

Bedford Hills, New York
August 4, 2009

The first meeting for the month of August of the Town Board of the Town of Bedford was held on August 4, 2009 at the Town Offices, 321 Bedford Road, Bedford Hills, New York. The meeting was called to order at 8:00 P.M. by Supervisor Roberts.

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

And two (2) residents/observers.

APPROVAL OF CLAIMS

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

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

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

General Fund	\$83,293.84
Highway Fund	65,587.96
Consolidated Water District	11, 509.09
Farms Water District	58.86
Old Post Road Water District	53.94
Trust & Agency	2,629.66
Special Districts:	
Bedford Village Memorial Park	2,195.87
Bedford Hills Memorial Park	3,064.79
Katonah Memorial Park	2,205.55
Capital Projects	<u>251,408.42</u>
	\$ 389,018.58

PRESENTATION/UPDATE

1. Phone System Update and Change Order #1.

Town Clerk Boo Fumagalli and consultant Frank Walsh gave an update on the progress with the installation of the new phone system for the Town facilities. They explained the two (2) change orders that were needed for this project.

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

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

RESOLVED that the Town Board does hereby approve Changer Order #1 in the amount of \$12,322.00 for additional internal fiber cabling, desk sets, wiring and Change Order #2 in the amount of \$7800.00 for the Court Room as a command center as per the memorandum from Lisbeth Fumagalli, Town Clerk.

2. Police Department Radio System Propagation Study Report – Motorola. Representatives from Metrocom and Motorola addressed the Town Board and discussed radio coverage in the Town of Bedford. They reviewed the locations of transmission and receiver sites as well as that the current system is analog and should be updated to P25 digital. They estimated that replacing the radio system in the Town of Bedford would cost approximately \$800,000.00 and that FCC standards require that by 2013 radios be narrow banded.

Chief Menzel advised that he would look into other sources of funding for this and would proceed to drafting a Request for Proposal (RFP) for a consultant, with the RFP to include the possibility of other users.

ADD AN ITEM TO AGENDA

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

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

RESOLVED that the Town Board does hereby approve the addition of New Business #10 – Approval of Cemetery Application fee to this agenda.

CORRESPONDENCE

1. Westchester County Countywide Food Drive, August 19th and 20th. Mr. Chryssos read the communication dated July 29 from County Executive Andrew J. Spano, requesting towns, villages and cities throughout Westchester County to host a local food drive on Wednesday, August 19th and Thursday, August 20th to benefit food pantries and soup kitchens.

The Town Board advised that the Town of Bedford would collect food to benefit the Community Center of Northern Westchester, located in Katonah and place boxes out in the lobbies of Town buildings, as well as inform the residents of the food drive through the Town's website.

2. Notification of Sixth Annual Tour de Foliage event on Sunday, September 27th. Mr. Chryssos read a letter dated July 22, 2009 from Melissa Slive, Tour de Foliage, Familial Dysautonomia Cycle Tour that will be passing through the Town of Bedford on September 27, 2009.

3. Katonah – Bedford Hills Volunteer Ambulance Corps Open House and Celebration of 45 Years of Service to the Community, Sunday, October 4th.

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

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

RESOLVED that the Town Board does hereby authorize the assignment of one on-duty police officer for traffic control/safety on Bedford Road in the vicinity of the headquarters of the Katonah – Bedford Hills Volunteer Ambulance Corps from 10:30 am to 2:30 pm for their Open House and celebration of 45 years of service to the community, on October 4, 2009, as per the memorandum dated July 30, 2009 from Christian Menzel, Chief of Police.

4. Westmoreland Sanctuary request to restrict traffic to one-way on Chestnut Ridge Road during the Sanctuary's 26th Annual Fall Festival, Sunday, September 27th.

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

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

RESOLVED that the Town Board does hereby grant permission to Westmoreland Sanctuary to hold their annual Fall Festival on Sunday, September 27, 2009, and it is further

August 4, 2009 – Regular Meeting - continued

RESOLVED that Chestnut Ridge Road may be made a one-way road from Route 172 to Cole Drive from 10:30AM to 4PM and the police department will assign one (1) police officer and the sanctuary will hire one off-duty officer, and road signs, barricades and “No Parking” signs shall be posted prior to the event, as per the memorandum dated July 30, 2009 from Christian Menzel, Chief of Police.

5. Katonah Chamber of Commerce request to hold Annual Fall Festival and 5K Run/Walk, Saturday, September 26th.

Mr. Corcoran read the letter dated August 4, 2009 from Jennifer Cook and Sara Zipp, Co-Presidents of the Katonah Chamber of Commerce concerning this annual event. Chief Menzel reviewed his memorandum dated August 4, 2009.

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

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

RESOLVED that the Town Board does hereby approve the proposal of the Katonah Chamber of Commerce for their annual 5K Road Race and Street Fair to be held on Saturday, September 26, 2009 and

BE IT FURTHER RESOLVED that the Town Board approves the police personnel for this event of six (6) officers for eight (8) hours for a total of 48 hours, and the police will assign any available on-duty officers before authorizing overtime, as per the memorandum from Chief of Police Christian Menzel, dated August 13, 2008 and

BE IT FURTHER RESOLVED that the Chamber of Commerce shall pay half the cost for the Police and Department of Public Works personnel and shall submit a certificate of insurance listing the Town of Bedford as an additional insured to the Town Clerk’s office prior to the event.

6. Kathie Dixon request to be reappointed to the Bedford Village Historic Review Commission.

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

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

RESOLVED that the Town Board does hereby reappoint Kathie Dixon to the Bedford Village Historic Review Commission for a three (3) year term, said term to expire January 20, 2012.

7. Don Scott request to be reappointed to the Communications Committee.

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

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

RESOLVED that the Town Board does hereby reappoint Don Scott to the Communications Committee for a three (3) year term, said term to expire July 1, 2012.

OLD BUSINESS

1. Consider Webcasting.com, Inc., Service Agreement.

Mr. Michaelis presented and discussed this proposal with the Board.

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

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

RESOLVED that the Town Board does hereby approve and authorize the Supervisor to sign the contract with Webcasting.com Inc., Charter Circle, Suite 5G, Ossining, New York 10562 for an amount not to exceed \$8,200.00 to webcast Town Board meetings in the Town of Bedford for a one (1) year period.

NEW BUSINESS

1. Request permission to issue an RFP for audit services.
2. Request permission to issue an RFP for Bond Counsel Services.
3. Request permission to issue an RFP for Financial Consultant Services.

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

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

RESOLVED that the Town Board does hereby authorize Edward J. Ritter, Town Comptroller to issue three (3) Requests for Proposal for audit services, bond counsel services and financial consultant services

4. Approve Webster Bank as an additional depository bank.

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

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

RESOLVED, that the following bank, as set forth be added to the list of depositories and is designated, as a depository bank for the funds and accounts of the Town of Bedford for the period of August 5, 2009 though December 31, 2009:

Webster Bank
And,

BE IT FURTHER RESOLVED THAT the Supervisor, Deputy Supervisor and the Comptroller be authorized to transact business with the designated depositories.

5. Request permission to negotiate contract with Stephenson & Brook to review prior year Workers Compensation premiums.

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

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

RESOLVED that the Town Board does hereby authorize Edward Ritter, Town Comptroller to prepare and issue a Request for Proposal (RFP) for firms to review the prior year Workers Compensation premiums.

6. Approval of letter to vendors.

The Town Board reviewed the letter sent to the Town's consultants requesting their rate proposals for the 2010 budget.

7. Multi-Jurisdictional All- Hazard Mitigation Plan – Consider Selection of Consultant. Mr. Osterman reviewed the memorandum that he had submitted and the history of this proposal.

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

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

RESOLVED that the Town Board does hereby authorize the Multi- Jurisdictional Multi – Hazard Mitigation Planning Committee to begin negotiations with Tetra – Tech EM, with the

share of the costs for the Town of Bedford to be a minimum of \$9167.00, as per the memorandum dated July 28, 2009 from Jeffrey Osterman, Director of Planning.

8. Retirement Notification – Chief Chris Menzel.

Chief Menzel read a statement notifying the Town of his intent to retire and relocate his family to Florida. In the statement he thanked the Town Board for their support and the privilege of serving the Town of Bedford as the Police Chief for the last five (5) years. He recalled his first Town Board meeting as Chief noting that he'll miss being part of this community. He added that he felt blessed to have had the opportunity to work with so many fine people in the Police Department and town offices, commenting that Mrs. Roberts was the best boss he'd had. He thanked Mr. Corcoran as the Town Board liaison to the Police Department for all the insights and his faith in him, as well as his department.

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

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

WHEREAS, by Resolution 86/278 dated July 1, 1986 the Town Board of the Town of Bedford hired Christian R. Menzel as a dispatcher in the Town of Bedford Police Department, effective July 21, 1986; and

WHEREAS, by Resolution 87/250 dated August 4, 1987, Mr. Menzel was hired as a patrolman for the Police Department, beginning August 31, 1987; and

WHEREAS, Mr. Menzel took a brief leave of absence that was approved February 7, 1989 and he was reinstated to the Police Department effective September 9, 1989; and

WHEREAS, by Resolution 94/398 dated December 6, 1994, Mr. Menzel was promoted to the position of Youth Officer, serving in that position for more than a year; and

WHEREAS, by Resolution 96/262 dated July 16, 1996 Mr. Menzel was promoted to the rank of Sergeant that became effective on August 6, 1996; and

WHEREAS, by Resolution 2001/189 dated May 1, 2001 Mr. Menzel attained the rank of Lieutenant, serving for three years in that capacity; and

WHEREAS by Resolution dated June 14, 2004 he was appointed acting Chief of Police, with final appointment to that position effective July 31, 2004, serving the residents of the Town of Bedford with honor and distinction,

NOW, THEREFORE, BE IT RESOLVED

THAT the Town Board does hereby accept the retirement of Chief of Police Christian R. Menzel after 23 years with the Town of Bedford Police Department, effective October, 1, 2009 with the thanks of the Town Board for a job well done.

Mr. Corcoran thanked Chief Menzel as a resident of the Town of Bedford for his dedication and service during his tenure with the Police Department.

9. Executive Session to discuss personnel matters.

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

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

RESOLVED that the Town Board shall discuss matters of personnel in an executive session to be conducted at the conclusion of the regular meeting.

10. Consider Administrative Fee for the Cemetery Plots.

August 4, 2009 – Regular Meeting - continued

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

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

RESOLVED that the Town Board does hereby approve the implementation of a \$250.00 application fee for cemetery plots at the Chichester Cemetery on Old Corner Road in the Town of Bedford.

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

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

RESOLVED that the Town Board does hereby set a work session on the 2010 Budget for Tuesday, September 1, 2009 at 6:30 pm at the Town House, 321 Bedford Road, Bedford Hills, New York.

The Town Board adjourned to executive session at 9:50 pm.

Chief Menzel recommended that the Town Board appoint Lieutenant Edward Collins to Provisional Police Chief.

At 10:20 pm on a motion by Mrs. Roberts, seconded by Mr. Corcoran and carried unanimously, the Town Board reconvened the regular meeting.

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

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

RESOLVED that the Town Board does hereby appoint Lieutenant Edward Collins to the position of Provisional Police Chief due to the retirement of Chief of Police Christian Menzel, effective October 1, 2009.

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

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

RESOLVED that the Town Board does hereby authorize the appointment of a Detective Sergeant by October 1, 2009.

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

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

RESOLVED that the Town Board does hereby authorize the promotion of a Police Officer to Sergeant by October 1, 2009.

There being no further discussion the meeting was adjourned at 10:25 pm.

Lisbeth Fumagalli, Town Clerk