

MINUTES HELD NOVEMBER 7, 2016

A Meeting of the Board of Trustees of the Village of Port Chester, New York, was held on November 7, 2016 at 6:00 p.m. in the Village Justice Courtroom of the Police Headquarters Building, 350 North Main Street, Port Chester, New York

Board Members in attendance

Mayor Pilla - Absent

Trustees:

Didden - Present

Ferrara – Present

Brakewood – Absent

Ceccarelli – Present

Adams – Present

Marino – Present

Also present were Village Clerk Dave Thomas, Legal Assistant to the Village Attorney David Kenny, Village Manager Christopher Steers, Village Treasurer Leonie Douglas, Planning Director Eric Zamft, Human Resources Director Ed Brancati, Village Engineer Vincent Masucci, Police Chief Richard Conway and Assistant Fire Chief Enrico Castarella,

On motion of TRUSTEE DIDDEN, seconded by TRUSTEE FERRARA, the meeting was declared open for November 7, 2016

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, MARINO, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, AND MAYOR PILLA

MINUTES HELD NOVEMBER 7, 2016

PROPOSED MOTION FOR EXECUTIVE SESSION

On motion of TRUSTEE FERRARA, seconded by TRUSTEE DIDDEN, the Executive Session was declared open.

1. Starwood/United Hospital – Affordable Housing and Resident Preference
2. Consultation with Village Prosecutor Frank Cervinka

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, MARINO, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, AND MAYOR PILLA

On motion of TRUSTEE FERRARA, seconded by TRUSTEE DIDDEN, the Executive Session was declared closed.

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA

Trustee Marino left the meeting at 7:09 P.M.

PUBLIC COMMENTS

Ms. Goldie Solomon reminded everyone to get out and vote. The King Street flag raising is set for Veterans Day. On Saturday Dave Thomas will be at the African American Cemetery celebration Veterans memorial, and the American Legion will be honoring veterans sUNDAY at the WWI and WWII Memorial on Westchester Avenue.

DISCUSSION

1. Starwood/United Hospital Update –

RESOLUTION

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

Resolution to schedule a Special Meeting on November 29, 2016 at 6:00 PM at 222 Grace Church Street Port Chester, NY to review the Starwood/United Hospital FEIS.

ROLL CALL

MINUTES HELD NOVEMBER 7, 2016

AYES: TRUSTEES DIDDEN, FERRARA, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA

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

Resolution to schedule a Special Meeting to determine whether the Final EIS should be accepted on November 29, 2016 at 6:00 PM at 222 Grace Church Street Port Chester, NY.

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA

RESOLUTIONS

COUNSEL TO MAYOR ARISING OUT OF A CERTAIN CORRESPONDENCE BETWEEN THE VILLAGE MANAGER AND MAYOR

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

WHEREAS, the Village Manager, Christopher Steers, directed correspondence dated October 5, 2015 to Mayor Dennis Pilla, and provided copies to the Board of Trustees and the Village Attorney, Anthony Cerreto; and

WHEREAS, the correspondence raised issues arising out of a procurement process with regard to the dog run at Abendroth Park, Marina bulkhead, and grant-writing services; and

WHEREAS the Village Attorney was placed in the position of being a potential witness in certain of these matters; and

WHEREAS, the Board took judicial notice that Section 77-7D of the Village Code provides that “[T]he Board of Trustees shall have the power and duty to investigate the affairs of every department or agency of Village government and the official conduct of every officer and

MINUTES HELD NOVEMBER 7, 2016

employee.”; and

WHEREAS, the Manager and Mayor are not insulated from such scrutiny; and,

WHEREAS, given the unique circumstances presented, the Board elected to delegate its investigatory authority to a special, independent counsel to conduct fact-finding, make conclusions of law and recommend the proper course of action; and

WHEREAS, on November 2, 2015, the Board authorized the retainer of Brian Murphy (“Attorney Murphy”) of, the Matera Law Firm, Melville, New York, who was highly qualified given his past service as an assistant district attorney and prior employment with the Village’s Labor Counsel whose assignments involved several workplace investigations in the various Village Departments; and

WHEREAS; after investigation, which involved considerable time consisting of interviews, reviewing extensive records and legal research, Attorney Murphy presented the Board a written report dated April 3 2016 (“Murphy Report”); and

WHEREAS, at a meeting on April 4, 2016, the Board accepted the Murphy Report which concluded that the Mayor violated the Code of Ethics when he should have (but did not) disclose the full nature and extent of his business relationship with the Laberge Group and recuse himself from participating in the debate and vote over its bid for grant-writing services so as to avoid any appearance of impropriety; and

WHEREAS, Attorney Murphy recommended that the Board counsel the Mayor as to same and his future performance of the mayoral duties in accordance with the Code of Ethics; and

WHEREAS, as an alternative to formal action, the Board caused the delivery of a proposed letter prepared by Attorney Murphy for the Mayor to sign that would acknowledge the findings and conclusions of the Murphy report; and

WHEREAS, since that time, the Mayor has made a public statement as to his conduct and that he would not agree to sign any such acknowledgment letter; and

WHEREAS, the Board is therefore left with the recommendation of Attorney Murphy to counsel the Mayor as to his actions in the form of a resolution. Now, therefore, be it

RESOLVED, that the Board of Trustees hereby counsels the Mayor that he should have complied with the Village’s Code of Ethics and proactively disclosed the full nature and extent off his business relationship with the Laberge Group and recused himself from participating in the debate and vote over its bid for grant-writing services so as to avoid any appearance of impropriety; and be it further

RESOLVED, it is the expectation of this Board that going forward that the Mayor, and indeed all members should be mindful or their obligation to conduct themselves with the highest of ethical standards to assure the confidence of the public in the discharge of their official duties, and when confronted with a potential ethical issue, all should avail themselves of the Village’s Board of Ethics for guidance; and be it further

RESOLVED, that with this resolution, the Board desires that the matter be brought to a

MINUTES HELD NOVEMBER 7, 2016

close so that it may devote its time to other Village business.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA

RESOLUTION

On motion of TRUSTEE DIDDEN, seconded by TRUSTEE CECCARELLI, TRUSTEE ADAMS was voted Chairperson for this meeting by the Board of Trustees of the Village of Port Chester, New York:

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA

RESOLUTION

**FINANCIAL ADVISORY SERVICES
AGREEMENT**

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

WHEREAS, Capital Markets Advisors, LLC (“CMA”), has been performing financial advisory services for the Village of Port Chester since 2009; and

WHEREAS, CMA prepares plans for financing, makes presentations to the Board of Trustees and the public, prepares and assists in the preparation of financial documents such as official statements, notice of sale, bid sheet, request for a credit rating, DTC letter of representations, debt statement and pre-sale analysis; and

MINUTES HELD NOVEMBER 7, 2016

WHEREAS, CMA also assists the Village in the sale of the debt, confirms net interest cost calculations, verifies underwrites compensation, assists with the delivery of proceeds of each issue, and its closing, prepares and files required continuing disclosure and material event notices as required by SEC Rule 15c2-12; and

WHEREAS, CMA has presented the Village of Port Chester with an agreement for the aforementioned financial services, for the period of November 1, 2016 to May 31, 2018, and to be compensated at the rates stated in said agreement.

Now therefore be it,

RESOLVED, the Board of Trustees hereby authorizes the Village Manager to enter into an agreement with Capital Markets Advisors, LLC, 1075 Route 82, Suite 4, Hopewell Junction, NY 12533 for Financial Advisory Services, with payments for said services To be taken from funds already allocated in the General Fund & Capital Fund.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA

MINUTES HELD NOVEMBER 7, 2016

DISCUSSION

2. Amending Parkway Drive Traffic Regulations – Resolution

RESOLUTION

AMENDING PARKWAY DRIVE TRAFFIC REGULATIONS

On motion of TRUSTEE CECCARELLI, seconded by TRUSTEE FERRARA, the following resolution was amended as follows by the Board of Trustees of the Village of Port Chester, New York:

WHEREAS, the Traffic Commission convened and made recommendations to change the traffic regulations on Parkway Drive to promote pedestrian safety for pedestrians attempting to access Lyon Park; and

WHEREAS, on October 5, 2016 the Board had a public discussion about changing Parkway Drive to a one way street, relocation of certain stop signs, and altering parking regulations, and directed staff to draft a resolution to incorporate such changes; and

WHEREAS, the Village’s consulting Traffic Engineer, the Village’s Traffic Commission, Emergency Medical Services, Fire Department, and Police Department have all since met and affirmed their support of the following changes;

Now, therefore, be it

RESOLVED, that the Code of the Village of Port Chester, Chapter 319. Vehicle and Traffic, Section 319-69, Schedule VIII, and pursuant to the provisions of Section 319-12 “Stop intersections,” be amended as follows:

Stop Sign on	Direction of Travel	At intersection of
[Parkway Drive	North	Putnam Avenue]
<u>Parkway Drive</u>	<u>West</u>	<u>Birch Street</u>
<u>Parkway Drive</u>	<u>West</u>	<u>Pine Street</u>
<u>Parkway Drive</u>	<u>West</u>	<u>King Street</u>

and be it further

RESOLVED, that the Code of the Village of Port Chester, Chapter 319, Section 319-65, Schedule IV, and pursuant to the provisions of Section 319 -8 “One-way streets designated” be amended as follows:

Name of Street	Direction	Location
<u>Parkway Drive</u>	<u>West</u>	<u>Putnam Avenue to King Street</u>

and be it further

RESOLVED, that the Code of the Village of Port Chester, Chapter 319, Section 319-74, Schedule XIII, and pursuant to the provisions of Section 319 -20 “No parking or standing any time,” be amended as follows:

MINUTES HELD NOVEMBER 7, 2016

Name of Street	Side	Location
Parkway Drive	[South] <u>Both</u>	From Birch Street west for 30 feet
Parkway Drive	[South] <u>Both</u>	From Birch Street east for 30 feet
Parkway Drive	[South] <u>Both</u>	From King Street north for 40 feet
Parkway Drive	[South] <u>Both</u>	From Pine Place west for 30 feet
Parkway Drive	[South] <u>Both</u>	From Pine Place east for 30 feet

and be it further

RESOLVED, that the Code of the Village of Port Chester, Chapter 319, Section 319-66, Schedule V, and pursuant to the provisions of Section 319-9 “Prohibited turns” be amended as follows:

Name of Street	Direction of Travel	Prohibited Turn	Hours	At Intersection of
<u>Birch Street</u>	<u>North</u>	<u>Right</u>	<u>All</u>	<u>Parkway Drive</u>
<u>Pine Place</u>	<u>North</u>	<u>Right</u>	<u>All</u>	<u>Parkway Drive</u>

Note, bracketed language is to be deleted from the code book and underlined language is to be added.

APPROVED AS TO FORM:

Anthony M. Cerreto, Village Attorney

No action was taken on this Resolution

3. Adopt an Island – Resolution

RESOLUTION

On motion of TRUSTEE CECCARELLI, seconded by TRUSTEE FERRARA, the following resolution was amended as follows by the Board of Trustees of the Village of Port Chester, New York:

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA

ESTABLISHING THE “ADOPT-AN-ISLAND” PROGRAM

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

MINUTES HELD NOVEMBER 7, 2016

WHEREAS, the Beautification Commission has proposed an “Adopt-an-Island” program, to engage the community in the enhancement, upkeep, and preservation of existing Village owned traffic islands and road adjacent green spaces; and

WHEREAS, many municipalities across the nation, such as the City of Lowell, Massachusetts, have established and administered successful “Adopt-an-Island” programs; and

WHEREAS, volunteers and/or sponsors may be individuals, groups, clubs, teams, or businesses interested in beautifying and maintaining, or providing financial support for, public spaces within the Village of Port Chester; and

WHEREAS, the “Adopt-an-Island” program aims to extend and formalize the existing informal network of volunteers, sponsors, and supporting organizations that are currently active in maintaining and beautifying the Village of Port Chester; and

WHEREAS, the “Adopt-an-Island” program aims to formalize these connections by recognizing the outstanding effort of volunteers and sponsors, identifying areas lacking community support, enhancing community connection, and expanding involvement in beautification opportunities within the Village; and

WHEREAS, Village Staff and the Beautification Commission have identified, and recommended 13 traffic islands to be available for adoption under this program, which have been provided to the Board of Trustees. Now, therefore, be it

RESOLVED, that the Board of Trustees hereby conceptually establishes an “Adopt-an-Island” program, based on the proposal submitted by the Beautification Commission, subject to implementation by the Village Manager

Approved as to Form:

Anthony M. Cerreto, Village Attorney

MINUTES HELD NOVEMBER 7, 2016

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA

4. Proposed Draft Local Law For Subsequent Introduction Amending The Code Of The Village Of Port Chester, Chapter 345 “Zoning”, With Regard To An Alternate Method Of Establishing A Legal Nonconforming Use – Tabled to Date Certain January 23, 2017

RESOLUTION TO TABLE THE DISSCUSSION ITEM

On motion of TRUSTEE DIDDEN, seconded by TRUSTEE FERRARA, the following Discussion Item was tabled to Date Certain January 23, 2017 by the Board of Trustees of the Village of Port Chester, New York:

Proposed Draft Local Law For Subsequent Introduction Amending The Code Of The Village Of Port Chester, Chapter 345 “Zoning”, With Regard To An Alternate Method Of Establishing A Legal Nonconforming Use

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA

5. Parking & Mobility Study Update
6. Bulkhead Design Project Update
7. MTA Permit Request
8. Update on FOIL Request# 2016-034 – Tabled until November 21, 2016

MINUTES HELD NOVEMBER 7, 2016

RESOLUTIONS

AMENDED RESOLUTION

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

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA

DATE: November 7, 2016

RESOLUTION

APPOINTMENT OF TIMOTHY MURPHY TO THE PLANNING COMMISSION AS AN ALTERNATE MEMBER

On motion of TRUSTEE DIDDEN, seconded by TRUSTEE FERRARA, 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 an alternate member of the Port Chester Planning Commission, effective immediately, with said term to expire on January 9, 2019

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA

MINUTES HELD NOVEMBER 7, 2016

RESOLUTION

2016-2017 FISCAL YEAR BUDGET AMENDMENT

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

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA AND CECCARELLI

NOES: TRUSTEE ADAMS

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA

On motion of TRUSTEE DIDDEN, seconded by TRUSTEE FERRARA, the following resolution was tabled to date certain November 21, 2016 by the Board of Trustees of the Village of Port Chester, New York:

WHEREAS, on May 2, 2016, the Board of Trustees adopted a budget for the 2016-2017 fiscal year; and

WHEREAS, during the budget workshop for the Port Chester Justice Court, there was comment that Acting Justice Jose O. Castaneda should receive the same amount in compensation as Acting Justice Matthew Troy; and

WHEREAS, the adopted budget did not provide for same. Now, therefore, be it

RESOLVED, that effective _____ 2016, Acting Justice Jose O. Castaneda compensation will be increased from \$25,000 to \$38,110, and be it further

RESOLVED, that the Board of Trustees authorizes the Village Treasurer to transfer \$13, 110 for General Fund Contingency account 1.1990.400 to Justice Court Personnel line 1.1110.100.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA

MINUTES HELD NOVEMBER 7, 2016

RESOLUTION

NEW YORK STATE SNOW AND ICE RENEWAL AGREEMENT 2016-2017

On motion of TRUSTEE FERRARA, seconded by TRUSTEE DIDDEN, the following resolution was amended/tabled by the Board of Trustees of the Village of Port Chester:

WHEREAS, pursuant to New York State Highway Law, Section 12, the maintenance and repair of improved state highway in towns and incorporated villages, including control of snow and ice, is under the direct supervision and control of the commissioner of transportation; and

WHEREAS, the commissioner is authorized to enter into an agreement with a municipality for the performance of the work of such control of snow and ice on such terms as the commissioner may determine in the best interest of the public; and

WHEREAS, there are 13.2 lane miles of New York State-owned roads in the Village of Port Chester; and

WHEREAS, the State of New York has historically contracted with the Village of Port Chester for snow and ice removal on these roads; and

WHEREAS, the State has most recently contracted with the Village by renewal agreement for 2015-2016; and

WHEREAS, such extension provides for an estimated expenditure determined by the State at the time of extension with an adjustment to the actual payment amount based upon the intensity and severity of the winter season; and

WHEREAS, the State has recently presented to the Village an Agreement to Extend the Indexed Lump Sum Municipal Snow and Ice Agreement for the 2016-2017 season with an estimated lump sum expenditure of \$1,578.00 per lane mile for a total of \$20,829.60; and

WHEREAS, the Village Manager recommends that such long-standing contractual relationship be continued. Now, therefore, be it

RESOLVED, that the Village Manager be and is hereby authorized to execute the Agreement to Extend the State Indexed Lump Sum Municipal Snow and Ice Agreement for the 2016-2017 season, with estimated payment to the Village of Port Chester in the amount of \$19,892.40.

Approved as to Form:

Village Attorney

MINUTES HELD NOVEMBER 7, 2016

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA

RESOLUTION

NEW YORK STATE SNOW AND ICE RENEWAL AGREEMENT 2016-2017

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

WHEREAS, pursuant to New York State Highway Law, Section 12, the maintenance and repair of improved state highway in towns and incorporated villages, including control of snow and ice, is under the direct supervision and control of the commissioner of transportation; and

WHEREAS, the commissioner is authorized to enter into an agreement with a municipality for the performance of the work of such control of snow and ice on such terms as the commissioner may determine in the best interest of the public; and

WHEREAS, there are 13.2 lane miles of New York State-owned roads in the Village of Port Chester; and

WHEREAS, the State of New York has historically contracted with the Village of Port Chester for snow and ice removal on these roads; and

WHEREAS, the State has most recently contracted with the Village by renewal agreement for 2015-2016; and

WHEREAS, such extension provides for an estimated expenditure determined by the State at the time of extension with an adjustment to the actual payment amount based upon the intensity and severity of the winter season; and

WHEREAS, the State has recently presented to the Village an Agreement to Extend the Indexed Lump Sum Municipal Snow and Ice Agreement for the 2016-2017 season with an estimated lump sum expenditure of \$1,578.00 per lane mile for a total of \$20,829.60; and

WHEREAS, the Village Manager recommends that such long-standing contractual relationship be continued. Now, therefore, be it

RESOLVED, that the Village Manager be and is hereby authorized to execute the Agreement to Extend the State Indexed Lump Sum Municipal Snow and Ice Agreement for the 2016-2017 season, with estimated payment to the Village of Port Chester in the amount of \$19,892.40.

MINUTES HELD NOVEMBER 7, 2016

Approved as to Form:

Village Attorney

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA

RESOLUTION

**RETAINER FOR RENEWAL OF THIRD-PARTY ADMINISTRATION SERVICES
FOR FORMER VILLAGE'S SELF-INSURED WORKERS COMPENSATION
PROGRAM**

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

WHEREAS, the Village of Port Chester formerly had a self-insured workers compensation program; and

WHEREAS, such program required the Village to retain a firm to provide third-party administration services ("TPA"); and

WHEREAS, PMA Management Corp. was the last TPA before the Village retained PERMA as its workers' compensation carrier under a conventional insurance program; and

WHEREAS, PMA has been managing the remainder of the "run-off" or claims that were open as of the date of such change; and

WHEREAS, the Village Manager recommends that PMA's agreement be renewed for the 2016-2017 Fiscal Year at the same rate of compensation. Now, therefore, be it

RESOLVED, that the Village Manager be and is hereby authorized to enter into an agreement with PMA Management Corp., 330 Fellowship Road, Suite 200, Mount Laurel, New Jersey 08054, to continue as Third Party Administrator for the remainder of the "run-off" claims with regard to the Village's former self-insured workers compensation program for the 2016-2017 Fiscal Year, compensation to be \$12,000 and as further provided in the agreement annexed hereto.

MINUTES HELD NOVEMBER 7, 2016

APPROVED AS TO FORM:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA

RESOLUTION TO COMBINE

On motion of TRUSTEE FERRARA, seconded by TRUSTEE DIDENT, to combine Resolutions 5A, 5B, and 5C of the agenda for the purpose of casting one vote for all of the combine resolutions was adopted by the Board of Trustees of the Village of Port, Chester, New York.

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA

DATE: November 7, 2016

RESOLUTION

ACCEPTING A GRANT AWARD AND ESTABLISHING THE SOURCE OF FUNDS TO BE REIMBURSED FOR COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT #1528WC-PF223-15 SENIOR CENTER KITCHEN EQUIPMENT/INSTALLATION

On the motion of TRUSTEE CECCARELLI, 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 was awarded \$52,073.00 in Community Development Block Grant (“CDBG”) funding from the New York State Office of Community Renewal (“NYSOCR”) for the Village of Port Chester Senior Center Kitchen Equipment/Installation; and

MINUTES HELD NOVEMBER 7, 2016

WHEREAS, the aforementioned funds will be reimbursed by NYSOCR on an ongoing basis and as requested by the Village of Port Chester; and

WHEREAS, the Village completed its historic and environmental review for the aforementioned project in accordance with NYSOCR standards; and

WHEREAS, the Village has requested the release of funds from NYSOCR and received notice to proceed; and

WHEREAS, the Village solicited multiple quotes for kitchen equipment/installation for the Village of Port Chester Senior Center and made a selection based on price and ability to match the needs of the Senior Center; and

WHEREAS, the project is ready to begin and requires the acceptance of this grant award and subsequent establishment of funds to be reimbursed.

NOW, THEREFORE, be it

RESOLVED, that the Board of Trustees hereby accepts the grant award #1528WC-PF223-15 in the amount of \$52,073.00 for Senior Center Kitchen Equipment/Installation; and further be it

RESOLVED, that the Board of Trustees hereby authorizes the Village Treasurer to establish the Senior Center Kitchen Equipment/Installation Project and modify the FY 2016-17 Capital Fund Budget as follows:

Revenue:

5.5.4989.2016-.167 CDBG 1528WC-PF223-15 \$52,073.00

Appropriations:

5.6720.200.2016.167 Senior Center Kitchen Equipment/Installation \$52,073.00

Approved as to Form:

Village Attorney, Anthony Cerreto

MINUTES HELD NOVEMBER 7, 2016

**RESOLUTION
ACCEPTING A GRANT REWARD AND ESTABLISHING THE FUNDS TO BE
REIMBURSED FOR COMMUNITY DEVELOPMENT BLOCK GRANT
PROJECT #1528WC-PR222-15**

On the motion of TRUSTEE CECCARELLI, 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 was awarded \$750,000 in Community Development Block Grant (“CDBG”) funding from the New York State Office of Community Renewal (“NYSOCR”) for repairs to the Village of Port Chester’s sewer mains; and

WHEREAS, the specific award for Project #1528WC-PR222-15 is designated to pay for a portion of a Village-wide replacement of its sewer mains at an estimated cost of approximately \$15,000,000; and

WHEREAS, the aforementioned funds for this award will be reimbursed by NYSOCR on an ongoing basis and as requested by the Village of Port Chester; and

WHEREAS, the Village completed its historic and environmental review for the aforementioned project in accordance with NYSOCR standards; and

WHEREAS, the Village issued a public notice on July 15, 2016 and which ended on August 14, 2016; and

WHEREAS, the Village has requested the release of funds from NYSOCR and received notice to proceed; and

WHEREAS, the Village issued a competitive bid for the project and subsequently selected a bid and entered into a contract with Joken Construction Corporation on October 15, 2016; and

WHEREAS, the project is ready to begin and requires the establishment of a source funds to be reimbursed.

NOW, THEREFORE, be it

RESOLVED, that the Board of Trustees hereby accepts the grant award 1528WC-PR222-15 in the amount of \$750,000 for the Sewer Improvement Project, and be it further

RESOLVED, that the Board of Trustees hereby authorizes the Village Treasurer to modify said Sewer Improvement 13/14 project in the Capital Fund as follows:

Increase Project Budget from \$6,457,000 to \$7,207,000

Additional Revenue

5.5.4989.2013.132 CDBG 1528WC-PF223-15 \$750,000

Additional Appropriation:

5.8120.400.2013.132 Sewer Improvement 13/14 \$750,000

Approved as to Form:

Village Attorney, Anthony Cerreto

MINUTES HELD NOVEMBER 7, 2016

RESOLUTION

ACCEPTING A GRANT AWARD AND ESTABLISHING THE SOURCE OF FUNDS TO BE REIMBURSED FOR COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT #1528WC-PF223-15 SENIOR CENTER BUS

On the motion of TRUSTEE CECCARELLI, 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 was awarded \$54,672.00 in Community Development Block Grant (“CDBG”) funding from the New York State Office of Community Renewal (“NYSOCR”) for a new bus for the Village of Port Chester Senior Center; and

WHEREAS, the aforementioned funds will be reimbursed by NYSOCR on an ongoing basis and as requested by the Village of Port Chester; and

WHEREAS, the Village completed its historic and environmental review for the aforementioned project in accordance with NYSOCR standards; and

WHEREAS, the Village has requested the release of funds from NYSOCR and received notice to proceed; and

WHEREAS, the Village solicited multiple quotes for a new bus for the Village of Port Chester Senior Center and made a selection based on price and ability to match the needs of the Senior Center; and

WHEREAS, the project is ready to begin and requires the acceptance of this grant award and subsequent establishment of funds to be reimbursed.

NOW, THEREFORE, be it

RESOLVED, that the Board of Trustees hereby accepts the grant award #1528WC-PF223-15 in the amount of \$54,672.00 for a new Senior Center bus; and further be it

RESOLVED, that the Board of Trustees hereby authorizes the Village Treasurer to establish the Senior Center Bus Project and modify the FY 2016-17 Capital Fund Budget as follows:

Revenue:

5.5.4989.2016.166 CDBG 1528WC-PF223-15 \$54,672.00

Appropriation:

5.5.6720.203.2016.166 Senior Center Bus \$54,672.00

Approved as to Form:

Village Attorney, Anthony Cerreto

ROLL CALL

MINUTES HELD NOVEMBER 7, 2016

AYES: TRUSTEES DIDDEN, FERRARA, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA

MINUTES HELD NOVEMBER 7, 2016

RESOLUTION

**AUTHORIZE THE MAYOR TO SEND CORRESPONDENCE TO G&S
REGARDING A PROPOSAL FOR THE MARINA PARKING LOT**

On the motion of TRUSTEE DIDDEN, seconded by TRUSTEE FERRARA, the following resolution was tabled until a date certain of December 5, 2016 by the Board of Trustees of the Village of Port Chester, New York:

WHEREAS, the Village received a proposal from G&S to convert the Marina Parking Lot into a paid parking lot and to share revenue with the Village of Port Chester; and,

WHEREAS, the Village hired a consulting traffic engineer, The RBA Group, on August 3, 2016 to evaluate the proposal and its potential impacts on parking and traffic in the Village; and

WHEREAS, the Village expects a report from its consulting traffic engineer within the coming month;

WHEREAS, the Board wishes to provide an update to G&S on the Village's review of the Marina Parking Lot proposal.

Now therefore be it,

RESOLVED, that the Board of Trustees authorize the Mayor to send correspondence to G&S updating them on the Village's review of the proposal for the Marina Parking Lot.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

MINUTES HELD NOVEMBER 7, 2016

RESOLUTION

**ACCEPTANCE AND APPROVAL OF DANIEL WILLIAMS AS AN ACTIVE
MEMBER OF RELIANCE ENGINE & HOSE CO. NO.1**

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, at the October 7, 2016 meeting of Reliance Engine & Hose Co. No. 1 the company held an election for a new active member; and

WHEREAS, DANIEL WILLIAMS 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 DANIEL WILLIAMS to Reliance Engine & Hose Co. No. 1, as an active member of the Port Chester Fire Department, conditioned upon passing the required medical examination.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA

MINUTES HELD NOVEMBER 7, 2016

CORRESPONDENCE

1. Tamarack Tower – Referred to Staff
2. From Tracy Wolak re Marina Parking, Abendroth Parking Area – Referred to Staff and Marina Parking Lot Sub-committee
3. Resignation of Aaron Elliott from the Beautification Commission - Accepted
4. Correspondence from Reliance Engine & Hose Co. No. 1 on the election of Daniel Williams - Accepted
5. Request for Procession - Grupo del divino nono Jesus - December 10, 2016 – Referred to Staff
6. From Eileen M. Geasor re September 6, 2016 Board of Trustees Meeting Matter “Gerety Property- 28 ½ Pilgrim Drive” – Referred to Staff

PUBLIC COMMENTS

There were no Public Comments

TRUSTEE COMMENTS

Trustee Didden requested the meeting schedule for 2017. Everybody should exercise their right to vote. Veterans Day is a holiday that moves with the date. We should honor our veterans and thank them for their service.

Trustee Ferrara commented on our rights and responsibilities. On October 27th the fire department inspection dinner was a wonderful evening. The firemen have my deepest thanks.

Trustee Ceccarelli commented on 21 Parkway Drive and its use. David Kenny replied we are awaiting a reply from the Town of Rye. He would like a media relations person to deal with the press. He would like to get more updated information to the *Westmore News* on a timely manner. He thanked the Village Staff for all their work.

Trustee Adams requested all to get out and vote.

MINUTES HELD NOVEMBER 7, 2016

ADJOURNMENT

On motion of TRUSTEE FERRARA, seconded by TRUSTEE DIDDEN, the meeting was adjourned at 9:46 PM

ROLL CALL

AYES: TRUSTEES DIDDEN, FERRARA, CECCARELLI AND ADAMS

NOES: NONE

ABSENT: TRUSTEES BRAKEWOOD, MARINO AND MAYOR PILLA