

MEETING HELD SEPTEMBER 16, 2013

A meeting of the Board of Trustees of the Village of Port Chester, New York, was held on Monday, September 16, 2013, 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.

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

Village Treasurer, Leonie Douglas joined the meeting at 7:25 pm; Christopher Ameigh Administrative Aide to the Village Manager and Peter Miley Building Inspector / Director of Code Enforcement joined the meeting at 7:15 pm.

On motion of Trustee Brakewood, seconded by Trustee Adams the meeting was declared opened at 6:08 p.m.

ROLL CALL

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

NOES: None.

ABSENT: None.

DATE: September 16, 2013

PROPOSED MOTION FOR EXECUTIVE SESSION

On motion of Trustee Ceccarelli, seconded by Trustee Adams the Board adjourned into an executive session for the purpose of consultation with legal counsel regarding Police Department matters.

ROLL CALL

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

NOES: None.

ABSENT: None.

DATE: September 16, 2013

Present in addition to the Board of Trustees, were Village Manager, Christopher Steers; Village Clerk, Janusz R. Richards; Village Attorney, Anthony Cerreto; acting Police Chief Captain John Telesca; Labor Councils Mr. Terry O'Neil and Ms. Emily E. Harper.

No action was taken in executive session.

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

ROLL CALL

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

NOES: None.

ABSENT: None.

DATE: September 16, 2013

PUBLIC COMMENTS

Ms. Goldie Solomon reminded all present that the citizens of Port Chester are from all over the world and some speak their native language. Commented on Trustee Marino's helpfulness with the Restrepo and Gomez families. Said that on September 22nd is a firemen's parade, October is Columbus Day parade and the dog park should be an animal park.

Ms. Martinez addressed the crosswalk on South Main Street near Stop and Shop. Commented on bicycles being ridden on the sidewalk.

Mayor Pagano asked the Village Manager Christopher Steers on the status of the crosswalk problem. Village Manager Steers said this a state road. Trustee Brakewood commented this is a valid traffic issue. Trustee Adams commented that there is also a problem on New Broad and Pearl Street.

Village resident on behalf of Central Cultural Bolivia wanted to thank the Mayor and the Board of Trustees for the support of the Bolivian parade and festival.

Ms. Goren thanked the Village for the cooperation shown at the extravaganza held over the weekend for the dog park. The next event will be a Capital Theater event with some proceeds going to the dog park.

Mayor Pagano asked when she will have a figure on the dog park. Ms. Goren said they are still ongoing through business sponsorship and they are still in the process of solicitation.

Mr. Billy Frenz of the proposed Showboat Restaurant on the Byram River put together some background information on his productions and promotions.

Mayor Pagano stated he would like to hold this and give the board time to review it before the next board meeting. Mr. Grange will send an electronic copy.

Mr. Richard Abel said your rule that extending amnesty for a full year is a good idea. Also reaffirming the rules and regulations of the Port Chester Police Department. All Police are mentioned as "He". We have one female officer.

Ms. Bea Conetta commented on the MTA's eyesore building on Westchester Avenue. Regarding amnesty, fire on Midland Avenue had multiple violations. Regarding

amnesty, inspect the place, tell the people what is wrong and have them fix it and let them get the CO. Commented on the police department.

Mr. Ford said it's important that the residents come to the meetings to make their opinions' known. Would like to get updates on the parking meter investigation situation.

Village Manager Steers reported that this is a District Attorney investigation and a Police Investigation, and it is under investigation. Mr. Brakewood commented that silence on the Board does not mean non-interest.

Mr. Ford commented on the Midland Avenue fire, asking if it had a fire safety inspection.

Christopher Ameigh Administrative Aide to the Village Manager stated it was inspected and cited for violations.

Mr. Ford asked if the Village is setting itself up for a law suit or have a fireman injured.

Mayor Pagano asked Mr. Ford to come back during the Village Building Department report.

PRESENTATION

Beautification Committee: members Karin Herbert, Emily Abese and Kathy Rosenthal. Looking for support on three proposals encouraging children on the beautification of Port Chester: an essay for schoolchildren with winners to receive a prize and implement their project; plant trees in areas of interest; and a memorial project which can be used with the tree project.

Trustee Ceccarelli said we have \$10,000 in the Village budget so this would work well in conjunction with the Beautification Committee. Mayor Pagano said the essays would encourage a connection with the school liaison. Trustee Brakewood said the entire Village schools should be included, not just public schools. Trustee Adams added that the Trustees should be included in the presentation to the winners.

Motion to Add-on a Resolution

Mayor Pagano asked for a motion to consider an add-on a resolution to accept the donation of plantings from Susan Aldrich, Port Chester.

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

ROLL CALL

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

NOES: None.

ABSENT: None.

DATE: September 16, 2013

**ADD-ON RESOLUTION
ACCEPTING DONATION OF PLANTINGS**

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

RESOLVED, that the Board of Trustees hereby accepts the donation of plantings from Susan Aldrich, Port Chester, to be placed at the South End Fire House or such location that the General Foreman deems appropriate to beautify the Village.

Approved as to Form:

Anthony Cerreto
Village Attorney

ROLL CALL

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

NOES: None.

ABSENT: None.

DATE: September 16, 2013

Report from Joe Dichter, special counsel on Sewer Rent Project. Village Manager Steers and Tony Cerreto said it is in front of the Public Services and look forward to implementing them before the end of the fiscal year.

Joe Dichter said this was filed in July and there were concerns with privacy and CSC. We dealt with that by letting United Water withhold all the water consumption data. We reached out to our state senator and wrote a letter to the Public Service Commission to gain our support. The PSC staff is actively working on the matter. In the meantime we are working with United Water so the billing process can be approved shortly thereafter. The state will deal directly with the Public Service Commission. The Village does not actually have the billing records.

Trustee Terenzi stated that at the end of the year if a person doesn't pay, it will go on his tax bill. Village Manager Steers stated this would hit our budget midyear.

We are now ahead of the game.

On a recovery basis, Trustee Terenzi stated it will take a number of years to recoup our costs. We have to budget our investment and build it into a five-year period. It has got to be done.

Trustee Brakewood commented that the frequency of the billing has been vague. Tony Cerreto said collections fees need to be set. The Board of Trustees sets late fees. If United Water cancels on the Village there are no ramifications.

RESOLUTIONS

RESOLUTION #1

SETTING A PUBLIC HEARING FOR PROPOSED INTERIM LOCAL LAW FURTHER MODIFYING THE AMNESTY PERIOD WITH REGARD TO THE AMNESTY PROGRAM

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:

RESOLVED, that the Village of Port Chester Board of Trustees hereby sets a public hearing on October 7, 2013 at 7:00 PM at the Village Justice Courtroom, 350 North Main Street, Port Chester, New York, to consider the advisability adopting a local law further modifying the amnesty period with regard to the amnesty program.

APPROVED AS TO FORM:

Anthony M. Cerreto
Village Attorney

ROLL CALL

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

NOES: None.

ABSENT: None.

DATE: September 16, 2013

RESOLUTION #2

DIGITAL PAYMENT TECHNOLOGIES PARKING SYSTEM PROJECT AND MAINTENANCE AGREEMENT

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

WHEREAS, The FY 2013-2014 Adopted Budget called for the implementation of an expansion of Digital Parking Systems throughout the Village; and

WHEREAS, The Village Traffic Commission, DPW and Manager's office developed, and appropriately publicized a Request for Proposals so as to foster competition for the professional services required therein; and

WHEREAS, the Village Manager recommends that the Board moves forward with this proposal which meets the specifications as set forth in the bid documents and comes within the budgeted amount of \$600,000. Now, therefore, be

RESOLVED, that the Village Manager is hereby authorized to enter into an agreement not to exceed \$600,000 for the purchase, installation and maintenance of up to 43 Digital Payment Technologies Multi Space Parking Pay Stations from Integrated Technical Systems, Inc. (ITS).

APPROVED AS TO FORM:

Anthony M. Cerreto
Village Attorney

ROLL CALL

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

NOES: None.

ABSENT: None.

DATE: September 16, 2013

RESOLUTION #3

**JOINT EFFORT WITH PORT CHESTER INDUSTRIAL DEVELOPMENT AGENCY
FOR TECHNICAL ASSISTANCE, FINANCIAL SERVICES AND ECONOMIC
DEVELOPMENT SERVICES**

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

WHEREAS, in cooperation with the Port Chester Industrial Development Agency, a joint Request for Proposals was issued for technical assistance, financial services and economic development services to assist in any economic/real estate development projects; and

WHEREAS, interviews were conducted of the three proposers; and

WHEREAS, such retainer will enable the Village to provide technical assistance and expert resources assistance appropriate to undertake its due diligence for the evaluation of economic/real estate development projects. NOW, therefore, be it

RESOLVED, that the Village Manager be and is hereby authorized to negotiate and enter into an agreement with the Port Chester Industrial Development Agency and the National Council for Community Development, Inc. d/b/a National Development Council, 708 Third Avenue, Suite 710, New York, New York 10017 to provide technical assistance, financial services and economic development services, for an all-inclusive flat fee not to exceed \$60,000 annually; and be it further

RESOLVED, that the Manager be authorized to enter into an agreement with the Agency to facilitate the equal sharing of the cost for such services.

APPROVED AS TO FORM:

Anthony M. Cerreto
Village Attorney

ROLL CALL

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

NOES: None.

ABSENT: None.

DATE: September 16, 2013

RESOLUTION #4
CLARIFYING AND CONFIRMING THE RULES AND
REGULATIONS OF THE PORT CHESTER POLICE DEPARTMENT

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

WHEREAS, the Village of Port Chester Police Department was established by enactment of the State Legislature, Laws of 1903, Chapter 285, which is codified in the Village Charter; and

WHEREAS, the State Legislature subsequently enacted the Westchester Police Act, codified as Unconsolidated Laws, Section 5711-q, which provides uniform provisions for the governance and administration of village police departments in Westchester County; and

WHEREAS, pursuant to Local Law No. 1 of 1975, after a mandatory referendum, the Village of Port Chester adopted a village manager form of government; and

WHEREAS, by resolution on March 28, 1990, the Board of Trustees adopted Rules and Regulations of the Village of Port Chester Police Department; and

WHEREAS, the Board did not specify the source of the authority in adopting said resolution; and

WHEREAS, Unconsolidated Laws, Section 5711-q(8) provides that a village board of trustees may make, adopt and enforce such Rules and Regulations; and

WHEREAS, a question has arisen as to the Village Manager's authority over the Chief of Police. Now, therefore, be it

RESOLVED, that the Board of Trustees hereby clarifies and confirms the Board's resolution of March 28, 1990 that the Rules and Regulations of the Police Department are promulgated under the authority of the Westchester Police Act, Unconsolidated Laws, Section 5711-q(8) and be it further

RESOLVED, that it is the intent of the Board that it delegate to the Village Manager day-to-day operational authority over the Police Chief (or Acting thereof); and be it further

RESOLVED, that a copy of this resolution be appended to the Rules and Regulations Book for distribution to all members of the Police Department.

APPROVED AS TO FORM:

Anthony M. Cerreto
Village Attorney

ROLL CALL

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

NOES: None.

ABSENT: None.

DATE: September 16, 2013

RESOLUTION #5
REVOCABLE LICENSE AGREEMENT FOR ACCESS TO
EAST BROADWAY MUNICIPAL PARKING LOT

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

WHEREAS, Chung Hwan Kim and Chang Hwan Kim own property at 110 Westchester Avenue, Port Chester, also known as Section 142.30, Block 2, Lot 55 on the Tax Map of the Town of Rye; and

WHEREAS, in order to improve marketability of the Subject Premises, the owners have proposed a pedestrian bridge and walkway that will enhance access from the second floor to the abutting Village parking lot on East Broadway; and

WHEREAS, the owners obtained conditional site plan approval from the Planning Commission subject to, among other things, obtaining a revocable license agreement from the Board of Trustees; and

WHEREAS, the Board finds that the proposed access to the lot would not only enhance downtown redevelopment opportunities in accordance with the Village's Comprehensive Plan but also encourage the most desirable use of land and buildings in the retail shopping district and thereby increase the Village's tax base. Now, therefore, be it

RESOLVED, that the Village Manager be and is hereby authorized to enter into a Revocable License Agreement with Chung Hwan Kim and Chang Hwan Kim, 335 Strawtown Road, West Nyack, New York 10994, to access the Village's East Broadway parking lot, in the form annexed hereto.

APPROVED AS TO FORM:

Anthony M. Cerreto
Village Attorney

ROLL CALL

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

NOES: None.

ABSENT: None.

DATE: September 16, 2013

RESOLUTION #6

On motion of Trustee Brakewood, seconded by Trustee Marino to postpone the vote on resolution number 6 (Final-Year-End Budget Modifications & Adjustments-FY 2012-13) to the October 7, 2013 meeting.

ROLL CALL

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

NOES: None.

ABSENT: None.

DATE: September 16, 2013

(RESOLUTION#6

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

WHEREAS, New York State Law requires that all Budget be balance at the end of the fiscal year; and

WHEREAS, certain appropriation line items in the 2012-2013 Fiscal Year General Fund Budget have been over expended and others under expended; and

WHEREAS, the Village of Port Chester is required to make all necessary adjustments to the Budget. The actual expenditures exceeded budget by \$1,034,494 of which \$124,800 was for Workers Compensation Section 32 Settlements. Now therefore be it

RESOLVED, that the Board of Trustees of the Village of Port Chester hereby authorizes the Village Treasurer to reduce the Workers Comp Reserves by the \$124,800 expended for workers comp section 32 settlement in the General Fund, and be it further

RESOLVED, that the Board of Trustees of the Village of Port Chester does also hereby authorizes the Treasurer to make all necessary modifications, adjustments and amendments of the FY 2012-13 General Fund Budget. The amendments are as follows:

INCREASE ESTIMATED REVENUES:

Appropriated Fund Balance		
1.1.4995	Appropriated Fund Balance	\$1,034,494.00

INCREASE APPROPRIATIONS:

Refunds on Real Property Tax		
1.1960.480	Refunds on Real Prop Tax	\$146,276.06
NYS Employee Benefits-ERS		
1.9000.801	State Retirement-ERS	\$118,430.00
NYS Employee Benefits-PFRS		
1.9010.801	State Retirement-PFRS	\$280,509.00
Workers Compensation		
1.9040.803	Workers Compensation	\$446,635.71
Elections		
1.1450.100	Personnel Services	\$29,134.66
1.1450.423	Election Insp/Techs	\$13,508.57

BUDGET TRANSFERS:

From:		
Contingency		
1.1990.400	Contingent A/c	\$102,013.00
To:		
Elections		
1.1450.423	Election Insp/Techs	\$8,021.43
1.1450.424	Election Rentals	\$6,341.88
1.1450.425	Election Moving	\$1,395.00
1.1450.476	Election Publications of Notices	\$5,782.42
Hospital & Medical Insurance		
1.9060.807	Hospital & Medical Ins.	\$80,472.27

ROLL CALL

AYES:
NOES:
ABSENT:
DATE:)

REPORT OF THE VILLAGE MANAGER

Mr. Steers updated the Board on:

1. **Police Vehicles:** All five new police cruisers have been received, outfitted and are currently on the road. The police motorcycles have been ordered and equipment details are being coordinated. Delivery data is TBD.

2. **Recruitment of replacement part time Intermediate Clerk for the Village Clerks Office:** the recruitment has been completed. Start date pending fingerprinting and background results. 3. **Recruitment of replacement part time Intermediate Clerk and additional part time Intermediate Clerk for the Building Department:** the recruitment has been completed. Both began working last week.

4. **Promotional opportunities within the Police Department:** the recommended promotional opportunities involving a lieutenant, sergeant, and detective is pending personnel review and recommendation of the Acting Chief of Police and Village Manager and final approval of the BOT.

5. **RFP for Technical Assistance, Financial Services, and Economic Development:** the joint RFP process has been completed. The National Development Council has been chosen as the finalist.

As such a resolution authorizing me to enter into an agreement with the National Development Council is on this agenda. Once the resolution is adopted we will engage in formalizing and executing the agreement.

PROJECTS:

1. **FEMA Reimbursement:** We have received our final re-imbusement check. The total recover from FEMA is **\$560,000.00**. It is important to note the \$536,000.00 was re-imbusement for Super Storm Sandy, and \$24,000.00 was for an old application under Hurricane Irene.

2. **Pay Station / Meter Request for Proposals:** Again, on 8/12/13 an RFP for Parking Meter Installation and system design and maintenance was noticed. Notice was made through the Westmore News and Journal News, BID NET, and the RFP was posted on the Village Website. The RFP specified Digital Brand units for the sake of integration with our existing stock of Digital Luke I units. The Proposal calls for the installation of 43 new pay stations. The specifications of the RFP were designed in cooperation with the Traffic Bureau, Village Attorney, Public Works Department and my Office. Specifications requested options for progressive technological solutions and upgrades like pay by phone, pay by license plate and various interface options which may be implemented in the future to improve service, efficiency and reliability.

The RFP was issued in an abundance of caution relating to the verification of the sole responder possibly being a sole source provider of the LUKEII Pay Stations. The sole responder was as anticipated Integrated Technical Systems, Inc. (ITS). Staff meet with ITS in order to verify certain concerns; the main one being the time line for full implementation which can be as little as 8 weeks.

A resolution authorizing me to enter into an agreement with ITS is on the agenda for this meeting. ITS will be present to answer any questions.

3. **350 North Main Street:** All of the violations relating to the initial PESH notice of Violation have been corrected. Important points being as follows:

The drainage problem in the Boiler room has been remediated.

All lighting concerns, exit signage concerns, and electrical wiring concerns have been remediated.

The Violations enumerated in the secondary notice of violation are being corrected. Steps related to concerns are as follows:

Work Place Violence training: Training completed. Staff continues to work with PESH and Pro Safety staff to fully develop a compliant program. Next step is for the Police Department to perform a “Risk Assessment”.

Right –to- Know program. Training has been completed. Staff continues to work with PESH and Pro Safety staff to fully develop a compliant program.

Blood Borne Pathogens program: Training has been completed. Staff continues to work with PESH and Pro Safety staff to fully develop a compliant program.

Hepatitis B Vaccination: RFP issued and results received. Review, background, and evaluation underway. The selected candidate will be our TPA for; drug screening, physicals, medical evaluations, mandatory vaccinations, and other related needs.

Hazard Communication Program: Training has been completed. Staff continues to work with PESH and Pro Safety staff to fully develop a compliant program.

Summary of Occupational injuries: This form has been completed; appropriate protocols have been put in place to tract same this year.

Industrial Hygiene issues: the additional violation is related to general maintenance of the basement area; specifically the presence of mold in the evidence room.

The mold issues involving rooms in the basement has been remediated.

Pending Capital Improvements: The proposed capital improvements to the building continue to move forward. Careful consideration is being given to controlling costs. The steps thus far are as follows:

The preliminary exterior drainage has been completed.

The interior renovations within the court room have been completed.

The Brick Probing will be performed within the next few weeks. The contract was awarded to Santos Restoration Inc. (attached). Additional quotes will be solicited for the necessary pointing of the brick once the probing is completed and the results are reviewed.

The lead concerns in the defunct shooting range have been remediated.

Emergency repairs due to closure of Cell Blocks: Again, the project is being approached as a maintenance and repair program based on existing conditions and not an architectural alteration or improvement effort. Steps thus far:

Joe Marino of Expert Auto collision and repair, and Welding has completed the initial repair and installation of the corroded steel in the affected cells. Templates and cuts for the plumbing lines will be conducted on site.

Alan Lee of Alvar Lee Plumbing and Heating has completed all the removal of the old plumbing lines and fixtures, install additional drain lines and prepped or installation of fixtures.

The BRITEX Universal Combination Toilet Fixture; have been ordered and are due to arrive this week or next.

Duration of work is pending delivery status of chosen fixtures. Once the fixtures are received the estimated time of completion will be about two weeks. All contractors and staff are on notice of the eminent delivery of the fixtures.

4. Traffic signal and road improvements located at the intersections of Pearl & Broad at Westchester Ave: The contract has started work and progress to completion is being made. Completion date pending follow up discussions.

5. NIXLE 360:

Implementation Status:

- Staff has completed system integration with our phone system, Email system, and Web portal.
- The Emergency Service Listing (ESL) has been received from Verizon and said data has been imported into the system.
- For all intents and purposes the Nixle system is fully functional; however some testing needs to be done before an official “Go Live” date is given. This testing will be coordinated within the next few weeks.

6. Street Paving Program: The contract has been awarded to ELQ Industries and mobilization is underway. Start date pending receipt of insurance, bond, and execution of agreement.

PRIORITIES

1. Code Enforcement: The non-discriminatory code enforcement and building code compliance program continues. Significant increases in productivity have been achieved. Demands on resources continue to increase. The needs assessment has been completed and results of same will be discussed by the Building Inspector / Code Enforcement Director at the BOT meeting. Summary statistics and assessment is attached.

2. Amnesty Program: Significant amendments to the existing Permit Amnesty program have been promulgated and adopted by the BOT. About 480 individuals are currently enrolled in the program however with the newly adopted amendments we fully expect that number to increase. As such it is recommended that the program period be extended in accordance with the recommendation of the Planning Commission.

3. Sewer Rent: Again, the Joint Petition was completed and filed with the PSC. Pending 60 days for their review. The 60 day time frame, which is for review / comment, began on or about August 15th. In the interim a joint letter of support relating to the petition was drafted and released to the Public Service Commission by Senator Latimer and Assemblyman Ottis (attached). Mr. Dichter will be making a presentation to the BOT at this meeting and has submitted the following update to staff:

“The petition is actively under review by the Staff of the Commission. On August 22, 2013, the Staff sent out an interrogatory requesting a clarification on the petition that was quickly answered. A copy is attached. We have been in constant communication with the Staff and we are making progress. I do not have a date by which the petition will be presented to the full Commission for approval; however, we are doing everything we can to get it acted upon in the next month. It is a balancing act to keep it moving forward while not pushing them to a ruling before they are ready and thereby jeopardizing the petition.

We also have the support of Assemblyman Steve Otis. He has reached out to the PSC Legislative Liaison to express support. In addition, he will be sending a joint letter with Senator Latimer supporting the Petition. They are starting with a draft of a letter we prepared and adding their own stamp upon it. Our draft is attached.

With regard to United Water, there is a draft of the formal agreement that is being reviewed by management. See latest draft attached hereto. We are scheduling a meeting with the Company to be held in the next two weeks to finalize the agreement and coordinate steps to implement billing as soon as possible after the PSC completes its review.”

4. Bulkhead: Staff has held several meetings regarding the pending replacement permit application / amendment. As you are aware significant costs savings may be had due to the approach of closing off the gut. Staff has reached out to DEC management to request a site visit prior to the submittal of the amended permit in order to educate DEC about the conditions on the ground and the importance of our efforts. The Grant Writing Work group is aggressively chasing down leads on possible grant applications and deadlines for related funding.

CORRESPONDENCES

From Julitza Martinez concerning crosswalk in front of 50 South Main Street.

The Board accepted the correspondence.

From Port Chester-Rye Union Free School District for use of fire truck at their annual homecoming activities from 6:45 p.m. to 11:00 p.m.

The Board accepted the correspondence.

From Putnam Engine & Hose Co. No. 2 the election of new member Marcelo Pereira

The Board accepted the correspondence.

From Vincent De Marr, Jr. resigning from the Board of Ethics.

The Board accepted the resignation.

MINUTES

Minutes from August 1, 2013

Minutes from August 5, 2013

Minutes from August 19, 2013

Minutes from August 20, 2013

Minutes from August 28, 2013

Trustee Marino made a motion to combine the minutes of August 1, August 5, August 19, August 20, August 1, August 28, of 2013 of the agenda for the purpose of casting one vote for all four minutes by the Board of Trustees of the Village of Port Chester, New York. The motion was seconded by Trustee Ceccarelli.

ROLL CALL

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

NOES: None.

ABSENT: None.

DATE: September 16, 2013

On motion of Trustee Marino, seconded by Trustee Ceccarelli, the minutes of August 1, August 5, August 19, August 20, August 1, August 28, of 2013, were adopted.

ROLL CALL

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

NOES: None.

ABSENT: None.

DATE: September 16, 2013

PUBLIC COMMENTS AND BOARD COMMENTS

Public

Mr. Abel Commented about the sewer assessment as well as the 9/11 Ceremony at Lyon Park.

Board

Trustee Adams commented regarding parking meters on Oak Street.

Trustee Brakewood wanted to recognize Trustee Marino's for his help regarding his help to the families who lost their daughters in a tragic car accident.

Trustee Marino Mayor and the Board of Trustees for their help in allowing the event in the park to take place to raise funds for the families who lost their daughters in a tragic car accident.

Additionally, Trustee Marino requested an update on Village Marshals.

Trustee Ceccarelli commented on a request for a traffic report on traffic light and how we can improve their coordination.

Mayor Pagano commented his meeting with representatives of Starwood.

At 10:28 p.m., on motion of Trustee Kenner, seconded by Trustee Marino, the meeting was closed.

ROLL CALL

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

NOES: None.

ABSENT: None.

DATE: September 16, 2013

Respectfully submitted,

Janusz R. Richards
Village Clerk