

Town Board Minutes  
Regular Meeting  
Town of North Castle  
15 Bedford Road  
Armonk, NY  
on  
August 10, 2016

The Town Board meeting was called to order at 6:30 p.m. at Town Hall and immediately adjourned to Work Session on the duly adopted motion of Councilman D'Angelo. All Town Board members, the Town Attorney, Town Administrator and Town Clerk were present for the Work Session. The Work Session adjourned to an Executive Session at 7:00 p.m. on the duly adopted motion of Councilman D'Angelo. All Town Board members, the Town Attorney, and Town Administrator were present for the Executive Session. The Executive Session adjourned at 7:35 p.m. The regular meeting reconvened at 7:40 p.m. and the following persons were present:

Supervisor	Michael J. Schiliro
Councilmen:	Stephen A. D'Angelo
	Barbara W. DiGiacinto
	Barry S. Reiter
	José L. Berra
Town Clerk	Alison Simon
Town Attorney	Roland A. Baroni
Town Administrator	Joan Goldberg

The minutes of the Public Hearings that commenced at 8:27 p.m. follow at the end of these minutes.

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, approval of the minutes from the July 27, 2016 meeting.

Vote: Unanimous

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, receipt of a memorandum from Kellard Sessions Consulting and a recommendation from the Parks and Recreation Advisory Board regarding Contract Alternatives for Wampus Brook Park South; and further moved approval of Alternative #1 in the amount of \$324,943.75, contingent upon the contractor's acceptance of the Change Order.

Vote: Unanimous

Supervisor Schiliro provided an update regarding the Elijah Miller House - Washington's Headquarters and said the Town has been working with the Friends of the Miller House, Daughters of Liberty's Legacy, Westchester County, County Legislator Margaret Cunzio, and the County Executive's Office. The Supervisor said that the County is now committed to restoring the Elijah Miller House on site. With regard to the transfer of title of the Miller House, the Town will receive a document from the County regarding details being proposed which will be discussed by the Town Board at a Work Session.

Pursuant to a letter from Tax Receiver Colombo regarding a Consent Judgment for New King Holding LLC, 10 New King Street, White Plains NY, Councilman DiGiacinto moved, seconded by Councilman Reiter, approval to issue a refund in the amount of \$22,364.14 for tax years 2013-2015.

Vote: Unanimous

Councilman Berra moved, seconded by Councilman DiGiacinto, receipt of a letter and Visual Observations Report from the New York State Department of Environmental Conservation regarding recommended maintenance measures to be taken as a result of its inspection of Duck Pond Dam.

Vote: Unanimous

Councilman DiGiacinto moved, seconded by Councilman D'Angelo, approval of request from Jewish Board of Family and Children Services for use of Town roads for a cycling event on September 18, 2016.

Vote: Unanimous

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Pursuant to a request from Director of Water and Sewer Operations, Sal Misiti, Councilman Berra moved, seconded by Councilman DiGiacinto, authorization to award the contract for annual water and sewer generator service to Peak Power Systems at a cost of \$3,923.57.

Vote: Unanimous

Pursuant to a request from Director of Water and Sewer Operations, Sal Misiti, Councilman DiGiacinto moved, seconded by Councilman Reiter, approval to purchase a replacement pickup truck from the NYS mini Bid System for \$26,000, which was approved in the 2016 operating budget.

Vote: Unanimous

Councilman DiGiacinto moved, seconded by Councilman D'Angelo, adoption of the revised Workplace Violence Prevention Program and Policy, with forms.

Vote: Unanimous

Councilman Reiter moved, seconded by Councilman DiGiacinto, adoption of Hazardous Materials Emergency Response Plan.

Vote: Unanimous

Pursuant to a letter of recommendation from Sal Misiti, Director of Water and Sewer Operations, Councilman DiGiacinto moved, seconded by Councilman D'Angelo, approval of Payment Application #6 to Kings Capital Construction Group, Inc. in the amount of \$179,186.15 regarding Water District No. 1 Ultraviolet Disinfection Project, for work completed through August 1, 2016, and further authorized the Supervisor to sign the payment application.

Vote: Unanimous

Councilman DiGiacinto moved, seconded by Councilman Berra, acceptance of an offer to purchase 45 McDougal Drive from the Town subject to permissive referendum, and further moved authorization for the Town Attorneys to prepare contract of sale and authorization for the Supervisor to execute same, as well as other necessary documents to effectuate the sale. Town Attorney Baroni said this property was included in an In Rem Foreclosure for non-payment of taxes; and the property owners surrendered the property to the Town. Mr. Baroni said the Town Board commissioned a broker to place the property on the market for sale. Seven bids were submitted and the Town Board selected bid # 3 at a purchase price of \$375,000.

Vote: Unanimous

Pursuant to letters of recommendation from Kellard Sessions Consulting and Director of Planning Adam Kaufman regarding the Gjonaj Subdivision located at 7 Pine Ridge Road, Councilman DiGiacinto moved, seconded by Councilman Berra, that a Construction Performance Bond in the amount of \$468,500 be provided, and further moved that the Applicant be required to pay an inspection fee of \$21,300.

Vote: Unanimous

Councilman DiGiacinto moved, seconded by Councilman Berra, approval of alcohol permit application from the Byram Hills Preschool Association for use at the North Castle Library, Armonk, on Tuesday, September 13, 2016.

Vote: Unanimous

*Note: The Byram Hills Preschool Association did not submit the required insurance documents, and therefore the alcohol permit was not issued.*

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, ratification of an agreement with JOBPlex, INC. to conduct a search for the recruitment and hiring of a Town Comptroller, for a fee not to exceed \$29,700.

Vote: Unanimous

Councilman DiGiacinto moved, seconded by Councilman Berra, a position change for Mary Johnson to Librarian I with a change in annual salary, effective August 15, 2016.

Vote: Unanimous

Councilman DiGiacinto moved, seconded by Councilman D'Angelo, a position change for Ginesia Ryan to Senior Library Clerk with a change in annual salary, effective August 15, 2016.

Vote: Unanimous

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Councilman Berra moved, seconded by Councilman DiGiacinto, approval of request from Assessor Victoria Sirota to attend the 2016 Annual Meeting and Seminar on Assessment Administration from September 18-21, 2016, the expenses for which will be submitted to the State for reimbursement, and further authorized the use of a Town vehicle for travel to and from the seminar.

Vote: Unanimous

Councilman DiGiacinto moved, seconded by Councilman D'Angelo, the following appointments to the Long Pond Park Advisory Committee, established in May of 2016, to serve for a term of three (3) years, to expire August 10, 2019: Stephen Berman, Joel Dworetzky and Joseph Paresi.

Councilman Berra recused himself from the vote.

The roll call vote was as follows:

Ayes: Councilman D'Angelo, DiGiacinto, Reiter, Supervisor Schiliro

Noes: None

Abstained: Councilman Berra

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, the consensus agenda as follows:

- Receipt of Town Clerk's monthly report – July 2016
- Receipt of Workers' Compensation Incident Report: Highway Department employee.
- Approval of request from General Foreman Norris for release of the following highway bonds:
  - o Andrew Block – Permit 0887 for driveway alteration at 4 Creemer Road in the amount of \$500
  - o Joe Walsh – Permit 0906 for driveway alteration at 21 Glendale Avenue in the amount of \$1,000
  - o GJN Armonk Dev. – Permit 0838 for curb cut at 12 Terrace Circle in the amount of \$750

Vote: Unanimous

The Town Board audited and approved payments of \$643,457 as indicated on Warrant #15.

After all persons were heard who desired to be heard, the Supervisor adjourned the regular meeting to Executive Session at 9:15 p.m. The regular meeting was adjourned in memory of resident William Langhans.

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Alison Simon, Town Clerk

Dated: August 31, 2016