ferrin
Clifford Henry
Joseph Kenner
Bob Miranti
Rene Murray
Ann Barringer Spaeth
William Waters

EXECUTIVE DIRECTOR
Leigh Taylor Mickelson

Founded in 1957, the Clay Art Center incorporated as a not-for-profit organization in 2006 and received its 501(c)(3) tax-exempt status in 2007.

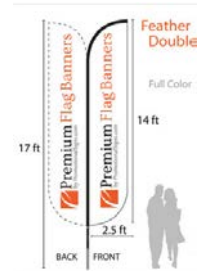
September 21, 2016

To: Mayor Dennis Pilla & Port Chester Village Board of Trustees

RE: Permission to place signage on village property

Clay Art Center respectfully requests permission to place signage on village property to let area residents and passers-by know about our upcoming annual Clay-Holiday exhibition and sale. As you know, Clay Art Center is a vibrant community art center, providing access to the arts to Port Chester and the greater area. Our exhibitions are free and open to the public, and the sales of artwork support area artists as well as many of our ongoing community programs. Better signage that would drive more people to our center at this time of year would be a boost to our center in many ways.

We would like to place a custom designed "feather" lawn sign (see image) at the corner of Beech Street and Grace Church Street, in front of the bushes that surround the fire station parking lot. It would be a simple design with our logo and the words "POTTERY SALE."



In addition, we would like permission to place 4-8 yard signs around Port Chester at strategic locations to alert people to our presence in the neighborhood. Again, they would have our logo, POTTERY SALE and our website or perhaps an arrow. We are flexible as to their placement, as long as they are in high traffic areas.

In the past we have proposed permanent directional signs that direct people to Clay Art Center from various points. We would still like to pursue this with you, but for now, permission to place these temporary signs will be much appreciated.

Thank you for your support.

Sincerely,

Leigh Taylor Mickelson
Executive Director

From: [Pilla, Dennis \(Mayor\)](#)
To: [Leigh Mickelson](#)
Cc: [Brakewood, Daniel \(Trustee\)](#); [Didden, Bart](#); [Marino, Luis \(Trustee\)](#); [Adams, Gregory \(Trustee\)](#); [Ferrara, Frank](#); [Ceccarelli, Gene \(Trustee\)](#); [Veltri, Maryanne](#); [Nancy Yates](#); [Thomas, David](#)
Subject: Re: Request for permission from Clay Art Center for temporary signage placement
Date: Monday, September 26, 2016 8:10:41 AM

Got it. Thanks Leigh.

Dave, can you please combine this with Clay's earlier request for the Board. Thanks

Dennis G. Pilla
Mayor, Village of Port Chester
222 Grace Church St.
Port Chester, NY 10573
(914) 939-5201

(Sent while on the go - please excuse any typos)

On Sep 26, 2016, at 7:56 AM, Leigh Mickelson <leigh@clayartcenter.org> wrote:

Hello again- realized I left out an important detail. The dates! The exhibit will run November 17-December 23, 2016. Thanks for your consideration and your assistance in helping people find Clay Art Center.

On Sep 21, 2016 10:22 AM, "Leigh Mickelson" <leigh@clayartcenter.org> wrote:

Hello Mayor Pilla & Village Board of Trustees – I was hoping to get this letter to you before Monday’s meeting, but it has been a hectic week. I hope you can add this item to your agenda for your next meeting.

Thank you so much.

Respectfully,

Leigh Taylor Mickelson

Executive Director

Clay Art Center

40 Beech Street

Port Chester, NY 10573

[914-937-2047 x222](tel:914-937-2047)

leigh@clayartcenter.org

www.clayartcenter.org

[Like us on Facebook](#)

[Visit Our Current Exhibition:](#)

[<image001.jpg>](#)



September 29, 2016

The Honorable Dennis G. Pilla, Mayor of Port Chester
Members of the Port Chester Board of Trustees

CORR- 05
BOT 10-5-2016

PEOPLE FOR
THE ETHICAL
TREATMENT
OF ANIMALS

Via e-mail: DPilla@portchesterny.com; GAdams@portchesterny.com;
DBrakewood@portchesterny.com; GCeccarelli@portchesterny.com;
FFerrara@portchesterny.com; Imarino@portchesterny.com;
bidden@portchesterny.com

Washington, D.C.
1536 16th St. N.W.
Washington, DC 20036
202-483-PETA

Los Angeles
2154 W. Sunset Blvd.
Los Angeles, CA 90026
323-644-PETA

Norfolk
501 Front St.
Norfolk, VA 23510
757-622-PETA

Oakland
554 Grand Ave.
Oakland, CA 94610
510-763-PETA

Info@peta.org
PETA.org

Dear Mayor Pilla and Members of the Port Chester Board of Trustees,

We've been contacted by members and supporters in the Port Chester area who are thrilled that the village is considering an ordinance to prohibit the sale of animals from puppy and kitten mills. We share their enthusiasm, because such legislation protects animals and consumers alike.

Nationwide, it's estimated that more than 6 million animals enter shelters every year, and about half of them must be euthanized. Countless other homeless and unwanted animals—who are abandoned or neglected but never make it into shelters and so are not counted as part of shelter statistics—suffer and die on the streets after being hit by cars, being attacked by other animals, succumbing to disease or the elements, or enduring other awful fates.

Experience has shown that legislative measures such as prohibitions on the sales of animals purposely bred for sale at pet shops are the most effective means of reducing the numbers of unwanted and abandoned animals who flood our nation's shelters. Banning the sale of dogs and cats from high-volume breeders, aka "puppy mills," is a critical step toward reducing the animal-homelessness crisis.

After Tucson, Arizona, passed a ban on the sale of animals from breeding mills, *Inside Tucson Business* published an editorial by the ordinance's sponsor, City Council Member Steve Kozachik, who explained:

The puppy mill industry is regulated by the U.S. Department of Agriculture. The standards of care commanded by that agency are little more than survival-level living conditions. A dog can be kept inside [a] cage for literally [his or her] entire life. The cage may have a metal floor, have a height of only six-inches higher than the top of the dog, and be twice the dog's length, plus six inches. Those are the standards mill advocates support. Our ordinance says that being "registered" to breed under those conditions is not good enough.

He reported that communities across the country have adopted local ordinances that limit the sale of dogs and cats to those sourced from local animal-placement

Affiliates:

- PETA Asia
- PETA India
- PETA France
- PETA Australia
- PETA Germany
- PETA Netherlands
- PETA Foundation (U.K.)

groups or shelters, including Albuquerque, Chicago, Phoenix, and San Diego.¹ Boston and Philadelphia recently joined the approximately 200 communities that have passed similar laws to date.

Most, if not all, commercial breeding operations licensed by the U.S. Department of Agriculture are puppy mills, which were publicly recognized as "problematic" by the Office of Inspector General in a 2010 report. The report on these high-volume dog-production facilities found that the limited oversight of puppy mills was inadequate, the process used to enforce the minimal provisions of the federal Animal Welfare Act was ineffective, federal inspectors failed to cite or document violations properly to allow for enforcement actions, and federal inspectors misused guidelines to lower penalties for violators. The entire report, including disturbing inspection photos, is available online.²

We hope Port Chester will join the growing number of communities that are banning retail dog and cat sales and consider implementing breeding license fees and restrictions on citizens who insist on contributing to the animal-homelessness crisis in the community.

I can be reached at 443-320-1277 or TeresaC@peta.org. Please consider PETA a resource.

Thank you for your hard work for the citizens of Port Chester.

Sincerely yours,



Teresa Chagrin
Animal Care and Control Specialist
Cruelty Investigations Department

¹Steve Kozachik, "Tucson Retail Puppy Sale Ban Ethical, Right Thing to Do," 20 Mar. 2014, InsideTucsonBusiness.com

<http://www.insidetucsonbusiness.com/opinion/columnists/guest_opinion/tucson-retail-puppy-sale-ban-ethical-right-thing-to-do/article_d4daa5f0-b06f-11e3-bb28-0019bb2963f4.html>.

²Office of Inspector General, "Animal and Plant Health Inspection Service, Animal Care Program, Inspections of Problematic Dealers," U.S. Department of Agriculture, May 2010 <<http://www.usda.gov/oig/webdocs/33002-4-SF.pdf>>.