

Bedford Hills, New York  
November 18, 2008

The second meeting for the month of November of the Town Board of the Town of Bedford was held on November 18, 2008 at the Town Offices, 321 Bedford Road, Bedford Hills, New York. The meeting was called to order at 8:10 P.M. by Supervisor Roberts.

**Present:**

Lee V. A. Roberts	: Supervisor
Peter Chryssos	: Councilman
Francis T. Corcoran	: Councilman
Chris Burdick	: Councilman
David Gabrielson	: Councilman
Lisbeth Fumagalli	: Town Clerk
Nancy Tagliafierro	: Town Attorney
Kevin Winn	: Commissioner of Public Works
Christian Menzel	: Chief of Police
Amy Pectol	: Receiver of Taxes
Edward J. Ritter	: Town Comptroller
Jeffrey Osterman	: Town Planner
Marcy Marchiano	: Asst. to Supervisor

And approximately six (6) residents/observers.

**APPROVAL OF CLAIMS:**

On a motion by Mr. Gabrielson, seconded by Mr. Corcoran, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick, Gabrielson  
Nays: None  
Absent: None

RESOLVED, that the following claims be allowed for payment from their respective funds,

General Fund	\$	65,587.58
Highway Fund		31,156.48
Consolidated Water District		14,363.61
Special Districts:		
Bedford Village Memorial Park		1,574.18
Bedford Hills Memorial Park		1,399.63
Katonah Memorial Park		412.78
Capital Projects		3,810.55
	\$	<u>118,304.81</u>

**MONTHLY REPORTS**

Building	Parking
Code Enforcement	Police Consolidated
Dog Control	Receiver of Taxes
Department of Public Works	Town Clerk
Justice Court	Water

Mrs. Roberts advised that these reports were available for review during normal business hours in the offices of the Town Clerk and the Supervisor.

**CORRESPONDENCE**

1. Letter from Lawrence Schwartz, Deputy County Executive, regarding County-wide Septic System Database Project.

Mr. Osterman explained this project and noted that it was a requirement for the Town's MS4 permit, adding that by May 2011 the Town must inspect septic systems, then re-inspect them every three (3) years. He pointed out that there were approximately 6000 systems in the Town of Bedford at this time. The Town Board discussed the project and

November 18, 2008 – Regular meeting - continued

noted that they needed to stay on top of this to have input on it moving forward. This project is trying to get a Shared Services grant for the project from the New York State Department of State and the NYSDEC's NYC Watershed Protection Program.

On a motion by Mr. Burdick, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick, Gabrielson  
Nays: None  
Absent: None

RESOLVED that the Town Board does hereby endorse the action by the County of Westchester to apply for a Shared Services Grant from the New York State Department of State and the NYSDEC NYC Watershed Protection Program for the Septic System Database Project in order to preserve the water quality and septic health in Westchester County.

#### **OLD BUSINESS**

1. Request from Director of Personnel Joan Gallagher to approve promotion of Noreen Naso to Senior Office Assistant in the Finance Department.

Mr. Chryssos read the memorandum dated November 13, 2008 from Joan Gallagher, Director of Personnel.

On a motion by Mrs. Roberts, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick, Gabrielson  
Nays: None  
Absent: None

RESOLVED that the Town Board does hereby approve the promotion of Noreen Naso in the Finance Department to Senior Office Assistant – Automated Systems from Office Assistant – Automated Systems effective, retroactive to November 1, 2008 at an annual salary of \$44,897 and from Eligible List #02-415 certified on October 20, 2008.

2. Receive memo from Planning Board with regard to rezoning request from Northern Westchester Park Associates II for Bedford Park and set Public Hearing tentatively for January 20, 2009.

On a motion by Mr. Gabrielson, seconded by Mr. Burdick, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick, Gabrielson  
Nays: None  
Absent: None

RESOLVED that the Town Board does hereby refer the matter of the rezoning request from Northern Westchester Park Associates II for Bedford Park back to the Town of Bedford Planning Board for the applicant and this Board to come to an agreement on the issues of access, transition and zoning district structure as well as to provide the Town Board with the information necessary on these matters prior to the setting of a public hearing on the rezoning request.

#### **NEW BUSINESS**

1. Request for holiday display on Town property:
  - A. Bedford Fire Department.

On a motion by Mr. Burdick, seconded by Mr. Corcoran, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick, Gabrielson  
Nays: None  
Absent: None

RESOLVED that the Town Board does hereby approve the request of the Bedford Fire Department for the placement of a Christmas tree on the Bedford Village Green beginning December 5, 2008 until January 5, 2009.

B. Bedford Hills Chamber of Commerce.

On a motion by Mr. Gabrielson, seconded by Mr. Burdick, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick, Gabrielson  
 Nays: None  
 Absent: None

RESOLVED that the Town Board does hereby approve the request from the Bedford Hills Chamber of Commerce to place a holiday display on Town property in the hamlet of Bedford Hills from December 6, 2008 to January 6, 2009, and it is further

RESOLVED that the Town Board also approves the closure of the circle in front of the train station and one (1) police officer for December 6, 2008 from 5:30 pm to 7:00 pm for the opening ceremony.

C. Katonah Chamber of Commerce

On a motion by Mrs. Roberts, seconded by Mr. Corcoran, the following resolution was ADOPTED

Ayes: Roberts, Corcoran, Burdick, Gabrielson  
 Nays: None  
 Recused: Chryssos

RESOLVED that the Town Board does hereby approve the request of the Katonah Chamber of Commerce to decorate the Gazebo in Katonah for the holidays beginning December 3, 2008 and going until January 5, 2009.

2. Request from DPW Commissioner Kevin Winn to purchase a snowplow.

On a motion by Mr. Burdick, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick, Gabrielson  
 Nays: None  
 Absent: None

RESOLVED that the Town Board does hereby approve the request to purchase an Everest 8 foot Trail Blazer Snow Plow including attachment harness and hitch, plow lights, plow markers, deflectors and installation to be mounted on the new F-350 pickup truck purchased for the Recreation and Parks Department, for the sum of \$8865.00 from Hudson River Truck and Trailer, 12 Commerce Street Extension, Poughkeepsie, New York 12603 as per the memorandum dated November 13, 2008 from Kevin Winn, Commissioner of Public Works.

3. Request from Commissioner Winn to award snow removal services.

On a motion by Mr. Chryssos, seconded by Mr. Burdick, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick, Gabrielson  
 Nays: None  
 Absent: None

RESOLVED that the Town Board does hereby approve the request to hire snow removal contractors as necessary for the period of December 1, 2008 to November 30, 2009, with the rates and number of units that can be provided, low bidders to be called in first, as follows:

Equipment	<u>Land Works</u>		<u>Valvano</u>		<u>J &amp; B</u>		<u>Lawton Adams</u>		<u>Halpin</u>	
	Rate	#	Rate	#	Rate	#	Rate	#	Rate	#
Plowing										
Pick up Trucks, ¾ ton min.	\$120	2	\$90	4	\$100	2	\$95	2		
Dump Trucks, 1 ton min.			\$100	3	\$100	4	\$100	1		
Dump Trucks, Six Wheel	\$125	1			\$115	1				
Snow Removal										
Front End Loaders					\$120	1	\$180	2		
Ten Wheel Dump Trucks	\$120	1								
Tri-axle Dump Trucks	\$125	1			\$110	3	\$130	3	\$112.5	1

Skid Steer Loaders	\$125 1	\$90 1	\$100 1		
Backhoe Loader		\$100 2	\$100 1		

4. Consider Stormwater Management Professional Services Proposal.

On a motion by Mr. Chryssos, seconded by Mrs. Roberts, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick, Gabrielson  
 Nays: None  
 Absent: None

RESOLVED that the Town Board does hereby authorized the Supervisor to sign and award the contract for Stormwater Management Professional Services to Dolph Rothfeld Engineering (DRE) for developing a written pollution prevention/good housekeeping program for municipal operations and facilities for the Town of Bedford, and to complete the Town’s MS4 annual report, for the sum of \$7,000 as per the memorandum dated November 13, 2008 from Kevin Winn, Commissioner of Public Works.

5. Receive proposed franchise agreement for Verizon.

Whitney Singleton, attorney for the Town on this matter presented the proposed agreement to the Town Board for their review. He said the Board and Communications Committee would meet in mid-December to review all questions and gather input to move forward.

6. Consider accepting donations of lots within Indian Hill Park.

Ms. Tagliaferro summarized her memorandum dated November 13, 2008, Mr. Osterman explained the history of these lots in Bedford Village and Mrs. Roberts read the resolution.

On a motion by Mr. Burdick, seconded by Mr. Corcoran, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick, Gabrielson  
 Nays: None  
 Absent: None

WHEREAS, the Town of Bedford is owner of property within the Town known as Indian Hill Park which is currently a passive recreation area; and

WHEREAS, there are several non-buildable lots within Indian Hill Park boundaries which are owned by individual property owners; and

WHEREAS, two of these individual property owners, Kathleen Vetter and Sharon De Diaz, have offered to donate their parcels to the Town; and

WHEREAS, the Town of Bedford is desirous of acquiring the two offered parcels in order to obtain ownership of the entire parcel;

NOW THEREFORE, BE IT RESOLVED, that the Town of Bedford does hereby accept the donation of the following parcels of land within Indian Hill Park;

1. Lot No. 74.17-1-10 from Kathleen Vetter
2. Lot No. 74.17-1-13 from Sharon De Diaz; and

IT IS FURTHER RESOLVED, that the Town Supervisor is authorized to execute any and all documentation necessary in connection with the acquisition of the above-referenced parcels.

7. Set Public Hearing for 2009 Budget – December 2<sup>nd</sup>.

On a motion by Mrs. Roberts, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick, Gabrielson  
 Nays: None  
 Absent: None

November 18, 2008 – Regular meeting - continued

RESOLVED that the Town Board does hereby set a public hearing for to consider the 2009 Town of Bedford Proposed Budget for Tuesday, December 2, 2008 at 7:00 pm at the Town House, 321 Bedford Road, Bedford Hills, New York.

8. Set Work Session on telephone system – December 2<sup>nd</sup>.

On a motion by Mrs. Roberts, seconded by Mr. Burdick, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick, Gabrielson  
Nays: None  
Absent: None

RESOLVED that the Town Board does hereby set a work session on the proposed new telephone system for Tuesday, December 2, 2008 at 6:30 pm at the Town House, 321 Bedford Road, Bedford Hills, New York.

9. Set Work Session – Communications Committee – December 16<sup>th</sup>.

On a motion by Mrs. Roberts, seconded by Mr. Corcoran, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick, Gabrielson  
Nays: None  
Absent: None

RESOLVED that the Town Board does hereby set a work session with the Communications Committee for Tuesday, December 16, 2008 at 6:30 pm at the Town House, 321 Bedford Road, Bedford Hills, New York.

10. Set Work Session with Tree Advisory Committee.

On a motion by Mr. Burdick, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick, Gabrielson  
Nays: None  
Absent: None

RESOLVED that the Town Board does hereby set a work session with the Tree Advisory Board for Monday, November 24, 2008 at 7:00 pm at the Town House, 321 Bedford Road, Bedford Hills, New York.

#### **PUBLIC COMMENT PERIOD**

There were no comments but a question was asked concerning the Blue Mountain Housing Development Corp. house on David Lapsley Road and if it could be used for work force housing.

There being no further discussion the meeting was adjourned at 9:45 pm.

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Lisbeth Fumagalli, Town Clerk