

MEETING HELD JUNE 2, 2014

A meeting of the Board of Trustees of the Village of Port Chester, New York, was held on Monday, June 2, 2014, in the Court Room of the Police Headquarters Building, 350 North Main Street, Port Chester, New York, with Mayor Neil Pagano presiding.

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

It should be noted that Trustee Marino was absent.

It should be noted that Trustee Kenner arrived at 6:08 p.m. and Trustee Brakewood arrived at 6:10 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; Acting Police Chief, John R. Telesca, Building Inspector and Director of Code Enforcement Peter Miley; Christopher Ameigh Administrative Aide to the Village Manager, and Village Planner Jesica Youngblood.

On motion of TRUSTEE ADAMS, seconded by TRUSTEE TERENCE the meeting was declared opened at 06:03 p.m.

ROLL CALL

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

NOES: None.

ABSENT: Trustee Marino.

DATE: June 2, 2014

MEETING OF THE BOARD OF TRUSTEES IN THEIR CAPACITY AS A BOARD OF POLICE COMMISSIONERS

EXECUTIVE SESSION

At 6:04 p.m., on motion of TRUSTEE ADAMS, seconded by TRUSTEE TERENCE the Board adjourned into an executive session regarding recruitment update.

ROLL CALL

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

NOES: None.

ABSENT: Trustee Marino.

DATE: June 2, 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; Acting Police Chief, John R. Telesca, and Christopher Ameigh Administrative Aide to the Village Manager.

No action was taken in executive session.

At 6.32 p.m., a motion to come out of executive session was made by TRUSTEE CECCARELLI, seconded by TRUSTEE ADAMS, the Board of Trustees closed the executive session.

ROLL CALL

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

NOES: None.

ABSENT: Trustee Marino.

DATE: June 2, 2014

MOTION FOR EXECUTIVE SESSION

EXECUTIVE SESSION #1

At 6:33 p.m., on motion of TRUSTEE ADAMS, seconded by TRUSTEE CECCARELLI the Board adjourned into an executive session regarding Consultation with Attorney Mark A. Chertok regarding Starwood/United Hospital.

ROLL CALL

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

NOES: None.

ABSENT: Trustee Marino.

DATE: June 2, 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; Acting Police Chief, John R. Telesca, Building Inspector and Director of Code Enforcement Peter Miley; Christopher Ameigh Administrative Aide to the Village Manager, Village Planner Jesica Youngblood and Attorney Mark A. Chertok.

No action was taken in executive session.

At 6:56 p.m., a motion to come out of executive session was made by TRUSTEE ADAMS, seconded by TRUSTEE TERENZI, the Board of Trustees closed the executive session.

ROLL CALL

AYES: Trustees Adams, Brakewood, Terenzi, Kenner, Ceccarelli and Mayor Pagano
NOES: None.
ABSENT: Trustee Marino.

DATE: June 2, 2014

EXECUTIVE SESSION #2

At 6:57 p.m., on motion of TRUSTEE CECCARELLI, seconded by TRUSTEE ADAMS the Board adjourned into an executive session regarding consultation with Village Attorney regarding lease of space to the Town of Rye.

ROLL CALL

AYES: Trustees Adams, Brakewood, Terenzi, Kenner, Ceccarelli and Mayor Pagano
NOES: None.
ABSENT: Trustee Marino.

DATE: June 2, 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; Acting Police Chief, John R. Telesca, Building Inspector and Director of Code Enforcement Peter Miley; Christopher Ameigh Administrative Aide to the Village Manager, Village Planner Jesica Youngblood; Town of Rye Supervisor, Joseph Carvin; Town of Rye Deputy Supervisor William J. Villanova; Confidential Secretary to Town of Rye Supervisor Bishop Nowotnik and Attorney Mark A. Chertok.

No action was taken in executive session.

At 7:11 p.m., a motion to come out of executive session was made by TRUSTEE ADAMS, seconded by TRUSTEE TERENCE, the Board of Trustees closed the executive session.

ROLL CALL

AYES: Trustees Adams, Brakewood, Terenzi, Kenner, Ceccarelli and Mayor Pagano
NOES: None.
ABSENT: Trustee Marino.

DATE: June 2, 2014

AWARD PRESENTATION

The Port Chester Police Association ceremony hand out awards to officers who have demonstrated and displayed excellent police work and judgment during May 2011 through April of 2014.

Additionally, the Port Chester Police Association recognized members of the public who have assisted the Port Chester Police Department in apprehending a violator of the law, saved a life or shown personal bravery. Without their help, the Department might not have been able to apprehend or identify these individuals. We thank them for their assistance and hope that their willingness to get involved encourages more of the public to say something when they see something.

Congratulations to the following officers and civilians on their awards:

Exceptional Merit with Honor Bar

PO Michael Martello and PO Efrain Roman.

- *For the arrest of a home invasion suspect armed with a .38 cal handgun.*

Certificate of Merit with Honor Bar

PO Thomas Krempa and Det. Christopher Krzeminski.

- *For the arrest of a burglary suspect armed with a .38 cal handgun on February 1, 2013.*

Det. Christopher Krzeminski, Det. Thomas Munnely, P.O. Thomas Smith, P.O. John Rubin, P.O. John Bykowski, P.O. Chris Ceccarelli, Sgt. Drew Conetta.

- *For the arrest of a suspect who fired several shots at a home and the recovery of two .45 caliber handguns on September 8, 2011.*

Sgt. Drew Conetta, P.O. Peter Cammarota, P.O. Richard Savage, P.O. Michael Martello, P.O. John Ferraro, Det. Antonio Rivera, and Rye Brook P.O. Neil Moore.

- *For the arrest of a suspect responsible for (8) residential burglaries in a 24 hour period on April 25, 2013*

Det. Lt. Royal Monroe, Det. Sgt. Gus Kliveros, Detectives Christopher Krzeminski, Thomas Munnely, Aaron Conetta, James Kumano and Angel Sanchez.

- *For the identification and arrest of a suspect who committed a homicide on February 7, 2012 while on Poningo St.*

Det. Sgt's Charles Vaccaro and Gus Kliveros, Detectives James Kumano, Aaron Conetta, Thomas Munnely, Angel Sanchez, Christopher Krzeminski.

- *For a 19 month long intensive investigation with the arrest and conviction of a murder suspect resulting in a 25 year prison sentence.*

Life Saving Certificate with Honor Bar

P.O. Steve Rattiner, P.O. Amerigo Bellantoni and P.O. Alex Garcia.

- *For stopping a Pit Bull who was mauling its owner on October 7, 2013 ultimately saving his life.*

P.O. Paolo DiMeglio, P.O. Thomas Krempa, P.O. John Bykowski, P.O. Mathew Chalmers and P.O. Marcello Presta.

- *For entering a burning building and assisting several residents out ultimately saving their lives on March 1, 2011.*

Sgt. John Ten Eyck, P.O. Peter Cammarota, P.O. Efrain Roman, P.O. John Ferraro and Det. Antonio Rivera.

- *For entering a burning building on South Regent St. and evacuating 30 residents without injury on May 1, 2013.*

P.O. Jeffrey Garcia.

- *For entering a burning building on Haseco Ave. and safely evacuating 13 residents on December 11, 2013.*

Lt. Charles Nielsen, P.O. Peter Cammarota, P.O. James Kumano, P.O. Efrain Roman and P.O. Jose Nieves.

- *For entering a burning multi family dwelling on William St. and safely evacuating 13 residents on January 24, 2014.*

Honorable Mention

Lt. Robert Salerno, P.O. Steven Rattiner, P.O. Jeff Garcia, P.O. Salvatore Baldo, and Civilian Miguel Monoroy.

- *For the arrest of a suspect who was in the process of burglarizing the Iglesia Pentecostal Unida Church on March 16, 2014.*

Sgt. Drew Conetta, P.O. Steven Rattiner and Amerigo Bellantoni, Civilians Hayan Amro and Gabriel Rojas

- *For the arrest of a first degree robbery suspect on June 23, 2013.*

Detectives Christopher Krzeminski, Thomas Munnely and Angel Sanchez

- *For the Identification and arrest of an armed robbery suspect on December 28, 2012.*

Lt. Richard Conway and P.O. Chris Ceccarelli

- *For preventing a prisoner from hanging himself with a piece of fabric in the rear holding cell block.*

P.O. Christopher Ceccarelli and Civilian Monica Santamaria

- *For the identification of a suspect who committed (4) residential burglaries.*

P.O. Paolo DiMeglio

- *For the arrest of a sex offender who was filming children at a local park on June 5, 2011.*

Detectives Thomas Munnely and Christopher Krzeminski and Civilian Brandon Hermoza

- *For the arrest of a suspect who just committed a residential burglary on July 7, 2013.*

Sgt. Thomas Fleming, P.O. Michael Spizzirri, P.O. Jonathan Rubin, P.O. Jeff Garcia and P.O. Reinaldo Santamaria.

- *For a tactical response to an apartment where there was a despondent person possibly armed with a shotgun on February 26, 2012.*

Civilian Jay Merkel.

- *For preventing a robbery suspect from fleeing the Post Road Plaza by holding him down until police could arrive on December 28, 2013.*

Civilian Roman Rodriguez.

- *For alerting and assisting police in the apprehension of two larceny suspects on November 25, 2013.*

WORK SESSION

The session with William J. Villanova - Zoning Commission Chairman was postponed to the next Board of Trustees meeting.

RESOLUTIONS (taken out of the Agenda's order)

RESOLUTION #1

AUTHORIZING STIPULATION OF SETTLEMENT IN THE MATTER OF PC 406 BPR and PC 999 HIGH STREET CORP v. VILLAGE OF PORT CHESTER, ET AL. WITH REGARD TO THE REDEVELOPMENT OF THE FORMER SITE OF UNITED HOSPITAL AND 999 HIGH STREET

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

WHEREAS, on or about July 16, 2013, PC 406 BPR. LLC and PC 999 High Street Corp. ("plaintiffs") brought suit against the Village of Port Chester in State Supreme Court, Westchester County, challenging on various grounds the zoning amendments adopted by the Board of Trustees on March 18, 2013 as affecting their properties located at 406 Boston Post Road and 999 High Street; and

WHEREAS, on April 23, 2014, Judge Sam Walker directed the parties to appear for a status conference wherein the court was advised by counsel that on April 21, 2014 the Board of Trustees had accepted for consideration a superseding application for zoning amendments so as to commence the environmental review process under the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the parties desire to avoid the time and expense and accompanying distraction of litigating this matter pending the review of the new application which determination is ultimately entrusted to the discretion of the Board of Trustees. Now, therefore, be it

RESOLVED, that the Village Attorney is hereby authorized to enter into a Stipulation of Settlement in the matter of PC 406 BPR, LLC and PC 999 High Street

Corp. in the form annexed.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

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

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 2014

RESOLUTION #2

ASSUME LEAD AGENCY STATUS, ISSUE POSITIVE DECLARATION AND SET PUBLIC T SCOPING HEARING UNDER STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) WITH REGARD TO THE PETITION OF PC406 BPR, LLC and PC 999 HIGH STREET CORP.

On motion of TRUSTEE CECCARELLI, seconded by TRUSTEE

BRAKEWOOD, the following resolution was adopted by the Board of Trustees of the

Village of Port Chester, New York:

WHEREAS, on April 21, 2014, the Board of Trustees (herein referred to as “Board”) adopted a resolution accepting the petition of PC406 BPR, LLC and PC 999 High Street Corp. (together the “Applicant”) for consideration of proposed zoning text and map amendments to the Village Code, Chapter 345 relating to a proposed Southern Gateway Mixed Use Overlay District or, in the alternative, to a text amendment modifying Article XI of the existing Zoning Regulation, Section 345-62, with respect to 406-408 Boston Post Road and 999 High Street (the “Subject Property”); and

WHEREAS, the Applicant seeks to develop the Subject Property for a mixed multi-family residential and commercial use development, consisting of 500 dwelling units designed to appeal to “Millennial” or young, childless working professionals, together with 230 age-restricted dwelling units, as well as 90,000 square feet of retail space, an approximately 138-room hotel and between 100,000 and 200,000 square feet of market-based office space geared towards accommodating wellness and out-patient medical uses (the proposed zoning amendments and development are, collectively, the “Proposed Action”); and

WHEREAS, the Board has found that the Proposed Action is a Type I Action pursuant to the State Environmental Quality Review Act and the regulations at 6 NYCRR

Part 617 and has noticed its intent to serve as Lead Agency for the purposes of a coordinated review; and

WHEREAS, the Village Clerk forwarded a copy of such notice of intent, petition and supporting materials to all designated involved and interested agencies; and

WHEREAS, all involved agencies have advised that they do not object to the Board's designation as lead agency or more than 30 days have elapsed since notification of the Board's notice of intent; and

WHEREFORE, the Applicant has provided a draft scoping document for an Environmental Impact Statement ("EIS"), and thereby requested to prepare an EIS. Now, therefore, be it

RESOLVED, the Board of Trustees hereby accepts and assumes the responsibility to act as lead agency for the environmental review of the Proposed Action under SEQRA; and be it further

RESOLVED, that based upon the Board's review, the Board hereby determines that the Proposed Action may result in one or more significant adverse environmental impacts and, consistent with the request by the Applicant, issues a Positive Declaration in the form annexed hereto; and be it further

RESOLVED, that the Applicant shall prepare an EIS for review and that will aid in the decision-making process requiring the Board to weigh and balance relevant environmental impacts (including cumulative impacts) with social, economic and other essential considerations among the reasonable alternatives available; and be it further;

RESOLVED, that the Village Clerk is directed to notify all involved and interested agencies of the Board's Lead Agency Status, provide the Positive Declaration to all involved agencies and the Applicant, file the Positive Declaration with the Offices of the Clerk and Mayor of the Village of Port Chester, publish the Positive Declaration in the State Environmental Notice Bulletin ("ENB") in accordance with SEQRA regulations and take any other necessary actions in accordance with same; and be it further

RESOLVED, the Board schedules a public scoping hearing on the draft scoping document filed by the Applicant for June 23, 2014, at 7:00 p.m. at the Police Justice Court Courtroom, 350 North Main Street, 2nd Floor, Port Chester and directs the Village Clerk to cause the requisite public notice to be made.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

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

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 2014

RESOLUTION #3

AUTHORIZING EXECUTION OF AGREEMENT AND ESTABLISHMENT OF ESCROW ACCOUNT TO FACILITATE COMPLIANCE WITH THE STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) WITH REGARD TO THE PETITION OF PC 406 BPR, LLC AND PC 999 HIGH STREET CORP.

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

WHEREAS, on April 21, 2014, the Board of Trustees (herein referred to as “Board”) adopted a resolution accepting the petition of PC406 BPR, LLC and PC 999 High Street Corp. (together the “Applicant”) for consideration of proposed zoning text and map amendments to the Village Code, Chapter 345, relating to a proposed Southern Gateway Mixed Use Overlay District or, in the alternative, to a text amendment modifying Article XI of the existing Zoning Regulation, Section 345-6 (the “Subject Property”); and

WHEREAS, the Applicant seeks to develop 406-408 Boston Post Road and 999 High Street for a mixed multi-family residential and commercial use development, consisting of 500 dwelling units designed to appeal to “Millennial” or young childless working professionals, together with 230 age-restricted dwelling units, as well as 90,000 square feet of retail space, an approximately 138-room hotel and between 100,000 and 200,000 square feet of market-based office space geared towards accommodating wellness and out-patient medical uses (the proposed zoning amendments and development are, collectively, the “Proposed Action”); and

WHEREAS, the Board has found that the Proposed Action is a Type I Action pursuant to the State Environmental Quality Review Act (“SEQRA”) and the regulations at 6 NYCRR Part 617 and noticed its intent to serve as Lead Agency for the purposes of a coordinated review; and

WHEREAS, the Applicant submitted with its petition a draft scoping document, thereby requesting the preparation of an Environmental Impact Statement (“EIS”); and

WHEREAS, on June 2, 2014, the Board adopted a resolution assuming the responsibility to act as lead agency for the environmental review of the Proposed Action under SEQRA and determined that the Proposed Action may result in a significant adverse environmental impact and therefore issued a Positive Declaration; and

WHEREAS, the applicant was directed to prepare an EIS for review and that will aid in the decision-making process requiring the Board to weigh and balance relevant environmental impacts (including cumulative impacts) with social, economic and other essential considerations among the reasonable alternatives available; and

WHEREAS, the Village has on existing retainer the law firm, Sive, Paget & Reisel, New York, New York, specialized legal counsel to address the complex land use and SEQRA issues involved with the proposed action and will require the retention of additional specialized consultants to assist and advise it with regard to same; and

WHEREAS, pursuant to the Village Code and the SEQRA regulations, the applicant is required to assume the cost of such consultants; and

WHEREAS, an agreement between the applicant and the Village with respect to same has been prepared and reviewed by Special Counsel. Now, therefore, be it

RESOLVED, that the Village Manager be and hereby is authorized to release a Request for Proposals (“RFP”) in the form annexed to solicit planning consultant services with regard to the Petition of 406 BPR LLC and PC 999 High Street Corp. in connection with the SEQRA review of the Proposed Action; and be it further

RESOLVED, that the Village Treasurer is hereby authorized to establish the requisite escrow account in this matter.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

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

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 2014

RESOLUTION #4

AUTHORIZING RELEASE OF A REQUEST FOR PROPOSALS TO FACILITATE COMPLIANCE WITH STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) WITH REGARD TO THE PETITION OF PC406 BPR, LLC and PC 999 HIGH STREET CORP.

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

WHEREAS, on April 21, 2014, the Board of Trustees (herein referred to as “Board”) adopted a resolution accepting the petition of PC406 BPR, LLC and PC 999 High Street Corp. (together the “Applicant”) for consideration of proposed zoning text and map amendments to the Village Code, Chapter 345, relating to a proposed Southern Gateway Mixed Use Overlay District or, in the alternative, to a text amendment modifying Article XI of the existing Zoning Regulation, Section 345-62 (the “Subject Property”); and

WHEREAS, the Applicant seeks to develop 406-408 Boston Post Road and 999 High Street for a mixed multi-family residential and commercial use development, consisting of 500 dwelling units designed to appeal to “Millennial” or young childless working professionals, together with 230 age-restricted dwelling units, as well as 90,000 square feet of retail space, an approximately 138-room hotel and between 100,000 and 200,000 square feet of market-based office space geared towards accommodating wellness and out-patient medical uses (the proposed zoning amendments and development are, collectively, the (“Proposed Action”) and

WHEREAS, the Board has found that the proposed action is a Type I Action pursuant to the State Environmental Quality Review Act (“SEQRA”) and the regulations at 6 NYCRR Part 617 and noticed its intent to serve as Lead Agency for the purposes of a coordinated review; and

WHEREAS, the Applicant submitted with its petition a draft scoping document, thereby requesting the preparation of an Environmental Impact Statement (“EIS”): and

WHEREAS, on June 2, 2014, the Board adopted a resolution accepting and assuming the responsibility to act as lead agency for the environmental review of the Proposed Action under SEQRA and determined that the Proposed Action may result in a significant adverse environmental impact and therefore issued a Positive Declaration; and

WHEREAS, the applicant was directed to prepare an EIS for review and that will aid in the decision-making process requiring the Board to weigh and balance relevant environmental impacts (including cumulative impacts) with social, economic and other essential considerations among the reasonable alternatives available; and

WHEREAS, the Village has on existing retainer the law firm, Siv, Paget & Reisel, New York, New York, specialized legal counsel to address the complex land use and SEQRA issues involved with the proposed action and will require the retention of additional specialized consultants to assist and advise it with regard to same; and

WHEREAS, pursuant to the Village Code and the SEQRA regulations, the applicant is required to assume the cost of such consultants; and

WHEREAS, the Board has adopted a resolution authorizing an agreement with regard to reimbursement of such fees through the establishment of an escrow account with the Village; and

WHEREAS, a Request for Proposals (“RFP”) has been prepared by the Village’s Village Director of Planning and Development and approved as to form by the Village Attorney for presentment to the Board that would solicit sealed proposals for planning consultant services in this regard; and

WHEREAS, the selected planning consultant will complement a professional team of Dolph Rotfeld, who will review infrastructure issues, and Bernard Adler, the Village’s consulting traffic engineer, who will review parking and traffic issues; and

WHEREAS, key village staff (Village Manager, Village Attorney and Planning Director) will be responsible for coordinating and managing the selected consultant team on the Village’s behalf. Now, therefore, be it

RESOLVED, that the Village Manager be and hereby is authorized to release a Request for Proposals (“RFP”) in the form annexed to solicit planning consultant services with regard to the Petition of 406 BPR LLC and PC 999 High Street Corp. in connection with the SEQRA review of the Proposed Action.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

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

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 2014

Add-on Resolution

MAYOR PAGANO asked for a motion to consider an add-on resolution authorizing Village Attorney to commence a special proceeding with regard to a distressed property at 23 Washington Street.

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

ROLL CALL

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

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 2014

RESOLUTION (ADD-ON #1)
**AUTHORIZING VILLAGE ATTORNEY TO COMMENCE A SPECIAL
PROCEEDING WITH REGARD TO A DISTRESSED PROPERTY AT 23
WASHINGTON STREET**

On motion of TRUSTEE BRAKEWOOD, seconded by TRUSTEE

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

RESOLVED, that the Village Attorney be and is hereby authorized to commence a special proceeding in the Westchester County Supreme Court for an order to abate the public nuisance condition at property located at 23 Washington Street, also designated as Section 142.21, Block 1, Lot 36 on the Tax Map of the Town of Rye, with all Village expense to constitute a lien and assessment against the subject premises to be collected and enforced in the same manner as real property taxes.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

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

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 2014

PUBLIC COMMENTS

Mayor Pagano asked if there was anyone from the audience who would like to make any comments regarding this public hearing.

Comments were made by:

Ms. Goldie Solomon thanked the trustees for being present at the Memorial Day Service. She noted the Police award given to Charlie Nielsen. The Starwood property should only be commercial. The sewer rent fees should be paid by the county and not Port Chester residents. What are we doing for July 4th?

Mr. Donald Hensley, Jr. commented that he would like to be on the Waterfront Board.

Ms. Bailey-Reavis commented on the resolutions that pertain to 999 High Street. She commented that the Board give a lot of thought to making that building affordable

housing, not low-income housing. It is important that our teachers, first responders, firefighters have places where they can live affordably.

Mr. Giangrande commented on his request for a street light on Merritt at Franklin to Ellendale. He also commented about the sewer flooding and signs down on Park Place.

Ms. Bea Conetta commented on the Amnesty program. She heard from the ACLU. She commented on Mayor DeBlasio's program. We should not have to pay an inspector to come into our homes.

Mr. Peter Miley commented there is no \$250 fee for a sign. A permit is \$100. The zoning, with respect to amnesty, does not have fees. Trustee Kenner commented he would like to see the fees on the website.

Mr. Richard Abel commented on Resolution 6 fees, adjustment to Building Department and Code Enforcement fees. The Sewer Rent bills went out and the next day the Village sent an explanation; the timing was very bad.

Ms. Andrea Granata commented on the police officers' awards. Regarding the sewer rent 10%, where can a resident find the process? Mayor Pagano said there will be applications for appeals on the website. Ms. Granata asked the fee to apply for amnesty. Mr. Miley commented this is \$70.

PRESENTATION



GRANTS OVERVIEW & UPDATE

Christopher Ameigh, Admin. Aid to the Village Manager
 Jesica Youngblood, Village Planner

Board of Trustees
 June 2, 2014



MUNICIPAL CENTER



► Strategic Plan,
 Opportunity Area # 2



Grant Program	Statewide Total	Funding Structure
Empire State Development Grant Funds	\$150 M	Up to 20%
Empire State Development, Strategic Planning and Feasibility	\$1 M	50:50 match



BULKHEAD CONSTRUCTION



► Strategic Plan,
 Opportunity Area # 3



Grant Program	Statewide Total	Funding Structure
Local Waterfront Revitalization Program	\$11.75 M	50:50 match
Empire State Development Grant Funds	\$150 M	Up to 20%



FOX ISLAND REDEVELOPMENT



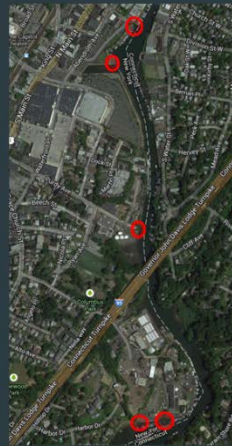
► Strategic Plan,
Opportunity Area # 4



Grant Program	Statewide Total	Funding Structure
Empire State Development, Strategic Planning and Feasibility	\$1 M	50:50 match



KAYAK LAUNCH



► Strategic Plan,
Opportunity Area # 3



Grant Program	Statewide Total	Funding Structure
Local Waterfront Revitalization Program	\$11.75 M	50:50 match



EDGEWOOD PARK EXPANSION/ACCESS



► Comprehensive Plan,
Chapter 9;
Recreation Master
Plan,
Edgewood Park

Grant Program	Statewide Total	Funding Structure
Environmental Protection Fund	\$15. 5 M	Stand Alone



BUSH HOMESTEAD CONDITION / PROGRAMMING STUDY



- ▶ Comprehensive Plan, Chapter 10, 12

Grant Program	Statewide Total	Funding Structure
Council on the Arts	\$5 M	50:50 match
Environmental Protection Fund	\$15.5 M	Stand Alone



PORT CHESTER DOG PARK CONSTRUCTION



- ▶ Comprehensive Plan, Chapter 9

Grant Program	Statewide Total	Funding Structure
Environmental Protection Fund	\$15.5 M	Stand Alone



RESOLUTIONS (continue)

MAYOR PAGANO asked for a motion to consider an add-on resolution Seeking state funding from the Empire State Development Agency for Fox Island.

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

ROLL CALL

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

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 2014

On motion of TRUSTEE KENNER, seconded by TRUSTEE CECCARELLI, to combine resolution 14 to 19 as listed on the agenda and include the add-on resolution regarding Fox Island 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 Adams, Brakewood, Terenzi, Kenner, Ceccarelli and Mayor Pagano.

NOES: None.

ABSENT: Trustee Marino.

DATE: June 2, 2014

RESOLUTION #5

(Listed on the Agenda as Resolution #14)

VILLAGE OF PORT CHESTER SEEKING STATE FUNDING TO INSTALL EQUIPMENT IN ABENDROTH PARK FOR THE PURPOSES OF A DOG PARK

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

WHEREAS, in 2011 Governor Andrew Cuomo of the State of New York created ten Regional Economic Development Councils to develop long-term strategic plans for economic growth for each respective regions; and

WHEREAS, various state grant programs provide funding opportunities for projects furthering the goals and objectives outlined by each Regional Economic Development Council; and

WHEREAS, the Village of Port Chester is included as part of the Mid-Hudson Region; and

WHEREAS, The Village Board of Trustees and Parks Commission previously resolved to support the concept of creating a dog park in Abendroth Park; and

WHEREAS, there is no public space designated in the Village for dog interactive recreation; and

WHEREAS, the Village of Port Chester has the unique opportunity to have public support initiated by the Port Chester Dog Park Group in developing a public dog park proposed to be located in Abendroth Park; and

WHEREAS, the New York State Office of Parks and Historical Preservation's Environmental Protection Fund Municipal Grant Program provides grant funding opportunities for park development and planning to preserve, rehabilitate or restore lands for recreation purposes. Now therefore, be it

RESOLVED, that the Village Board of Trustees supports the application for grant funding through the 2014 Consolidated Funding Application process for the purpose of installing fencing and related amenities for a dog park.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

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

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 2014

RESOLUTION #6

(Listed on the Agenda as Resolution #15)

VILLAGE OF PORT CHESTER SEEKING STATE FUNDING TO PERFORM A HISTORICAL PRESERVATION AND PROGRAMMING FEASIBILITY STUDY AND DESIGN FOR THE RESTORATION OF THE BUSH- LYON HOMESTEAD IN LYON PARK

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

WHEREAS, in 2011 Governor Andrew Cuomo created ten Regional Economic Development Councils to develop long-term strategic plans for economic growth in the State of New York; and

WHEREAS, various state grant programs provide funding opportunities for projects which further the goals and objectives outlined by each Regional Economic Development Council; and

WHEREAS, the Village of Port Chester is included as part of the Mid-Hudson Region; and

WHEREAS, the Village of Port Chester has the unique opportunity to provide a greater level of cultural and heritage programming through the restoration of the

registered national historical landmark at 479 King Street known as the “Bush-Lyon Homestead” (“Site”); and

WHEREAS, the Site contains four historical structures including Revolutionary War-era barns, slave quarters and a residence; and

WHEREAS, the Site contains structurally deficient components that precludes public access; and

WHEREAS, professional assistance and grant funding is required to best determine the feasibility for future uses and programming options in relation to promoting the cultural and historic heritage of the Site; and

WHEREAS, the New York State Council of the Arts Art Culture and Heritage Project grant program provides grant funding opportunities for facility planning projects that directly drive public participation, tourism and regional vitality through heritage activities; and

WHEREAS, the New York State Office of Parks and Historical Preservation’s Environmental Protection Fund Municipal Grant program provides grant funding opportunities to plan for the improvement, protection, preservation, rehabilitation and restoration of properties listed on the State or National Register of Historic Places and for Structural assessments and/or planning for such projects; and

WHEREAS, the Village of Port Chester Parks Commission supports all Village efforts to restore the Site. Now, therefore be it

RESOLVED, that the Village of Port Chester Board of Trustees fully supports the application for grant funding through the 2014 Consolidated Funding Application process for the purpose of commissioning a study of the structural integrity and future uses and programming options of the Bush-Lyon Homestead and to retain a contractor to design a project to meet those goals.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

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

NOES: None.

ABSENT: Trustee Marino.

DATE: June 2, 2014

RESOLUTION #7

(Listed on the Agenda as Resolution #16)

VILLAGE OF PORT CHESTER SEEKING STATE FUNDING TO REDEVELOP
LAND TO ENHANCE PUBLIC ACCESS AND OPEN RECREATION SPACE
IN EDGEWOOD PARK

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

WHEREAS, in 2011 Governor Andrew Cuomo of the State of New York created
ten Regional Economic Development Councils to develop long-term strategic plans for
economic growth in the State of New York; and

WHEREAS, various state grant programs provide funding opportunities for
projects furthering the goals and objectives outlined by each Regional Economic
Development Council; and

WHEREAS, the Village of Port Chester is included as part of the Mid-Hudson
Region; and

WHEREAS, increased recreational access to Edgewood Park, and acquisition and
development of increased open space are goals stated in the Village's Comprehensive
Plan and 2002 Recreation Master Plan states as goals enhanced public access and open
recreation space in Edgewood Park ; and

WHEREAS, the Village of Port Chester recently acquired property at 201 Grace Church
Street ("Site") adjacent to Edgewood Park; and

WHEREAS, the New York State Office of Parks and Historical Preservation's
Environmental Protection Fund Municipal Grant Program provides grant funding
opportunities for park development and planning to preserve, rehabilitate or restore lands
for recreation purposes; and

WHEREAS, the Village of Port Chester Parks Commission support all Village
efforts to enhance Edgewood Park. Now, therefore, be it

RESOLVED, that the Village Board of Trustees supports the application for grant
funding through the 2014 Consolidated Funding Application process for the purpose of
demolishing the former residence at 201 Grace Church Street and construction of
parking/recreational facilities for Edgewood Park.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

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

NOES: None
ABSENT: Trustee Marino.

DATE: June 2, 2014

RESOLUTION #8

(Listed on the Agenda as Resolution #17)

**VILLAGE OF PORT CHESTER SEEKING STATE FUNDING TO INSTALL
RECREATIONAL NON MOTORIZED WATERCRAFT LAUNCH ON
BYRAM RIVER/LONG ISLAND SOUND**

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

WHEREAS, in 2011 Governor Andrew Cuomo of the State of New York created ten Regional Economic Development Councils to develop long-term strategic plans for economic growth for each respective regions; and

WHEREAS, various state grant programs provide funding opportunities for projects which further the goals and objectives outlined by each Regional Economic Development Council; and

WHEREAS, the Village of Port Chester is included in the Mid-Hudson Region; and

WHEREAS, the Village's Comprehensive Plan, 2002 Recreation Master Plan, 2014-2016 Strategic Plan and Local Waterfront Revitalization Plan all support increased recreational access to the waterfront as both a recreational and economic goal; and

WHEREAS, the Village of Port Chester has a unique opportunity to provide a greater level of waterfront-integrated recreational programming and access through the installation of a non-motorized watercraft launch facility at the Village Marina ("Site") that would afford access to the Byram River and extend to all points on Long Island Sound; and

WHEREAS, the Site has existing public access, is in close proximity to the downtown area, provides available on-site parking, and is public visibility which together make it the most appropriate location for such a launch facility; and

WHEREAS, the Department of State ("DOS") Local Waterfront Revitalization Program ("LWRP") provides grant funding opportunities for implementation of land and water-based trails and launch sites and directly related infrastructure and improvements. Now, therefore be it

RESOLVED, that the Village Board of Trustees supports the application for grant funding through the 2014 Consolidated Funding Application process for the purpose of installing a non-motorized watercraft launch facility and all associated improvements required therein at the Village Marina.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

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

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 2014

RESOLUTION #9

(Listed on the Agenda as Resolution #18)

**VILLAGE OF PORT CHESTER SEEKING ADDITIONAL STATE FUNDING TO
REPLACE THE VILLAGE MARINA BULKHEAD AND
FACILITATE ECONOMIC DEVELOPMENT**

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

WHEREAS, in 2011 Governor Andrew Cuomo of the State of New York created ten Regional Economic Development Councils to develop long-term strategic plans for economic growth for each respective region; and

WHEREAS, state grant programs provide funding opportunities for projects furthering the goals and objectives outlined by each Regional Economic Development Council; and

WHEREAS, the Village of Port Chester is located in the Mid-Hudson Region; and

WHEREAS, the Village of Port Chester is presented with an exigent situation to replace the failing Village Marina Bulkhead and reactivate the adjacent public pedestrian promenade which has been partially closed due to safety concerns; and

WHEREAS, the Marina Bulkhead has been identified in the Village’s 2014-2016 Strategic Plan as one of five economic Opportunity Areas; and

WHEREAS, the Department of State (“DOS”) Local Waterfront Revitalization Program (“LWRP”) provides grant funding opportunities for planning initiatives and projects that advance strategies for community and waterfront revitalization; and

WHEREAS, in 2013, the Village of Port Chester obtained \$225,420 in grants through the Department of State’s Local Waterfront Revitalization Program (“LWRP”) for design and construction documents to replace the bulkhead and make other related improvements as part of a broader economic development initiative; and

WHEREAS, most recently staff has been meeting with the State Department of Environmental Conservation (“DEC”) obtaining their input and direction as to the appropriate manner of proceeding with the design work so as to assure the Village’s alignment with State environmental requirements and directives. Now therefore be it

RESOLVED, that the Village Board of Trustees supports the submission of an application as part of the 2014 Consolidated Funding Application process for construction funding to replace the Marina bulkhead and provide increased public access to the Byram River to further economic development opportunities along the waterfront.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

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

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 2014

RESOLUTION #10

(Listed on the Agenda as Resolution #19)

**VILLAGE OF PORT CHESTER SEEKING STATE FUNDING
FROM THE EMPIRE STATE DEVELOPMENT AGENCY
FOR A NEW MUNICIPAL CENTER**

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

WHEREAS, in 2011 Governor Andrew Cuomo of the State of New York created ten Regional Economic Development Councils to develop long-term strategic plans for economic growth for each respective region; and

WHEREAS, various state grant programs provide funding opportunities for projects furthering the goals and objectives outlined by each Regional Economic Development Council; and

WHEREAS, the Village of Port Chester is located in the Mid-Hudson Region; and

WHEREAS, the Police Headquarters/Port Chester Justice Court building at 350 North Main Street is obsolete for current, much less future anticipated operational needs; and

WHEREAS, the Board has proposed a new municipal center that would consolidate village, state and town offices into a single, modern and convenient location together with leasable office and retail space with a public parking garage so as to provide a catalyst to economic development for the surrounding area and the Village; and

WHEREAS, a new Village Municipal Center is identified in the Village's adopted 2014-2016 Strategic Plan as one of the five Opportunity Areas positioned for future economic growth and development; and

WHEREAS, mindful of the need to undertake due diligence before proceeding, the Board has retained the National Development Council ("NDC") to provide a preliminary report and make a presentation as to the cost and feasibility of constructing such a facility at a location identified by a prior Village consultant, JCJ Architecture, and whether NDC may undertake the development of same in a public-private partnership as it has successfully done in other projects across the country; and

WHEREAS, the Empire State Development agency provides grant funding opportunities to initiate regional and local economic development throughout New York State, Now, therefore, be it

RESOLVED, that the Village Board of Trustees supports the submission of an application for grant funding from Empire State Development for the costs of property acquisition in the development of a proposed new Village Municipal Center.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

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

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 2014

RESOLUTION #11 (Add-on)

VILLAGE OF PORT CHESTER SEEKING STATE FUNDING
FROM THE EMPIRE STATE DEVELOPMENT AGENCY FOR
FOX ISLAND

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

WHEREAS, in 2011 Governor Andrew Cuomo of the State of New York created ten Regional Economic Development Councils to develop long-term strategic plans for economic growth for each respective region; and

WHEREAS, various state grant programs provide funding opportunities for projects furthering the goals and objectives outlined by each Regional Economic Development Council; and

WHEREAS, the Village of Port Chester is located in the Mid-Hudson Region; and

WHEREAS, the Fox Island Peninsula currently consisting of a mix of industrial and commercial uses, including a Westchester County sewage treatment plant and the Village of Port Chester Department of Public Works garage; and

WHEREAS, the Village adopted its first Comprehensive Plan on December 17, 2012 to set the vision for future economic development and long-range planning and subsequently adopted complementary zoning text and map amendments on March 18, 2013; and

WHEREAS, as part of the zoning amendment process, the Fox Island Peninsula area was rezoned from R7 One Family Residence District to DW Design Waterfront District to promote ‘wharf-type’ development in furtherance of the Comprehensive Plan, and later, the Strategic Plan; and

WHEREAS, the Village adopted a 2014-2016 Strategic Plan on April 7, 2014 that identified Fox Island as one of the five Opportunity Areas positioned for economic development; and

WHEREAS, the Empire State Development agency provides grant funding opportunities for strategic and feasibility planning studies to initiate regional and local economic development throughout New York State; and now therefore be it

RESOLVED, that the Village Board of Trustees strongly supports the submission of an application for feasibility planning to promote mixed use and ‘wharf-type’ development in line with the Comprehensive Plan and Strategic Plan to encourage economic development as part of the 2014 Consolidated Funding Application process.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

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

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 2014

RESOLUTION #12
(Listed on the Agenda as Resolution #5)

REQUESTING ASSISTANCE FROM THE COUNTY OF WESTCHESTER DUE TO
CONTINUED IMPASSE WITH REGARD TO COMMUNITY DEVELOPMENT
BLOCK GRANT PROGRAM

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

On motion of TRUSTEE BRAKEWOOD, seconded by TRUSTEE KENNER to postpone the vote on resolution Number 5(as listed on the Agenda) to the July 7, 2014 meeting.

ROLL CALL

AYES: Trustees Terenzi, Kenner, Ceccarelli and Mayor Pagano.

NOES: Trustees Adams and Brakewood.

ABSENT: Trustee Marino.

DATE: June 2, 2014

WHEREAS, as a member of the Westchester Urban County Consortium (Consortium), the Village of Port Chester participates in the Community Development Block Grant (CDBG) program administered by the Westchester County Department of Planning; and

WHEREAS, through the Consortium, the Village has historically been the largest recipient of CDBG grants in Westchester County; and

WHEREAS, the United States Department of Housing and Urban Development (HUD) and Westchester County are currently at an impasse arising out of the County's implementation of the affordable housing settlement in the matter of *United States of America ex rel. Anti-Discrimination Center of Metro New York, Inc., v. Westchester County, New York*; and

WHEREAS, as a result of this impasse, communities in need, such as the Village of Port Chester, not-for-profits, and local social services agencies aiding low and moderate income residents in the Village have been denied previously allocated CDBG funding and no further funding has since been awarded; and

WHEREAS, as far back as 2011, the Urban County Council in Westchester County ("Council") which includes representatives from each of the municipalities in the Consortium, requested that HUD resolve the impasse in an expeditious manner, all to no avail; and

WHEREAS, for 2011 through 2013, the Village of Port Chester, not-for-profits, and local social service agencies were awarded \$1,673,750.00 in CDBG funds to the Don Bosco Community Center, the Open Door Family Medical Center, the Village of Port Chester, the Village of Port Chester Housing Authority, and the Clay Arts Center for vital social service programs and municipal infrastructure projects related to homeless

prevention; sidewalk, sewer, and streetscape improvements; and youth development, but these funds have yet to be released, and

WHEREAS, in correspondence from the Deputy County Executive dated May 9, 2014, the County Executive has determined that the County should forego participating in a new qualification period for future CDBG funding and that the Village would be eligible to apply to New York State for participation in the Small Cities CDBG program; and

WHEREAS, such correspondence also stated that the County Executive had proposed the introduction of a Community Housing Infrastructure Program (CHIIP) consisting of a five-year, \$5 million program that would assist those municipalities with the highest percentage of low to moderate income populations that unjustly lost CDBG funding; and

WHEREAS, based on population requirements, the Village is, in fact, not eligible to participate in the Small Cities program; and

WHEREAS, the action of the County Board of Legislators is required to fund same and such approval is far from assured; and

WHEREAS, at a meeting on May 28, 2014, the Urban County Council adopted a resolution requesting that the County Executive timely make application for future CDBG funding in the next funding cycle; and

WHEREAS, the Village of Port Chester, which has done more than its fair share in providing fair housing, has been negatively impacted by the continued impasse. Now, therefore, be it

RESOLVED, that the Board of Trustees hereby supports whatever effort that will provide assistance to the residents of the Village of Port Chester with regard to community development; and be it further

RESOLVED, to that end, the Board authorizes the Mayor to forward correspondence, together with a copy of this resolution, making request on the County of Westchester as follows:

0 That the County Executive timely make application in the CDBG program so as to participate in the next qualification period so as to provide the opportunity for funding to be restored to the Village and local agencies; and

0 That County Legislator, David Gelfarb, support and lead his counterparts on the County Board of Legislators in approving the requisite funding for the proposed CHIIP program so as to provide some recompense to the Village for the loss of CDBG funding.

Approved as to Form:

Village Attorney, Anthony Cerreto

RESOLUTION #13
(Listed on the Agenda as Resolution #6)

Establishing Building Department Fees

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

WHEREAS, the Building Inspector has proposed new and/increases in certain fees to be charged to applicants; and

WHEREAS such fees were discussed as part of the process in the Board's adoption of the 2014-2015 Village Budget; and

WHEREAS, Board action is required to make the necessary changes to the Village Code. Now, therefore be it

RESOLVED, that the Code of the Village of Port Chester Chapter 175, "Fees" be and is hereby amended as follows:

TEMPORARY CERTIFICATES OF OCCUPANCY

Residential

One and Two Family Dwellings

Current Fee Schedule

1. First 60 days: \$100
2. Each additional 30 days: \$100

New Fee Schedule

1. First 60 days: No Change
2. Additional 30 days: \$100 (1st 30 day request)
3. Additional 30 days: \$200 (2nd 30 day request)
4. Additional 30 days: \$300 (3rd 30 day request)
5. Additional 30 days: \$300 (each additional 30 day request after

Multiple Dwellings

Current Fee Schedule

1. First 60 days: \$200
2. Each additional 30 days: \$150

New Fee Schedule

1. First 60 days: \$500
2. Additional 30 days: \$250 (1st 30 day request)

- 3. Additional 30 days: \$300 (2nd 30 day request)
- 4. Additional 30 days: \$400 (3rd 30 day request)
- 5. Additional 30 days: \$500 (each additional 30 day request after)

Commercial

Current Fee Schedule

- 1. First 60 days: \$300
- 2. Each additional 30 days: \$150

New Fee Schedule

- 1. First 60 days: \$500
- 2. Additional 30 days: \$250 (1st 30 day request)
- 3. Additional 30 days: \$300 (2nd 30 day request)
- 4. Additional 30 days: \$400 (3rd 30 day request)
- 5. Additional 30 days: \$500 (4th 30 day request)

Each additional 30 day request after the 4th 30 day request shall increase by \$100 above the 4th 30 day request amount (\$500) in equidistant increments.

BUILDING PERMIT

Current Fee Schedule

Application Fees

Residential	\$75	No change
Commercial	\$100	No change

Construction Cost Fees:

Residential	\$12.00 per \$1,000 in construction costs
Commercial	\$12.00 per \$1,000 in construction costs

New Fee Schedule

Residential	\$14.00 per \$1,000 in construction costs
Commercial	\$15.00 per \$1,000 in construction costs

FIRE INSPECTION FEES	CURRENT FEE SCHEDULE	NEW FEE SCHEDULE
Multiple Dwellings 3 Units	\$100	\$150
Multiple Dwellings 4 to 20 Units	\$150	\$200
Multiple Dwellings 21 to 40 Units	\$200	\$250
Multiple Dwellings 41 to 60 Units	\$250	\$300
Multiple Dwellings 61 or more Units	\$300	\$400
Places of Public Assembly up to 99 occupants	\$150	\$250
Places of Public Assembly 100 occupants plus	\$250	\$300
Non-Residential Properties up to 9,999 sq. ft.	\$150	\$250

Non-Residential Properties 10,000-50,000 sq. ft.	\$250	\$35
Non-Residential Properties 51,000 sq. ft. or more	\$350	\$50
First Re-inspection	\$ 25	\$50
Each Additional Re-inspection	\$ 35	\$75

(Mixed Use Buildings will be assessed a fee for each occupant present)

Testing Fees

New Fee Schedule

Sprinkler Hydro Test 2 hr. min	\$100
Sprinkler Flow Test 1 hr. min:	\$50
Fire Alarm Test 1 11/2 hr. min:	\$75
Ansul Test 1 - 11/2 hr. min:	\$75

and be it further

RESOLVED, that such fees be effective immediately upon adoption of this resolution.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

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

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 2014

On motion of TRUSTEE KENNER, seconded by TRUSTEE CECCARELLI, to combine resolution 7 to 12 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 Adams, Brakewood, Terenzi, Kenner, Ceccarelli and Mayor Pagano.

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 2014

RESOLUTION #14
(Listed on the Agenda as Resolution #7)

RE-APPOINTMENT OF MEMBER TO TRAFFIC COMMISSION

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

RESOLVED, that JOHN PAULETTI, residing in Port Chester New York be and hereby is re-appointed as a full member of the Port Chester TRAFFIC COMMISSION, effective immediately with said term expiring on 12/31/2016.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

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

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 2014

RESOLUTION #15
(Listed on the Agenda as Resolution #8)

RE-APPOINTMENT OF MEMBER TO TRAFFIC COMMISSION

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

RESOLVED, that ANDREW MATTURRO, residing in Port Chester New York be and hereby is re-appointed as a full member of the Port Chester TRAFFIC COMMISSION, effective immediately with said term expiring on 12/31/2014.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: Trustees Adams, Brakewood, Terenzi, Kenner, Ceccarelli and Mayor Pagano.
NOES: None
ABSENT: Trustee Marino.

DATE: June 2, 20140

RESOLUTION #16

(Listed on the Agenda as Resolution #9)

RE-APPOINTMENT OF MEMBER TO TRAFFIC COMMISSION

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

RESOLVED, that JOE GIANFRANCESCO, JR., residing in Port Chester, New York, be and hereby is appointed as a full member of the Port Chester TRAFFIC COMMISSION, effective immediately with said term to expire 12/31/2014.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES: Trustees Adams, Brakewood, Terenzi, Kenner, Ceccarelli and Mayor Pagano.
NOES: None
ABSENT: Trustee Marino.

DATE: June 2, 20140

RESOLUTION #17

(Listed on the Agenda as Resolution #10)

RE-APPOINTMENT OF MEMBER TO PARK COMMISSION

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

RESOLVED, that CONCETTINA THALHEIMER, residing in Port Chester New York be and hereby is re-appointed as a full member of the Port Chester PARK COMMISSION, effective immediately with said term expiring on 12-31-2017.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

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

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 20140

RESOLUTION #18

(Listed on the Agenda as Resolution #11)

RE-APPOINTMENT OF MEMBER TO PARK COMMISSION

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

RESOLVED, that HEATHER PAUL, residing in Port Chester New York be and hereby is re-appointed as a full member of the Port Chester PARK COMMISSION, effective immediately with said term expiring on 12-31-2017.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

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

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 20140

RESOLUTION #19

(Listed on the Agenda as Resolution #12)

RE-APPOINTMENT OF MEMBER TO PARK COMMISSION

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

RESOLVED, that JERRY TERRANOVA, residing in Port Chester, New York, be and hereby is appointed as a full member of the Port Chester PARK COMMISSION, effective immediately with said term to expire 12/31/2016.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

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

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 2014

RESOLUTION #20

(Listed on the Agenda as Resolution #13)

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

WHEREAS, the New York State and Local Retirement System has set certain reporting requirements that apply to elected and appointed officials' and

WHEREAS, Village must establish a standard work day for each of the elected and appointed offices, specify the expiration of each term, designate the number of days to be reported for each official and certify receipt of record of their activities; and

WHEREAS the Board has discussed and deliberated with regard to same. Now, therefore, be it

RESOLVED, that the Board of Trustees of the Village of Port Chester, hereby establishes the standard work days for elected and appointed officials and will report the days worked as reflected in the annexed form RS 2417-A, "Standard Work Day and Reporting Resolution for Elected and Appointed Officials" to the New York State and Local Employees' Retirement System based on the time keeping system records or the

record of activities maintained and submitted by these officials to the Village Clerk: and be it further

RESOLVED, that the Village Clerk shall file a copy of this resolution and an affidavit of posting with the New York State Comptroller's office within 45 days of the adoption of this resolution, and be it further

RESOLVED, that the Clerk shall post this resolution on the Village's website for at least 30 days following same.

Approved as to Form:

Anthony M. Cerreto, Village Attorney


ROLL CALL

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

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 2014



Office of the New York State Comptroller
New York State and Local Retirement System
Employees' Retirement System
Police and Fire Retirement System
110 State Street, Albany, New York 12244-0001

**Standard Work Day and Reporting Resolution
for Elected and Appointed Officials**

RS 2417-A
(Rev. 3/14)

BE IT RESOLVED, that the VILLAGE OF PORT CHESTER / 40031 hereby establishes the following standard work days for these titles and will report the officials to the New York State and Local Retirement System based on time keeping system records or their record of activities:

Title	Standard Work Day (Hrs/day) Min. 6 hrs Max. 8 hrs	Name (First and Last)	Social Security Number (Last 4 digits)	Registration Number	Tier 1 (Check only if member is in Tier 1)	Current Term Begin & End Dates (mm/dd/yy-mm/dd/yy)	Participates in Employer's Time Keeping System (Yes/No-If Yes, do not complete the last two columns)	Record of Activities Result*	Not Submitted (Check only if official did not submit their Record of Activities)
Elected Officials									
TRUSTEE	7	DANIEL BRAKEWOOD	[REDACTED]	[REDACTED]	<input type="checkbox"/>	04/02/13-04/05/16	NO	5.43	<input type="checkbox"/>
TRUSTEE	7	JOSEPH KENNER	[REDACTED]	[REDACTED]	<input type="checkbox"/>	04/02/13-04/06/16	NO	9.58	<input type="checkbox"/>
TRUSTEE	7	LUIS MARINO	[REDACTED]	[REDACTED]	<input type="checkbox"/>	04/02/13-04/06/16	NO	8.85	<input type="checkbox"/>
Appointed Officials									
VILLAGE JUSTICE	6	PETER SISCA	[REDACTED]	[REDACTED]	<input type="checkbox"/>	05/15/13-05/14/15	NO	8.5	<input type="checkbox"/>
ACTING VILLAGE JUSTICE	6	MATTHEW TROY III	[REDACTED]	[REDACTED]	<input type="checkbox"/>	05/15/13-05/14/15	NO	3.58	<input type="checkbox"/>
VILLAGE MANAGER	7	CHRISTOPHER STEERS	[REDACTED]	[REDACTED]	<input type="checkbox"/>	10/12/12-10/12/14	YES		<input type="checkbox"/>


SEE INSTRUCTIONS FOR COMPLETING FORM ON REVERSE SIDE

I, JANUSZ RICHARDS, secretary/clerk of the governing board of the VILLAGE OF PORT CHESTER, of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board at a legally convened meeting held on the 2 day of JUNE, 2014 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the VILLAGE OF PORT CHESTER on this 3 day of JUNE, 2014 Janusz Richards (Signature of the secretary or clerk) (Name of Employer)

Affidavit of Posting: I, JANUSZ RICHARDS, being duly sworn, deposes and says that the posting of the Resolution began on 6/1/2014 and continued for at least 30 days. That the Resolution was available to the public on the 6/1/2014 (Date)

Employer's website at _____
 Official sign board at _____
 Main entrance secretary or clerk's office at _____



Page 1 of 2 (for additional rows, attach a RS2417-B form).

disputes and corrections.)

- The Clerk for a Grievance Application
- The Village Engineer for verification of the user’s sewer hookup (some callers may not actually be on the Port Chester Sewer System)

A grievance application has been created for users who feel they are not being fairly billed for Sewer Rent. A copy of that form is attached. The Sewer Rent Law indicated the BOT is responsible for hearing such appeals. A process for internally adjudicating these applications can be established if the BOT desires.

Complaint count

	22-May	23-May	27-May	28-May	29-May	30-May	2-Jun	Total Thus Far
United Water	9	7	91	141	66	41	45	400
VOPC	0	0	18	19	22	11	2	72

Rate of user complaint **1.01%**

Complaint Types

United Water	
General Inquiry/referred to VOPC for information	395
Billing Information Incorrect	5
*UW has been asked to keep more detailed complaint type records and will submit them this week.	

VOPC	
General Inquiry	49
Billing Information Incorrect	10
Want to File Grievances for Possible Use related issues	2
Believe they are not PC Sewer Users**	3
Misc.	1
Could not be reached for return call	7
**(1 confirmed, 2 under investigation)	

SEWER

Rate Schedule Code	Revenue Class Code	Consumption- CCF	Revenues	Facility Charges	Revenues and Facility Charges	Tax and Surcharges	Total
079-SWM	COM	166,132	\$215,974.93	\$0.00	\$215,974.93	\$0.00	\$215,974.93
	IND	656	\$852.81	\$0.00	\$852.81	\$0.00	\$852.81
	PA	27,248	\$35,422.93	\$0.00	\$35,422.93	\$0.00	\$35,422.93
	Subtotal	194,036	\$252,250.67	\$0.00	\$252,250.67	\$0.00	\$252,250.67
079-SWQ	COM	367,164	\$477,319.08	\$0.00	\$477,319.08	\$0.00	\$477,319.08
	IND	2,646	\$3,439.85	\$0.00	\$3,439.85	\$0.00	\$3,439.85
	PA	4,237	\$5,508.18	\$0.00	\$5,508.18	\$0.00	\$5,508.18
	RES	303,608	\$394,691.76	\$0.00	\$394,691.76	\$0.00	\$394,691.76
	Subtotal	677,655	\$880,958.87	\$0.00	\$880,958.87	\$0.00	\$880,958.87

Total for Sewer	871,691	\$1,133,209.54	\$0.00	\$1,133,209.54	\$0.00	\$1,133,209.54
Grand Total	871,691	\$1,133,209.54	\$0.00	\$1,133,209.54	\$0.00	\$1,133,209.54

CORRESPONDENCES

From Ginger Corbia regarding membership on the Park Commission.

The Board accepted the correspondence.

From Charles A. Geraci regarding membership on the Traffic Commission.

The Board accepted the correspondence.

From Thomas Edison School PTO requesting the closure of Rectory Street in front of the school between Locust Avenue and Orchard Street on June 6, 2014 to celebrate Fun Day.

The Board referred the correspondence to staff.

John Reavis Resignation from Parks Commission

The Board duly noted the correspondence.

From Bryan Diaz regarding consideration for the Board of Ethics position.

The Board accepted the correspondence.

From Corpus Christi Church regarding Banner Request for Carnival.

The Board referred the correspondence to staff.

From Donald Ray Hensley, Jr. regarding membership on the Port Chester Waterfront Commission.

The Board accepted the correspondence.

From Luigi Del Bianco regarding Memorial Reception Invitation.

The Board accepted the correspondence.

MINUTES

Minutes from May 19, 2014.

On motion of TRUSTEE CECCARELLI, seconded by TRUSTEE BRAKEWOOD, The Board of Trustees accepted the minutes of May 19, 2014.

ROLL CALL

AYES: Trustees Adams, Brakewood, Terenzi, Kenner, Ceccarelli and Mayor Pagano.
NOES: None
ABSENT: Trustee Marino.

DATE: June 2, 20140

PUBLIC COMMENTS AND BOARD COMMENTS

Mayor Pagano asked if there was anyone from the audience who would like to make any comments regarding this public hearing.

Comments were made by:

Public

Mr. Richard Abel commented on the Sewer Rent, how do you collect from the non-profits?

Board

Trustee Adams commented on the Memorial Day Service. We have a number of monuments that we should be proud of and people should come out on July 4th. Residents should come to one of our services to acknowledge those who gave their lives for the freedoms we have.

Trustee Brakewood commented on the price of a permit for food trucks. It is well worth our reconsidering the revenue. He also commented on Starwood. Past trustee Branca suggested that we have a hotel tax in the Village. That did not go through. We should work on this again. Regarding the Sewer Rent, the biggest thing is that you should look at the whole thing, not just the tax rate. We have to look at and evaluate how the Village collects its revenue. Downtown Port Chester is doing very well. There are about 200 parking spots that are not utilized at night and on the weekends. Village Manager Steers suggested a meeting be set up with the business owners to discuss this parking.

Trustee Terenzi commented about Westchestergov.com about 575 Ellendale Avenue about the four units of affordable housing. It notes that the school district is Blind Brook School district. He commented about the Sewer Rent. We are going to put in \$15,000,000 of sewers within the next few years.

Trustee Ceccarelli commented on Starwood and it's being a rental property rather than co-ops. He commented on having grant money for maintenance of monuments before they start to deteriorate. He is in discussions with Village Attorney Cerreto regarding the ETPA. He is looking to see some resolution on that. He commented on the success of the Memorial Day Parade.

Mayor Pagano commented on the good work of the EMS on Memorial Day.

At 10:24 p.m., on motion of TRUSTEE ADAMS, seconded by TRUSTEE TERENZI, the meeting was closed.

ROLL CALL

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

NOES: None

ABSENT: Trustee Marino.

DATE: June 2, 20140

Respectfully submitted,

Janusz R. Richards
Village Clerk