

Town Board Minutes
Town of North Castle
15 Bedford Road
Armonk, New York
on
October 14, 2020

The Town Board meeting was 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 Executive Session adjourned to a Work Session at 6:45 p.m. All Town Board members, the Town Administrator, the Town Attorney, and the Town Clerk were present for the Work Session. The Work Session closed at 7:30 p.m. The regular meeting reconvened at 7:34 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

Councilman: Barry Reiter moved, seconded by Councilman: Saleem Hussain, approval of Town Board Minutes: September 23, 2020.
Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Barry Reiter, receipt of Final Environmental Impact Statement (FEIS) for the Eagle Ridge project, 3 North Castle Drive, Armonk, dated October 2020, and referral to Town's consultants for completeness review.
Councilman Hussain recused himself from the discussion and the vote.

The roll call vote was as follows:

Ayes: Supervisor: Michael Schiliro, Councilman: Barbara DiGiacinto,
Councilman: Barry Reiter, Councilman: José Berra
Noes: None
Abstained: Councilman: Saleem Hussain

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Barry Reiter, receipt of letter from Veneziano & Associates, dated October 5, 2020, regarding the request for a One-Year Extension of Time of the Special Use Permit for 45 Bedford Road LLC (site of Mariani Gardens Nursery) for Attached, Semidetached, Detached, or Multifamily dwellings in the Residential-Multifamily- Downtown Armonk (R-MF-DA) Zoning District.
Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Barry Reiter, adoption of Resolution regarding the request for a One-Year Extension of Time of the Special Use Permit for 45 Bedford Road LLC. The Resolution follows.

The roll call vote was as follows:

Ayes: Supervisor: Michael Schiliro, Councilman: Barbara DiGiacinto,
Councilman: Barry Reiter, Councilman: Saleem Hussain
Noes: Councilman: José Berra

RESOLUTION

Action: Special Use Permit Extension of Time for Attached, Semidetached, Detached, or Multifamily dwellings in the Residential Multifamily—Downtown Armonk (R-MF-DA) District

Application Name: Mariani Residential Development

Owner/Applicant: 45 Bedford Road LLC

Zone: Residential Multifamily—Downtown Armonk (R-MF-DA) District

Location: 45 Bedford Road

Original Date of Approval: October 16, 2019

Extension Date of Approval: October 14, 2020

Expiration Date: October 16, 2021 (1 year)

WHEREAS, on October 16, 2019 the Town of North Castle Town Board approved a special use permit application to construct 43 residential units containing 76 bedrooms in four buildings; and

WHEREAS, the Town Board believes and finds that it is in the mutual best interest of both the Town and the Applicant to grant an extension of the special permit approval expiration to October 16, 2021;

NOW, THEREFORE, BE IT RESOLVED, that based on the Applicant's stated intention to redevelop the property, and pursuant to Article VII of the Zoning Chapter of the Town Code, the expiration date of the special permit shall be extended so that special permit approval shall expire on October 16, 2021; and

BE IT FURTHER RESOLVED, that all prior conditions of the October 16, 2019 resolution of special permit approval shall remain valid and in full force and effect.

Councilman: José Berra moved, seconded by Councilman: Barbara DiGiacinto, receipt of the following regarding request for use of public right of way for parking at 77 Lafayette Avenue, North White Plains: letter from 77 Lafayette, LLC, dated October 6, 2020; letter from Director of Planning Adam Kaufman, dated October 6, 2020; and memo from Police Department, dated October 8, 2020.

Vote- Unanimous

Councilman: José Berra moved, seconded by Councilman: Saleem Hussain, receipt of the following regarding the extension of Water District No.7 to include the property located at 150 Bedford Road, Armonk: petition from R&R 150 Bedford Road LLC; and memo from Director of Water and Sewer Sal Misiti Operations, dated October 6, 2020.

Vote- Unanimous

Regarding the extension of Water District No.7 to include the property located at 150 Bedford Road, Armonk, Councilman: José Berra moved, seconded by Councilman: Barbara DiGiacinto, adoption of an Order calling a Public Hearing on November 4, 2020.

The roll call vote was as follows:

Ayes: Supervisor: Michael Schiliro, Councilman: Barbara DiGiacinto,
Councilman: Barry Reiter, Councilman: José Berra, Councilman: Saleem Hussain

Noes: None

Councilman: Saleem Hussain moved, seconded by Councilman: Barbara DiGiacinto, award of bid for Elevator project at the North Castle Public Library, Armonk to Abbott & Price, Inc. for a total cost of \$296,808, and authorization for the Supervisor to sign the agreement.

Vote- Unanimous

Councilman: Barry Reiter moved, seconded by Councilman: José Berra, approval of request from Byram Hills Education Foundation (BHEF) and the Parks and Recreation Department for a Drive in Movie at Community Park on Sunday, October 25, 2020 from 6 to 8 PM, and receipt of memo from Recreation Superintendent Todd Orłowski, dated October 6, 2020.

Vote- Unanimous

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Councilman: Barbara DiGiacinto moved, seconded by Councilman: Barry Reiter, ratification of approval for Atlantic Westchester, Inc. for alcohol permit at Lombardi Park Pavilion for company picnic on Friday, October 2, 2020.

Vote- Unanimous

Councilman: José Berra moved, seconded by Councilman: Barbara DiGiacinto, approval of the following payment applications for work along Route 22 along the Windmill Farm stone wall, to be paid from Brynwood Community Benefits Agreement escrow account:

- Landscape Concepts in the amount of \$14,520 for landscape work
- JDR Tree Service, Inc. in the amount of \$3,500 for tree work.
- Serafin Gayosso in the amount of \$4,500 for masonry repairs.
- Residents of Windmill, Inc. (ROWI) in the amount of \$5,850 for reimbursement of wall lighting restoration.

Vote- Unanimous

Councilman: Barry Reiter moved, seconded by Councilman: Barbara DiGiacinto, receipt of letter from Benerofe Properties, dated October 5, 2020, regarding New King Street Planned Water Main, and referral to Director of Water and Sewer Sal Misiti.

Vote- Unanimous

Councilman: Barry Reiter moved, seconded by Councilman: Barbara DiGiacinto, authorization for the Supervisor to sign Memorandum of Understanding with Byram Hills School District for the provision by the Town of School Resource Police Officer (SRO) for the 2020 – 2021 school year.

Vote- Unanimous

Councilman: Barry Reiter moved, seconded by Councilman: Barbara DiGiacinto, approval of resolution to authorize a salary increase for Police Chief Peter Simonsen, effective January 1, 2020.

Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Barry Reiter, receipt of letter of resignation for purposes of Retirement from Donald Caturano, Highway Department, effective October 31, 2020.

Vote- Unanimous

Councilman: José Berra moved, seconded by Councilman: Barbara DiGiacinto, approval of reappointment of Beata Buhl Tatka to the Architectural Review Board (ARB) for a five-year term to expire September 13, 2025.

Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: José Berra, approval of reappointment of Larry Ruisi to the Budget and Finance Advisory Committee for a three-year term to expire September 30, 2023

Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Saleem Hussain, approval of appointment of Kim Longo to the Library Board for a five-year term to expire October 14, 2025.

Vote- Unanimous

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Councilman: Barbara DiGiacinto moved, seconded by Councilman: Barry Reiter, approval of Consensus Agenda as follows:

- Audit and approval of payments of \$40,081,470.58 as indicated on Warrant No.18, dated October 14, 2020.
- Town Clerk's Report: September 2020.
- Receipt of Supplemental Summons and Verified Amended Complaint in the Matter of Paulo J. Elias vs. Town of North Castle and Leggio Corp.
- Release of Highway Bonds
 - Con Edison – Permits 1348, 1351, 1352, 1365, 1384, 1417 and 1424 in the amount of \$9,907.50 for various locations throughout the Town.
 - Arrow Blacktop – Permits 1095 and 1098 for driveway resurfacing at 38 Nethermont and 1 Trudy Lane in the amount of \$2,400.
 - Pietro DiSisto – Permit 1091 for driveway resurfacing at 1 Davis Drive in the amount of \$1,200.
 - Pietro DiSisto – Permit 1090 for driveway resurfacing at 6 Hallock Place is cancelled and bond will be rolled over to Permit 1102 for driveway resurfacing at 10 Spruce Hill Road in the amount of \$1,200.

After all persons were heard who desired to be heard, the Supervisor closed the regular meeting at 9:17 p.m. in memory of Joseph J. Grillo, Jr., resident and Byram Hills Baseball Coach; Max Spector, resident; and Alan Wohl, father of David Simon, and father-in-law of Town Clerk Alison Simon.

Alison Simon, Town Clerk

Dated: October 22, 2020