

Town Board Minutes
Town of North Castle
15 Bedford Road
Armonk, New York
on
September 9, 2020

The Town Board Meeting was held in the meeting room in-person and online via web conference due to the Coronavirus (COVID-19) pandemic. The meeting was called to order at 5:30 p.m. and immediately adjourned to an Executive Session. All Town Board members, the Town Attorney, and the Town Administrator were present for the Executive Session. The Town Clerk joined the regular meeting which reconvened at 7:46 p.m. and the following persons were present:

Present: Supervisor: Michael Schiliro
Councilman: Barbara DiGiacinto
Councilman: Barry Reiter
Councilman: José Berra
Councilman: Saleem Hussain
Town Clerk: Alison Simon
Town Attorney: Roland A. Baroni
Town Administrator: Kevin Hay

A Public Hearing was held to consider the Special Event Permit application of Haunted Dead End for a Halloween Special Event at Rocky Ledge Swim Club, 1402 Old Orchard Street, to be open to the public on Fridays, Saturdays and Sundays during the months of October and November 2020.

A Public Hearing was held to consider the Adoption of a Resolution authorizing the Supervisor to execute the Joint Consolidation Agreement of Water District No. 7 and Water District No. 4 of the Town of North Castle to be effective January 1, 2021.

The Minutes of the Public Hearings which opened at 8:35 p.m. follow at the end of these Minutes

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Saleem Hussain, approval of Town Board Minutes: August 5, 2020.

Vote- Unanimous

Councilman: Barry Reiter moved, seconded by Councilman: Jose Berra, receipt of email from the Parks and Recreation Advisory Board, dated August 12, 2020, commending Parks and Recreation Superintendent Todd Orłowski and Assistant Superintendent Jennifer Giusti. Supervisor Schiliro read the email aloud.

Vote- Unanimous

Consider the following in regards to Mitigation Plantings Bond for Brynwood Project:

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Saleem Hussain, receipt of Cash Bond in the amount of \$56,250 from Brynwood Partners, LLC dated August 17, 2020.

Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Saleem Hussain, return of Letter of Credit dated August 19, 2016 from BankUnited, N.A. to Corigin Real Estate Group (an affiliate of Brynwood Partners LLC).

Vote- Unanimous

Councilman: Jose Berra moved, seconded by Councilman: Barbara DiGiacinto, approval of payment applications to Precision Painting Plus in the amount of \$1,325, and Excellent Landscaping, LLC in the amount of \$2,630.69 for work along Route 22 along the Windmill Farm stone wall, to be paid from Brynwood Community Benefits Agreement escrow account.

Vote- Unanimous

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Councilman: Barbara DiGiacinto moved, seconded by Councilman: Saleem Hussain, receipt of Consent Judgment and authorization to pay refund regarding 82 and 84 Round Hill Road, Armonk (Section 102.03, Block 1, Lot 39 & 40) refund of \$1,014.26 for 2020 tax year.
Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Saleem Hussain, receipt of Stipulation of Discontinuance for the tax years 2015 through 2019, and Consent Judgment and authorization to pay refund regarding 2 Ashfields Lane, Armonk (Section 102.03, Block 2, Lot 30) refund of \$6,156.11 for 2020 tax year.
Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Saleem Hussain, receipt of Consent Judgment and authorization to pay refund regarding 600 and 606 N Broadway, North White Plains (Section 122.20, Block 1, Lot 9 & 10)) refund of \$3,709.06 for tax years 2018 through 2020.
Vote- Unanimous

Councilman: Jose Berra moved, seconded by Councilman: Barbara DiGiacinto, receipt of Notice of NYS liquor license application from MLMPRT Inc. for Macelleria Italian Steakhouse Armonk, 111 Bedford Road, Armonk, and waiver of the 30 day Notice.
Vote- Unanimous

Consideration of approval of Proposal from OLA Consulting Engineers for Mechanical and Electrical Engineering Services for the North White Plains Community Center Renovation Project, and authorization for the Supervisor to sign the agreement was tabled.

Councilman: Barry Reiter moved, seconded by Councilman: Saleem Hussain, authorization for the Supervisor to sign a Proposal from Granicus for Meeting Efficiency Software for the following annual fees: \$11,784.96 for the first year through November 23, 2021; \$12,609.91 for the second year through November 23, 2022; and \$13,492.60 for the third year through November 23, 2023.
Vote- Unanimous

Councilman: Barry Reiter moved, seconded by Councilman: Barbara DiGiacinto, receipt of letter of resignation for purposes of retirement from Castle L. Janicki, Highway Department, effective August 28, 2020.
Vote- Unanimous

Councilman: Barry Reiter moved, seconded by Councilman: Barbara DiGiacinto, approval of Terminal Leave Payment for Castle L. Janicki.
Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Barry Reiter, receipt of letter of resignation from Stephanie Hartwell-Mandella, Library, effective August 14, 2020.
Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Barry Reiter, approval of Terminal Leave Payment for Stephanie Hartwell-Mandella.
Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Barry Reiter, reappointment of John Scarlato to the Architectural Review Board (ARB) to a three-year term to expire September 13, 2023.
Vote- Unanimous

Councilman: Saleem Hussain moved, seconded by Councilman: Barry Reiter, receipt of letter of resignation of Sean Ryan from the Library Board of Trustees, effective September 30, 2020.
Vote- Unanimous

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Supervisor Schiliro read aloud the Westchester County Board of Legislators Proclamation in honor of Sean Ryan, signed by Chairman Benjamin Boykin and Legislator Margaret A. Cunzio, which recognized Sean's many years of service to the North Castle community. Mr. Ryan served as President of the Friends of the North Castle Public Library prior to serving as President of the Library Board of Trustees.

Councilman: Barry Reiter moved, seconded by Councilman: Jose Berra, approval of Consensus Agenda as follows:

- Audit and approval of payments of \$738,030.56 as indicated on Warrant #16, dated September 9, 2020.
- Town Clerk's Report: August 2020.
- Receipt of franchise fee payments, 2nd Qtr. 2020 from Altice (Cablevision) – North and South Agreements and Verizon FIOS.
- Receipt of NYS Supreme Court Appellate Division Decision and Order of dismissal in the matter of Anthony Futia, et al., vs. Town of North Castle.
- Receipt of Notice of Claim in the matter of Annemarie LaRussa vs. Town of North Castle.
- Receipt of North Castle South Fire District No. 1 Financial Report, December 31, 2019.
- Release of the following Highway Bonds:
 - Howard Paul – Permit 1092 for driveway alteration at 10 Overlook Road North in the amount of \$2,400.
 - John Adorno Inc. Universal Construction, 146 Cordial Road, Yorktown Heights., N.Y., 10598 for a driveway alteration at 106 Byram Ridge Road in the amount of \$750.

Vote- Unanimous

After all persons were heard who desired to be heard, the Supervisor closed the regular meeting at 9:17 p.m. in memory of Nicholas Baviello resident, veteran, and 50-year member and former Chief of the Armonk Fire Department; and Pere (Pat) Farquhar resident, and widow of Earl Farquhar, former longtime employee of the Highway Department, and great aunt of Al Farquhar of the Highway Department.

Alison Simon, Town Clerk

Dated: September 16, 2020