

Bedford Hills, New York
February 3, 2009

The first meeting for the month of February of the Town Board of the Town of Bedford was held on February 3, 2009 at the Town Offices, 321 Bedford Road, Bedford Hills, New York. The meeting was called to order at 8:05 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
	Amy Pectol	:Receiver of Taxes
	Christian Menzel	:Chief of Police
	Kevin Winn	:Commissioner of Public Works
	William Heidepriem	: Superintendent of Recreation
	Marcy Marchiano	: Asst. to Supervisor

and approximately one (1) resident/observer.

PUBLIC COMMENT

Mrs. Roberts advised that the Environmental Summit that was held on Saturday, January 31, 2009 at Fox Lane High School in Bedford, and co-sponsored by the Town of Bedford Energy Advisory Panel and the Bedford Garden Club had been very well attended and by all considered a huge success. She thanked the Energy Advisory Panel, Chair of the EAP Mary Beth Kass, Town Planner Jeff Osterman, Commissioner of Public Works Kevin Winn, Superintendent of Recreation and Parks Bill Heidepriem, Town Clerk Boo Fumagalli and the Bedford Garden Club for their attendance at the event and their support of this project. She stated that this was the first step in helping to educate our Town residents on the issues important to our future.

APPROVAL OF CLAIMS

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

RESOLVED, that the following claims for **2008** be allowed for payment from their respective funds,

General Fund	\$	44,159.77
Highway Fund		36,301.30
Consolidated Water District		5,247.17
Cedar Downs Water District		40.20
Farms Water District		537.50
Old Post Road Water District		87.50
Special Districts:		
Bedford Village Memorial Park		956.49
Bedford Hills Memorial Park		179.39
Katonah Memorial Park		139.92
Bedford Lighting District		125.45
Capital Projects		<u>104,919.51</u>
	\$	192,684.20

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 for **2009** be allowed for payment from their respective funds,

General Fund	35,133.06
Highway Fund	199,096.66
Consolidated Water District	2,176.15
Farms Water District	96.53
Old Post Road Water District	88.47
Drug Abuse	64.19
Special Districts:	
Bedford Village Memorial Park	953.52
Bedford Hills Memorial Park	4,075.77
Katonah Memorial Park	872.32
Bedford Lighting District	148.00
Bedford Paramedic District #1	76,421.00
Capital Projects	<u>5,250.00</u>
	\$ 324,812.62

CORRESPONDENCE

1. Announcement of approval of FY 2009 STEP Grant (Selective Traffic Enforcement Program) by NYS Governor's Traffic Safety Committee.

Mr. Corcoran read the letter from Barbara Peters-DeMeo, Project Director, Westchester County Traffic Safety dated January 29, 2009 advising the Town of Bedford that the 2009 STEP Grant for the period October 1, 2008 to September 30, 2009 had been approved in the amount of \$4,050 for increased traffic safety enforcement.

2. Announcement from the County of availability of graduate study scholarships – Edwin G. Michaelian Scholarship Program.

Mr. Burdick read the letter dated January 29, 2009 from Paul Redd Zeman informing the Town of Bedford of the continued availability of graduate study scholarships for local municipal employees in 2009.

OLD BUSINESS

1. Approve purchase of Police firearms.

Chief Menzel explained the information in his memorandum dated January 29, 2009 requesting the purchase of firearms for the Police Department as part of their firearms replacement program.

It was noted that this expenditure was not in the current budget. Chief Menzel advised that it was going to be part of the Capital project funding, however, he felt this purchase could not wait. Town Comptroller Ed Ritter informed the Board that the funding for this would be coming from the Town's contingency fund.

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 grant approval for the Police Department to purchase firearms, including pistols, holsters and magazine pouches in the amount of \$6,300.00, representing the New York State Contract price of the equipment, inclusive of a credit from the vendor, said purchase to be paid for from the Town of Bedford contingency fund as recommended by the Town Comptroller.

2. Water Filtration Plant – determination of SEQR action.

On a motion by Mr. Burdick, 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 determine that under the State Environmental Quality Review (SEQR) the Town of Bedford Water Filtration Plant shall be considered a Type I action and shall undergo a coordinated review with local and state agencies, with the Town of Bedford Town Board acting as the lead agency for the review of this project.

3. Catch Basin Cleaning Bid Award.

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 award the contract for catch basin cleaning services for the period February 3, 2009 to October 31, 2009 to Fred A. Cook, Jr. Inc, in the amount of \$1,370.00 per day, with the Department of Public Works to provide an employee to fill the laborer role, with the work subject to prevailing wage, as per the memorandum dated January 29, 2009 from Kevin Winn, Commissioner of Public Works.

4. Bid award recommendation for 2009 Seasonal Brochures for Recreation & Parks.

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 award the contract for the printing of the 2009 seasonal brochures for the Department of Recreation and Parks, to the lowest, most responsible bidder, Chase Press from Yorktown Heights in the amount of \$11,443.64 as per the memorandum dated January 30, 2009 from William Heidepriem, Superintendent of Recreation and Parks.

NEW BUSINESS

1. Request for professional services – Engineering – VGB Pool and Spa Safety Act Compliance – Superintendent of Recreation & Parks.

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 grant approval for the Department of Recreation and Parks to retain the engineering services of Michael J. Sakala, P.E., of Putnam Valley, New York, in order for the Town of Bedford Municipal Pool facilities to come into compliance with the requirements of the Virginia Graeme Baker Pool and Safety Act, in the amount of \$6,500.00, funded through the 2009 Capital Fund projects in the three (3) Park Districts.

2. Consider approval of resolution for TOB to maintain delineators on Metro North Railroad crossing at Green Lane and the Saw Mill River Parkway as proposed by NYS DOT.

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

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick

February 3, 2009 – Regular meeting - continued

Nays: None
Absent: None

WHEREAS, the New York State Department of Transportation proposes the construction on Route 987D in the Town of Bedford and

WHEREAS, the State will include as part of the construction of the above mentioned project delineators on flexible post on Route 987D, Green Lane and within the right of way of the Metro North Railroad. The proposed location of the delineators is shown on the contract plans relating to the project and

WHEREAS, the State will provide for the construction of the above mentioned work, as shown on the contract plans relating to the project 8216.83

NOW, therefore

BE IT RESOLVED, that the Town of Bedford approves the installation of the proposed delineators shown on the contract plans relating to the project, and will maintain or cause to be maintained the delineators on Route 987D and Green Lane as above stated, exclusive of delineators installed within the Metro North Railroad right of way, subject to the following:

- Submission of detailed specifications for the proposed delineators from New York State Department of Transportation to the Town of Bedford, and approval of these detailed specifications in writing by the Town of Bedford Commissioner of Public Works.

- Receipt of written confirmation for the perpetual maintenance obligation for delineators within the Metro North Railroad right of way by others, and written confirmation of same by the Town of Bedford Commissioner of Public Works.

BE IT FURTHER RESOLVED, that the clerk of this Board is hereby directed to transmit five (5) certified copies of the foregoing resolution to the State Department of Transportation.

3. Request from Comptroller Ritter to go to bid for replacement windows at 425 Cherry Street.

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

RESOLVED that the Town Board does hereby grant approval for the Town Clerk to advertise for bids for the purchase and installation of thirty-three (33) energy star replacement windows and the front door of the Town's Annex Building located at 425 Cherry Street, Bedford Hills, as per the memorandum dated January 29, 2009 from Town Comptroller Ed Ritter and Building Inspector Richard Megna.

4. Proclamation for John M. Jordan.

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

WHEREAS, John M. Jordan, who was born in Stamford, Connecticut on February 16, 1919, moved to Bedford Hills in 1956; and

WHEREAS, John Jordan raised 10 children in Bedford Hills; and

WHEREAS, he has 16 grandchildren; and 8 great grandchildren; and

WHEREAS, Mr. Jordan is a recognized sculptor and artist; and

WHEREAS, Mr. Jordan worked long and hard to support his family by waxing floors for 50 years; and

WHEREAS, John Jordan practices Tai Chi and goes to the gym three times a week,

NOW THEREFORE BE IT RESOLVED, the Bedford Town Board wishes to join in the celebration of John Jordan's 90th Birthday and hereby declares Monday, February 16th, 2009 John M. Jordan day in all the land.

5. Committee Reappointments:

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 add Deirdre Courtney-Batson and Paul Spierling to the list of those being reappointed to committees in the Town of Bedford.

A. Rosemary Lee to the Bedford Open Space 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 Rosemary T. Lee to the Open Space Acquisition Committee for a four (4) year term, said term to expire December 31, 2012.

B. Jeff Henschel to the Bedford Historic District Review Commission.

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 reappoint George Henschel to the Bedford Historic District Review Commission for a three (3) year term, said term to expire January 20, 2012.

C. Simon Skolnik to the Conservation Board as Chair.

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 Simon Skolnik to the Conservation Board as member and Chairman for a two (2) year term, said term to expire January 20, 2011.

D. Stanley Starr to the Conservation Board.

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

February 3, 2009 – Regular meeting - continued

RESOLVED that the Town Board does hereby reappoint Stanley W. Starr to the Conservation Board for a two (2) year term, said term to expire January 20, 2011.

E. Janeen Sudaka-Karlsson to the Conservation Board.

On a motion by Mr. Burdick, 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 reappoint Janeen Sudaka Karlsson to the Conservation Board for a two (2) year term, said term to expire January 20, 2011.

F. Deirdre Courtney-Batson to the Katonah Historic District Advisory 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 Deirdre Courtney-Batson to the Katonah Historic District Advisory Commission for a five (5) year term, said term to expire January 20, 2014.

G. Paul Spierling to the Blue Mountain Housing Board.

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 Paul Spierling to the Blue Mountain Development Corp/Bedford Town Housing Agency for a three (3) year term, said term to expire February 1, 2012.

6. Reschedule Work Session and 2nd Regular Meeting in February from the 17th to the 24th.

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 reschedule the work session and 2nd Regular meeting for the month of February from Tuesday, February 17th to Tuesday, February 24th, 2009.

7. Set Work Sessions.

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 schedule work sessions to be held on Tuesday, March 3, 2009 at 6:30 PM with the Film Committee and Wednesday, March 4, 2009 at 7:00 PM to discuss Capital Projects, with the work sessions to be held at the Town House, 321 Bedford Road, Bedford Hills.

8. Approve IMA for Hazard Mitigation.

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

WHEREAS, the Towns of Bedford, North Castle, and Lewisboro have been awarded a Hazardous Mitigation grant to develop a Multi Hazard Mitigation plan with a multi jurisdictional approach in order to reduce risks from natural hazards and to serve as a guide for the municipalities as they commit resources to reducing the effects of natural hazards; and

WHEREAS, the Federal Government is contributing a federal share of \$93,950.00 to the Hazardous Mitigation Grant Plan with a matching share by the three Towns of a total of \$31,250.00; and

WHEREAS, the three Towns will utilize their matching share of \$31,250.00 to pay for an independent consultant to develop a hazard mitigation plan; and

WHEREAS, the Town Board believes that it is in the interests of the Town of Bedford to enter into an Intermunicipal Agreement with the Towns of North Castle and Lewisboro to participate in the Hazard Mitigation Plan grant; and

WHEREAS, the Hazard Mitigation Plan Grant is determined to be Type 2 action pursuant to the requirements of SEQRA; and

THEREFORE IT IS RESOLVED as follows

RESOLVED, that the Town Board of the Town of Bedford hereby approves the Intermunicipal Agreement for the Hazard Mitigation Plan Grant, a copy of which is attached; and it is further

RESOLVED, that the Town Supervisor on behalf of the Town of Bedford is authorized to enter into the Intermunicipal Agreement as described herein.

There being no further discussion the meeting was adjourned at 9:10 P.M.

Lisbeth Fumagalli, Town Clerk