

## **MEETING HELD FEBRUARY 12, 2014**

A meeting of the Board of Trustees of the Village of Port Chester, New York, was held on Wednesday, February 12, 2014, in the Village Hall Conference Room, 222 Grace Church Street, Port Chester, New York, with Mayor Neil Pagano presiding.

Present in addition to Mayor Pagano, were Trustees Gregory Adams, Daniel Brakewood, Luis Marino, and Gene Ceccarelli.

It should be noted that Trustee Kenner and Trustee Terenzi was absent.

It should be noted that Trustee Brakewood arrived at 6:15 p.m.

Also present were Village Manager, Christopher Steers; Village Clerk, Janusz R. Richards; Village Attorney, Anthony Cerreto; Village Treasurer, Leonie Douglas; Director of Planning and Development Christopher Gomez; Christopher Ameigh Administrative Aide to the Village Manager, Ed Brancati, Labor Councils Richard S. Finkel, Emily E. Harper and via telephone Mr. Terry O'Neil.

On motion of Trustee Adams, seconded by Trustee Marino the meeting was declared opened at 6:11 p.m.

### **ROLL CALL**

**AYES:** Trustees Adams, Marino, Ceccarelli and Mayor Pagano

**NOES:** None.

**ABSENT:** Trustees Brakewood, Terenzi and Kenner.

**DATE:** February 12, 2014

### **PROPOSED MOTION FOR EXECUTIVE SESSION**

#### **MOTION FOR EXECUTIVE SESSION**

At 6:11p.m., on motion of Trustee Ceccarelli, seconded by Trustee Adams the Board adjourned into an executive session regarding consultation with Village Attorney regarding retainer and compensation of hearing officer for Section 75 Civil Service Law Disciplinary Proceedings.

### **ROLL CALL**

**AYES:** Trustees Adams, Marino, Ceccarelli and Mayor Pagano

**NOES:** None.

**ABSENT:** Trustees Brakewood, Terenzi and Kenner.

**DATE:** February 12, 2014

Present in addition to the Board of Trustees, were Village Manager, Christopher Steers; Village Clerk, Janusz R. Richards; Village Attorney, Anthony Cerreto; Village Treasurer,

Leonie Douglas; Director of Planning and Development Christopher Gomez; Christopher Ameigh Administrative Aide to the Village Manager, Ed Brancati, Labor Councils Richard S. Finkel, Emily E. Harper and via telephone Mr. Terry O'Neil.

No action was taken in executive session.

At 6:40 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, Marino, Ceccarelli and Mayor Pagano

**NOES:** None.

**ABSENT:** Trustees, Terenzi and Kenner.

**DATE:** February 12, 2014

***Motion to Add-on a Resolution***

Mayor Pagano asked for a motion to consider an add-on a resolution to retain Deborah A. Shapiro, LLC., 270 Madison Avenue, Suite 1301, New York, New York 10016 to act as Hearing Officer for disciplinary proceedings brought under Section 75 of the Civil Service Law, compensation to be \$1,100.00 per diem plus travel expenses.

On motion of Trustee Adams, seconded by Trustee Ceccarelli, the motion received a unanimous vote of those present.

**ROLL CALL**

**AYES:** Trustees Adams, Brakewood, Marino, Ceccarelli and Mayor Pagano

**NOES:** None.

**ABSENT:** Trustees, Terenzi and Kenner.

**DATE:** February 12, 2014

**ADD-ON RESOLUTION #1**

**RETAINER AND COMPENSATION OF HEARING OFFICER FOR SECTION 75  
CIVIL SERVICE LAW DISCIPLINARY PROCEEDINGS**

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

WHEREAS, employees holding certain positions are entitled to the protections of Section 75 of the Civil Service Law, either by law or by virtue of their applicable collective bargaining agreement, including written charges and a hearing, prior to removal or otherwise subjected to disciplinary penalty for incompetency or misconduct; and

WHEREAS, the hearing upon such charges shall be held by the officer or body having the power to remove the person or by a deputy or other such person designated by such officer or body who would then make a recommendation to the removal authority on such charges; and

WHEREAS, disciplinary charges have most recently been served against certain Village employees; and

WHEREAS, by resolution adopted by the Board on November 23, 2009, Deborah A. Shapiro, LLC, 270 Madison Avenue, New York, New York, was retained to act as Hearing Officer in two disciplinary proceedings; and

WHEREAS, given the depth of experience as a hearing officer in personnel matters, past experience with the Village and competitive rate of compensation, the Village Manager desires to proceed in like manner in this instance. NOW, therefore, be it

RESOLVED, that Deborah A. Shapiro, LLC., 270 Madison Avenue, Suite 1301, New York, New York 10016 be and is hereby retained to act as Hearing Officer for disciplinary proceedings brought under Section 75 of the Civil Service Law, compensation to be \$1,100.00 per diem plus travel expenses.

Approved as to Form:

\_\_\_\_\_  
Anthony M. Cerreto, Village Attorney

### **ROLL CALL**

**AYES:** Trustees Adams, Marino, Ceccarelli and Mayor Pagano

**NOES:** None.

**ABSENT:** Trustees Brakewood, Terenzi and Kenner.

**DATE:** February 12, 2014

### **MOTION FOR SECOND EXECUTIVE SESSION**

At 7:11p.m., on motion of Trustee Brakewood, seconded by Trustee Marino the Board adjourned into a second executive session for the purpose Interview candidates with regard to submitted proposals for RFP - Technical assistance on Port Chester Public Schools Overcrowding, and Mitigation Analysis Relating to Housing and Economic Growth Potentials.

### **ROLL CALL**

**AYES:** Trustees Adams, Brakewood, Marino, Ceccarelli and Mayor Pagano

**NOES:** None.

**ABSENT:** Trustees, Terenzi and Kenner.

**DATE:** February 12, 2014

At 10:17 p.m., a motion to come out of executive session was made by Trustee Adams, seconded by Trustee Brakewood, the Board of Trustees closed the executive session.

**ROLL CALL**

**AYES:** Trustees Adams, Brakewood, Marino, Ceccarelli and Mayor Pagano

**NOES:** None.

**ABSENT:** Trustees, Terenzi and Kenner.

**DATE:** February 12, 2014

Present in addition to the Board of Trustees, were Village Manager, Christopher Steers; Village Clerk, Janusz R. Richards; Village Attorney, Anthony Cerreto; Village Treasurer, Leonie Douglas; Director of Planning and Development Christopher Gomez; Christopher Ameigh Administrative Aide to the Village Manager.

No action was taken in executive session.

At 10:17 p.m., a motion to come out of executive session was made by Trustee Adams, seconded by Trustee Brakewood, the Board of Trustees closed the executive session.

**ROLL CALL**

**AYES:** Trustees Adams, Brakewood, Ceccarelli and Mayor Pagano

**NOES:** None.

**ABSENT:** Trustees, Terenzi, Marino and Kenner.

**DATE:** February 12, 2014

At 10:18 p.m., on motion of Trustee Brakewood, seconded by Trustee Adams, the meeting was closed.

**ROLL CALL**

**AYES:** Trustees Adams, Brakewood, Ceccarelli and Mayor Pagano

**NOES:** None.

**ABSENT:** Trustees, Terenzi, Marino and Kenner.

**DATE:** February 12, 2014

Respectfully submitted,

Janusz R. Richards  
Village Clerk