

Bedford Hills, New York
July 3, 2012

The first meeting for the month of July of the Town Board of the Town of Bedford was held on July 3, 2012 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
Joel H. Sachs : Town Attorney
Kevin Winn : Commissioner of Public Works
Amy Pectol : Receiver of Taxes
Steven Fraietta : Building Inspector
Edward Ritter : Town Comptroller

And seven (7) residents/observers.

Moment of silence for Dick Lemon

Mrs. Roberts offered a moment of silence to honor the memory of former Town of Bedford Town Board member Richard Lemon, who also served on a number of other Bedford Boards as well as being very active in the community.

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 2012 be allowed for payment from their respective funds,

	2012
General Fund	\$ 88,580.63
Highway Fund	17,958.59
Consolidated Water District	48.00
Drug Abuse	600.00
Special Districts:	
Bedford Village Memorial Park	1,044.99
Bedford Hills Memorial Park	2,110.00
Katonah Memorial Park	503.03
Capital Projects	<u>309,822.27</u>
	\$ 420,667.51

DEPARTMENTS

1. Approve purchase of two 2012 F550 Dump Trucks.

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 grant approval to the Department of Public Works for the purchase of two (2) 2012 Ford F550 Dump trucks from Morande Ford of Berlin, Connecticut at a cost of \$135,224.00, with funds from the 2012 authorized bonds; and it is further

RESOLVED that the Town Board does hereby grant approval for the Commissioner of Public Works to advertise for bids for the plows to be used on these vehicles, as per the memorandum dated June 28, 2012 from Kevin Winn, Commissioner of Public Works.

2. Authorize Supervisor to sign Change Order #1 with regard to Acocella Contracting Sidewalk Contract.

On a motion by Mr. Burdick, 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 authorize the Supervisor to sign Change Order #1 with regard to the Acocella Contracting Sidewalk Contract, in the amount of \$42,685.00 to accomplish an additional scope to replace approximately 950' of deteriorated sidewalk and curb on Greenville Road in Katonah, with \$19,707.75 coming from the remaining funds from the Huntville Road sidewalk project and the remaining \$22,977.25 to be taken from the Highway Fund general repairs operating budget, as per the memorandum dated June 28, 2012 from Kevin Winn, Commissioner of Public Works.

3. Consider Water Filtration Plant Electrical Change Order #2.

On a motion by Mrs. Roberts, 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 execute Change Order #2 for RLJ Electric for the Town of Bedford Water Filtration Plant in an amount not to exceed \$73,673.14 and a time extension of three (3) days, as per the memorandum dated June 28, 2012 from Kevin Winn, Commissioner of Public Works.

4. Authorize Supervisor to sign Amendment to Land Use Permit No. 9891.

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 sign the Amendment to Land Use Permit No. 9891 - Town of Bedford Consolidated Water District #1 – Connection to Shaft 13 Project 1856 for additional improvements installed on the New York City Cross River Reservoir property, said amendment to add \$1,900.57 to the annual permit fee, billable January 1, 2013, as per the letter dated June 19, 2012 from Paul Lenz, Section Chief, Natural Resources Management, New York City Department of Environmental Protection.

5. Approve hiring Otis Elevator for Maintenance Contract at 321 Bedford Road.

On a motion by Mr. Gabrielson, 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 approve the maintenance contract for the elevator at 321 Bedford Road, Bedford Hills, New York with Otis Elevator, 41 Page Park Drive, Poughkeepsie, New York at a cost of \$225.00 per month, for a five (5) year term, as per the memorandum dated June 27, 2012 from Steven Fraietta, Town of Bedford Building Inspector.

CORRESPONDENCE

1. Request for the Eighth Annual Turkey Trot and Children's Races Saturday, November 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

July 3, 2012 – Regular meeting - continued

RESOLVED that the Town Board does hereby grant permission for the Turkey Trot Committee to hold the Eighth Annual Turkey Trot road race on Saturday, November 24, 2012, in Bedford Village. The event will begin at the Bedford Village Elementary School and end in the Bedford Memorial Park. All roads involved will be closed and Insurance will be through the Town of Bedford as the Recreation and Parks Department is a co-sponsor. The Turkey Trot Committee shall coordinate with the Department of Public Works - Highway Division for road barricades as well as the Police Department for coverage, to protect the health, safety and welfare of the participants and attendees of the event.

2. Request for approval to hold 9th PKD walk in Bedford Hills Saturday, September 22nd.
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 permission to the Hudson Valley Chapter of the Polycystic Kidney Disease Foundation to hold a “Walk for PKD” on Saturday, September 22, 2012, starting in the Bedford Hills Memorial Park on to Haines Road, proceeding along the bike path to Nottingham Road, then up to Cherry Street and follow Cherry Street to Haines Road then back to the Bedford Hills Memorial Park and shall be following the recommendation by the Police Department for three (3) off duty police officers to be hired by the Foundation.

3. Receive Planning Board recommendation regarding two requests from Crown Atlantic for Special Use Permits and set Public Hearing:
- a. Permit renewal and like-kind antenna replacement on wireless communication facility at 5 Green Lane.

On a motion by Mrs. Roberts, 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 set a public hearing on the permit renewal and like-kind antenna replacement on a wireless communication facility at 5 Green Lane for Tuesday, July 17, 2012 at 7:00 pm at the Town House, 321 Bedford Road, Bedford Hills, New York

- b. Permit to perform antenna work on wireless communication facility at Peckham Materials on Harris Road.

On a motion by Mrs. Roberts, 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 set a public hearing to consider a permit to perform antenna work on a wireless communication facility at the Peckham Materials site on Harris Road for Tuesday, July 17, 2012 at 7:05 pm at the Town House, 321 Bedford Road, Bedford Hills, New York

PERSONNEL

1. Request for reappointment to the Communications Committee.

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 reappoint Peter Michaelis to the Communications Committee, as member and Chairman, for a three (3) year term, said term to expire July 1, 2015.

July 3, 2012 – Regular meeting - continued

2. Resignation from the Zoning Board of Appeals.

On a motion by Mr. Gabrielson, 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 accept the resignation of Paul S. Bird from the Town of Bedford Zoning Board of Appeals effective July 3, 2012.

3. Appointment to the Zoning Board of Appeals.

On a motion by Mrs. Roberts, 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 appoint Meredith Black, to the Town of Bedford Zoning Board of Appeals to fill the vacancy resulting from the resignation of Paul S. Bird, said term to expire January 20, 2016.

NEW BUSINESS

1. Leggette, Brashears & Graham, Inc. consulting fees for 2012.

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 accept the proposal of Leggette, Brashears & Graham, Inc., 110 Corporate Park Drive, Suite 112, White Plains, New York 10604 as outlined in a letter and attached fee schedules dated October 26, 2010 from John Benvegna, for consulting services for 2012:

Senior Vice President	\$190 to \$255 per hour
Vice President	\$185 to \$250 per hour
Senior Consultants	\$160 to \$250 per hour
Senior Associates	\$150 to \$180 per hour
Associates	\$110 to \$175 per hour
Senior Hydrogeologists, Senior Environmental Engineers Senior Environmental Scientists	\$80 to \$160 per hour
Hydrogeologist II Environmental Engineers II Environmental Scientists II	\$70 to \$110 per hour
Hydrogeologist I Environmental Engineers I Environmental Scientists I	\$55 to \$85 per hour
Senior Technicians	\$70 to \$85 per hour
Technicians	\$55 to \$80 per hour
CAD Operators/Draftpersons	\$90 per hour
Clerical	\$69 per hour

2. Set Public Hearings with regard to the Town Code:

a. Repeal 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

July 3, 2012 – Regular meeting - continued

RESOLVED that the Town Board does hereby set a public hearing to repeal the Open Space Ordinance for Tuesday, July 17, 2012 at 7:35 pm at the Town House, 321 Bedford Road, Bedford Hills, New York.

b. Proposed Open Space Ordinance.

On a motion by Mrs. Roberts, 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 set a public hearing on the proposed Open Space Ordinance for Tuesday, July 17, 2012 at 7:40 pm at the Town House, 321 Bedford Road, Bedford Hills, New York.

c. Amendment concerning the Powers and Duties of the Building Inspector.

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 hearing concerning an amendment to the Town Code of the Town of Bedford concerning the Powers and Duties of the Building Inspector for Tuesday, July 17, 2012 at 7:30 pm at the Town House, 321 Bedford Road, Bedford Hills, New York.

d. Amendment to the Uniform Fire Prevention and Building Code.

On a motion by Mrs. Roberts, 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 set a public hearing concerning an amendment to the Code of the Town of Bedford concerning the Uniform Fire Prevention and Building Code for Tuesday, July 17, 2012 at 7:20 pm at the Town House, 321 Bedford Road, Bedford Hills, New York.

e. Amendment regarding the Storage and Use of Fireworks.

On a motion by Mrs. Roberts, 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 set public hearing concerning an amendment to the Code of the Town of Bedford regarding the Storage and Use of Fireworks for Tuesday, July 17, 2012 at 7:10 pm at the Town House, 321 Bedford Road, Bedford Hills, New York.

There being no further discussion the meeting was adjourned at 8:36 pm.

Lisbeth Fumagalli, Town Clerk