

MEETING HELD MARCH 23, 2015

A meeting of the Board of Trustees of the Village of Port Chester, New York, was held on Thursday, March 26, 2015, in the Senior Center, 220 Grace Church Street, Port Chester, New York, with Mayor Neil Pagano presiding.

Present in addition to Mayor Pagano, were Trustees Gregory Adams, Daniel Brakewood, Saverio Terenzi (arrived at 6:45 p.m.), Joseph Kenner, Gene Ceccarelli and Luis Marino.

It should be noted that Mayor Pagano left the meeting at 6:47 p.m. and returned at 6:53 p.m.

Also present were: Village Clerk, Janusz R. Richards; Village Manager, Christopher Steers; Village Treasurer, Leonie Douglas; Village Attorney, Anthony Cerreto; Confidential Secretary to Town of Rye Supervisor, Bishop Nowotnik; Greg Arcaro, Town of Rye consultant and Assemblyman Steven Otis (via telephone).

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

ROLL CALL

AYES: Trustees Adams, Brakewood, Marino, Kenner, Ceccarelli, and Mayor Pagano.

NOES: None.

ABSENT: Trustee Terenzi.

DATE: March 23, 2015

RESOLUTIONS

RESOLUTION #1

TAXI DISPATCHING LICENSES

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, Section 295-20, "Taxicabs", of the Village Code provides for the "Licensing of company dispatching" subject to the approval of the Village Board of Trustees; and

WHEREAS, RC Taxi has timely submitted applications for a dispatching license to the Village Clerk's Office for the approval by the Board of Trustees as provided by in Section 295-20 (C); and

WHEREAS, these application has been reviewed by the Village Clerk who has favorably recommended the approval. Now, therefore be it,

RESOLVED, that the Board of Trustees hereby approves the application submitted by RC Taxi and directs the Village Clerk to issue a license for company dispatching to each respective applicant, with said license to expire on March 31, 2016 as provided by the Village Code.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: Trustees Adams, Brakewood, Marino, Kenner, Ceccarelli, and Mayor Pagano.

NOES: None.

ABSENT: Trustee Terenzi.

DATE: March 23, 2015

RESOLUTION #2

SETTING PUBLIC HEARING TO CONSIDER APPLICATION OF ABILITY BEYOND DISABILITY TO ESTABLISH A COMMUNITY RESIDENCE AT PROPERTY LOCATED ADJACENT TO 51 BETSEY BROWN ROAD

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

WHEREAS, by letter dated March 9, 2015, Ability Beyond Disability has noticed the Village of Port Chester of its intention to establish a community residence at property adjacent to 51 Betsey Brown Road; and

WHEREAS, such community residence would be for six adults with developmental disabilities to be licensed under the New York Office for People with Developmental Disabilities (OPWDD); and

WHEREAS, pursuant to State Mental Hygiene Law, Section 41.34, the Village has forty days from receipt of such notification to either:

- support the proposed location;
- propose a suitable alternative location within the community;
- object to the proposed location on the grounds of overconcentration of such facilities that would substantially alter the nature and character of the area; and

WHEREAS, the statute also provides that the municipality may conduct a public hearing on the matter; and

WHEREAS, the Board of Trustees desires such a public hearing so as to entertain a full presentation from the applicant and obtain input from affected property owners and the community at large with regard to the application. Now, therefore, be it

RESOLVED, that the Board of Trustees hereby sets a public hearing on April 13, 2015 at 7:00 p.m. or as soon thereafter, at the Police Headquarters/Justice Court Courtroom, 2nd Floor, 350 North Main Street, Port Chester, to consider the application of Ability Beyond Disability to establish a community residence for six adults with developmental disabilities to be licensed by the New York Office for People with Developmental Disabilities.

APPROVED AS TO FORM:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: Trustees Adams, Brakewood, Terenzi, Marino, Kenner, Ceccarelli, and Mayor Pagano.

NOES: None.

ABSENT: None.

DATE: March 23, 2015

WORKSHOP

The Village Board of Trustees discussed the Rye Town Dissolution and its effect on the Village.

Following the Workshop, Mayor Pagano asked for a motion to add-on a resolution in support of the Rye Town Dissolution.

On motion of TRUSTEE MARINO, seconded by TRUSTEE KENNER, the motion received a unanimous vote.

ROLL CALL

AYES: Trustees Adams, Brakewood, Terenzi, Marino, Kenner, Ceccarelli, and Mayor Pagano.

NOES: None.

ABSENT: None.

DATE: March 23, 2015

RESOLUTION (ADD-ON)

AUTHORIZING THE DRAFTING OF HOME RULE LEGISLATION
PERMITTING THE DISSOLUTION OF THE TOWN OF RYE

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

NOW, THEREFORE, BE IT RESOLVED, the Village Board of Trustees hereby authorizes that New York State Home Rule legislation be drafted that would authorize a public referendum with the specifics of such legislation to be approved by the Board; and be it

FURTHER RESOLVED, the Mayor and Village Manager are hereby authorized to continue discussions with the Dissolution Steering Committee related to the dissolution of the Town of Rye as necessary in order to prepare the appropriate Home Rule legislation.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: Trustee Ceccarelli and Mayor Pagano.

NOES: Trustees Adams, Brakewood, Marino and Kenner.

RECUSE: Terenzi.

ABSENT: None.

DATE: March 23, 2015

ADD-ON EXECUTIVE SESSION

MAYOR PAGANO asked for a motion to consider an add-on Executive Session to consult with the Village Attorney concerning a pending disciplinary matter brought against a member of the Port Chester Police Department.

On motion of TRUSTEE CECCARELLI, seconded by TRUSTEE BRAKEWOOD, the motion received a unanimous vote of those present.

ROLL CALL

AYES: Trustees Adams, Brakewood, Terenzi, Marino, Kenner, Ceccarelli, and Mayor Pagano.

NOES: None.

ABSENT: None.

DATE: March 23, 2015

On motion of TRUSTEE CECCARELLI, seconded by TRUSTEE KENNER, the Board of Trustees adjourn to an executive session at 7:33 P.M.

ROLL CALL

AYES: Trustees Adams, Brakewood, Terenzi, Marino, Kenner, Ceccarelli, and Mayor Pagano.

NOES: None.

ABSENT: None.

DATE: March 23, 2015

Also present were: Village Clerk, Janusz R. Richards; Village Manager, Christopher Steers and Village Attorney, Anthony Cerreto.

No action was taken in executive session.

At 7:51 p.m., a motion to come out of executive session was made by TRUSTEE ADAMS, seconded by TRUSTEE MARINO, the Board of Trustees closed the executive session.

ROLL CALL

AYES: Trustees Adams, Brakewood, Terenzi, Marino, Kenner, Ceccarelli, and Mayor Pagano.

NOES: None.

ABSENT: None.

DATE: March 23, 2015

At 7:52 p.m., on motion of TRUSTEE CECCARELLI, seconded by TRUSTEE KENNER, the meeting was closed.

ROLL CALL

AYES: Trustees Adams, Brakewood, Terenzi, Marino, Kenner, Ceccarelli, and Mayor Pagano.

NOES: None.

ABSENT: None.

DATE: March 23, 2015

Respectfully submitted,

Janusz R. Richards
Village Clerk