

Bedford Hills, New York
June 1, 2010

The first meeting for the month of June of the Town Board of the Town of Bedford was held on June 1, 2010 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 T. Corcoran : Councilman
Chris Burdick : Councilman
David Gabrielson* : Councilman

Lisbeth Fumagalli : Town Clerk
Nancy Tagliafierro : Town Attorney
Ed Ritter : Comptroller
Ed Collins : Chief of Police
Kevin Winn* : Commissioner of Public Works
Marcy Marchiano : Asst. to Supervisor

*arrived at 8:05 P.M.

and approximately ten (10) residents/observers.

PRESENTATION of POLICE RECOGNITION AWARDS for 2009

Chief of Police Edward Collins announced the following awards for 2009:
Police Officer of the year for 2009 – Nick Fusco
Traffic Safety Officer of the year for 2009 – Greg Phillips

Mrs. Roberts congratulated the officers and expressed the thanks of the Town Board on behalf of the residents of the Town of Bedford for their dedication and service.

DISCUSSION – Tom Sternberg, Chairman, SKCG Group, Inc. with regard to permitting Consumption of alcohol, beer and wine on Town property.

Tom Sternberg, Chairman, SKCG Group, Inc. addressed the Town Board concerning permitting the consumption of alcohol, beer and wine on Town property. He informed the Board that Town sponsored events were covered and that if the Town were to hold an event where alcohol were to be served, then the Town's insurance carrier should be notified in writing prior to the event. He added that if an outside party were to hold an event on Town property and serve alcohol, the Town would be covered if no license were required and there was no charge for the event. He recommended that in this case the Town should obtain a Certificate of Insurance from the party listing the Town of Bedford as an additional insured. However, if an outside party was to hold an event on Town property and there was a charge, then the Town is not covered by the insurance. A discussion followed on a number of possible scenarios and whether the Town would or would not be covered. Mr. Burdick asked Mr. Sternberg if an endorsement could be added to the policy to allow an event with alcohol, with a charge for it on Town property and for an interpretation from the insurer. Mr. Sternberg responded that he would investigate these items and report back to the Town Board.

- Annual Report from the Auditors

Alan Kassay, CPA, Partner at Bennett Kielson Storch DeSantis division of O'Connor Davies Munn & Dobbins, the Town's auditors reported that the Town of Bedford managed its finances well and that there had been a decrease in revenues with the decrease in the state aid and mortgage tax receipts. He reviewed several sections of the report with the Town Board.

APPROVAL OF CLAIMS

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

Paid Prior to Audit	\$	32,683.64
General Fund		93,087.51
Highway Fund		59,252.45
Consolidated Water District		4,544.82
Cedar Downs Water District		160.21
Farms Water District		621.61
Old Post Road Water District		213.19
Special Districts:		
Bedford Village Memorial Park		3,979.47
Bedford Hills Memorial Park		5,570.58
Katonah Memorial Park		4,599.12
Capital Projects		<u>32,997.64</u>
	\$	237,740.24

CORRESPONDENCE

1. Discussion of Conservation Board's Green Awards Project.

The Town Board acknowledged the receipt of an email from Conservation Board Chairman Simon Skolnik describing an award program they would like to initiate to recognize individuals or groups in the public and private sectors who have contributed to the betterment of Bedford's environments. He used as an example a local nursery that specialize in native plants or a group that had bluebird boxes on their property. He asked for the thoughts and support of the Town Board.

2. Mark Thielking – NYSERDA proposal for mixed use building retrofit.

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 Supervisor to send a letter of support to NYSERDA in support of a funding request for retrofitting small mixed use commercial buildings (i.e. building with retail and office or residential space) in the Town of Bedford.

3. WMOA and County Executive – Food Drive on June 22nd and 23rd.

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 of Bedford shall participate in the Food Drive to be held on June 22 and 23, 2010 sponsored by the Westchester Municipal Officials Association and the Westchester County Executive, with the food collected in the Town of Bedford to be donated to the Community Center of Northern Westchester, located in Katonah.

OLD BUSINESS

1. Request approval to obtain funding from EFC for purchase of vacuum truck.

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 grant approval for the funding of the Vacuum Truck for the Department of Public Works through financing with the Environmental Facilities Corporation (EFC), at a 50% subsidized rate, as that this shall

save the Town of Bedford approximately \$20,000.00, as per the memorandum dated May 24, 2010 from Edward Ritter, Comptroller.

NEW BUSINESS

1. Authorize Supervisor to execute Department of Correction water agreement. 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, in conjunction with the construction of a new water filtration plant for the Town of Bedford Consolidated Water District No. 1, discussions have taken place between representatives of the Town and representatives of the New York State Department of Correctional Services (“NYSDOCS”) in regard to the Town supplying water to the NYSDOCS facility located in the Town of Bedford; and

WHEREAS, pursuant thereto, an Agreement has been negotiated between representatives of the Town and representatives of the NYSDOCS in regard to the NYSDOCS purchasing water from the Town of Bedford Consolidated Water District No. 1; and

WHEREAS, the Town Board on November 10, 2009 and again on February 12, 2010, determined that the construction of the new water filtration plant as well as all contracts and agreements associated therewith constitute a Type I action under SEQRA and that a Negative Declaration has been issued in conjunction with such Type I action,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby approves the entering into of an Agreement between the Town of Bedford and the New York State Department of Correctional Services in regard to the supply of potable water to the New York State Department of Correctional Services facility located in the Town of Bedford, a copy of which proposed agreement is attached hereto; and it is further

RESOLVED, that the Supervisor on behalf of the Town Board is authorized to enter into such agreement.

2. Authorize use of funds from 2009 Capital Plan for Police security camera upgrade.

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 authorize the Chief of Police to expend \$7,500.00 from the 2009 Capital Plan for the upgrade of the security cameras in the Police Department, by the lowest, most responsible bidder, LSG Security Systems, Inc., P. O. Box 801, Katonah, New York 10536, as per the memorandum dated May 26, 2010 from Edward Collins, Chief of Police.

3. Authorize Supervisor to sign waiver of potential conflict of interest.

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 authorize the Supervisor to sign the waiver of potential conflict of interest regarding Keane & Beane and its

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representation of both the Town of Bedford and Bedford Central Schools regarding the Town's use of the school districts cellular antenna tower.

4. Set Public Information Session on renewal of the Open Space Ordinance.

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 set a public information session on the renewal of the Open Space Ordinance for either Wednesday, June 16, 2010 or Monday, June 21, 2010 at 7:30 P.M. at the Town House, 321 Bedford Road, Bedford Hills

5. Set Work Session on 2011 Budget.

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 set a work session on the 2011 Town of Bedford Budget for Tuesday, June 15, 2010 at 7:00 P.M. at the Town House, 321 Bedford Road, Bedford Hills, New York.

There being no further discussion an on a motion duly made and seconded the meeting was adjourned at 9:15 P.M.

Lisbeth Fumagalli, Town Clerk