

## **MEETING HELD SEPTEMBER 5, 2013**

A special meeting of the Board of Trustees of the Village of Port Chester, New York, was held on Thursday September 5, 2013, 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, Saverio Terenzi, Luis Marino, and Joseph Kenner.

It should be noted that Trustee Ceccarelli was absent.

It should be noted that Trustee Kenner arrived at 06:00 p.m.

Also present were Village Manager, Christopher Steers; Village Clerk, Janusz R. Richards; Village Attorney, Anthony Cerreto. Members of the IDA and Connie Phillips, secretary to the IDA were also present.

On motion of Trustee Adams, seconded by Trustee Marino the meeting was declared opened at 05:12 p.m.

### **ROLL CALL**

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

**NOES:** None

**ABSENT:** Trustee Ceccarelli and Trustee Kenner.

**DATE:** September 5, 2013

### **MOTION FOR EXECUTIVE SESSION**

At 5:12 P.M. on motion of Trustee Marino, seconded by Trustee Adams the Board adjourned into an executive session for the purpose of interviewing candidates with regard to submitted proposals for RFP 2013-03 to provide consultant services related to Technical Assistance, Financial Services and Economic Development.

### **ROLL CALL**

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

**NOES:** None

**ABSENT:** Trustee Ceccarelli and Trustee Kenner.

**DATE:** September 5, 2013

Present in addition to the Board of Trustees, were Village Manager, Christopher Steers and Village Clerk, Janusz R. Richards. Also present were members of the IDA and Connie Phillips, secretary to the IDA.

No action was taken in executive session.

At 06:50 p.m., a motion to come out of executive session was made by Trustee Brakewood, seconded by Trustee Marino, the Board of Trustees closed the executive session.

**ROLL CALL**

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

**NOES:** None

**ABSENT:** Trustee Ceccarelli.

**DATE:** September 5, 2013

***Motion to Add-on an Executive Session***

Mayor Pagano asked for a motion to consider an add-on Executive Session to discuss a particular individual in the Police Department.

At 6:51 P.M. on motion of Trustee Adams, seconded by Trustee Marino, the motion received a unanimous vote of those present.

**ROLL CALL**

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

**NOES:** None

**ABSENT:** Trustee Ceccarelli.

**DATE:** September 5, 2013

On motion of Trustee Brakewood, seconded by Trustee Marino the Board adjourned into an executive session to discuss a particular individual in the Police Department.

**ROLL CALL**

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

**NOES:** None

**ABSENT:** Trustee Ceccarelli.

**DATE:** September 5, 2013

Present in addition to the Board of Trustees, were Village Manager, Christopher Steers; Village Clerk, Janusz R. Richards; Village Attorney, Anthony Cerreto; Labor Council Mr. Terry O'Neil and Captain John Telesca was invited at 07:09 PM.

At 07:45 p.m., a motion to come out of executive session was made by Trustee Brakewood, seconded by Trustee Adams, the Board of Trustees closed the executive session.

**ROLL CALL**

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

**DATE:** September 5, 2013

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

Mayor Pagano asked for a motion to consider an add-on a resolution to appoint acting Chief of Police.

On motion of Trustee Marino, seconded by Trustee Brakewood, the motion received a unanimous vote of those present.

**ROLL CALL**

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

**DATE:** September 5, 2013

**ADD-ON RESOLUTION #1  
APPOINTMENT OF ACTING CHIEF OF POLICE**

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, it appears from information provided to the Village of Port Chester Police Department (“Police Department”) that Chief Krzeminski will be absent, and unable to perform the duties of his position, for an extended, indefinite period of time; and

WHEREAS, the Police Department must have an executive officer with the authority to carry out all of the responsibilities and duties of the police chief. Now, therefore, be it

RESOLVED, that Captain John Telesca is hereby appointed as Acting Chief of Police pursuant to the authority of the Board of Trustees (“Board”) under Section 5711-q

of New York's Unconsolidated Laws and/or the Charter of the Village of Port Chester, effective immediately and until Chief Krzeminski is capable of performing the essential functions of his job and the Board has approved his return to duty, and be it further

RESOLVED, that Acting Chief Telesca will for the period of time that he serves as Acting Chief receive the following benefits under the collective bargaining agreement between the Village of Port Chester and the Port Chester Police Association, Inc.:

Article II(a) (Captain's Salary); Article III© (Personal Property); Article III(f) (False Arrest Insurance); Article IV (Sick Leave, Vacation, Holidays, Personal Leave, Bereavement Leave, Longevity); Article V (Benefit Plans); Article VI (Retirement); Article VII(c) (Jury Duty); Article VIII(c)-(d) (Uniform Replacement and Cleaning); Article IX (Professional Development); Article XVII (Management Rights); Article XVIII (Medical Leave Policy); and Article XIX (General Municipal Law § 207-c Procedure), and be it further

RESOLVED, that Acting Chief Telesca shall receive a stipend of an additional \$250.00 per week while in such capacity.

APPROVED AS TO FORM:

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Anthony M. Cerreto  
Village Attorney

**ROLL CALL**

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

**NOES:** None.

**ABSENT:** Trustee Ceccarelli.

**DATE:** September 5, 2013

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

Mayor Pagano asked for a motion to consider a second add-on a resolution regarding Chief of Police.

On motion of Trustee Brakewood, seconded by Trustee Kenner, the motion received a unanimous vote of those present.

## **ROLL CALL**

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

**NOES:** None

**ABSENT:** Trustee Ceccarelli.

**DATE:** September 5, 2013

## **ADD-ON RESOLUTION #2 PERSONNEL MATTER INVOLVING THE CHIEF OF POLICE**

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, it appears from the information provided to the Village of Port Chester Police Department ("Police Department") that Chief Krzeminski will be absent, and unable to perform the duties of his position, for an extended, indefinite period of time. Now, therefore, be it

RESOLVED, that effective immediately, Chief Krzeminski is directed not to exercise any of the authority, responsibilities and duties associated with being the Chief of Police until he is able to perform the essential functions of his position and the Board of Trustees of the Village of Port Chester approves his return to duty.

APPROVED AS TO FORM:

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Anthony M. Cerreto  
Village Attorney

## **ROLL CALL**

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

**NOES:** None.

**ABSENT:** Trustee Ceccarelli.

**DATE:** September 5, 2013

## ***Motion to Add-on a Correspondence***

Mayor Pagano asked for a motion to consider an add-on correspondence regarding the use of the Lyon Park on Sunday September 8, 2013 from 12 Noon to 4:00 PM for a fundraiser with all profits going to Restrepo and Gomez families.

On motion of Trustee Marino, seconded by Trustee Brakewood, the motion received a unanimous vote of those present.

**ROLL CALL**

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

**NOES:** None.

**ABSENT:** Trustee Ceccarelli.

**DATE:** September 5, 2013

This being a unique and special circumstance the Board allowed the event to occur with Trustee Marino present during the event.

***Motion to Add-on a Second Correspondence***

Mayor Pagano asked for a motion to consider an add-on of a second correspondence regarding a block party on Puritan Drive on Sunday, September 15, 2013.

On motion of Trustee Kenner, seconded by Trustee Marino, the motion received a unanimous vote of those present.

**ROLL CALL**

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

**NOES:** None.

**ABSENT:** Trustee Ceccarelli.

**DATE:** September 5, 2013

On motion of Trustee Brakewood seconded by Trustee Kenner, the Board approved the closure of Puritan Drive on Sunday, September 15, 2013 for a block party.

**ROLL CALL**

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

**NOES:** None.

**ABSENT:** Trustee Ceccarelli.

**DATE:** September 5, 2013

At 07:54 p.m., on motion of Trustee Brakewood, seconded by Trustee Kenner, the meeting was closed.

**ROLL CALL**

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

**NOES:** None.

**ABSENT:** Trustee Ceccarelli.

**DATE:** September 5, 2013

Respectfully submitted,

Janusz R. Richards  
Village Clerk