

MEETING HELD DECEMBER 12, 2011

A special meeting of the Board of Trustees of the Village of Port Chester, New York, was held on Monday, December 12, 2011 at 5:00 P.M., in the Village Hall Conference Room, 222 Grace Church Street, Port Chester, New York, with Mayor Dennis Pilla presiding.

Present in addition to Mayor Pilla, were Trustees Saverio Terenzi, John Branca and Luis Marino.

It should be noted that Trustees Daniel Brakewood and Joseph Kenner were absent and that the meeting notice indicated that Trustee Bart Didden would attend the meeting via telephone from the San Francisco International Airport, American Airlines Admirals Club, San Francisco, CA 94128.

Also present were Village Attorney, Anthony Cerreto and Village Clerk, Joan Mancuso.

At 5:05 p.m., Trustee Terenzi made a motion to up the meeting, Trustee Branca seconded the motion.

ROLL CALL

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

After the motion and vote to open the meeting, Trustee Didden was reached by telephone at the location indicated above and then participated.

The Clerk presented the first resolution authorizing the Village Planning Consultant to appear on behalf of the Village Board at the Village of Rye Brook's public hearing for their Fair and Affordable Housing Overlay Zone.

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

Trustee Branca said that he would also like the new appointed Director of Planning and Development, Christopher Gomez to attend this public hearing with the Village's Planning Consultant, Patrick Cleary.

Mayor Pilla agreed with Trustee Branca recommendation. He then provided the background regarding the review of Rye Brook's proposal that Ferrandino & Associates had represented the Village at prior hearings for a certain cost and to further this review and representation had requested additional funding. The Mayor said that Mr. Cleary has reviewed the information, has provided a report and would appear on behalf of the Village at no additional cost. He said that he will follow up with the Village Manager and Assistant Village Manager on this matter since they were not available today.

VILLAGE OF RYE BROOK
FAIR AFFORDABLE HOUSING OVERLAY ZONE
AUTHORIZE VILLAGE PLANNING CONSULTANT

On motion of TRUSTEE BRANCA, 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 Rye Brook Board of Trustees has proposed a local law that would create a Fair and Affordable Housing District and require an affordable housing component for subdivisions and site plans of a certain size in residential districts throughout the Village; and

WHEREAS, eleven (11) potential properties have been identified from a related Rye Brook study are proximate to Port Chester; and

WHEREAS, nine (9) identified properties are within the Port Chester Rye Union Free School District; and

WHEREAS, the Village of Port Chester was noticed of this proposed local law pursuant to the provisions of Section 277.71 of the Westchester County Administrative Code; and

WHEREAS, Port Chester presented expert testimony at a prior public hearing on the law on October 25, 2011 detailing certain deficiencies in Rye Brook's SEQRA documentation; and

WHEREAS, the public hearing was continued to November 22, 2011 and again to December 13, 2011; and

WHEREAS, Port Chester's regular planning consultant has most recently reviewed the proposed local law and the additional documentation provided by Rye Brook and has offered, at no additional cost, to provide testimony at this new hearing date; and

RESOLVED, that the Board of Trustees reaffirms its policy intention that the Village of Port Chester set forth its position with the Village of Rye Brook regarding the proposed Affordable Housing Local Law; and be it further

RESOLVED, that the Village's Planning Consultant is hereby authorized to attend and present testimony at the continued public hearing on December 13, 2011 with regard to the Village of Rye Brook's proposed affordable housing local law.

ROLL CALL

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

The Clerk presented the next resolution to authorize the Mayor to send a letter on behalf of the Village Board to the County, HUD and the court-appointed monitor in the matter of the United States ex. Rel. Anti-Discrimination Center of New York, Inc. v. Westchester County advising of the unintended adverse consequences of the Consent Decree on the Village of Port Chester.

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

The Mayor explained some of the unintended adverse consequences regarding Community Development Block Grant (CDBG) Funding including redirecting of awarded funds to the County and that the Village will not receive any funding until the CDBG funding is restored. He told the Board that he will script a letter regarding these consequences which he will circulate to the Board before sending out. The Trustees said as long as the Mayor circulates the letter to the Board they were agreeable with this approach.

COUNTY OF WESTCHESTER
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
FAIR AND AFFORDABLE HOUSING SUIT

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

WHEREAS, the Anti-Discrimination Center of New York brought suit against the County of Westchester with regard to its obligations under the Community Development Block Grant Program with regard to fair and affordable housing (United States ex rel. Anti-Discrimination Center of Metro New York, Inc. v. Westchester County,) ; and

WHEREAS, the implementation of the resulting Consent Decree is being determined by the court-appointed monitor; and

WHEREAS, some of the terms for implementation have resulted in unintended adverse consequences on the Village of Port Chester. Now, therefore be it

RESOLVED, on behalf of the Board of Trustees, the Mayor is hereby authorized to forward correspondence to County, HUD and the court-appointed monitor in the matter of United States ex. rel. Anti-Discrimination Center of Metro New York, Inc. v. Westchester County advising of the unintended adverse consequences of the Consent Decree on the Village of Port Chester.

ROLL CALL

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

There being no further business, on motion of Trustee Branca, seconded by Trustee Didden the meeting was closed at 5:15 p.m.

ROLL CALL

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

Respectfully submitted,



Joan Mancuso
Village Clerk