

Bedford Hills, New York  
August 17, 2010

The second meeting for the month of August of the Town Board of the Town of Bedford was held on August 17, 2010 at the Town Offices, 321 Bedford Road, Bedford Hills, New York. The meeting was called to order at 8:00 P.M. by Deputy Supervisor Chryssos.

**Present:** Peter Chryssos : Deputy Supervisor  
Francis T. Corcoran : Councilman  
Chris Burdick : Councilman  
David Gabrielson : Councilman

Lisbeth Fumagalli : Town Clerk  
Joel H. Sachs : Town Attorney  
Amy Pectol : Receiver of Taxes  
Ed Ritter : Comptroller  
William Heidepriem : Superintendent of Recreation & Parks  
William Hayes : Chief of Police  
Kevin Winn : Commissioner of Public Works  
Jeffrey Osterman : Director of Planning  
Marcy Marchiano : Asst. to Supervisor

**Absent:** Lee V. A. Roberts : Supervisor

and approximately seven (7) residents/observers.

#### **APPROVAL OF CLAIMS**

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

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

RESOLVED, that the following claims for 2010 be allowed for payment from their respective funds,

|                               |    |                  |
|-------------------------------|----|------------------|
| Paid Prior to Audit           | \$ | 76,467.65        |
| General Fund                  | \$ | 49,946.55        |
| Highway Fund                  |    | 129,509.81       |
| Consolidated Water District   |    | 13,265.83        |
| Cedar Downs Water District    |    | 119.00           |
| Farms Water District          |    | 118.15           |
| Old Post Road Water District  |    | 143.65           |
| Special Districts:            |    |                  |
| Bedford Village Memorial Park |    | 5,232.44         |
| Bedford Hills Memorial Park   |    | 5,337.01         |
| Katonah Memorial Park         |    | 5,023.85         |
| Katonah Lighting District     |    | 616.80           |
| Capital Projects              |    | <u>31,655.07</u> |
|                               | \$ | 317,435.81       |

#### **MONTHLY REPORTS**

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

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. Westmoreland Sanctuary request to make part of Chestnut Ridge Road one-way during their 27<sup>th</sup> annual Fall Festival, Sunday, September 26<sup>th</sup> from 11am to 4pm.

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Mr. Corcoran read the letter dated July 27, 2010 from Stephen Ricker, Director of Westmoreland Sanctuary.

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

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

RESOLVED that the Town Board does hereby grant permission to Westmoreland Sanctuary to hold their annual Fall Festival on Sunday, September 26 2010 and it is further

RESOLVED that Chestnut Ridge Road may be made a one-way road from Route 172 to Cole Drive from 10:30AM to 4PM, subject to the agreement by Westmoreland Sanctuary to pay for the expenses relative to the coverage from the Police and Department of Public Works.

2. Conversations-for-Action request to hold a block party in Katonah – Sunday, October 10<sup>th</sup> from 3-6pm.

Mr. Burdick read letter dated August 13, 2010 from Conversations-for-Action requesting permission to hold a block party on Katonah Avenue between Valley Road and Allen Place.

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

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

RESOLVED that the Town Board does hereby grant approval for Conversations-for-Action to hold a block party on Katonah Avenue in the area between the Blue Dolphin Diner and Allen Place, subject to the receipt of a signed Hold Harmless agreement and a Certificate of Insurance naming the Town of Bedford as an additional insured, and

BE IT FURTHER

RESOLVED that Conversations-for-Actions shall be responsible for the expenses relative to the coverage from the Police and Department of Public Works and shall notify the neighboring property owners of the event.

3. Add an item to the agenda

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

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

RESOLVED that the Town Board shall add an item to the agenda – Old Business #3 – Approval of Change Order #2 with regard to the Bedford Village Water Storage Tank.

#### **OLD BUSINESS**

1. Katonah Chamber of Commerce Fall Festival and 5K Run/Walk Saturday, September 25<sup>th</sup>.

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

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

RESOLVED that the Town Board does hereby approve the request of the Katonah Chamber of Commerce to hold their annual Fall Festival and 5K Run/Walk on Saturday, September 25<sup>th</sup>, 2010, with a rain date of Saturday, October 2<sup>nd</sup>, 2010, with the race to begin

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at 8am and the Fall Festival to be held from 10 am to 2 pm, subject to the receipt of a Certificate of Insurance naming the Town of Bedford as an additional insured; and,

**BE IT FURTHER**

RESOLVED that the Katonah Chamber of Commerce shall pay 100% of the cost of the coverage by the Police and Department of Public Works.

2. Approval of Change Order #1 with regard to Bedford Village Water Storage Tank.

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

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

RESOLVED that the Town Board does hereby approve Change Order #1 in the amount of \$21,422.50 for the Bedford Village Water Storage Tank, as per the memorandum dated August 17, 2010 from James J. Hahn, Town Consulting Engineer.

3. Approval of Change Order #2 with regard to the Bedford Village Water Storage Tank.

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

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

RESOLVED that the Town Board does hereby approve Change Order #2 for the Bedford Village Water Storage Tank in the amount of \$33,309.30, as per the memorandum dated August 17, 2010 from James J. Hahn, Town Consulting Engineer.

**NEW BUSINESS**

1. Consider extension of license with Westwood Organic.

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

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

RESOLVED that the Town Board does hereby approve the extension of the license agreement with Westwood Organic to process and remove wood and leaf waste generated by the Town of Bedford, for a three (3) month period, said term to expire December 9, 2010, at the current license fee of \$700 per month, as per the memorandum dated August 12, 2010 from Kevin Winn, Commissioner of Public Works.

2. Request to Notice Public Bid for Parks Department Equipment.

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

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

RESOLVED that the Town Board does hereby grant approval for the Recreation Department to advertise for bids for a 2011 Diesel Powered Ford F550 Heavy Duty Dump Truck with Stainless Steel Body and Plow Option as specified, or equal to replace an eight (8) year old truck in the fleet, as per the memorandum dated August 9, 2010 from Bill Heidepriem, Superintendent of Recreation and Parks.

3. Authorize Supervisor to sign HVAC Agreement (9/1/10 to 8/31/11) with Atlantic Westchester Inc.

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

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

RESOLVED that the Town Board does hereby approve the renewal of the HVAC service and maintenance agreement for the Town House, 321 Bedford Road, Bedford Hills with Atlantic-Westchester Inc., 264 Adams Street, Bedford Hills, New York, for a one (1) year period from September 1, 2010 to August 31, 2011 in the amount of \$6,600.00.

4. Authorize Supervisor to sign Student Assistant Services Corporation Agreement for 2010.

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

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

RESOLVED that the Town Board does hereby authorize the Supervisor to sign the Student Assistance Services Corporation Agreement through the Westchester County Department of Health, with the Town of Bedford represented by the Bedford Drug Abuse Prevention Council, for the period January 1, 2010 to December 31, 2010, with the maximum amount payable to the Town of Bedford \$5,272.00.

5. Consider hiring project director for Retrofit Program.

Mark Thielking, Energy Advisory Panel co-chair explained the project, the grant that had been received for the Retrofit program from the Department of Energy in the amount of 1.26 million dollars, and a second grant from NYSERDA that would pay for it, both grants totaling 2.7 million dollars. These grants will be used to fund all the expenses related to the project and the position. The Town of Bedford would not be financially liable for any of these expenses.

The Board discussed these matters and wanted further information before they approved it, noting that they would like to see a job description, contract, review the matter with Civil Service as this would be a provisional appointment. The Board members requested that Director of Personnel Joan Gallagher circulate a copy of the proposed contract and resume for the individual being considered for the project directors position then requested to interview Tom Bregmann, who was introduced to the Board as the candidate for the position. The Board requested that Mrs. Gallagher and Mr. Ritter submit an informational memo explaining the Civil Service regulations relative to the one year contract as well as all other information related to the position.

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

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

RESOLVED that the Town Board does hereby schedule a Special Town Board meeting to discuss matters of personnel for Tuesday, August 24, 2010 at 7:00 PM at the Town House, 321 Bedford Road, Bedford Hills, New York, to be followed by the previously scheduled Town Board work session on the 2011 Town of Bedford budget and the work session on Town ordinances.

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

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

RESOLVED that the Town Board does hereby table the matter to consider hiring a Project Director for the Retrofit Program to the Special Town Board meeting that shall be conducted on August 24, 2010.

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6. Appoint Retrofit Advisory Board.

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

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

RESOLVED that the Town Board does hereby table the appointment of members of the Retrofit Advisory Board to the Special Town Board meeting that shall be conducted on August 24, 2010.

7. Set Budget Work Sessions.

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

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

RESOLVED that the Town Board does hereby schedule a work session on the 2011 Town of Bedford budget for Tuesday, September 14, 2010 at 7:00 pm at the Town House, 321 Bedford Road, Bedford Hills, New York.

There being no further discussion the Town Board meeting was adjourned at 9:35 P.M.

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Lisbeth Fumagalli, Town Clerk