

Town Board Minutes
Town of North Castle
15 Bedford Road
Armonk, New York
on
January 25, 2012

Supervisor Arden called the meeting to order at 6:30 p.m. and the following persons were present:

Supervisor	Howard B. Arden
Councilmen:	Michael J. Schiliro
	Diane Roth
	John J. Cronin
	Stephen D'Angelo

Town Clerk	Anne Curran
Town Attorney	Roland A. Baroni

The meeting was immediately adjourned into an executive session which was then closed at 7:25 p.m. The regular meeting was reconvened at 7:35 p.m.

With regard to the proposed zoning changes in the Nursery Business (NB) Zoning District Supervisor Arden said the Town Board held a Work Session (on January 20, 2012), and was not ready to make any decisions at this time, pending further study. Megan Collins, Shamberg Marwell Davis & Hollis, representing the applicant, Mark Real Estate (Mariani), said she attended the Work Session and, as a result of the Board's comments, revised proposed amendments with a supporting EAF will be submitted as soon as possible.

Supervisor Arden moved, seconded by Councilman Roth, receipt of a communication from the Swiss family expressing gratitude to the Police and Fire Departments for the emergency services they provided to their child.

The roll call was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.

Noes: None.

Councilman Roth moved, seconded by Councilman Schiliro, to authorize the Town's Attorneys to execute a Consent Judgment in the matter of 135 Lafayette Avenue, LLC vs. Town of North Castle – Index No. 21699/08 et al.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.

Noes: None.

Councilman Roth moved, seconded by Councilman Cronin, the adoption of a resolution to require non-union employees, hired as of January 1, 2012, to pay 30% of the cost of health and dental and vision insurance.

The roll call was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.

Noes: None.

Pursuant to a letter from Kellard Sessions Consulting, Councilman Roth moved, seconded by Councilman D'Angelo, authorization to pay \$175,299.47 for Requisition #3 to Bilotta Construction Corp. for work completed to repair town roadways through the period ending December 31, 2011.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.

Noes: None.

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Councilman Roth moved, seconded by Councilman Cronin, receipt of NYS STEP grant award to the Police Department in the amount of \$1,060 for expenses relating to traffic and excessive speed control through September 30, 2012.

The roll call vote was as follows:
Ayes: Councilmen Schiliro, Roth, Cronin, D’Angelo, Supervisor Arden.
Noes: None.

With regard to the bid award for cleaning service for Town buildings, Councilman Roth moved, seconded by Councilman Cronin, approval to reject all bids which were previously received, and authorized the Town Clerk to re-bid and waive the performance bond requirement.

The roll call vote was as follows:
Ayes: Councilmen Schiliro, Roth, Cronin, D’Angelo, Supervisor Arden.
Noes: None.

Councilman Roth moved, seconded by Councilman D’Angelo, to ratify the approval of a film permit to Hungry Man, Inc. for a one-day shoot at 11 Tallwoods Road, Armonk.

The roll call vote was as follows:
Ayes: Councilmen Schiliro, Roth, Cronin, D’Angelo, Supervisor Arden.
Noes: None.

Councilman Roth moved, seconded by Councilman Cronin, receipt of letter from Steven O’Connor regarding the pending Banksville Planning and Zoning Study.

The roll call vote was as follows:
Ayes: Councilmen Schiliro, Roth, Cronin, D’Angelo, Supervisor Arden.
Noes: None.

Councilman Roth moved, seconded by Councilman D’Angelo, authorization to release the 2011 retainage to Suburban Carting in the amount of \$15,456.46.

The roll call vote was as follows:
Ayes: Councilmen Schiliro, Roth, Cronin, D’Angelo, Supervisor Arden.
Noes: None.

Councilman Roth moved, seconded by Councilman Cronin, approval for the Supervisor to make the following budget transfers as requested by Comptroller Gobeo:

2011

Water 1

From:

Appropriation

Description

Amount

W1.8310.0432

Cont. Prof. Services

\$20,000

To cover budgetary shortage

To:

Appropriation

Description

Amount

W1.8320.451.2102

Excess Per Capita Charges

\$20,000

Building

From:

Appropriation

Description

Amount

A.3620.0411

Education

\$170

To cover budgetary shortage

To:

Appropriation

Description

Amount

A.3620.0443

Dues

\$170

2012

Police

From:

Appropriation

Description

Amount

A.3120.212.006

Fixed Assets Equipment

\$4,182

To cover budgetary shortage

To:

Appropriation

Description

Amount

A.3120.212

Equip. New Vehicle

\$4,182

Supervisor

From:

Appropriation

Description

Amount

A.1220.0110

Salaries

\$1,000

Temporary Office Personnel cost – January 2012

To:

Appropriation

Description

Amount

A.1220.0432

Cont. Prof. Services

\$1,000

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2012

Supervisor: For Highway

From:

Appropriation Description Amount
DA.5142.0130 Snow Overtime \$10,320

Cost of outside brush clean up services.

To:

Appropriation Description Amount
DA.8989.0432 Contract Composting \$10,320

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.

Noes: None.

Councilman Roth moved, seconded by Councilman Cronin, to authorize the Supervisor to sign the CSEA Employee Benefit Fund agreement for dental and vision plans for the year 2011.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.

Noes: None.

Councilman Roth moved, seconded by Councilman D'Angelo, to authorize the Supervisor to sign the agreement with New York Municipal Insurance Reciprocal (NYMIR) for general liability insurance.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.

Noes: None.

Councilman Roth moved, seconded by Councilman Schiliro, to ratify the appointment of Susan Coppola to Confidential Secretary to the Supervisor, effective February 6, 2012, at the budgeted salary.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.

Noes: None.

Councilman Roth moved, seconded by Councilman Cronin, acceptance of the resignation of Kerri Kazak from the Elijah Miller House Committee, effective immediately.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, the appointment of Kerri Kazak as Chairperson to the Open Space Committee; the position was previously held by Howard Arden.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.

Noes: None.

Councilman Roth moved, seconded by Councilman D'Angelo, acceptance of the resignation of Beata Buhl Tatka from the Planning Board, effective immediately.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.

Noes: None.

Supervisor Arden acknowledged the expiration of terms of Anthony Cavello and Arthur Elias as former members of the Architectural Review Board.

Councilman Schiliro moved, seconded by Councilman Roth, the appointment of Beata Buhl Tatka as Chairperson of the Architectural Review Board for a term to expire September 13, 2014.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.

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Noes: None.

Councilman Roth moved, seconded by Councilman Cronin, the appointment of Arthur Adelman to the Planning Board for an unexpired term ending December 31, 2014.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.

Noes: None.

Councilman Schiliro moved, seconded by Councilman D'Angelo to table the appointment of Frank Benish to the Architectural Review Board.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, D'Angelo.

Noes: Councilman Roth, Cronin, Supervisor Arden

Councilman Roth moved, seconded by Councilman Cronin, the appointment of Frank Benish to the Architectural Review Board for a term to expire September 13, 2014.

The roll call vote was as follows:

Ayes: Councilmen Roth, Cronin, Supervisor Arden.

Noes: Councilmen Schiliro, D'Angelo.

Councilman Roth moved, seconded by Councilman Cronin, the appointment of Angelo Monaco to the Architectural Review Board for an unexpired term ending September 13, 2012.

The roll call vote was as follows:

Ayes: Councilmen Roth, Cronin, Supervisor Arden.

Noes: Councilmen Schiliro, D'Angelo.

Councilman Roth moved, seconded by Councilman Schiliro, the appointment of Anthony Milone to the Recreation and Parks Advisory Board for a term to expire December 31, 2014.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.

Noes: None.

Councilman Roth moved, seconded by Councilman Schiliro, the appointment of Liz Moss to the Recreation and Parks Advisory Board for a term to expire December 31, 2014.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.

Noes: None.

Councilman Schiliro moved, seconded by Councilman D'Angelo, to table the appointment of John Stipo to the Zoning Board of Appeals.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, D'Angelo

Noes: Councilmen Roth, Cronin, Supervisor Arden

Councilman Roth moved, seconded by Councilman Cronin, the appointment of John Stipo to the Zoning Board of Appeals for a term to expire on December 31, 2016.

The roll call vote was as follows:

Ayes: Councilmen Roth, Cronin, Supervisor Arden.

Noes: Councilman Schiliro, D'Angelo.

Councilman Roth moved, seconded by Councilman Cronin, the appointments of Angela Monforte, Carol Bidjarano and JoAnn Baron to the North Castle Beautification Committee.

The roll call vote was as follows:

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Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.
Noes: None.

Councilman Roth moved, seconded by Councilman D'Angelo, acceptance of verbal resignations from the North Castle Beautification Committee, per Supervisor Arden, from John Fava, Maggie Limburg and Peter Limburg.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.
Noes: None.

Supervisor Arden moved, seconded by Councilman D'Angelo, acknowledgment of expiration of terms on the Housing Board of Karen Johnson and Linda Ranieri.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.
Noes: None.

Councilman Schiliro moved, seconded by Councilman D'Angelo, to table the appointment of Virginia Magrone to the Housing Board.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.
Noes: None.

Councilman Schiliro moved, seconded by Councilman D'Angelo, to table the appointment of Jeanne Looney to the Housing Board.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.
Noes: None.

Councilman Roth moved, seconded by Councilman D'Angelo, the consensus agenda:

- Receipt of Notice of Claim and referral to Town Attorney regarding Theresa Lobermann vs. Town of North Castle.
- Receipt of Workers Compensation Report for a Highway worker.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Schiliro, D'Angelo, Supervisor Arden.
Noes: None.

Councilman Roth moved, seconded by Councilman Schiliro, adoption of the following resolution with regard to Armonk Square litigation:

Resolved that the Supervisor be authorized to execute the Stipulation and Order of Settlement in the Article 78 Proceeding commenced by 37 Maple Avenue LLC Index No. 16495-11.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, D'Angelo, Supervisor Arden.
Noes: None.

After all persons were heard who desired to be heard, the Supervisor closed the meeting at 8:43 p.m. in memory of Charlie Zepp, brother of Roger Zepp.

Anne Curran, Town Clerk

Dated: February 3, 2012