

Town Board Minutes
Town of North Castle
15 Bedford Road
Armonk, New York
on
February 28, 2018

The Town Board meeting was called to order at 5:10 p.m. at Town Hall and immediately adjourned to a Work Session on the duly adopted motion of Councilman D'Angelo. All Town Board members, the Town Administrator and the Town Clerk were present for the Work Session. The Work Session adjourned to an Executive Session at 6:32 p.m. All Town Board members, the Town Attorney, and the Town Administrator were present for the Executive Session. The Executive Session adjourned at 7:38 p.m.; the Town Clerk joined the regular meeting which reconvened at 7:41 p.m. and the following persons were present:

Present: Supervisor: Michael Schiliro
Councilman: Stephen D'Angelo
Councilman: Barbara DiGiacinto
Councilman: Barry Reiter
Councilman: José Berra
Town Clerk: Alison Simon
Town Attorney: Roland A. Baroni
Town Administrator: Joan Goldberg

Library Director Edie Martimucci provided an Infomercial for the Library including online resources available and upcoming programs being made available through a new platform called Canvas. Ms. Martimucci added that Library staff provides assistance with setting up its online resources on devices.

The minutes of the Public Hearing which began at 8:11 p.m. follow at the end of these minutes.

Councilman: Stephen D'Angelo moved, seconded by Councilman: Barry Reiter, approval of the Town Board Minutes of February 14, 2018.
Vote- Unanimous

Councilman: Stephen D'Angelo moved, seconded by Councilman: José Berra, approval of Resolution of Adoption of Negative Declaration for proposed Comprehensive Plan. The Resolution follows:
Vote- Unanimous

RESOLUTION DECLARING A NEGATIVE DECLARATION ON THE TOWN OF NORTH CASTLE COMPREHENISVE PLAN UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT.

WHEREAS, the North Castle Comprehensive Plan Steering Committee has submitted a draft Comprehensive Plan ("Plan") to the North Castle Town Board; and

WHEREAS, said Comprehensive Plan has been prepared in accordance with NYS Town Law and provides a guide for land use and development decisions, the adoption of municipal regulations and the investment of public funds for infrastructure; and

WHEREAS, the adoption of a Comprehensive Plan is classified as a Type I action under Part 617 of the State Environmental Quality Review Act ("SEQR"); and

WHEREAS, the Town Board directed its planning consultants, BFJ Planning, to complete Part 1 of an Environmental Assessment Form ("EAF") pursuant to SEQR, and said EAF Part 1 was submitted to the Town Board dated November 1, 2017; and

WHEREAS, the Town Board declared itself lead agency for this action on November 8, 2017, and authorized the circulation of the EAF and draft Plan to adjacent municipalities and the Westchester County Department of Planning; and

WHEREAS, the Town Board directed BFJ Planning to complete Part 2 of an EAF pursuant to SEQRA, and said Part 2 was submitted to the Town Board dated December 8, 2017; and

WHEREAS, the Town Board held a public hearing on the Plan on January 24 and February 14, 2018, at which time all those wishing to be heard were given an opportunity to be heard, and the Town Board will accept written public comments on the Plan through March 1, 2018.

NOW, THEREFORE, BE IT RESOLVED, that the North Castle Town Board hereby adopts the attached Negative Declaration with respect to the Proposed action, and issues a finding that, based upon the information contained in the full EAF, the Proposed Action will not have any significant adverse impacts on the environment, no environmental impact statement (EIS) needs to be prepared, and the SEQRA process is complete.

This resolution shall take effect immediately.

Regarding a proposed Local Law to amend Town Code Section 355-24(12)(d) to remove the Middle Income Unit Eligibility Priority List, Councilman: Stephen D'Angelo moved, seconded by Councilman: Barbara DiGiacinto, the following:

- Receipt of Local Law;
- Declaration of Intent of the Town Board to act as Lead Agency;
- Referral to County Planning Board and Town Planning Board;
- Scheduling of a Public Hearing on April 11, 2018.

Vote- Unanimous

Pursuant to recommendations from the Planning Board and Kellard Sessions Consulting, Councilman: Stephen D'Angelo moved, seconded by Councilman: José Berra, approval of the release of Performance Bond to Getty Properties Corp. in the amount of \$48,500 for work done at Green Drop Donation Center in North White Plains.

Vote- Unanimous

Pursuant to a recommendation of Assessor Victoria Sirota, Councilman: José Berra moved, seconded by Councilman: Stephen D'Angelo, approval of the proposal from Industrial and Utility Valuation Consultants, Inc. for the Review and Analysis of the 2018 Tentative Equalization Rate and the Residential Assessment Ratio Component, at an hourly rate of \$250 for an approximate total cost of \$5,000.

Vote- Unanimous

Councilman: Stephen D'Angelo moved, seconded by Councilman: José Berra, receipt of Special Event Permit application from Armonk Chamber of Commerce regarding a Sidewalk Sale on May 17 to 20, 2018, and 3rd Thursday Events on May 17, 2018, June 21, 2018, July 19, 2018 and August 16, 2018, and further moved the scheduling a public hearing on April 11, 2018.

Vote- Unanimous

Regarding Investment of Town funds with New York Cooperative Liquid Assets Securities System (NYCLASS) Councilman: Stephen D'Angelo moved, seconded by Councilman: Barbara DiGiacinto, the following:

- Receipt of memo from Director of Finance Abbas Sura and NYCLASS Municipal Cooperation Agreement and Information Statement;
- Authorization for the addition of NYCLASS as designated Depository for the Town of North Castle Funds;
- Adoption of the Municipal Cooperation Resolution and Authorization for the Supervisor to sign the Resolution.

Vote- Unanimous

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Councilman: Barry Reiter moved, seconded by Councilman: Barbara DiGiacinto, authorization for the Supervisor to sign the Hydrant Use Agreement between Water District No. 2 of the Town of North Castle and Board of Fire Commissioners Fire District No. 2 for the period of January 1, 2018 - December 31, 2018 for a fee of \$15,366.25.

Vote- Unanimous

Councilman: Barry Reiter moved, seconded by Councilman: Barbara DiGiacinto, authorization for the Supervisor to sign first Amendment to Agreement No. 15-958 for removal of snow and ice from County roads with an increase in rates paid to the Town as specified in the Amendment.

Vote- Unanimous

Councilman: Barry Reiter moved, seconded by Councilman: Barbara DiGiacinto, authorization for the Supervisor to execute the contract of sale and other closing documents pertaining to the sale of a vacant parcel located at 1471 Old Orchard Street to Laxmi Sabei Oo (an adjoining neighbor) at a purchase price of 24,000 dollars subject to permissive referendum.

Vote- Unanimous

Councilman: José Berra moved, seconded by Councilman: Barbara DiGiacinto, ratification of Library Board action to use a new cleaning company; and authorization for the Supervisor to sign Library Agreement with Crown United Cleaning Services LLC for a monthly fee of \$1,400.

Vote- Unanimous

Councilman: José Berra moved, seconded by Councilman: Barry Reiter, authorization for the Supervisor to sign an agreement with Kellard Sessions Consulting to prepare bid documents regarding Westmoreland Sanctuary drainage repairs with fees as follows: Bid Documents \$6,500, Bidding Phase \$1,500 and Construction Management and Inspection Phase \$5,000.

Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Barry Reiter, adoption of 2018 Standard Work Day and Reporting Resolution for elected and appointed officials, as required by the NYS Local Retirement System.

Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Barry Reiter, receipt of letter of resignation from David Charney from the Library Board of Trustees.

Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: José Berra, approval of the consensus agenda as follows:

- Receipt of Notice of Claim from Dean Errigo vs. Town of North Castle and referral to Town Attorneys.
- Receipt of Verizon FIOS Franchise Fee Payments, 4th Quarter 2017.

Vote- Unanimous

The Town Board audited and approved payments of \$290,638.67 as indicated on Warrant #4 dated February 28, 2018.

After all persons were heard who desired to be heard, the Supervisor closed the regular meeting at 8:33 p.m. in memory of Gina Montalto, victim of the Parkland Florida School Shooting.

Alison Simon, Town Clerk

Dated: March 9, 2018