

Bedford Hills, New York
June 30, 2009

The third meeting for the month of June of the Town Board of the Town of Bedford was held on June 30, 2009 at the Town Offices, 321 Bedford Road, Bedford Hills, New York. The meeting was called to order at 9:15 P.M. by Supervisor Roberts.

Present:	Lee V. A. Roberts	:Supervisor
	Peter Chryssos	:Councilman
	Francis T. Corcoran	:Councilman
	Chris Burdick	:Councilman
	Lisbeth Fumagalli	:Town Clerk
	Nancy Tagliafierro	:Town Attorney
	Jeffrey Osterman	: Director of Planning
	Christian Menzel	:Chief of Police
	Kevin Winn	:Commissioner of Public Works
Absent:	David Gabrielson	:Councilman

And approximately ten (10) residents/observers.

NEW BUSINESS

1. Special Use Permit for the Blue Dolphin Diner.

Thomas Antonecchia, attorney for the applicant was present and explained that they had appeared before the Planning Board on June 9 and had received conditional approval for outdoor food and drink service and that a Special Use Permit was required from the Town Board for seating that was on Town property as well as the consumption of alcohol at that seating.

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

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

RESOLVED that the Town Board does hereby grant a Special Use Permit to the Blue Dolphin Diner, 175 Katonah Avenue, Katonah, New York for a six (6) month period, said expiration to be December 9, 2009 for outdoor seating on Town of Bedford property and the consumption of alcohol at the outdoor tables/seating subject to the following conditions:

1. All conditions required by the Planning Board in the resolution entitled, "Amendment No. 1 to Resolution No. 05/10 dated June 23, 2009.
2. A Certificate of Insurance naming the Town of Bedford as an additional insured.
3. A Hold Harmless agreement signed by the applicant.
4. Review and approval of the documentation by the Town Attorney.

2. Set Public Hearing for Amendment to Zoning Code for CB, RB and LI Districts – July 14th.

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

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

RESOLVED that the Town Board does hereby set a public hearing to consider an amendment to the Zoning Code regarding the CB, RB and LI Districts for Tuesday, July 14th, 2009 at 7:35 pm at the Town House, 321 Bedford Road, Bedford Hills, New York.

3. Request to bid on Installation of Asphalt Street Curbs.

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

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

RESOLVED that the Town Board does hereby grant approval for Kevin Winn, Commissioner of Public Works, to advertise for bids for asphalt curb installation and repair as part of the 2009-paving program, as per Mr. Winn's memorandum dated June 26, 2009.

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

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

RESOLVED that the Town Board shall conduct an executive session at the conclusion of the meeting to discuss a matter of pending litigation.

The Board adjourned to executive session at 9:35 pm to discuss a matter of pending litigation and reconvened the regular meeting at 9:50 pm.

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

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

RESOLVED that the Town Board does hereby provide in the matter of the recently decided suit with Joseph Corsi over the town owned land that the Town of Bedford shall:

1. Delineate the property line of the Town property commonly known as "Leatherman's Ridge" with stakes.
2. Reinstate the pending trespass charges, which had been held in abeyance while the court decided the adverse possession suit and shall serve new trespass charges.

There being no further discussion the meeting was adjourned at 10:05 pm.

Lisbeth Fumagalli, Town Clerk