

Town Board Minutes
Regular Meeting
Town of North Castle
15 Bedford Road
Armonk, New York
on
April 22, 2015

The Town Board meeting was called to order at 5:00 p.m. and immediately adjourned into Executive Session on the duly adopted motion of Councilman D'Angelo. All Town Board members, the Town Attorney and the Town Administrator were present for the executive session. The Town Clerk joined the regular meeting that reconvened at 7:45 p.m. and the following persons were present:

Supervisor:	Michael J. Schiliro
Councilmen:	Stephen A. D'Angelo
	Barbara W. DiGiacinto
	Guy A. Mezzancello

Town Clerk	Anne Curran
Town Attorney	Roland A. Baroni
Town Administrator	Joan Goldberg

Councilman Barry Reiter was absent from the meeting.

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, approval of the minutes of the April 8, 2015 meeting.

Vote: Unanimous

Pursuant to a request by NYCDEP and the positive recommendation of the Planning Board, Councilman DiGiacinto moved, seconded by Councilman D'Angelo, approval to waive outstanding consultant fees in the amount of \$2,390.00 associated with review and approval of the off-street parking lot at the former Armonk Bowling Alley site, as follows:

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|----|------------------------|----------|
| 1) | No. 13344 (01/09/2013) | \$700.00 |
| 2) | No. 13437 (01/29/2013) | \$782.50 |
| 3) | No. 13530 (03/05/2013) | \$660.00 |
| 4) | No. 13906 (06/20/2013) | \$ 82.50 |
| 5) | No. 14015 (08/06/2013) | \$165.00 |

and further moved approval to credit \$660 to the Bowling Alley Project escrow account for the following paid invoices:

- | | | |
|----|-----------------------|--|
| 1) | No. 7569 (04/30/2013) | \$495.00 Escrow Disbursement for Kellard |
| 2) | No. 7599 (05/24/2013) | \$165.00 Escrow Disbursement for Kellard |

Vote: Unanimous

With regard to the Brynwood Golf & Country Club Petition, Councilman D'Angelo moved, seconded by Councilman DiGiacinto, the following actions:

- 1) Receipt of memos from BFJ Planning and Kellard Sessions stating their opinion that the FEIS is complete; and further moved,
- 2) To accept the FEIS as complete.

Vote: Unanimous

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, approval to reconvene the Public Hearing on May 27, 2015 to consider a revised local law regarding Zone Text amendments relative to the Brynwood Subdivision Petition.

Vote: Unanimous

Regarding the Madonna age restricted development project located between Old Mt. Kisco Road and Route 128, Councilman D'Angelo moved, seconded by Councilman DiGiacinto, referral of Amended Zoning Petition to the Planning Board for input regarding single building development versus town house development.

Vote: Unanimous

Regarding a proposed extension of Sewer District No. 2 on Orchard Drive, Armonk, in connection with the plan and map received from Cronin Engineering, Supervisor Schiliro stated that he would

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recuse himself from the discussion as he lives on Orchard Drive. Town Attorney Baroni said applicant did not submit a petition, just a report. As the Town Board does not know which properties wish to be in the district, he said there must be a minimum of 50% of neighbors interested in order for the Town Board to proceed with the extension on its own motion. Mr. Baroni suggested that the Board may want to reach out to the neighbors to see if they want to be included in district. Once they are in the district, they would begin paying taxes. Town Engineering consultant, John Kellard, said the Sewer District Capacity Study targeted the smaller lots which were closer to the business districts, not the larger parcels. The smaller lots that are included in this proposal were included in the 20K gallons per day allocation.

With regard to the proposal for Sewer District No. 2 extension on Orchard Drive, Councilman DiGiacinto moved, seconded by Councilman Mezzancello, receipt of map, plan and report prepared by Cronin Engineering and a letter from Kellard Sessions Consulting; and further moved that the Town Engineer should organize a meeting with neighbors to determine their interest in being included in the Sewer District.

The roll call vote was as follows:

Ayes: Councilman D'Angelo, DiGiacinto, Mezzancello

Noes: None

Abstained: Supervisor Schiliro

Pursuant to request from Recreation Superintendent Matt Trainor, Councilman D'Angelo moved, seconded by Councilman DiGiacinto, approval to seek proposals for a food concession at the Anita Louise Ehrman (ALE) Pool.

Vote: Unanimous

Pursuant to recommendation from Recreation Superintendent Matt Trainor, Councilman D'Angelo moved, seconded by Councilman DiGiacinto, approval to establish pool permit fees for the Anita Louise Ehrman (ALE) Pool facility for the 2015 season.

Vote: Unanimous

Councilman DiGiacinto moved, seconded by Councilman D'Angelo, approval of the installation of an exhaust fan, ventilator and stainless steel ductwork at the Anita Louise Ehrman (ALE) Pool facility, and further moved authorization for the Supervisor to sign the agreement with ABM Air Conditional and Heating, Inc. for a cost of \$7,700.

Vote: Unanimous

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, approval of the following requests for cycling events:

- Jewish Board of Family and Children Services: use of Town roads and IBM Community Park pavilion for a cycling event on July 19, 2015, and
- Chai Life Line: use of Town roads and Lombardi Park on August 5, 2015.

Vote: Unanimous

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, approval of the budget transfers that follow at the end of these minutes, as requested by Comptroller Oakley.

Vote: Unanimous

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, a resolution authorizing the Supervisor and the Town Clerk to execute the \$695,000 one-year BAN renewal purchased by JP Morgan Chase dated April 22, 2015. The note matures on April 21, 2016 and bears an interest rate of 0.92% per annum, computed on a 360-day year basis and payable at maturity.

Vote: Unanimous

Pursuant to requests from General Foreman Norris, Councilman D'Angelo moved, seconded by Councilman DiGiacinto, approval to award bids for the following highway materials, and authorization for the Supervisor to sign the agreements:

Award to the lowest bidders as listed below,

Red Wing Properties, Thalle Industries & Putnam Materials:

AGGREGATES

Bank Run	\$28.00 per ton	Red Wing Properties, Stormville, NY
Washed Stone	1/4" \$27.50 per ton del.	Thalle Industries, Inc., Fishkill, NY

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	3/8"	\$27.50 per ton del.	Thalle Industries
	3/4"	\$26.00 per ton del.	Thalle Industries
	1-1/2"	\$26.00 per ton del.	Thalle Industries
Washed Limestone	3/4"	\$24.85 per ton del.	Putnam Materials, White Plains, NY
	1 1/2"	\$24.85 per ton del.	Putnam Materials
Shoulder Material		\$18.50 per ton del.	Thalle Industries, Inc., Fishkill, NY
Screened Top Soil		\$35.00 per ton	Red Wing Properties, Stormville, NY
Mason Sand		\$38.00 cu. Yd.	Thalle Industries, Fishkill, NY

Award bid for Stone Spreader w/Operator to Peckham Materials.

Award bid for asphalt to Peckham Materials.

Peckham Materials:

STONE SPREADER W/OPERATOR

Price per 8 hr. day	\$1,845.00 per day
Rubber Tire Roller W/Operator	\$1,200.00 per day
Charge to Move In/Out	\$ 800.00 per day
Cationic emulsion CRS-2P	\$ 2.40 per gallon applied

BITUMINOUS CONCRETE

403.138902 Type 3 Binder	\$76.00 Per Ton FOB
403.178302 Top Coarse Type 6F	\$76.00 Per Ton FOB
403.198302 Top Coarse Type 7F	\$83.00 Per Ton FOB
714.06 Asphalt Curb	\$86.00 Per Ton FOB
403-118902 Type 1 Base	\$76.00 Per Ton FOB
402-128102 12.5 MM S/P Top	\$76.00 Per Ton FOB
402-258901 25.0 MM S/P Binder	\$76.00 Per Ton FOB
402-378901 37.5 MM S/P Base	\$76.00 Per Ton FOB
402-068101 6.3 POLY MOD S/P Top	\$82.00 Per Ton FOB
404-178902 6F3 Top Warm Mix	\$78.00 Per Ton FOB
404-118902 Type 1 Base Warm Mix	\$78.00 Per Ton FOB
407.01 Tack Coat	\$ 2.85 Per gallon

Approval of award to Chemung Supply Corp. for skid chain, snow plow and grader blades.

Award bid to the sole bidder, Peckham Materials, for liquid calcium chloride.

WINTER MATERIALS

SKID CHAIN

Clawcross	\$524.00 per 100 ft.	Chemung Supply Corp., Elmira, NY
Sidechain	\$278.00 per 100 ft.	Chemung Supply Corp.
Pewag #3007	\$514.00 per 100 ft.	Chemung Supply Corp.
Pewag #1007	\$217.00 per 100 ft.	Chemung Supply Corp.
J Hooks – Pewag #507	\$ 3.49 a piece	Chemung Supply Corp.
Clevis Hooks – Pewag #312	\$ 9.18 a piece	Chemung Supply Corp.

LIQUID CALCIUM CHLORIDE	\$1.023 per gallon	Peckham Materials, Athens, NY
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SNOW PLOW AND GRADER BLADES

6"X5/8" THICKNESS (WESTERN)	\$ 9.48 PER FOOT, Chemung Supply, Elmira
8"x5/8" THICKNESS	\$12.74 PER FOOT, Chemung Supply
8"X5/8" THICKNESS 3 SECTION FOR TENCO	\$13.74 PER FOOT, Chemung Supply
8"X5/8" THICKNESS 3 SECTION FOR HENDERSON	\$13.74 PER FOOT, Chemung Supply
CARBIDE BLADES	\$49.40 PER FOOT, Chemung Supply

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Award to the Low bidders for Laid in Place Asphalt are Bilotta Construction and ELQ Industries:

LAID IN PLACE ASPHALT

Bilotta Construction:	403-138902-Type 3 Binder In-Place	\$86.64 per ton
	403-138902-Type 3 Binder In-Place w/Tack Coat	\$88.10 per ton
	403-178302-6F Top In Place	\$86.90 per ton
	403-178302-6F Top In Place w/Tack Coat	\$90.25 per ton
	403-198302-7F Top In-Place	\$94.15 per ton
	403-198302-7F Top In-Place w/Tack Coat	\$96.15 per ton
	402-128102-12.5 MM S/P Top In-Place	\$89.40 per ton
	402-128102-12.5 MM S/P Top In-Place w/Tack Coat	\$91.40 per ton
	402-258901-25.0 MM S/P Binder In-Place	\$89.40 per ton
	402-258901-25.0 MM S/P Binder In-Place w/Tack Coat	\$91.40 per ton
	402-378901-37.5 MM S/P Base In-Place	\$89.40 per ton
	402-378901-37.5 MM S/P Base In-Place w/Tack Coat	\$91.40 per ton
	402-068101-6.3 Poly Mod S/P Top In-Place	\$93.40 per ton
	402-068101-6.3 Poly Mod S/P Top In-Place w/Tack Coat	\$95.40 per ton
	404-118902-Type 1 Warm Base Mix In Place	\$89.40 per ton
	404-118902-Type 1 Warm Base Mix In-Place w/Tack Coat	\$91.40 per ton
	404-178902-6F Top Warm Mix In-Place	\$89.10 per ton
	404-178902-6F Top Warm Mix In-Place w/Tack Coat	\$91.65 per ton
	403-118902-Type 1 Base In Place	\$86.60 per ton
	403-118902-Type 1 Base In Place w/Tack Coat	\$88.60 per ton

ELQ Industries:	403-138902-Type 3 Binder In-Place w/Keys	\$100.00 per ton
	403-178302-6F Top In Place w/Keys	\$100.00 per ton
	403-198302-7F Top In-Place w/Keys	\$107.00 per ton
	402-128102-12.5 MM S/P Top In-Place w/Keys	\$100.00 per ton
	402-258901-25.0 MM S/P Binder In-Place w/Keys	\$100.00 per ton
	402-378901-37.5 MM S/P Base In-Place w/Keys	\$100.00 per ton
	402-068101-6.3 Poly Mod S/P Top In-Place w/Keys	\$107.00 per ton
	404-118902-Type 1 Warm Base Mix In-Place w/Keys	\$102.00 per ton
	404-178902-6F Top Warm Mix In-Place w/Keys	\$102.00 per ton
	403-118902-Type 1 Base In Place w/Keys	\$100.00 per ton

Award bid for precast concrete structures (catch basins) to Expanded Supply Corp., the sole bidder:

30"X48" CATCH BASIN STRUCTURE WITH FOUR (4) KNOCKOUTS			
1CB-NS3	3' DEPTH WITHOUT SUMP	Expanded Supply Products	\$288.00
1CB-S3	3' DEPTH WITH SUMP	Expanded Supply Products	\$288.00
1CB-NS4	4' DEPTH WITHOUT SUMP	Expanded Supply Products	\$324.00
1CB-S4	4' DEPTH WITH SUMP	Expanded Supply Products	\$324.00
1CB-NS5	5' DEPTH WITHOUT SUMP	Expanded Supply Products	\$600.00
1CB-S5	5' DEPTH WITH SUMP	Expanded Supply Products	\$600.00
1CB-NS6	6' DEPTH WITHOUT SUMP	Expanded Supply Products	\$699.00
1CB-S6	6' DEPTH WITH SUMP	Expanded Supply Products	\$699.00
FRAMES AND GRATES		Expanded Supply Products	\$460.00
ALTERNATE FRAMES AND GRATES		Expanded Supply Products	\$460.00

1D1 30"x30" DRAIN INLET WITH FOUR (4) KNOCKOUTS			
1DI-NS3	3' DEPTH WITHOUT SUMP	Expanded Supply Products	\$257.00
1DI-S3	3' DEPTH WITH SUMP	Expanded Supply Products	\$257.00
1DI-NS4	4' DEPTH WITHOUT SUMP	Expanded Supply Products	\$386.00
1DI-S4	4' DEPTH WITH SUMP	Expanded Supply Products	\$386.00
1DI-NS5	5' DEPTH WITHOUT SUMP	Expanded Supply Products	\$473.00
1DI-S5	5' DEPTH WITH SUMP	Expanded Supply Products	\$473.00
1DI-NS6	6' DEPTH WITHOUT SUMP	Expanded Supply Products	\$532.00
1DI-S6	6' DEPTH WITH SUMP	Expanded Supply Products	\$532.00
FRAMES AND GRATES		Expanded Supply Products	\$290.00
ALTERNATE FRAMES AND GRATES		Expanded Supply Products	\$290.00

Award bid for guide rail installation to the sole bidder, Chemung Supply Corp:

1. Galvanized corrugated beam rail 12 ft. 6 in. post spacing, installed to NYSDOT specifications.
Complete layout and installation \$22.24 per linear foot

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2. Galvanized corrugated beam rail, 6 ft. 3 in. post spacing, installed to NYSDOT specifications.
Complete layout and installation \$26.94 per linear foot
3. Galvanized 6 in. x 6 in box beam rail, including all splice plates, hardware, etc.
Installed to NYSDOT specifications.
Using type one end sections \$39.80 per linear foot
Using type two end sections \$49.60 per linear foot
4. 6 in x 6 in box beam rail shop cut and metered curve \$74.20 per linear foot

Vote: Unanimous

The award of bid for pavement markings was tabled.

Pursuant to a letter from Tax Receiver Colombo regarding a Final Order and Judgment for Stop & Shop Companies, 690 North Broadway and 16 Reservoir Road, North White Plains, Councilman DiGiacinto moved, seconded by Councilman D'Angelo, authorization to issue a refund for tax years 2011 - 2014 in the total amount of \$148,016.14.

Vote: Unanimous

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, authorization for the Supervisor to sign an engagement letter with Environmental Capital for financial advisory services regarding 2015 Environmental Facilities Corporation Refunding Bond Issue according to the following fee schedule:

- Richard McCarthy \$250 per hour
- Denise Farrell \$225 per hour
- Pranita Suvarna \$195 per hour

Vote: Unanimous

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, authorization for the Supervisor to sign an agreement with Kellard Sessions Consulting regarding engineering services in connection with Old Route 22 Streetscape Improvement Plan for the following fees:

- Update Base Map \$1,000
- Revised Concept Plan and Alternate \$3,000
- Construction Cost Estimate \$1,000

Vote: Unanimous

In connection with the Town's sidewalk improvement project and upon the recommendations from Kellard Sessions Consulting, Councilman D'Angelo moved, seconded by Councilman DiGiacinto, authorization for the Supervisor to sign the following Change Orders with Vernon Hills Contracting Corp:

- Change Order #1, in the amount of \$42,487.81, for heated walks at the Annex Building, Highway Dept. and Police Station steps, and increased platform width of Police steps.
- Change Order #2, in the amount of \$10,920.54, for the reconstruction of two failed catch basins and installation of one new catch basin and repaving of intersection of Bedford Road and MacDonald Avenue.

Vote: Unanimous

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, authorization for the Supervisor to sign an agreement with OnCell Tour Sphere regarding audio guide service for Bedford Road Historic District for a monthly fee of \$125.00.

Vote: Unanimous

Councilman DiGiacinto moved, seconded by Councilman D'Angelo, the re-appointment of Lewis Henkind to the Assessment Board of Review for a term to expire September 30, 2019.

Vote: Unanimous

Councilman DiGiacinto moved, seconded by Councilman D'Angelo, authorization to hire two seasonal Parks and Recreation Department laborers.

Vote: Unanimous

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The Town Board audited and approved payments of \$4,262,564.89 as indicated on Warrant #7.

After all persons were heard who desired to be heard, the Supervisor closed the meeting at 10:30 p.m. in memory of residents Norma Weisbrich and Antoinette Gedney; Thomas P. McCormack, father of Sgt. Thomas McCormack-No. Castle Police Department, and Amelia DeFeo, 22 year employee of the Town Clerk's Office.

Anne Curran, Town Clerk

Dated: May 12, 2015

2015 Budget Amendments			
Code	Description	Amount	Explanation
SW2 1000.8021	Appropriated Fund Balance	450,000	To fund GHD services for W2 Distribution System replacement project.
SW2 9950.991	Transfer to Capital Fund	450,000	To properly record W2 Dist System engineering costs and inspection services.
SW1 1000.8021	Appropriated Fund Balance	119,000	To fund GHD services for W1 Ultraviolet Disinfection Project (LT2 Complicance)
SW1 9950.991	Transfer to Capital Fund	119,000	To properly record LT2 Compliance Project as a Capital Project
A 1000.1002	Appropriated Fund Balance	263,575	Allocate funding for 2015 pool operation
A 1000.2025	Recreation Fees-Pool	156,900	Create budget for 2015 pool operation
A 7180.120	Salaries Part Time	123,100	Create budget for 2015 pool operation
A 7180.211	Equipment	88,000	Create budget for 2015 pool operation
A 7180.411	Supplies	54,700	Create budget for 2015 pool operation
A 7180.432	Contractual	14,000	Opening/closing
A 7180.434	Contractual - Other	116,675	2015 license fee with ALE
A 7180.451	Telecom	2,000	Create budget for 2015 pool operation
A 7180.452	Utilities	12,000	Create budget for 2015 pool operation
A 7180.453	Propane	10,000	Create budget for 2015 pool operation
SW1.8310.212	Equipment - New Vehicles	1,190.56	Create budget for new vehicle purchase from State Bid #22737/P66388
SW2.8310.212	Equipment - New Vehicles	868.94	Create budget for new vehicle purchase from State Bid #22737/P66388
SW4.8310.212	Equipment - New Vehicles	739.16	Create budget for new vehicle purchase from State Bid #22737/P66388
SW5.8310.212	Equipment - New Vehicles	203.13	Create budget for new vehicle purchase from State Bid #22737/P66388
SW7.8310.212	Equipment - New Vehicles	22.57	Create budget for new vehicle purchase from State Bid #22737/P66388
SS1.8120.212	Equipment - New Vehicles	225.70	Create budget for new vehicle purchase from State Bid #22737/P66388
S1B.8120.212	Equipment - New Vehicles	50.78	Create budget for new vehicle purchase from State Bid #22737/P66388
SS2.8130.212	Equipment - New Vehicles	2,138.50	Create budget for new vehicle purchase from State Bid #22737/P66388
SS3.8120.212	Equipment - New Vehicles	157.99	Create budget for new vehicle purchase from State Bid #22737/P66388
SS4.8120.212	Equipment - New Vehicles	45.14	Create budget for new vehicle purchase from State Bid #22737/P66388
SW1.8310.411	Supplies	(1,190.56)	To fund new vehicle purchase from State Bid #22737/P66388
SW2.8310.214	Equipment - Other	(868.94)	To fund new vehicle purchase from State Bid #22737/P66388
SW4.8310.411	Supplies	(739.16)	To fund new vehicle purchase from State Bid #22737/P66388
SW5.8310.411	Supplies	(203.13)	To fund new vehicle purchase from State Bid #22737/P66388
SW7.8310.411	Supplies	(22.57)	To fund new vehicle purchase from State Bid #22737/P66388
SS1.8120.411	Supplies	(225.70)	To fund new vehicle purchase from State Bid #22737/P66388

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S1B.8120.411	Supplies	(50.78)	To fund new vehicle purchase from State Bid #22737/P66388
SS2.8130.411	Supplies	(2,138.50)	To fund new vehicle purchase from State Bid #22737/P66388
SS3.8120.214	Equipment - Other	(157.99)	To fund new vehicle purchase from State Bid #22737/P66388
SS4.8120.411	Supplies	(45.14)	To fund new vehicle purchase from State Bid #22737/P66388
L.1000.2705	Donations	25,400	To transfer expense related to the Garden/Reading Room from the Library Trust-Friends
L.7410.0452.0012	Building/Equip. Repair	23,000	To fund John Creech Design & Production expense related to the Garden/Reading
L.7410.0452.0012	Professional Fees	2,400	To fund Janice Davis Design expense related to the Garden/Reading
SS4.1000.8021	Appropriated Fund Balance	9,888	To fund 4" Flygt CP3127 to replace Barnes pump
SS4.8120.0431	Cont. Equip. Repair & Renatal	9,888	To purchase 4" Flygt CP3127, 10HP, 487 impeller, 200 Volt w/ Drilled discharge