

MEETING HELD APRIL 1, 2013

A meeting of the Board of Trustees of the Village of Port Chester, New York, was held on Monday, April 1, 2013 at 7:00 P.M., in the Court Room of the Police Headquarters Building, 350 North Main Street, Port Chester, New York, with Mayor Dennis Pilla presiding.

Present in addition to Mayor Pilla, were Trustees Daniel Brakewood, Saverio Terenzi, Bart Didden, Luis Marino and Joseph Kenner.

Also present were Village Manager, Christopher Steers; Village Clerk, Janusz R. Richards; Village Attorney, Anthony Cerreto; Village Treasurer, Leonie Douglas; Police Chief, Joseph Krzeminski and Administrative Aide, Christopher Ameigh.

On motion of Trustee Didden, seconded by Trustee Marino, the meeting was declared opened at 7:07 p.m.

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES:

ABSENT:

AWARD PRESENTATION

To the Port Chester Junior Varsity Cheerleaders on their win at the State Championship.

Mayor Pilla and the Board of Trustees congratulated and recognized the Port Chester High School Junior Varsity Cheerleaders Team on their championship win at the Empire State Cheerleading competition.

PUBLIC COMMENTS

Mayor Pilla asked if there was anyone from the audience who would like to make any comments.

Ms. Goldie Solomon thanked the Board for recognizing the Port Chester High School Junior Varsity Cheerleaders on their win at the Empire State Cheerleading competition. Ms. Solomon thanked Dennis Pilla and Bart Didden on everything they have done in the village and wished them good luck and a healthy happy life. Ms. Solomon also commented that the Board is here to represent the village and hopes the new Board will work on lowering the taxes.

Mr. Giangrande commented about the new Board, Police and EMT departments, and the Dog Park.

Ms. Bea Conetta commented about the March 2013 election and the departing Mayor Dennis Pilla and Mayor elect, Neil Pagano. Ms. Conetta thanked departing Trustee Bart Didden for running in the March 2013 election.

Mr. Adams commented about the departing Mayor, Dennis Pilla and his accomplishments as being the Mayor.

Mayor Pilla spoke to the public about the passing of Trustee John Branca. Mayor Pilla commented that Trustee John Branca cared deeply about people and the Village of Port Chester. Mayor Pilla asked everyone to keep the family in their prayers. Mayor Pilla and the Board asked for a moment of silence on the passing of Trustee John Branca.

PRESENTATION

Dog Park

Ms. Dina Goren of the Port Chester Dog Park Group presented to the Board funding and location considerations for the proposed Dog Park. Mr. Jerry Terranova, Chairman & Park Commissioner commented about the proposed Dog Park and the correspondence that was given to the Board. The Board acknowledged Mr. Terranova's correspondence regarding the proposed Dog Park.

Add-on Resolution

Trustee Kenner made a motion to add-on the following resolution to set a public hearing to establish a Dog Park. The motion was seconded by Trustee Marino:

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES:

ABSENT:

DATE: April 1, 2013

RESOLUTION SET PUBLIC HEARING TO ESTABLISH A DOG PARK

On motion of TRUSTEE, KENNER seconded by TRUSTEE, DIDDEN the

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

New York:

RESOLVED, that a public hearing is to be held on April 15, 2013 at 7:00 p.m. at the Village Justice Courtroom, 350 North Main Street, Port Chester, New York 10573, to consider establishing a Dog Park to be operated by the Village of Port Chester, New York, in Abendroth Park.

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES:

ABSENT:

DATE: April 1, 2013

RESOLUTIONS

RESOLUTION

AUTHORIZE EXECUTION OF STIPULATION WITH INTERVENOR IN UNITED STATES OF AMERICA VS. VILLAGE OF PORT CHESTER

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

WHEREAS, on December 15, 2006, the United States of America commenced an action against the Village of Port Chester claiming that the at-large election of Village Trustees violated Section 2 of the Voting Rights Act; and

WHEREAS, by Memorandum and Order dated April 6, 2007, the court granted the application of Mr. Cesar Ruiz to intervene as a plaintiff in this matter; and

WHEREAS, since that date, the Plaintiff/Intervenor has participated throughout the proceedings; and

WHEREAS, in lieu of the expense and uncertain result of litigation, the Village and Plaintiff-Intervenor had entered into a stipulation as to the Plaintiff-Intervenor's entitlement of attorney's fees at an earlier stage of the matter; and

WHEREAS, with the conclusion of the 2013 Village Election, the attorneys for the Plaintiff-Intervenor and the Village have similarly negotiated an amount of such attorney's fees. Now, therefore, be it

RESOLVED that the Village's special counsel is hereby authorized to execute a stipulation with Randolph M. McLaughlin, Esq., C/O Newman Ferrara LLP, 1250 Broadway, 27th Floor, New York, New York 10001, attorney for the Intervenor, Cesar Ruiz, with regard to the Village's payment of attorney fees in the amount of \$6,000.00 for the 2013 Village Election.

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES:

ABSENT:

DATE: April 1, 2013

**RESOLUTION
SET PUBLIC HEARING
VILLAGE TENTATIVE BUDGET FOR FY 2013-2014**

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

WHEREAS, the Village Manager has presented to the Board of Trustees the Tentative Budget prepared by the Budget Officers for the fiscal year June 1, 2013 through May 31, 2014 and desires to make provision for the adoption of said Budget in the manner prescribed by law.

Now, therefore, be it

RESOLVED, that a PUBLIC HEARING to consider said Budget shall be held by the Board of Trustees at the time and place specified in the notice herein after set forth; and be it further

RESOLVED, that said Tentative Budget remain open to the public inspection in the office of the Village Clerk until the holding of the public hearing hereinafter provided for; and be it further

RESOLVED, that the Village Clerk be and he hereby is directed to publish, in the manner prescribed by law, a notice of such PUBLIC HEARING, in substantially the following form:

APPROVED AS TO FORM:

Village Attorney, Anthony Cerreto

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES:

ABSENT:

DATE: April 1, 2013

Add-on Resolution

Trustee Brakewood made a motion to add-on the following resolution authorizing the Village Clerk of the Village of Port Chester to certify a Home Rule request for the enactment of special state legislation allowing a pilot program relative to electronic bidding. The motion was seconded by Trustee Marino:

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES:

ABSENT:

DATE April 1, 2013

RESOLUTION

AUTHORIZING THE VILLAGE CLERK OF THE VILLAGE OF PORT CHESTER TO CERTIFY A HOME RULE REQUEST FOR THE ENACTMENT OF SPECIAL STATE LEGISLATION TO ALLOW FOR A PILOT PROGRAM RELATIVE TO ELECTRONIC BIDDING

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

RESOLVED, that the Board of Trustees of the Village of Port Chester authorizes the Village Clerk to certify a Home Rule Request for enactment of Assembly Bill A.5307 and S. 2055 to allow for a pilot program for the Village of Port Chester and the City of New Rochelle relative to electronic bidding.

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES:

ABSENT:

DATE April 1, 2013

CORRESPONDENCE

From Jerry Terranova, Chairman & Park Commissioners to approve the location for the Dog Park.

The Board acknowledged receipt of correspondence during the Dog Park presentation.

From Council of Community Services seeking co-sponsorship of the Village of Port Chester "Port Chester Fest."

The Board referred the correspondence to staff for their recommendation.

From Gene Ceccarelli resigning from the Waterfront Commission.

The Board acknowledged receipt of Mr. Ceccarelli's resignation.

MINUTES

Approval of the Board of Trustees minutes of March 18, 2013 and March 21, 2013.

On motion of Trustee Kenner, seconded by Trustee Didden, the minutes of March 18, 2013 and March 21, 2013 were adopted.

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES:

ABSENT:

PUBLIC COMMENTS AND BOARD COMMENTS

Public:

Ms. Linda Turturino commented regarding Port Chester Fest.

Ms. Goldie Solomon also commented about Port Chester Fest.

Ms. Bell thanked Mayor Pilla and Trustee Didden on a job well done while serving on the Board and hopes the new Board will work together.

Ms. Bea Conetta commented about the passing of Sam Acerbo and John Branca. Ms. Conetta also commented about Starwood Capital and the former United Hospital property.

Mr. Giangrande commented about Bush Homestead.

Mr. Ceccarelli thanked the Board and staff and appreciated everything that they have done.

Mr. Ceccarelli commented that he is looking forward to working with the new Mayor, Board and staff. Mr. Ceccarelli thanked Mayor Dennis Pilla and Trustee Bart Didden and wished them both the best.

Mr. Abel commented about the March 2013 election. Mr. Abel commented that Trustee Didden and Mayor Pilla both served the village well and asked that the new Board do the village's work and be civil to each other.

Mayor Elect Neil Pagano thanked Mayor Pilla and the Board for their work and for ushering in the village at the point that it is today. Mayor Elect Neil Pagano commented that Dennis Pilla and Bart Didden have a love for the village and thanked Dennis Pilla for making the village a much better place than it was. Mayor Elect Pagano thanked Bart Didden and asked him to not

go away. Mayor Elect Neil Pagano also commented that he is looking forward to working with the new Board and the great professional staff.

Board:

Trustee Brakewood commented on the passing of Sam Acerbo and recognized all the hard work he had done for the village. Trustee Brakewood also commented on the passing of Trustee Branca and how dedicated he was to the Village of Port Chester. Trustee Brakewood recognized Trustee Bart Didden on all the work he has done on the Board. Trustee Brakewood thanked Mayor Pilla on all his accomplishments for the six years he has been on the Board. Trustee Brakewood commented about Starwood Capital and asked the Village Clerk to give the new Board all the information regarding the Starwood Capital proposal.

Trustee Terenzi thanked Mayor Pilla and Trustee Didden on their service for the Village of Port Chester.

Trustee Marino thanked everyone for their support for voting for him. Trustee Marino commented that he looking forward to working with the new Board. Trustee Marino thanked Mayor Pilla for his service and wished him good luck in the future. Trustee Marino also thanked Trustee Didden for his service and good luck in the future.

Trustee Kenner gave his condolences to the Branca family as well as the Acerbo family. Trustee Kenner commented that he appreciated Mayor Pilla's service and commitment to the village and thanked Trustee Didden for his service and commitment to the village as well.

Trustee Didden gave his condolences to the Acerbo family and Branca family. Trustee Didden thanked all of the dedicated village staff, Police, DPW, Fire Chiefs and volunteer Fire Fighters. Trustee Didden congratulated the new Board and thanked the residents of Port Chester. Trustee Didden thanked Mayor Dennis Pilla and commented that he felt privileged and enjoyed working with him.

Mayor Pilla gave his condolences to the Acerbo family and Branca family and asked to keep both families in prayer. Mayor Pilla thanked the residents for letting him serve as Mayor for six years. Mayor Pilla thanked the staff and wished Mayor Pagano, Trustee Adams and Trustee Ceccarelli on their success. Mayor Pilla wished Trustee Didden success and enjoyed working with him.

Mr. Steers thanked Mayor Pilla and the departing Board for their service and thanked them for letting him serve as the Village Manager for the last six months. Mr. Steers commented that this departing Board was the most engaged, intelligent and caring Board that he has ever worked with and he is sorry to see Trustee Didden go. Mr. Steers commented that he is looking forward to working with the new Board and Mr. Steers gave his condolences to the Branca family.

At 9:05 p.m., on motion of Trustee Kenner, seconded by Trustee Didden, the meeting session was closed.

Roll Call

AYES: Trustees Brakewood, Terenzi, Didden, Marino, Kenner and Mayor Pilla

NOES:

ABSENT:

Respectfully submitted,

Jacqueline Johnson
Deputy Village Clerk