

Town Board Minutes
Town of North Castle
15 Bedford Road
Armonk, New York
on
December 15, 2010

Supervisor Weaver called the meeting to order at 5:30 p.m. and the following persons were present:

Supervisor	William R. Weaver
Councilmen	Rebecca A. Kittredge Michael J. Schiliro Diane Roth John J. Cronin
Town Clerk	Anne Curran
Town Attorney	Roland A. Baroni

The meeting was immediately adjourned into executive session, which was then closed at 6:30 p.m. The executive session was adjourned into a work session which was then closed at 7:30. The regular meeting was reconvened at 7:35 p.m.

Councilman Roth moved, seconded by Councilman Schiliro, approval of the minutes of the regular meetings of November 9, November 17 and November 30, 2010.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Noes: None.

The minutes of the Public Hearing which commenced at 8:00 p.m. follow at the end of these minutes.

Supervisor Weaver introduced Anita Cozza, who addressed the Town Board regarding a donation from the Armonk Lions Club in the amount of \$7,500 to be used for an emergency trailer for North Castle Citizen Corps Council (NC4). Ms. Cozza acknowledged the success of the annual Fol-de-Rol, dedication of the members of the Armonk Lions Club and the support of the community as the reasons that the Lions can donate to such worthy organizations. Councilman Schiliro, expressed gratitude for the donation on behalf of NC4, an organization that has grown to over 100 volunteers.

With regard to the request from T-Mobile Northeast LLC for approval of the installation of a wireless telecommunications facility at the Town water tank on Custis Avenue, Councilman Kittredge moved, seconded by Councilman Roth, receipt of environmental determination from the Planning Board, and further moved authorization for the Supervisor to execute the lease agreement with T-Mobile Northeast LLC.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: None

Councilman Kittredge moved, seconded by Councilman Schiliro, receipt of a letter from Veneziano & Associates granting the Town Board an extension, through February 9, 2011, to render its decision on the special use permit application for 7 Round House Road.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: None

Town Board Minutes
December 15, 2010

Councilman Kittredge moved, seconded by Councilman Schiliro, receipt of Negative Declaration from NYC Department of Environmental Protection regarding Kensico Dam Road Closure and Traffic Improvement Measures.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: None

Councilman Schiliro moved, seconded by Councilman Roth, recognition of Charles Pound for his donation, installation and continuing maintenance of an Aqua-Dredge Inc. system in Epstein's Pond in Windmill Farms.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: None

Pursuant to the letter from Tax Receiver Colombo, Councilman Schiliro moved, seconded by Councilman Roth, authorization to pay an Order and Judgment for 99 Business Park Drive in the amount of \$19,644.20.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: None

Councilman Roth moved, seconded by Councilman Schiliro, authorization for the Town's attorneys to execute the Certiorari Consent Judgments in the following matters for year 2010:

Albert Properties, LLC vs. Town of No. Castle – Index No. 24428/10

Albert Properties, LLC vs. Town of No. Castle – Index No. 24425/10

Albert Properties, LLC vs. Town of No. Castle – Index No. 24426/10

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: None

Councilman Kittredge moved, seconded by Councilman Schiliro, receipt of Notice of Claim from Robert Isola.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: No

Councilman Kittredge moved, seconded by Councilman Schiliro, approval of the request from Comptroller Donovan to process budget transfers prior to Town Board approval during year end processing.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: No

Councilman Schiliro moved, seconded by Councilman Roth, receipt of the Town Clerk's monthly report for November.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: No

Councilman Roth moved, seconded by Councilman Kittredge, authorization for the Supervisor to sign an agreement with SPCA of Westchester, Inc. in the amount of \$4,919.74 for shelter services for the year 2011.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Town Board Minutes
December 15, 2010

Notes: No

Councilman Kittredge moved, seconded by Councilman Roth, authorization for the Supervisor to sign the agreement with Empire Consulting for drug and alcohol testing for Highway Department personnel for 2011, fees as outlined in Appendix B of agreement.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: No

Councilman Kittredge moved, seconded by Councilman Roth, authorization for the Supervisor to sign combined Town and Police Department network support contract with Sullivan Data Management for 2011 in the amount of \$36,950.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: No

Councilman Roth moved, seconded by Councilman Kittredge, authorization for the Supervisor to sign a one-year extension of snow and ice agreement with Westchester County to maintain County owned roadways. Supervisor Weaver said that Highway and DPW departments will consult with County Legislator John Nonna to try to negotiate equipment and/or additional funds in order to improve this contract.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: No

Councilman Kittredge moved, seconded by Councilman Roth, authorization for the Supervisor to sign the maintenance agreement for the traffic signal at Maple Avenue and Bedford Road with Verde Electric Maintenance Corp. for 2011 in the amount of \$1,600.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: No

With regard to earlier discussion at Town Board Work Sessions regarding proposed reductions to recreation fees, Councilman Roth moved, seconded by Councilman Schiliro, the scheduling of a public hearing for January 26, 2011.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: No

Upon the recommendation of the Personnel Committee, Councilman Kittredge moved, seconded by Councilman Schiliro, approval to hire Lisa Larsen to the position of Office Assistant-Automated Systems, Recreation Department, effective January 4, 2011, at the budgeted salary.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: No

Councilman Schiliro moved, seconded by Councilman Kittredge, the following reappointments:

Richard Melnikoff as a member of the Assessment Board of Review for a term to expire on September 30, 2015.

Matthew Manfredi and Lewis Massi to the Housing Board for terms to expire December 31, 2015.

Lester Berkelheimer to Zoning Board of Appeals for a term to expire December 31, 2015.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Town Board Minutes
December 15, 2010

Notes: No

Councilman Roth moved, seconded by Councilman Kittredge, the appointment of Joshua Condon as a member of the Library Board for a term to expire on December 31, 2015.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: No

Councilman Roth moved, seconded by Councilman Schiliro, the appointment of Charity Lunder to the Communications Committee.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: No

The appointment of Robert and Sue Allison Dean to the Beautification Committee was tabled.

A memo from Sewer and Water Supt. Futia requesting approval of carry over of vacation time for himself, Anthony Futia, for 26.5 days and Sal Misiti for 62.0 days, was received on the duly adopted motion of Supervisor Weaver. These carry over days are in addition to the 10 carry over days allowed for Mr. Futia and Mr. Misiti. Supervisor Weaver suggested that due to the high number of days being carried by Sal Misiti, thirty days would be paid by year end and the balance paid in 2011.

Councilman Schiliro moved, seconded by Councilman Roth, approval of the request of General Foreman Useted for the release of Highway Bonds as follows:

Con Edison Permit # 802 \$1,000
To be reinstated to the \$50,000 bond provided.

Cablevision Permit #s 571, 565 \$1,500
To be reinstated to the \$50,000 bond provided.

Cross Co. Asphalt Permit #569 \$500 rolled over from Permit #554
Community Paving Permit #560 \$500
Baldwin Builders Permit #923 \$500

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Noes: None.

With regard to the orders calling for public hearings relating to the proposed increase and improvement of facilities for Water District No. 1 and Water District No.2, Councilman Kittredge moved, seconded by Councilman Schiliro, the scheduling of two public hearings for January 12, 2011.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: No

Supervisor Weaver moved, seconded by Councilman Roth, approval of the permit application submitted by Denise Martino and Jamie Romano for use of Town property at Wampus Brook Park for a Nativity Display for the period of December 15-31, 2010 subject to review and approval of the proposed crèche, figures and location by Councilman Kittredge.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: No

Councilman Schiliro moved, seconded by Councilman Roth, receipt of Workers Compensation Report for a Highway Department worker.

The roll call vote was as follows:

Ayes: Councilman Kittredge, Schiliro, Roth, Cronin and Supervisor Weaver.

Notes: No

The Town Board audited and approved payments totaling \$1,084,329.08 as indicated on Warrant #23.

After all persons were heard who desired to be heard the Supervisor adjourned the meeting at 9:25 p.m. in memory of Peter Van de Water, Willie Bell Lombardi, Martin Cohen and Philip Galtieri.

Anne Curran, Town Clerk

Dated: December 30, 2010

PUBLIC HEARING

December 15, 2010

At 8:00 p.m. Supervisor Weaver reconvened the Public Hearing which was adjourned from November 30, 2010.

Supervisor Weaver provided an update on the 2011 budget process since the last public hearing. Mr. Weaver said further reductions in expense items have been made which reduced the Town tax rate to a proposed 1.86% increase which is \$2.74 per \$1,000 of assessed value. He said the Board will continue to streamline costs for the remainder of the year and throughout the next year and work to provide services at reduced costs.

Kerry Lutz, Birdsall Farm Drive, commended the Board for its progress in cutting costs. He asked if any progress has been made with cutting health benefit costs for non-union employees. He also asked if the Town was considering a voice over IP phone system to reduce costs, and if a committee was looking into the installation of additional inconspicuous cell towers to provide better service and to increase revenues.

Supervisor Weaver said that the Board is working with its labor consultant Michael Richardson to develop a compensation manual and a policy manual which will address various personnel policies. Mr. Weaver said the Board is planning to look into voice over IP phone systems in 2011 as part of the capital improvement plan, and a committee will be charged with investigating additional cell towers and other types of technology.

Councilman Schiliro thanked the Budget and Financial Review Task Force for its work.

Supervisor Weaver expressed his appreciation to the Task Force and also thanked the Town's Department Heads and employees.

Councilman Cronin said that the proposed budget increase of 1.86% looked good as compared to surrounding communities and to previous years budgets, but said that more progress should have been made in the restructuring of Town departments.

Councilman Roth said she was appreciative that the Town did not have a large budget increase. Ms. Roth said the restructuring of the Department of Public Works was not yet done and it was necessary to determine the services the Town wants to provide and the work force needed to provide them.

Councilman Schiliro said that much progress has been made in the Town's budget and its financial health. Mr. Schiliro said the goal to have a fund balance of 10% of the General Fund

Town Board Minutes
December 15, 2010

will be reached much earlier than originally projected. He added that if the Town had not had staff reductions the budget increase would have been much greater, and the proposed budget is a responsible budget.

Councilman Cronin said that progress has been made on the fund balance and capital improvement fund. Mr. Cronin said that anticipated savings should be built into the budget going forward.

Supervisor Weaver said that diligent work had been done on the budget including allocating much needed funds to capital improvements, including major road repairs and building repairs, and to technology improvements and upgrades.

Councilman Kittredge, Supervisor Weaver and Councilman Schiliro thanked Town Comptroller Dawn Donovan for her service to the Town and wished her well in her new position.

No other correspondence or comments were entered for the record.

After all persons were heard who desired to be heard, Councilman Kittredge moved, seconded by Councilman Schiliro, that the Public Hearing be closed at 8:26 p.m.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Kittredge moved, seconded by Councilman Schiliro, adoption of the amended 2011 Town Budget and 2011 Special District Budget.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Schiliro, Supervisor Weaver.

Noes: Councilman Roth, Cronin.

Anne Curran, Town Clerk

Dated: December 30, 2010