

MEETING HELD MAY 16, 2011

A meeting of the Board of Trustees of the Village of Port Chester, New York, was held on Monday, May 16, 2011 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, John Branca, Luis Marino and Daniel Brakewood,

Also present were Village Manager, Christopher Russo; Village Clerk, Joan Mancuso; Village Attorney, Anthony Cerreto; Village Treasurer, Leonie Douglas; Director of Code Enforcement, Christopher Steers and Assistant to the Village Manager, Elisa Sciarabba.

* * * * *

Mayor Pilla noted that the anniversary of the Village of Port Chester's incorporation was this past Saturday, May 14th noting that we celebrated 143 years.

* * * * *

The first order of business was the swearing in ceremony for the new Judges for the Village.

Mayor Pilla introduced Police Justice Peter Sisca, who was sworn in by his father, Francis Sisca, Esq.

The Mayor then introduced Acting Police Justice Matthew J. Troy III who was sworn in by Monroe Mann, Esq.

Mayor Pilla noted that Police Justice Sisca had served as our Village Justice eight years ago and welcomed him back to the bench and that Acting Justice Troy had been a former Trustee of the Village and is a magistrate in Manhattan.

The Board congratulated the Judges and said that they look forward for service for the court.

* * * * *

The Clerk stated that the next item on the agenda is the adjourned public hearing to consider the grant applications to the Westchester County Community Development Block Grant Program.

Trustee Kenner made a motion to reopen the hearing, Trustee Marino seconded the motion.

ROLL CALL

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

NOES: None

ABSENT: None

Mayor Pilla spoke about the Community Development Block Grant Program (CDBG) through Westchester County noting that since we are a municipality of less than 50,000 in population we use the County to administer the program. He said that at the last meeting the Board started this public hearing and heard for some non-profit organizations which are

required to present at a public hearing their applications to this program. The Mayor continued that before the Village presents their proposals we would hear from any other non profits this evening and once the non profits are completed the Board will review our proposed applications, consider them and priority the applications. Mayor Pilla also noted that the Village belongs to the County's Consortium for this program and that the Board has received a letter from the County in their packages that if the Board would no longer want to be part of the consortium we would have to take an action and notify the County by June 3rd which is before the Board's next regularly scheduled meeting.

Trustee Terenzi asked the Village Attorney what is our status about the County's Affordable Housing settlement and the effects of that with the CDBG Program.

The Village Attorney, Anthony Cerreto said that to the best of the knowledge of the County that the language in the contracts would not change.

Trustee Terenzi and Mr. Cerreto further discussed this issue and Mayor Pilla noted that Port Chester is not eligible in this settlement and have been advised by the County Executive and County Planning Personnel that would not change.

Trustee Didden said that if the County changes its' mind on this issue and the Village would be subject to more affordable housing because of the language in the contracts we have the option not to approve the individual contracts that come to the Board.

Mayor Pilla said that is correct. He asked if there are any non profits in the audience who would like to present their proposed applications. The Mayor recognized Daniel Colangelo.

Mr. Colangelo, the Executive Director of the Port Chester Housing Authority noted that he presented three applications at the original hearing and is here this evening to present one new project. He said that this new project would be for a roof replacement for the Purdy Avenue Housing project. He said that the matching funds for this project would come from HUD funds.

Trustee Terenzi said that he has reviewed the Port Chester Housing Authority's financials and asked if there are waiting on a large capital project because they have a large amount of unrestricted funds that is close to 3 million dollars balance. He asked how can an organization apply for funding when they have such a large cash balance and how did they accomplish this.

Mr. Colangelo said that due to good management the Housing Authority has been able to grow these funds. He stated that every year there is different funding through HUD and that it was determined that our Housing Authority had previously been underfunded by HUD so they have increased their funding to us. Mr. Colangelo said that at anytime HUD can pull back funding to them.

Trustee Terenzi said that the Village does subsidize the Housing Authority.

Mayor Pilla said that Trustee Terenzi's discussion is politically motivated and is not appropriate for this hearing.

Trustee Terenzi said that he just wants to learn more about the process.

The Mayor said that Trustee Terenzi should take this conversation off line with Mr. Colangelo. He recognized the next non-profit representative, Blanca Lopez, Program Director of Human Development Services of Westchester.

Ms. Lopez said that Human Development Services of Westchester (HDSW) is seeking funds from the CDBG 2012-2015 to expand the Eviction and Foreclosure Prevention program of its Port Chester Neighborhood Preservation Company. She said that HDSW has been funded by NYS to offer a comprehensive array of services, including court representation and court based services to households in danger of foreclosure, eviction and potential homelessness and has been successful in enabling such households to remain in their current residence and sustain stable housing. Ms. Lopez said that such funding will end on December 31, 2011 and will not be renewed by the State therefore the funds requested from CDBG will enable the Port Chester NPC to continue its effective program at current staff and service levels. She said that the Foreclosure and Eviction Prevention Program will continue to be administered by herself and her staff of certified housing counselors. Ms. Lopez concluded that the request will be approximately \$85,000 per year for each of the three years and that the grant would cover salaries and program related expenses.

Mayor Pilla said that one of the proposed Village applications is for improving the Edison School Playground and noted that the School District can not apply directly to the CDBG Program so it needs to be through an application by the Village. He said that Ms. Lopez is also a member of the Port Chester School Board and could she speak on this proposal and what type of school Edison School is.

Ms. Lopez said that the Edison School is a community school that is opened from 7:00 a.m. to 9:00 a.m. every day for students, parents and the neighborhood. She said that the proposed application is to install turf grass at this playground which is much needed and the total project is \$101,000 with a School District match of \$27,500 and request for CDBG funding in the amount of \$83,250.00.

The Mayor recognized the next non profit representative.

Louise Peterson from the Open Door Family Medical Center is proposing a CDBG application for a project entitled "Equipment for the Underserved" with a total project cost of \$44,231.02, grant request of \$33,173.26 with a match of \$11,057.76. She said that this proposed project will allow for the purchase of new medical and dental equipment with which to serve the growing demand for healthcare among our community's economically disadvantaged. Ms. Peterson said that the targeted equipment, which will be used in general medical encounters (the ECG/EKG machine, Tympanometer, Audiometer), women's health encounters (the Colposcopy unit, Electrosurgical LEEP unit) and oral health encounters (the Autoclave, Lite Diode Lase, Intra-oral camera), will reduce waiting times for certain critical procedures and provide greater access and utilization for our target population.

Mayor Pilla then recognized Captain Noel Rodriguez of the Salvation Army.

Captain Rodriguez said that the Salvation Army has acquired and been approved for a church/facility at 36 Bush Avenue. He spoke about the offerings to their congregation and the public at this location including religious classes, after school program and other programs.

Captain Rodriguez said that the cost for the site was 1.2 million and renovations are already ongoing.

Mayor Pilla and the Board asked Captain Rodriguez what is the application that the Salvation Army would be applying for.

Captain Rodriguez said that it would cost 6.9 million for the renovation of the site and that the Salvation Army would match the 25% requirement and their application would be the difference.

Mayor Pilla said that large applications are more difficult to get approved and suggested that the Salvation Army lower their requested amount for the application but provide the larger match.

Trustee Didden asked Captain Rodriguez is they are not successful in this application process what would they do for their project.

Captain Rodriguez said that they would fund raise for the necessary money.

The Mayor recognized the next non profit representative.

Wilson Cano, the Program Director of the Carver Center said that the Center intends to apply for a CDBG to renovate the facility pool. He said that the renovations are limited to include new exterior walls with new insulating glazing, energy efficient mechanical systems, filtration, lighting and removal of the ceiling system. Mr. Cano said that the project scope also includes but is not limited to renovation of pool deck, drainage, spectator balcony and all finishes in general. He said that total cost for this project is \$500,000 that the application request would be \$300,000 and the match \$200,000.

Mayor Pilla asked if there were any other non profit representatives here to present their applications, there were none. He asked if anyone from the public would like to speak on these applications. The Mayor recognized Goldie Solomon.

Ms. Solomon asked how would this program affect the taxpayers of this Village. She noted that these are all non profits which are off the tax roll and they are requesting this funding for their projects.

The Mayor said that none of the matches that are required will come from the Village of Port Chester but from these non profits organizations.

Ms. Solomon said that taxpayers pay for everything, that everything is taxed and non profits can raise money in other ways.

Mayor Pilla spoke about the allowance regarding this CDBG Program that no more than 15% of the total CDBG County Program can go to non profits. The Mayor noted that Richard Hyman is in the audience who has helped the Village with our proposed applications. He asked the Assistant to the Village Manager, Elisa Sciarabba to review the proposed Village applications.

Ms. Sciarabba said that we developed these proposals with meetings with the County Planning personnel and what the Village has requested in the past. The Mayor noted also from recommendations from the Comprehensive Plan. Ms. Sciarabba presented a power point presentation of the following thirteen proposals.

1. Promenade Rehabilitation

Project Description – funding to rehabilitate the promenade area for pedestrian access to the waterfront.

Rationale/Benefit – Consistent with the County’s priority for sustainable investments.

Costs – CDBG – 2012 \$400,000 / Village & Other Sources \$400,000

The Board spoke brief to the Manager on this proposed project.

2. Sewer & Storm Drain Inspection & Improvements

Project Description – Village is under an administrative order by the EPA to correct any illicit discharges into the storm sewer system and to implement a program to address any non-stormwater discharges. Village would use funding to prevent this type of pollution and to conduct TV inspections of sewers and storm drains to detect any repairs that are necessary and have them corrected.

Rational/Benefit - Consistent with the County’s funding priority for sustainable investments, particularly activities that will address stormwater management.

Cost – CDBG 2012 \$150,000; 2013 \$150,000; Village – 2012-13 \$50,000 and 2013-14 \$50,000

The Village Engineer, Dolph Rotfeld spoke to the Board on this proposal. The Board spoke further to the Mr. Rotfeld and Mr. Russo about this project and is it fundable, which Mr. Russo said that it is.

3. Downtown Streetscape Improvements: Westchester, Abendroth, Willett & Adee

Project Description - Continuation of improvements currently under construction on North Main Street. Improvements will include replacement of aging trees and tree grates, sidewalk repairs, lighting and trash receptacles.

Rationale/Benefit - Consistent with the County’s funding priority for Sustainable Investments. Project will contribute to Village’s goal for downtown revitalization and improve the aesthetics of the downtown

Costs - CDBG – 2012: \$105,000 (lighting); 2013: \$320,000 (streetscape)
Village – FY 2012-13: \$35,000; FY 2013-14: \$107,000

The Board asked what section of Westchester Avenue would be part of this project. Mr. Russo said that is would be from Main Street to Haseco Avenue. Trustee Terenzi asked about the required traffic improvements by G&S along part of this section of Westchester Avenue and if these would be coordinated if we receive this funding. Mr. Russo said that since Westchester Avenue is a County road they will be involved with the traffic improvement permits and this will be coordinated.

4. Façade Improvements on Westchester Avenue

Project Description - Continue the Village’s façade improvement program to Westchester Avenue. The Village has been successful in implementing the New York Main Street Façade Program, having 15 projects in various stages of implementation. The Village would retain a Downtown Manager for administration of the grant and to assist in the creation of a Business Improvement District BID in the downtown.

Rationale/Benefit - Consistent with the County’s funding priority for sustainable investments; project will improve the appearance of downtown, promote economic revitalization and assist in the creation of new employment opportunities.

Costs - CDBG – 2012: \$105,000; 2013: \$105,000
Village – FY 2012-13: \$35,000; FY 2013-14: \$55,000

Trustee Kenner asked about the amount for the Downtown Manager for this project. Mr. Russo commented on the Manager portion of this proposal.

5. Abendroth Park Baseball Field & Restoration of Storage Area

Project Description - Restoring existing unused baseball field and adjacent storage facility - located in the lower section of Abendroth Park.

Rationale/Benefit - Consistent with the County's funding priority for sustainable investments; this will increase the use of the park.

Costs - CDBG - 2013: \$135,000; Village- 2013: \$45,000

6. Westchester Avenue Old Driving School (MTA Property)

Project Description - Demolition and Installation of bus shelter/taxi stand at old abandoned driving school owned by the MTA.

Benefit/Rational – Neighborhood Revitalization

Costs - CDBG – 2012: \$75,000, Village – FY 2012-13: \$25,000

The Board discussed this proposal with the Village Manager. They inquired who owns this property and was advised that the MTA does and that they have been trying to lease this location without any success so if we are awarded funding for this project the MTA would give the property to the Village. Trustee Didden inquired what the structure would consist of and do we have a plan that this area would not become a location for individuals to congregate in instead of for the proper use. Trustee Branca expressed concerns to use this area for this purpose because this is congested intersection. Trustee Brakewood inquired if this property is on the tax rolls and was advised that it is not because it is owned by the MTA. He said that this building is an eye sore now so is in favor of something being done at this location but is also concern about this intersection. Trustee Brakewood asked why isn't this a County project with the MTA instead of through us with the CDBG Program. He said that he would rather that the MTA just give us this property and that the building be removed. Mr. Russo said that the Board is over emphasizing the bus shelter and that this area would be used more as a taxi stand. The Board continued their discussion on how to category the proposed application for this project. Richard Hyman told the Board that the County needs to know what you are going to do with it. Trustee Marino asked why are we going to take over someone else eye sore, that the MTA should correct the situation. Trustee Didden said that it is not their headache because they do not live here and work here.

7. Bush Homestead Needs Assessment

Project Description –Funding will enable the Village to properly plan for the pre-development and design for future renovations to the property by conducting a needs assessment, architectural guidelines and construction documents.

Benefit/Rationale - Consistent with the County's funding priority – prevention or elimination of slums or blight on a spot basis, which includes historic preservation of a public facility.

Costs - CDBG – 2013: \$75,000, Village – FY 2013-14: \$25,000

The Board discussed this proposed application with the Village Manager and what this would entail. The Mayor recognized Goldie Solomon. Ms. Solomon said that she is the Vice-President of the Port Chester Historical Society and that she placed this building on the historical registry and New York State's so you have to be careful of what is done here. Trustee Brakewood said that since this is a proposal for a needs assessment why are we not asking for this funding in the first year of the CDBG cycle. Mr. Russo spoke about the

process and noted that the Village had applied for a similar grant that was not through the CDBG Program that we were not successful in getting.

Trustee Terenzi asked Mr. Russo about the promenade improvement project that was the first application that was presented. He questioned why this is at the top of the list and what is the status regarding G&S being responsible for these repairs. Mr. Russo commented on this issue. The Board discussed this further and it was noted that once all the proposed applications are presented the Board will determine their rankings.

8. Abendroth Park Volleyball Court

Project Description - Volleyball court in upper portion of Abendroth Park
Rationale/Benefit - Consistent with the County's funding priority for sustainable investments; this will increase the use of the park and pavilion.
Costs - CDBG – 2014: \$50,000, Village – FY 2014-15: \$15,000

9. Planning Resources

Project Description - Funds for a Planning and Development Director to assist with the preparation of grants and administration of federal, state, and locally funded community economic development programs and initiate and direct programs to retain, restore, and expand the commercial and industrial tax base of the community.

Rationale/Benefit - Consistent with the County's priority for sustainable investments – planner would assist with programs that would promote neighborhood revitalization

Costs - CDBG - 2012: \$75,000; 2013: \$75,000; 2014: \$75,000
 Village – FY2012-13: \$25,000; FY 2013-14: \$25,000; 2015-16: \$25,000

Mr. Russo said that the County has encouraged the Village to apply for this grant. Trustee Didden asked if this would run parallel to our current planning consultant. Mayor Pilla said that the Village can not apply for general municipal planning and zoning.

10. Sidewalks

Project Description - Continuation of Village's sidewalk rehabilitation program through CDBG. Upgrade of sidewalks in Neighborhood Revitalization Strategy Areas of Village.

Rationale/ Benefit- Consistent with the County's funding priority for sustainable investments; this project will improve infrastructure and the neighborhoods as a whole.

Costs - CDBG – 2013: \$150,000; 2014: \$150,000
 Village – FY 2013-14: \$50,000; FY 2014-15: \$50,000

It was asked if this sidewalk program requires a match from the property owners. Mr. Russo said that there is no property owner match. The Mayor said that we have received numerous funding grants for sidewalks over the years and there may not be that many more sidewalks that need to be done. Trustee Brakewood inquired if this funding could be used for Village properties including parks. Mr. Russo said that he will look into that.

11. Housing Rehabilitation Program

Project Description – Funding to continue housing rehabilitation program previously funded by the CDBG PIP Program. Project will be underway in the next couple of months.

Benefit/Rationale - Consistent with the County's priority for Fair and Affordable Housing. Project would assist to remediate and/or eliminate blight and slum conditions, ensure code compliance, create sufficient housing and provide for housing rehabilitation.

Costs - CDBG- 2013 - \$100,000; 2014: \$100,000
 Homeowner Contribution for Match

Mayor Pilla spoke on this proposal and what has been done so far with this program. Mr. Hyman told the Board about this type of program in other areas noting that one was done in Peekskill where they targeted certain areas and they were successful. He said that this type of program piggy backs on code enforcement and fire safety inspections on concentrated areas. Mr. Hyman said that there is also free money for lead removal and noted that this is a way to upgrade areas. The Board further discussed this proposal.

12. Taxicab Voucher Pilot Program for Seniors

Project Description - Discount taxi coupons for senior citizens. Seniors would purchase discounted tickets from the Village and Village would pay taxicab companies difference in price.

Benefit/Rationale - Consistent with the County's funding priority for Limited clientele benefit

Costs - CDBG- 2012: \$37,500; 2013: \$37,500; 2014: \$37,500

Village – FY 2012-13: \$12,500; 2013-14: \$12,500; 2014-15: \$12,500

The Board discussed this proposal. Mr. Hyman noted that income check is required and is already done through our Senior Program stating that this would incorporate most seniors. Trustee Terenzi asked what would happen in 2015 once this funding stops? Mayor Pilla said that this would be a bridge program and spoke about a lease program of taxi stands that could subsidize this program. The Board further discussed the current taxi rates and who would be subsidized with this program.

13. Edison School Green Space Project

Project Description - Joint effort between Village and Edison School to improve existing playground area for use by the students and residents of the neighborhood. As done in the past, Village would enter into a lease agreement with the school for purposes of the grant. The school would provide the match.

Rationale/Benefit - Consistent with the County's priority for sustainable investments

Cost - CDBG- 2012 - \$83,500, School -2012 - \$27,750

Ms. Sciarabba concluded the presentation of the proposed Village applications for the CDBG Program and provided each of the Board members with a listing of the applications so they can priority rate them. While the Board was completing their forms the Mayor asked if anyone from the audience would like to speak on any of these proposals. He recognized Richard Abel.

Mr. Abel asked how are these applications considered by the County.

The Mayor explained that that we compete against other communities and that all applications are reviewed by a committee and approved by the County Legislative. He spoke further on the process and noted that the Village of Port Chester has been very beneficially in this program.

Trustee Brakewood noted that these are federal tax dollars that are distributed through this program. There was further discussion amongst the Board about the program.

Mr. Hyman said that this is done by a formula for the age of the housing stock and age of community and noted that Port Chester is number one.

Mr. Abel said that one group is forgotten regarding the taxi voucher program noting that students going to school who are paying the full taxi rate and the School District

provides very limited busing so they use taxis to get to school. He would recommend that students be included in this program.

Mayor Pilla recognized Gene Ceccarelli.

Mr. Ceccarelli spoke about the proposed senior voucher program saying that this would help the environment of the treatment of drivers to seniors. He said that County Legislator Rogowsky had put aside funding for such a program but it never happened so wonders what became of these funds with the County. Mr. Ceccarelli also spoke about the façade program and asked if it included the corner of South Main Street and Westchester Avenue. He was told that it would. Mr. Ceccarelli said that in reference to the MTA property where the Port Chester Auto School sign is that the sign should be removed and a new sign installed indicating that it is a MTA property and maybe then they would fix it up. He also said that graffiti is getting worst in areas and there is a need for more cameras.

The Mayor asked staff that he thought we were going to apply for more cameras with the CDBG program.

Ms. Russo and Ms. Sciarabba said that we have gone out to bid regarding cameras which included more than originally anticipated.

Trustee Brakewood asked Mr. Steers about the graffiti down the street and the status.

Mr. Steers said that if a complaint has been filed it is in the system.

Trustee Brakewood asked about fines to taxi drivers if they do not pick up seniors.

Mr. Cerreto said that he would review and provide the Board with an opinion.

Mayor Pilla said that while Ms. Sciarabba is calculating the rankings for these projects, the Board will close the hearing and the later consider the resolutions for each of the applications.

Trustee Didden made a motion to close the public hearing, Trustee Marino seconded the motion.

ROLL CALL

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

NOES: None

ABSENT: None

The Clerk read Affidavits of Publication stating that the following Public Notice was duly published in the Westmore News and Journal News on April 22 and 29, 2011, certified by Angelina Brescia, Office Manager of the Westmore News and Cecilia Hernandez, Principal Clerk of the Journal News. .

PUBLIC NOTICE

PUBLIC NOTICE is hereby given that the Board of Trustees of the Village of Port Chester, New York, will hold a PUBLIC HEARING on Monday, May 16, 2011, at or about 7:00 P.M., in the Village Justice Courtroom, 350 North Main Street, Port Chester, New York, to consider the advisability of adopting a local law to amend the Code of the Village of Port Chester, Chapter 5 "Appearance Tickets" and Chapter 345 "Zoning" confirming the authority of code enforcement personnel to enforce Chapter 345 of the Zoning Code.

Interested persons will be afforded the opportunity to be heard at this time. The proposed law is available at the Village Clerk's office or online at www.portchesterny.com

JOAN MANCUSO
Village Clerk

On motion of Trustee Didden, seconded by Trustee Kenner, the public hearing was declared open.

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner
and Mayor Pilla
NOES: None
ABSENT: None

Mayor Pilla spoke about the progression of the Building Department and Code Enforcement noting that these departments were separated and now we have an effective Code and Building process under Mr. Steers so this will clarify the enforcement of the zoning code by the code enforcement officers.

Trustee Didden said that this is much needed and over due. He said that we have one Building Inspector and with one person they can not do it all.

Trustee Kenner asked Mr. Steers if he agrees with this proposal.

Mr. Steers said that yes he does.

Trustee Brakewood asked if this law is a requirement.

Mr. Cerreto said that this will provide for this authority.

Trustee Brakewood asked if we rename these departments to a new department down the road would we have to do this again.

Mr. Cerreto said that no matter what structure of these departments the law will accommodate.

The Mayor asked if anyone from the audience would like to comment on this proposed law. There was none.

On motion of Trustee Marino, seconded by Trustee Didden, the public hearing was closed.

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner
and Mayor Pilla
NOES: None
ABSENT: None

On motion of Trustee Kenner, seconded by Trustee Marino and approved, the following Local Law No. 8, 2011 was adopted:

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner
and Mayor Pilla
NOES: None
ABSENT: None

Be it enacted by the Board of Trustees of the Village of Port Chester, New York as follows:

A LOCAL LAW AMENDING THE CODE OF THE VILLAGE OF PORT CHESTER CONFIRMING THE AUTHORITY OF CODE ENFORCEMENT PERSONNEL TO ENFORCE CHAPTER 345, THE ZONING CODE.

SECTION 1: Purpose and Intent

This local law shall establish and confirm the authority of the code enforcement personnel, as defined in Chapter 151 of the Code of the Village of Port Chester, to likewise enforce the provisions of Chapter 345, the Zoning Code. Such action will provide the opportunity for the integration of code enforcement efforts and further advance the Board of Trustee's policy priority of non-discriminatory and comprehensive code enforcement to protect the public health, safety and welfare.

SECTION 2: The provisions of Chapter 5, entitled "Appearance Tickets", Section 5.4 of the Code of the Village of Port Chester is hereby amended as follows:

Section 5.4

The following persons are authorized to issue appearance tickets:

....

I. Director of Code Enforcement

SECTION 3: The provisions of Chapter 5, entitled "Appearance Tickets", Section 5.5 of the Code of the Village of Port Chester is hereby amended as follows:

C. Specific authority to persons designated to issue appearance tickets shall be as follows:

(4) Director of Code Enforcement and Code Enforcement Officer: Housing Code, Zoning Code, and violations designated in Section 5-5B(1), (2), (3), (4), (5), (6), (8), (9), (10), (11), (12), (13), (14), (15), (17) and (19) and; Section 283-35 of Chapter 283, Streets and Sidewalks, Chapter 336, Window Displays.

SECTION 4: The provisions of Chapter 345, entitled "Zoning", Section 345-21 of the Code of the Village of Port Chester is hereby amended as follows:

B. It shall be the duty of the Building Inspector to administer and, together with code enforcement personnel, to enforce the provisions of this Regulation.

SECTION 5: This local law shall be effective immediately upon filing with the Secretary of State.

BY ORDER OF THE BOARD OF TRUSTEES OF THE VILLAGE OF PORT CHESTER, NEW YORK
DENNIS PILLA, Mayor
JOAN MANCUSO, Village Clerk

Adopted: May 16, 2011

The next item on the agenda is a presentation from Dolph Rotfeld, the Village Engineer regarding the Annual Stormwater Report.

Mr. Rotfeld said that this report was compiled in March of 2011 and is due to the Department of Environmental Conservation by June 1st. He said that we are required to present the report to the Board and the Mayor needs to sign for filing with the DEC. Mr.

Rotfeld said that we are making big process regarding the illicit discharge review that was funded by a grant from the State with on-going television inspections and dye testing. He spoke about certain locations that have been investigated and what areas have been corrected. Mr. Rotfeld said that we are participating with the County of Westchester regarding the stormwater educational materials and that we quarterly meet with the EPA. He spoke about street sweeping that the Village does and that we have started a catch basin pump out program.

There was a discussion regarding the catch basin program on how many personnel is required which two are to run the equipment and that the Acting General Foreman plans to do all catch basins within one year which there are 700 in the Village.

Mayor Pilla asked if there are conditions that we are not able to do.

Mr. Rotfeld said that we are doing everything.

Trustee Brakewood said that the report lists locations of illicit discharges and there are two that are outstanding.

Mr. Rotfeld said that is correct two are outstanding and spoke about the process of correcting these discharges.

Trustee Brakewood suggested that we show at a meeting one of the television testing so the public could see.

Mayor Pilla asked if there is anything else that needs to be done regarding the annual report.

Mr. Rotfeld said that the only other thing is the Mayor needs to sign the report so it can be filed. The Mayor signed the report.

* * * * *

Mayor Pilla said before we move on the resolutions is there anyone from the audience who would like to comment at this time. He recognized Goldie Solomon.

Ms. Solomon said that it is very important that we vote tomorrow for the School Budget at the Middle School. She said that since we did not hear about Port Chester's 143rd birthday on May 14th she suggested that the Village recognizes its' incorporation at the Annual Port Chester Day event to be held at the end of August. Ms. Solomon said that our roads are terrible, there are pot holes everywhere and some streets have no lines. She spoke about the new judges that were sworn in this evening and that they do no speak Spanish noting that a large segment of our population is Spanish and we need people in the court to interpret.

The Mayor stated that the Village has interpreters for the court.

Ms. Solomon continued that G&S should be paying for the bulkhead and not the taxpayers of Port Chester. She said that we need to lower our taxes.

Mayor Pilla recognized Bea Conetta.

Mrs. Conetta apologized for her comments at the last meeting regarding the budget process. She spoke about some comments that were made about her on Port Chester Patch that were not flattering . Mrs. Conetta spoke about her letter to the State Judge regarding the

DOJ case that help caused former Judge Robinson to allow us to vote again. She said that she will again write a letter to the head judge requesting that we be able to return to our staggered voting.

The Mayor recognized Richard Abel.

Mr. Abel said that the resolution for the Village Attorney contract and any other employment contracts or appointments of employees should include their salary.

Mayor Pilla said that the contract for the Village Attorney was not included in the Board packet and will ask that this resolution be table for an executive session at the end of the meeting.

Mr. Abel asked why we have to have a resolution to authorize petty cash. He said that these departments should have petty cash and does not understand why there has to be a formal action for it.

Mr. Cerreto said this is required by State Village Law.

Mr. Abel said that credit cards are accepted for parking violations but why not at the Violation Bureau and other departments.

The Mayor said that the credit card payment for traffic tickets is through a 3rd party vendor and not through the Village at this time.

Mr. Abel spoke against amending the Rules of Procedures.

* * * * *

The Clerk received the ranking breakdown from Ms. Sciarabba that the Board had indicated and stated that the projects ranked as follows:

- #1 – Downtown Streetscape Improvements
- #2 – Sewer & Storm Drain Inspections and Improvements
- #3 – Façade Improvements
- #4 – Promenade Rehabilitation
- #5 – Abendroth Park Softball Field & Restoration of Storage Area
- #6 – Edison School Green Space Project
- #7 – Planning Resources
- #8 – Sidewalks
- #9 – Abendroth Park Volleyball Court
- #10 – Housing Rehabilitation Program
- #11 – Bush Homestead Needs Assessment
- #12 – Taxicab Voucher Program
- #13 – Westchester Avenue Bus Shelter/Taxi Stand (MTA Property)

She then presented each of the resolutions.

Trustee Kenner made a motion to amend the resolution for the CDBG application for the Waterfront Promenade Rehabilitation to be ranked #4, Trustee Marino seconded the motion.

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner and Mayor Pilla
NOES: None
ABSENT: None

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
WATERFRONT PROMENADE REHABILITATION

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 of Port Chester is a member of the Westchester County Consortium which is established for the purpose of participation in the U.S. Department of Housing & Urban Development Community Development Block Grant Program; and

WHEREAS, the County of Westchester is accepting applications for the funding cycle for fiscal years 2012, 2013 and 2014; and

WHEREAS, the Village Manager has presented a community development program for:

WATERFRONT PROMENADE REHABILITATION

WHEREAS, the Village is requesting funds in the amount of \$400,000 for the Waterfront Promenade Rehabilitation, with a Village match of \$400,000; and

WHEREAS, the Village Board has ranked the priority of this program to be 4 out of the 13 projects being proposed. Now, therefore, be it

RESOLVED, that the Board of Trustees do and hereby authorize the Village Manager to execute and deliver the necessary application to Westchester County by the prescribed deadline date.

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner and Mayor Pilla
NOES: None
ABSENT: None

Trustee Kenner made a motion to amend the resolution for CDBG application for Sewer & Storm Drain Improvements to be ranked #2, Trustee Marino seconded the motion.

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner and Mayor Pilla
NOES: None
ABSENT: None

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
SEWER & STORM DRAIN IMPROVEMENTS

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 of Port Chester is a member of the Westchester County Consortium which is established for the purpose of participation in the U.S. Department of Housing & Urban Development Community Development Block Grant Program; and

WHEREAS, the County of Westchester is accepting applications for the funding cycle for fiscal years 2012, 2013 and 2014; and

WHEREAS, the Village Manager has presented a community development program for:

SEWER & STORM DRAIN IMPROVEMENTS

WHEREAS, the Village is requesting funds in the amount of \$300,000 for the Sewer & Storm Drain Improvements, with a Village match of \$100,000; and

WHEREAS, the Village Board has ranked the priority of this program to be 2 out of the 13 projects being proposed. Now, therefore, be it

RESOLVED, that the Board of Trustees do and hereby authorize the Village Manager to execute and deliver the necessary application to Westchester County by the prescribed deadline date.

ROLL CALL

- AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner and Mayor Pilla
- NOES: None
- ABSENT: None

Trustee Didden suggested that the Board compound the motion to include the amendment of each resolution for the ranking. The Board was agreeable with the compound motion for the remaining CDBG resolutions.

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
STREETSCAPE IMPROVEMENTS

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, the Village of Port Chester is a member of the Westchester County Consortium which is established for the purpose of participation in the U.S. Department of Housing & Urban Development Community Development Block Grant Program; and

WHEREAS, the County of Westchester is accepting applications for the funding cycle for fiscal years 2012, 2013 and 2014; and

WHEREAS, the Village Manager has presented a community development program for:

**STREETSCAPE IMPROVEMENTS
(WESTCHESTER AVENUE, ABENDROTH AVENUE,
WILLETT AVENUE & ADEE STREET)**

WHEREAS, the Village is requesting funds in the amount of \$425,000 for Streetscape Improvements, with a Village match of approximately \$142,000; and

WHEREAS, the Village Board has ranked the priority of this program to be 1 out of the 13 projects being proposed. Now, therefore, be it

RESOLVED, that the Board of Trustees do and hereby authorize the Village Manager to execute and deliver the necessary application to Westchester County by the prescribed deadline date.

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner and Mayor Pilla
NOES: None
ABSENT: None

**COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
ABENDROTH PARK**

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

WHEREAS, the Village of Port Chester is a member of the Westchester County Consortium which is established for the purpose of participation in the U.S. Department of Housing & Urban Development Community Development Block Grant Program; and

WHEREAS, the County of Westchester is accepting applications for the funding cycle for fiscal years 2012, 2013 and 2014; and

WHEREAS, the Village Manager has presented a community development program for:

**ABENDROTH PARK SOFTBALL FIELD &
RESTORATION OF STORAGE AREA**

WHEREAS, the Village is requesting funds in the amount of \$135,000 for the Abendroth Park Softball Field & Restoration of Storage area, with a Village match of approximately \$45,000; and

WHEREAS, the Village Board has ranked the priority of this program to be 5 out of the 13 projects being proposed. Now, therefore, be it

RESOLVED, that the Board of Trustees do and hereby authorize the Village Manager to execute and deliver the necessary application to Westchester County by the prescribed deadline date.

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner and Mayor Pilla
NOES: None
ABSENT: None

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
FAÇADE IMPROVEMENTS (WESTCHESTER AVENUE)

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 of Port Chester is a member of the Westchester County Consortium which is established for the purpose of participation in the U.S. Department of Housing & Urban Development Community Development Block Grant Program; and

WHEREAS, the County of Westchester is accepting applications for the funding cycle for fiscal years 2012, 2013 and 2014; and

WHEREAS, the Village Manager has presented a community development program for:

**FAÇADE IMPROVEMENTS
(WESTCHESTER AVENUE)**

WHEREAS, the Village is requesting funds in the amount of \$210,000 for Façade Improvements, with a Village match of approximately \$70,000; and

WHEREAS, the Village Board has ranked the priority of this program to be 3 out of the 13 projects being proposed. Now, therefore, be it

RESOLVED, that the Board of Trustees do and hereby authorize the Village Manager to execute and deliver the necessary application to Westchester County by the prescribed deadline date.

ROLL CALL

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

NOES: None

ABSENT: None

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
WESTCHESTER AVENUE (BUS SHELTER)

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

WHEREAS, the Village of Port Chester is a member of the Westchester County Consortium which is established for the purpose of participation in the U.S. Department of Housing & Urban Development Community Development Block Grant Program; and

WHEREAS, the County of Westchester is accepting applications for the funding cycle for fiscal years 2012, 2013 and 2014; and

WHEREAS, the Village Manager has presented a community development program for:

**WESTCHESTER AVENUE
(BUS SHELTER)**

WHEREAS, the Village is requesting funds in the amount of \$75,000 for the Westchester Avenue Bus Shelter, with a Village match of approximately \$25,000; and

WHEREAS, the Village Board has ranked the priority of this program to be 13 out of the 13 projects being proposed. Now, therefore, be it

RESOLVED, that the Board of Trustees do and hereby authorize the Village Manager to execute and deliver the necessary application to Westchester County by the prescribed deadline date.

ROLL CALL

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

NOES: None

ABSENT: None

**COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
BUSH HOMESTEAD**

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:

WHEREAS, the Village of Port Chester is a member of the Westchester County Consortium which is established for the purpose of participation in the U.S. Department of Housing & Urban Development Community Development Block Grant Program; and

WHEREAS, the County of Westchester is accepting applications for the funding cycle for fiscal years 2012, 2013 and 2014; and

WHEREAS, the Village Manager has presented a community development program for:

BUSH HOMESTEAD NEEDS ASSESSMENT

WHEREAS, the Village is requesting funds in the amount of \$75,000 for the Bush Homestead Needs Assessment, with a Village match of approximately \$25,000; and

WHEREAS, the Village Board has ranked the priority of this program to be 11 out of the 13 projects being proposed. Now, therefore, be it

RESOLVED, that the Board of Trustees do and hereby authorize the Village Manager to execute and deliver the necessary application to Westchester County by the prescribed deadline date.

ROLL CALL

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

NOES: None

ABSENT: None

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
ABENDROTH PARK – VOLLEYBALL COURT

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 of Port Chester is a member of the Westchester County Consortium which is established for the purpose of participation in the U.S. Department of Housing & Urban Development Community Development Block Grant Program; and

WHEREAS, the County of Westchester is accepting applications for the funding cycle for fiscal years 2012, 2013 and 2014; and

WHEREAS, the Village Manager has presented a community development program for:

ABENDROTH PARK VOLLEYBALL COURT

WHEREAS, the Village is requesting funds in the amount of \$45,000 for the Abendroth Park Volleyball Court, with a Village match of approximately \$15,000; and

WHEREAS, the Village Board has ranked the priority of this program to be 9 out of the 13 projects being proposed. Now, therefore, be it

RESOLVED, that the Board of Trustees do and hereby authorize the Village Manager to execute and deliver the necessary application to Westchester County by the prescribed deadline date.

ROLL CALL

- AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner and Mayor Pilla
- NOES: None
- ABSENT: None

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
PLANNING RESOURCES

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 of Port Chester is a member of the Westchester County Consortium which is established for the purpose of participation in the U.S. Department of Housing & Urban Development Community Development Block Grant Program; and

WHEREAS, the County of Westchester is accepting applications for the funding cycle for fiscal years 2012, 2013 and 2014; and

WHEREAS, the Village Manager has presented a community development program for:

PLANNING RESOURCES

May 16, '11

WHEREAS, the Village is requesting funds in the amount of \$225,000 for Planning Resources, with a Village match of approximately \$75,000; and

WHEREAS, the Village Board has ranked the priority of this program to be 7 out of the 13 projects being proposed. Now, therefore, be it

RESOLVED, that the Board of Trustees do and hereby authorize the Village Manager to execute and deliver the necessary application to Westchester County by the prescribed deadline date.

ROLL CALL

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

NOES: None

ABSENT: None

**COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
SIDEWALK 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:

WHEREAS, the Village of Port Chester is a member of the Westchester County Consortium which is established for the purpose of participation in the U.S. Department of Housing & Urban Development Community Development Block Grant Program; and

WHEREAS, the County of Westchester is accepting applications for the funding cycle for fiscal years 2012, 2013 and 2014; and

WHEREAS, the Village Manager has presented a community development program for:

SIDEWALK PROGRAM

WHEREAS, the Village is requesting funds in the amount of \$300,000 for a Sidewalk Program, with a Village match of approximately \$150,000; and

WHEREAS, the Village Board has ranked the priority of this program to be 8 out of the 13 projects being proposed. Now, therefore, be it

RESOLVED, that the Board of Trustees do and hereby authorize the Village Manager to execute and deliver the necessary application to Westchester County by the prescribed deadline date.

ROLL CALL

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

NOES: None

ABSENT: None

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
HOUSING REHABILITATION 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:

WHEREAS, the Village of Port Chester is a member of the Westchester County Consortium which is established for the purpose of participation in the U.S. Department of Housing & Urban Development Community Development Block Grant Program; and

WHEREAS, the County of Westchester is accepting applications for the funding cycle for fiscal years 2012, 2013 and 2014; and

WHEREAS, the Village Manager has presented a community development program for:

HOUSING REHABILITATION PROGRAM

WHEREAS, the Village is requesting funds in the amount of \$200,000 for a Housing Rehabilitation Program, with a homeowner contribution for matching funds; and

WHEREAS, the Village Board has ranked the priority of this program to be 10 out of the 13 projects being proposed. Now, therefore, be it

RESOLVED, that the Board of Trustees do and hereby authorize the Village Manager to execute and deliver the necessary application to Westchester County by the prescribed deadline date.

ROLL CALL

- AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner and Mayor Pilla
- NOES: None
- ABSENT: None

* * * * *

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
TAXICAB VOUCHER PILOT PROGRAM FOR SENIORS

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

WHEREAS, the Village of Port Chester is a member of the Westchester County Consortium which is established for the purpose of participation in the U.S. Department of Housing & Urban Development Community Development Block Grant Program; and

WHEREAS, the County of Westchester is accepting applications for the funding cycle for fiscal years 2012, 2013 and 2014; and

WHEREAS, the Village Manager has presented a community development program for:

**TAXICAB VOUCHER PILOT PROGRAM
FOR SENIORS**

WHEREAS, the Village is requesting funds in the amount of \$112,500 for a Taxicab Voucher Program for Seniors, with a Village match of approximately \$37,500; and

WHEREAS, the Village Board has ranked the priority of this program to be 12 out of the 13 projects being proposed. Now, therefore, be it

RESOLVED, that the Board of Trustees do and hereby authorize the Village Manager to execute and deliver the necessary application to Westchester County by the prescribed deadline date.

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner and Mayor Pilla
NOES: None
ABSENT: None

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
EDISON SCHOOL GREEN SPACE PROJECT

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 of Port Chester is a member of the Westchester County Consortium which is established for the purpose of participation in the U.S. Department of Housing & Urban Development Community Development Block Grant Program; and

WHEREAS, the County of Westchester is accepting applications for the funding cycle for fiscal years 2012, 2013 and 2014; and

WHEREAS, the Village Manager has presented a community development program for:

EDISON SCHOOL GREEN SPACE PROJECT

WHEREAS, the Village is requesting funds in the amount of \$83,500 for the Edison School Green Space Project, with a School match of approximately \$27,750; and

WHEREAS, the Village Board has ranked the priority of this program to be 6 out of the 13 projects being proposed. Now, therefore, be it

RESOLVED, that the Board of Trustees do and hereby authorize the Village Manager to execute and deliver the necessary application to Westchester County by the prescribed deadline date.

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner and Mayor Pilla
NOES: None
ABSENT: None

APPOINTMENT TO THE PLANNING COMMISSION

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

WHEREAS, currently there is a vacancy on the Planning Commission; and

WHEREAS, Frank Cervinka is the alternate member of the Planning Commission whose term expires on June 16, 2011; and

WHEREAS, it is the intention of the Board to elevate Mr. Cervinka as full member; and

RESOLVED, that FRANK CERVINKA, residing at 1 Sand Street, Port Chester, New York, be and he hereby is appointed as a full member of the Port Chester PLANNING COMMISSION, effective June 17, 2011 for the remaining of the unexpired term of James Carr whose term expires June 16, 2013.

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner and Mayor Pilla
NOES: None
ABSENT: None

* * * * *

Trustee Didden made a motion for discussion on the next resolution to amend the Board of Trustees Rules of Procedures, Trustee Marino seconded the motion.

Mayor Pilla noted that the original Rules for the Board was modeled from the New York Conference of Mayors (NYCOM) proposed rules and does not know why we would change any of the rules.

Trustee Didden said that this proposed amendment would streamline the rules and that it would be the same 2/3 to change the rules be the same for the suspension of the rules. He spoke on what brought this to light during the budget process.

Mayor Pilla said that this is a power play of the majority of the Board to bend the rules.

Trustee Didden disagree saying that this would make them consistent.

Trustee Kenner asked about the language of changing the rules.

Mr. Cerreto said that it is consistent with this proposal.

Trustee Terenzi questioned the Mayor's statement about the Board's majority noting that the majority of the Board is democrats with three members and the rest are republicans, conservatives and independences with no clear majority.

The Mayor said that the suspension of the rules is a serious matter and should remain as written.

Trustee Didden suggested amending the proposed resolution that the sentence be changed to remove "those present".

Trustee Brakewood stated that when you act quickly you lose discipline. He said that good government considers everything, deliberates and make sound decisions.

Trustee Branca said that he will never go through that dog and pony show that the Board had during the budget process stating that the only ones effective adversely were the taxpayers because we could not get to all the proposed amendments. He asked that this Board approved the next budget three days prior to the last day so everything can be considered.

Trustee Didden read both sentences of Rule #11 as follows: "The Board may, by unanimous vote of those present and voting, waive or suspend any rule of the Board so long as it does not conflict with the Charter or State Law. These Rules shall remain in force and effect until amended by an affirmative vote of five or more members." He said that this is a conflict.

The Board further discussed the reason for this proposal, the difference between waiving and amending the rules and the budget process.

AMENDMENT TO BOARD OF TRUSTEES RULES OF PROCEDURES

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:

RESOLVED, that the Rules of Procedure of the Board are hereby amended as follows:

RULE ELEVEN: CHANGE OF RULES

The Board may, by two-thirds [unanimous] vote of those present and voting, waive or suspend any rules of the Board so long as it does not conflict with the Charter or State Law.

These Rules shall remain in force and effect until amended by an affirmative vote of five or more members.

ROLL CALL

- AYES: Trustees Terenzi, Didden, Branca
- NOES: Trustees Brakewood, Marino, Kenner and Mayor Pilla
- ABSENT: None

Mayor Pilla asked that the next resolution on the agenda regarding the employment agreement for the Village Attorney be tabled for an executive session at the end of the meeting.

Trustee Kenner made a motion to table, Trustee Marino seconded.

ESTABLISHMENT OF PETTY CASH FUNDS FOR THE VILLAGE COURT DEPARTMENTS

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 Parking Violation Bureau and the Traffic & Housing Code Departments of the Village Justice Court have the need to make change for persons in the transaction of business; and

WHEREAS, the Village Treasurer has recommended the creation of a petty cash fund to satisfy this need; and

WHEREAS, Village Law, Section 5-526, authorizes villages to establish a petty cash fund for Village departments and officers. Now, therefore, be it

RESOLVED, that the Board of Trustees does hereby create a Petty Cash fund as follows:

Parking Violation Bureau-Village Court	\$150.00
Traffic & Housing Code-Village Court	\$200.00, and be it further

RESOLVED, that any expenditure from the Petty Cash fund shall be subject to subsequent internal audit on a monthly basis.

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner and Mayor Pilla
 NOES: None
 ABSENT: None

Mayor Pilla said that he placed the next resolution on the agenda regarding retaining the firm of Jones Day to explore appeal alternatives and to determine whether the matter of liability in United States v. the Village of Port Chester is appealable. He said that he would like the Board to discuss this matter but this resolution will not be acted on.

Trustee Brakewood made a motion for discussion, Mayor Pilla seconded the motion.

Trustee Terenzi said that this is litigation and is subject to executive session.

Mayor Pilla continued the discussion said that two things are needed and would like a separate second opinion.

Trustee Terenzi asked the Village Attorney is this should be under an executive session.

Mr. Cerreto said that if the Board would be discussing the attorney's opinion would be an executive session.

The Mayor said that this resolution will not be acted on and further spoke on his reasons to discuss this matter including preparing for the 2013 election.

The Board continued this discussion about the appeal of this matter.

Trustee Kenner said that Judge Robinson indicated that we have the right to appeal and has the attorney's opinion so does not need a second opinion.

Trustee Brakewood said that his primarily concern is the cost of this going back and forth.

There was brief discussion on this subject.

Members of the Board expressed their concern that the discussion is not on this particular resolution so should not continue and should only be continued when the Mayor provides a different resolution.

Trustee Didden made a motion to call the vote, Trustee Kenner seconded that motion.

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

WHEREAS, the US District Court has not yet entered a final judgment in the matter of United States v. Village of Port Chester, whereby the Court found the Village's system of electing Trustees to the Board of Trustees to be in violation of Section 2 of the Voting Rights Act of 1965; and

WHEREAS, notwithstanding such lack of a final judgment, there is nevertheless a resolution before the Board of Trustees a resolution to retain counsel to prosecute an appeal in the 2nd, Circuit of the United States Court of Appeals of such judgment and authorizing such appeal at such time final judgment is entered and noticed; and

WHEREAS, an appeal will cost the Village taxpayers a significant amount more in specialized legal expense and the outcome is far from certain; and

WHEREAS, public statements by attorneys have been made that time has passed for the Village to challenge the liability verdict; and

WHEREAS, if this point is to be raised by a party in an appeal, and whereas we would otherwise not know the outcome of our right until we have spent significant taxpayer money and the appeal is ultimately decided; and

WHEREAS, besides the option to appeal the liability verdict in the above matter, opportunities may also exist for an alternate course of action to modify the present Cumulative Voting Trustee election system (i.e., to submit a 4/2 staggered Cumulative Voting election system to DOJ for pre-clearance), that is also our right, and thereby avoid such costly, uncertain litigation; and

WHEREAS, if the Board of Trustees does ultimately decide to appeal the liability decision in the matter of United States v. Village of Port Chester, the Board of Trustees desires to be proactive to best position the Village with its best legal strategy.

Now, THEREFORE be it hereby

RESOLVED, that the Board of Trustees does hereby authorize the Village Manager to retain the firm of Jones Day, 51 Louisiana Avenue, N.W. Washington, DC. in an amount not to exceed \$10,000, and be it further

RESOLVED, that the Board of Trustees does hereby direct Mr. Michael Carvin from the firm of Jones Day to provide the Board with a written opinion, forthwith, on the alternate ways to modify the Cumulative Voting Trustee election system, including a discussion of merits and weaknesses of such alternate approaches (i.e., to submit a staggered 4/2 election system for DOJ pre-clearance upon receipt of the soon-expected 2011 Census data); and be it further

RESOLVED, that the Board of Trustees does further direct Mr. Michael Carvin from the firm of Jones Day to provide in writing to the Board, an opinion on the Village's right to appeal the liability decision once it receives final judgment from the US District Court; and be it further

RESOLVED, that the Board of Trustees does hereby direct Mr. Michael Carvin from the firm of Jones Day to assist the firm of Piscione & Nemarrow in preparing final judgment documentation and to be proactive if the Board does decide to appeal the liability decision in the matter of United States v. Village of Port Chester.

ROLL CALL

AYES: None

NOES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner and Mayor Pilla

ABSENT: None

POLICE STATION CONTAMINATED SOIL REMEDIATION
CHANGE ORDER – TMC SERVICES, INC.

On a motion by 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, by resolution adopted on January 19, 2010, TMC Services Inc. One William Way, Bellingham, MA 02019, was awarded the bid for the Police Station Contaminated Soil Remediation Project #005-3120-2090 in the amount of \$101,470.00; and

WHEREAS, the project is complete and has been reviewed by the Engineer, Shaw Environmental & Infrastructure, Inc.; and

WHEREAS, during this project utility service repairs were necessary by the contractor; and

WHEREAS, the majority of these repairs costs can be accommodated within the original contract budget with a remaining outstanding balance of \$2,223.00. Now therefore be it

RESOLVED, that the proposal submitted by TMC Services Inc., for the utility service repairs is hereby approved as Change Order #1 in the amount of \$2,223.00, thereby increasing the total contract price to \$103,693.00.

ROLL CALL

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

NOES: None

ABSENT: None

* * * * *

The Clerk presented the next resolution on the agenda authorizing the Village Manager to enter into an agreement with the County of Westchester for a Community Development Block Grant for the Bent Avenue Sidewalk Improvement Project.

Trustee Kenner made a motion for discussion, Trustee Didden seconded the motion.

The Board discussed this project with the Village Manager and the location of where the replacement sidewalk would be and if it included the section of Bent between West Street and Sherman Avenue that the Cassone Bakery building is located on. They expressed concerns that this would be a waste of money because of the truck traffic from the bakery on this street that would destroy new sidewalks. Mr. Russo suggested tabling the resolution at this time so he could confer with the County Planning Department on this project.

Trustee Kenner made a motion to table the proposed resolution regarding the County agreement for the CDBG Bent Avenue Sidewalk Improvement Project, Trustee Didden seconded the motion.

ROLL CALL

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

NOES: None

ABSENT: None

BID BUSES FOR VARIOUS TRIPS
(SCHOOL BUSES OR EQUIVALENT)

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 has advertised for bids for "Buses for Various Trips (School Buses or Equivalent)" with said bid opening on April 18, 2011; and

WHEREAS, the Village received and opened three bids; and

WHEREAS, County Coach, Inc., PO Box 261, Rye, New York 10580, has submitted the lowest bid in the amount of \$24,348.00 for the said service; and

WHEREAS, the Recreation Department has reviewed these bids and recommends that the bid submitted by County Coach, Inc., be accepted, which amount has been appropriated in the 2011-2012 adopted Village Budget. Now, therefore, be it

RESOLVED, that the bid of County Coach, Inc. for bus transportation services in the amount of \$24,348.00 be and hereby is accepted.

ROLL CALL

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

NOES: None

ABSENT: None

BID BUSES FOR VARIOUS TRIPS
(COACH BUSES OR EQUIVALENT)

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 has advertised for bids for "Buses for Various Trips (Coach Buses or Equivalent)" with said bid opening on May 12, 2011; and

WHEREAS, the Village received and opened two bids; and

WHEREAS, County Coach, Inc., PO Box 261, Rye, New York 10580, has submitted the lowest bid in the amount of \$17,550.00 for the said service; and

WHEREAS, the Recreation Department and Senior Program Director have reviewed these bids and recommends that the bid submitted by County Coach, Inc., be accepted, which amount has been appropriated in the 2011-2012 adopted Village Budget. Now, therefore, be it

RESOLVED, that the bid of County Coach, Inc. for bus transportation services in the amount of \$17,550.00 be and hereby is accepted.

ROLL CALL

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

NOES: None

ABSENT: None

SUMMER ENTERTAINMENT

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 of Port Chester Recreation Department conducts an outdoor entertainment program; and

WHEREAS, the Village selects groups to perform over the course of the year; and

WHEREAS, an agreement is required to support payment for such groups. Now, therefore, be it

RESOLVED, that the Village Manager be and is hereby authorized to enter into the following agreements to provide entertainment for FY 2011-2012 as indicated;

Lyon Park Friday Night Concerts:

- I'Luiguri compensation \$750.00
- Angie Rubino Band compensation \$1,100.00
- Book-Ends compensation \$800.00
- Mojo Monde compensation \$500.00
- Midnite Rodeo compensation \$800.00

Downtown/Waterfront Wednesday Night Concerts:

- Port Chester Swing Band compensation \$1,000.00
- Juarez-show Mariachi Band compensation \$600.00
- Back to the Garden 1969 compensation \$800.00

Port Chester Day Entertainment:

- Graham Clarke compensation \$425.00
- A 2 Z Band compensation \$500.00
- Billy and the Showmen compensation \$1,100.00
- Apple Tracy compensation \$450.00
- Book-ends compensation \$800.00

ROLL CALL

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

NOES: None

ABSENT: None

Trustee Brakewood said that he would abstain from this vote because his wife is an employee of the Port Chester Council for the Arts.

AGREEMENT WITH
PORT CHESTER COUNCIL FOR THE ARTS, INC.
FOR FY 2011-2012

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 Manager is authorized to enter into an agreement with the Port Chester Council for the Arts, Inc., P.O. Box 15, 211 South Ridge Street, Port Chester, New York 10573, to operate a theater and arts program on behalf of the Village for the period June 1, 2011 to May 31, 2012, funding to be in the amount of \$32,000.00; and be it further

RESOLVED, that payment is from General Fund Account #001-7310-0437 in three installments as follows:

- \$22,000 in June 2011
- \$5,000 in September 2011
- \$5,000 in January 2012

ROLL CALL

AYES: Trustees Terenzi, Didden, Branca, Marino, Kenner and Mayor Pilla
 NOES: None
 ABSENT: None
 ABSTAIN: Trustee Brakewood

AGREEMENT – WESTCHESTER COUNTY
TITLE III-B of the OLDER AMERICAN ACT

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

RESOLVED, that the Village Manager be and is authorized to enter into an agreement with the County of Westchester for Title III-B of the Older Americans Act for program year January 1, 2011 through December 31, 2011.

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner and Mayor Pilla
 NOES: None
 ABSENT: None

PERMISSION FOR USE OF LYON PARK BY
THE CARING AND LOVING FOUNDATION.
FOR MULTI-CULTURAL FESTIVAL

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

WHEREAS, by letter dated February 28, 2011 from Sady Palma Wodraska, President of the Caring and Loving Foundation requested permission for use of a Village Park and the Show Mobile for a Multi-Cultural Festival to celebrate Spanish Heritage within the month of June; and

WHEREAS, the requestor is a 501c3 not-for-profit organization whose mission is to benefit families of the Port Chester community; and

WHEREAS, such request was referred to the Village Manager's office for staff review and recommendation; and

WHEREAS, the appropriate Village Departments have furnished their comments and suitable date and location for this event; and

WHEREAS, the Village Park Commission has recommended in favor of granting permission without any fee reserving the right to review the matter at thirty days in advance of final approval. Now, therefore be it

RESOLVED, that the Board of Trustees hereby grants a revocable license and permission to the Caring and Loving Foundation to use a portion of Lyon Park and the Show Mobile on July 31, 2011 with the following conditions:

1. Hours of Event: 12 noon to 5:00 p.m., with an additional two hours prior for set up (10:00 a.m.) and two hours for breakdown and cleanup (7:00 p.m.).
2. Location: the portion of Lyon Park as designated by the Recreation Department and Park Commission.
3. Refuse and Trash/Litter Removal: The applicant shall maintain the park in a clean and kempt condition throughout the entire event. All refuse and garbage shall be removed at the conclusion of the event and be transported at no cost and expense to the Village.
4. Food Preparation: The applicant shall obtain all requisite permits from the Westchester County Health Department. Such permit(s) shall be prominently displayed.
5. Entertainment: The Village will make available the Show Mobile for the applicant to provide entertainment during the event. The applicant will reimburse the Village for the labor time for the Department of Public Works personnel to operate the Show Mobile and pay such cost and other expense determined by the Village Manager to accomplish full cost-recovery.
6. Insurance: The applicant shall provide evidence of general liability and/or Special Event liability insurance describing the Village of Port Chester as an additional named insured on such coverage limits and terms and conditions satisfactory to the Village Attorney.

- 7. Indemnification: The applicant shall execute an indemnification agreement satisfactory to the Village Attorney holding the Village harmless.
- 8. Revocable License. Such permission may be revoked at anytime upon violation of these foregoing conditions.

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner and Mayor Pilla
 NOES: None
 ABSENT: None

* * * * *

The Clerk presented the last resolution on the agenda to amend the Vehicle and Traffic Regulations regarding Section 319-69 "Stop Intersections" for placement of stop signs on Quintard Drive at Field Place.

Trustee Didden made a motion for discussion, Trustee Marino seconded the motion.

The Board reviewed the report and discussed this proposal and asked if the Traffic Commission had reviewed this request.

The Clerk said that the Traffic Commission did have a meeting recently but did not know if this was an item on their agenda.

Trustee Marino made a motion to table this resolution to verify if the Traffic Commission had reviewed this proposal, Trustee Kenner seconded the motion.

ROLL CALL

AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner and Mayor Pilla
 NOES: None
 ABSENT: None

* * * * *

Mayor Pilla said that the next section of the agenda are discussion with the first being the Comprehensive Plan Adoption process. He said that we have been proceeding with this review and that the Village Manager has provided a memo that the time for the review/studies will take longer and cost more.

Trustee Kenner said that he is frustrated that this process continues to stall. He said that he understood from the hiring of the consultants that it would take six months for the studies and maybe eighteen months to finish the plan process.

Mr. Russo said that he stalled the process with the consultants because he wanted to make sure that the Board understood the total cost which would be doubled from the original proposal along with the additional length of time. He said that he provided the Board with his memo last month detailing this information and because of the budget process and the availability of Mr. Cleary this discussion has been delayed until now.

There continued to be discussion amongst the Board and Mr. Russo on if the right person has been designated to lead this process on the Comprehensive Plan, the Manager's options to the Board to continue the process and his statement that there needs to be new direction noting that Mr. Steers is now involved since he has begun overseeing the planning and zoning processes for the Village. The Board also spoke about not delaying further

discussions on the Comprehensive Plan but before considering any new direction would want to meet with Mr. Cleary one more time.

Trustee Didden suggested that since the next Planning Commission meeting is scheduled for next Monday, May 23rd that the Board could meet with Mr. Cleary at 5:30 p.m., before the meeting of the Planning Commission.

Mayor Pilla called for the scheduling of this meeting.

* * * * *

The Mayor said that he had placed the next discussion item on the agenda regarding financial planning and reporting. He said that the Board has adopted a budget putting the Village in a very tight dress and this budget is aggressive in revenue and expenditures. Mayor Pilla said that he would like a forecasting process by department quarterly. He asked the Village Treasurer, Leonie Douglas what would be the Village's fund balance.

Ms. Douglas said that she estimates that the Village's fund balance by the end of the year would be approximately 4.5 million.

Mayor Pilla continued that staff recommends a formal adoption of a policy for the percentage for the fund balance and spoke further on this subject regarding percentages.

Trustee Terenzi said that the State Comptroller can give a range for the percentages regarding fund balances to municipal budgets He said that the consultant could provide the Board with a five year operating budget and a five year capital plan that be looked at every year

Trustee Didden said that he supports such a policy and would proposed meeting quarterly suggesting the September 19th meting to review budgets. He said that Mr. Russo could answer concerns of the departments instead of the Board meeting with department heads except for the Police Department.

The Mayor said that it seems that we are all saying the same things which are positive for this planning and reporting.

Trustee Kenner noted that he has been asking for all of these things since he started as a trustee and is in agreement with pursuing this direction.

Trustee Brakewood asked about the role of the Finance Committee with this proposal.

Trustee Terenzi said that unfortunately the Finance Committee was unable to be used as he wanted during this budget process but setting up this financial planning and reporting should include this committee.

The Board discussed further about the role of the Finance Committee and agreed with their involvement.

Trustee Brakewood requested budget resolutions from 1980 to present and asked for a presentation on the next agenda on this subject.

* * * * *

Mayor Pilla said that the final discussion item is regarding the New York Main Street Grant. He said that the Board has been provided with a memo from staff regarding a Downtown Revitalization Effort and Code Enforcement Amnesty Pilot Program which outlines this program. He spoke briefly on this proposal.

Trustee Didden asked about the rental rates that are listed in the proposal.

Mr. Steers and Ms. Sciarabba said that these are State rates that are reasonable.

Trustee Didden inquired if we had checked with local real estate and property owners regarding rental rates.

Mr. Steers said that we do not have any say on that issue.

Mayor Pilla spoke about the façade and streetscape projects are going on downtown.

Mr. Steers inquired if the proposed amnesty program requires Board approval.

Mr. Cerreto said that legislation may be required and will confer with Mr. Steers and come back to the Board.

* * * * *

The Clerk presented correspondence from the Clay Arts Center requesting use of a portion of the Beech Street Parking Lot for June 11, 2011 from 10:00 a.m. to 4:00 p.m.

The Board referred the correspondence from the Clay Arts Center to staff subject to conditions.

* * * * *

The Clerk presented correspondence from the Tamarack Tower Foundation requesting permission to place banners on Putnam Avenue, Westchester Avenue and North Main Street to promote their "Taste of Port Chester Restaurant Tour" to be held on June 5, 2011.

The Board referred the correspondence from the Tamarack Tower Foundation to staff.

* * * * *

The Clerk presented correspondence from the Rye Town Youth Football & Cheerleading requesting to display a sign at Messina Park to promote their annual fund-raising Barbecue in June.

The Board referred the correspondence from the Rye Town Youth Football & Cheerleading to staff.

* * * * *

The Clerk presented correspondence from Patriot Management Corporation requesting permission to park 36 vehicles from 220 Chestnut Street on designated Village street(s) for a period of 4 weeks while parking lot to be redone.

The Board referred the correspondence from Patriot Management Corporation to the Traffic Sergeant.

* * * * *

The Clerk presented the monthly Code Enforcement report for April 2011.

The Board accepted receipt of this report.

The Clerk presented a report from the Putnam Engine & Hose Co. No. 2 on the election to active membership of Manuel Coyt and Hugo A. Vargas Coyt.

The Board noted the action taken by Putnam Engine & Hose Co. No. 2

The Clerk presented a report from Washington Engine & Hose Co. No. 4 on the election to active membership of Brian Andersen.

The Board noted the action taken by Washington Engine & Hose Co. No. 4

The Clerk advised the Board that at the last meeting at the end of the Budget Amendments the Village Treasurer had provided a breakdown of the total expenditures, revenues and other items regarding the budget. She said that after the review of all of the amendments the following is the final figures regarding the 2011-2012 Budget for the Village of Port Chester:

From the Village Manager's Tentative Budget there was a total increase in estimated revenues in the amount of \$725,000.00 and a total decrease in appropriation in the amount of \$1,323,959.00

General Fund Expenditures	\$34,866,567.00
General Fund Other Revenues	\$11,824,590.00
Appropriated Fund Balance – Undesignated	\$825,000.00
Appropriated Debt Service Reserves	\$200,000.00
Re-Levy Special Sidewalk Betterment Phase I Assessment	\$58,752.00
Amount to Be Raised by Property Taxes	\$21,958,225.00
Debt Service Appropriation	\$4,129,198.00

The Mayor asked if anyone from the audience would like to address the Board. He recognized Richard Abel.

Mr. Abel said that is was indicated earlier that the Board would go into executive session at the end of the meeting regarding the Village Attorney's employment contract. He said that these sessions are not mandatory but are permissible by the Board. .

Mayor Pilla asked if any of the Trustees would like to comment at this time.

Trustee Brakewood said that during the budget work session the Board met with the Village Code Prosecutor regarding the work load and compensation and inquired what are the next steps on this matter.

Mr. Cerreto said that this is a personnel matter that should be discussed in executive session as soon as possible.

Trustee Brakewood said that this should be included in our executive session to be held once the Board comments are completed. He also noted that the monthly Code Enforcement report was received this evening and there were ninety cases of overcrowding. Trustee Brakewood spoke about the Port Chester Youth Baseball League All-Star event that was held and recognized all the work this league has provided to our youth.

Trustee Terenzi congratulated Judge Sisca and Acting Judge Troy on their appointments and swearing in this evening. He also apologized to Mrs. Conetta regarding comments that were made at the budget meeting.

Trustee Didden congratulated the classes of 2011 graduates which his daughter as well as the Mayor's son will graduate from college this month and to our High School students next month. He spoke about the Department of Justice matter and regarding the budget items that the Board and staff are addressing that these items are being done professionally and looks forward to the three month budget reviews. Trustee Didden also congratulated Judge Sisca and Acting Judge Troy. He spoke about Ms. Solomon's comments about the need for bi-lingual judges but noted that the judges are for the benefit of all the citizens of the Village stating that the Village has an interpreter and all court records are in English. Trustee Didden also commented about Mr. Abel statement regarding executive sessions and that there is a need that the Board should have these discussions regarding personnel and contracts in executive session. He spoke about a complaint filed by the CSEA in reference to the Village hiring three part-time parking enforcement officers due to a retirement of a full time parking enforcement officer. Trustee Didden said that times have changed regarding unions and that the CSEA should reconsider their complaint.

Trustee Branca said to the Village Manager and the Village Attorney that he would like to research moving the last date to approve the budget to three working days prior so the Board is not at the time restraint of midnight on the last day to approve. He also noted that he attended the Fire and Police breakfast this weekend and Gene Ceccarelli was the speaker for this event. Trustee Branca said that Ms. Ceccarelli spoke about his role as a high ranking member of the MTA Police and what he had to do during September 11th and was very impressed and commended Mr. Ceccarelli.

Trustee Marino also commended Mr. Ceccarelli on the work he has done. He recognized the employment of Robert Lombardi who has worked for the Village for six years as Assistant to the Manger for human resources. Trustee Marino wished Mr. Lombardi the best in this future endeavors. He also spoke about a proposed new sign for the Senior Center at the Village Hall parking lot.

Trustee Kenner asked Mr. Russo and Mr. Steers about two homes on Francis Lane that there were complaints on. He was told that they would check on these matters. Trustee Kenner asked about the status of outsourcing and user fees.

Mr. Russo said that the first thing needed is an ordinance which would require a work session of the Board that can be done at the 1st meeting in June.

Mayor Pilla suggested that the Board hold a Saturday work shop in this and other items.

Trustee Kenner said that he would like to move forward so if there is a proposal would like to be on for June 6th.

Mr. Russo said that there needs to be a general consensus of the Board.

Trustee Kenner spoke about the budget and bonding process and that he is looking forward to the quarterly meetings on finance and budget.

Mayor Pilla said that the Board has planted a lot of important seeds in motion this evening, the Community Development Block Grant applications and the Amnesty Program with the New York Main Street Grant. He had spoken earlier during the CDBG hearing that if the Board wanted to opt out of the consortium for this program that the Board is required to take an action and notify the County before our next meeting. Mayor Pilla asked if any of the Board members were interested to opt out of this program. No Board member was interested.

The Mayor asked for a motion to adjourn to an executive session regarding particular personnel, the Village Code Prosecutor and the Village Attorney.

Trustee Didden made a motion to adjourn to the proposed executive session at 11:30 p.m., Trustee Brakewood seconded the motion.

ROLL CALL

- AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner and Mayor Pilla
- NOES: None
- ABSENT: None

No action was taken in the executive session.

There being no further business, on motion of Trustee Didden, seconded by Trustee Kenner, the executive session was adjourned and the meeting closed at 11:56 p.m.

ROLL CALL

- AYES: Trustees Brakewood, Terenzi, Didden, Branca, Marino, Kenner and Mayor Pilla
- NOES: None
- ABSENT: None

Respectfully submitted,



Joan Mancuso
Village Clerk

