

Bedford Hills, New York
September 6, 2011

The first meeting for the month of September of the Town Board of the Town of Bedford was held on September 6, 2011 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
Chris Burdick : Councilman
David Gabrielson : Councilman

Lisbeth Fumagalli : Town Clerk
Eric Gordon : Town Attorney
Kevin Winn : Commissioner of Public Works
Amy Pectol : Receiver of Taxes
William Hayes : Chief of Police

Absent: Francis Corcoran : Councilman

and approximately five (5) residents/observers.

Update on Storm – Commissioner of Public Works Kevin Winn and Police Chief Bill Hayes.

Chief Hayes advised that having several days warning helped with being able to prepare for Hurricane Irene with the challenges of staffing and equipment. He noted there had been no severe flooding, injuries or structural damage sustained. Commissioner Winn commented that his staff had come in at midnight on Saturday along with tree contractor, All American Tree Service. He added that storm drains had been cleared, many trees moved, over one hundred (100) trees had come down and the roads were opened as quickly as possible. He pointed out that at one time, 40 roads had been closed, including several state roads. He felt the communications between the Supervisor, Chief of Police, himself and the utilities was good.

Supervisor Roberts and the Town Board offered their thanks and appreciation to all those that had worked so diligently during the storm and its aftermath. Mrs. Roberts added she was hoping to receive money from the Federal Emergency Management Agency (FEMA) towards the costs sustained as a result of Hurricane Irene.

APPROVAL OF CLAIMS

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

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

RESOLVED, that the following claims for 2011 be allowed for payment from their respective funds,

	2011
Paid Prior to Audit	\$ 65,692.58
General Fund	50,318.10
Highway Fund	230,818.29
Consolidated Water District	12,697.81
Cedar Downs Water District	629.25
Farms Water District	151.88
Energy	1,421.85
Special Districts:	
Bedford Village Memorial Park	4,176.57
Bedford Hills Memorial Park	5,438.94
Katonah Memorial Park	1,816.71
Capital Projects	<u>908,132.04</u>
	\$ 1,281,294.02

DEPARTMENTS

1. Authorize funding for work on the trees on and around the Bedford Village Green. Mrs. Roberts explained this request and reviewed the memorandum dated August 23, 2011 from William Heidepriem, Superintendent of Recreation and Parks. The Town Board discussed this relative to the safety issues that were presented as a concern and noted the work should be done.

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

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

RESOLVED that the Town Board does hereby approve the expenditure from the fund balance of a sum not to exceed \$7,500.00 for tree work to be done in the Old Burial Ground and on trees around the Bedford Village Green, by All American Tree Care, 87 Bolton Avenue, White Plains, New York 10605, as per the memorandum dated August 23, 2011 from William Heidepriem, Superintendent of Recreation and Parks.

2. Request for permission to dispose of department owned weapons. Chief Hayes explained this request and discussed his memorandum dated August 22, 2011.

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

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

RESOLVED that the Town Board does hereby approve the request of Chief of Police William Hayes for the sale of five (5) department owned weapons to Foothills Fine Fire Arms of Marion, North Carolina, a federally licensed firearms dealer, in the amount of \$750.00, said dealer has a local representative that will pick up the weapons from the Police Department, as per the memorandum dated August 22, 2011 from Chief Hayes.

3. Authorize Police Chief to sign Police Department Voice Recorder Agreement. On a motion by Mr. Chryssos, seconded by Mr. Burdick, the following resolution was ADOPTED

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

RESOLVED that the Town Board does hereby authorize the Police Chief, William Hayes to sign the maintenance agreement between the Town of Bedford Police Department and Business Electronics, Inc. (BEI), 1492 Highland Avenue, Unit 4, Route 10, Cheshire, Connecticut, for the voice recorder device in the Police Department, for a one year period, October 1, 2011 to September 30, 2012 at a cost of \$1892.00, which represents a 10% decrease in the pricing from last year's agreement, as per the memorandum dated August 24, 2011 from William Hayes, Chief of Police.

4. Authorize Supervisor to sign IMA with Westchester County for shared fine revenue from enforcement of the County's For-Hire Vehicle Law.

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

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

RESOLVED that the Town Board does hereby authorize the Supervisor to sign the Intermunicipal Agreement (IMA) with Westchester County for shared fine revenue from the enforcement of the Westchester County For-Hire Vehicle Law, permitting the Town of Bedford to receive 25% of the total fines collected as a result of enforcement action by Town of Bedford Police Officers, as per the memorandum dated August 31, 2011 from William Hayes, Chief of Police.

5. Request approval to issue an RFP to remove existing heating oil tank at Highway yard. On a motion by Mr. Burdick, seconded by Mrs. Roberts, the following resolution was

ADOPTED

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

RESOLVED that the Town Board does hereby accept the proposal from Robert M. Spano Plumbing and Heating, Inc. for the installation of four (4) 125,000 btu hanging natural gas heaters in the Highway Department Garages at 301 Adams Street, Bedford Hills, New York, and new natural gas high efficiency hot water boiler for the office space, at a cost of \$19,100.00, as per the memorandum dated September 1, 2011 from Kevin Winn, Commissioner of Public Work; and

BE IT FURTHER RESOLVED that the Town Board does hereby authorize the Commissioner of Public Works to issue a Request for Proposals (RFP) to remove the existing heating oil tank at the Highway Department facility on Adams Street in Bedford Hills.

6. Authorize Supervisor to execute Change order #3 for Water Treatment Plant general contractor.

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

ADOPTED

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

RESOLVED that the Town Board does hereby authorize the Supervisor to execute Change order #3 for the Water Filtration Plant for general contractor Sisca Northeast in the amount of -\$144,480.88 as per the memorandum dated September 1, 2011 from Kevin Winn, Commissioner of Public Works.

CORRESPONDENCE

1. Request for barricades to close the end of Millbrook Road for 2nd annual block party Saturday, September 10th.

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

ADOPTED

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

RESOLVED that the Town Board does hereby approve the request for barricades to close the end of Millbrook road, from fifty (50) feet before 95 Millbrook Road, continuing to the cul-de-sac, for the 2nd annual block party on Saturday, September 10, 2011, from mid-afternoon until sundown as per the request dated August 17, 2011 from Jeffrey Rosen, 15 Brundage Ridge Road, Bedford.

2. Planning Board recommendation regarding Farm Signs. Set Public Hearing.

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

ADOPTED

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

RESOLVED that the Town Board does hereby set a public hearing regarding an amendment to the Code of the Town of Bedford regarding farm signs for Tuesday, October 4, 2011 at 7:45 pm at the Town House, 321 Bedford Road, Bedford Hills, New York.

3. Set Work Session on changes to Home Occupation Ordinance.

This matter has been tabled at this time.

PERSONNEL

1. Reappointment to Boards and Commissions:

September 6, 2011 – Regular meeting - continued

A. Gary Schwartz to the Bedford Communications Commission.

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

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

RESOLVED that the Town Board does hereby reappoint Gary Schwartz to the Bedford Communications Commission for a three (3) year term, said term to expire July 1, 2014.

B. Mark Jeffers to the Bedford Communications Commission.

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

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

RESOLVED that the Town Board does hereby reappoint Mark Jeffers to the Bedford Communications Commission for a three (3) year term, said term to expire, July 1, 2014.

C. Jeff Carpenter to the Tree Advisory Board.

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

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

RESOLVED that the Town Board does hereby reappoint Jeffrey Carpenter to the Tree Advisory Board for a five (5) year term, said term to run from December 16, 2009 to December 16, 2014.

D. Tom McGrath as Chairman of Blue Mountain Housing Development Corporation and Bedford Town Housing Agency.

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

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

RESOLVED that the Town Board does hereby reappointed Thomas McGrath, McGrath as Chairman of Blue Mountain Housing Development Corporation and Bedford Town Housing Agency, for a three (3) year term, said term to expire February 1, 2014.

OLD BUSINESS

1. Set Public Hearing for Local Law to override tax cap.

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

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

RESOLVED that the Town Board does hereby set a public hearing concerning a local law to override the tax cap enacted by the State of New York for Tuesday, September 20, 2011 at 7:30 pm at the Town House, 321 Bedford Road, Bedford Hills, New York.

NEW BUSINESS

1. Set Executive Session on Litigation to follow September 20th Town Board Meeting.

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

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

September 6, 2011 – Regular meeting - continued

RESOLVED that the Town Board does hereby set an executive session on litigation to be held following the regular Town Board meeting on Tuesday, September 20, 2011 at the Town House, 321 Bedford Road, Bedford Hills, New York.

2. Set Work Sessions – Budget.

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

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

RESOLVED that the Town Board does hereby set the following dates to conduct work sessions on the Town of Bedford 2012 budget, to be held at the Town House, 321 Bedford Road, Bedford Hills, New York:

1. Tuesday, September 27, 2011 at 7:30 pm.
2. Tuesday, October 11, 2011 at 7:30 pm.
3. Tuesday, October 25, 2011 at 7:30 pm.

There being no further discussion the meeting was adjourned at 9:00 pm.

Lisbeth Fumagalli, Town Clerk