

Town Board Minutes
Town of North Castle
15 Bedford Road
Armonk, New York
on
February 26, 2014

The meeting was called to order at 5:00 p.m. on the duly adopted motion of Councilman D'Angelo, for a work session, which then adjourned to executive session at 6:00 p.m. All Town Board members, the Town Attorney and the Town Administrator were present for the work session and the executive session which closed at 7:35p.m. The Town Clerk joined the regular meeting which reconvened at 7:40 p.m.

Supervisor	Michael J. Schiliro
Councilmen:	Stephen D'Angelo
	Barbara DiGiacinto
	Barry Reiter
	José Berra
Town Clerk	Anne Curran
Town Attorney	Roland A. Baroni
Town Administrator	Joan Goldberg

Supervisor Schiliro recognized the service and contributions of Wesley Mojica who recently received a disability retirement from the Police Department, as Police Officer and D.A.R.E. Officer, due to an accident and injuries sustained on the job. Councilmen D'Angelo and Reiter also wished Officer Mojica well and recounted the impact he had on students through his involvement with the D.A.R.E. program and with the Boy Scouts.

Chief of Police Geoffrey Harisch addressed the Town Board regarding his recommendation for the appointment of Police Officer Thomas McCormack to Police Detective. Chief Harisch explained that Officer McCormack has been assigned to the Detective Division since March, 2013 and praised his impeccable reputation, stellar evaluation reports and work ethic.

Councilman Reiter moved, seconded by Councilman Berra, approval of recommendation from Chief of Police Harisch, and appointment of Police Officer Thomas McCormack to Police Detective, effective March 1, 2014, at the budgeted salary.

Vote Unanimous.

Supervisor Schiliro highlighted some of the topics discussed at the February 2014 Association of Towns Training School and Annual Meeting, including shared service and inter-municipal agreements.

Councilman D'Angelo moved, seconded by Councilman Reiter, approval of the minutes of the February 12, 2014 meeting.

Vote Unanimous.

Councilman D'Angelo moved, seconded by Councilman Reiter, the appointment of Councilman Berra as Liaison to the following Board, Committees and Departments:

- Open Space Committee
- Highway Department
- Conservation Board
- Recycling Committee
- Sustainable North Castle
- Fire Department – Banksville
- Police Department
- Communications Committee

The roll call vote was as follows:

Town Board Minutes
February 26, 2014

Ayes: Councilmen D'Angelo, DiGiacinto, Reiter, Supervisor Schiliro

Noes: None

Abstained: Councilman Berra

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, approval of request from Veneziano & Associates to extend the Special Use Permit for the MBIA Headquarters Expansion, scheduled to expire on March 24, 2014, for the five year period of February 24, 2104 to March 24, 2019.

Vote Unanimous.

Councilman D'Angelo moved, seconded by Councilman Reiter, approval of request from Sal Misiti, Director of Water and Sewer Operations, to bid the replacement of roofs for the main control building and auxiliary buildings of the wastewater treatment plant.

Vote Unanimous.

Pursuant to a letter from Tax Receiver Colombo regarding a Consent Judgment, Councilman D'Angelo moved, seconded by Councilman DiGiacinto, authorization to issue a refund for U-Haul, 1 Virginia Road, North White Plains, Parcel I.D. 122-020-1-002, for tax years 2008 - 2013 in the total amount of \$ 6,907.68.

Vote Unanimous.

Councilman Reiter moved, seconded by Councilman D'Angelo, receipt of the following donations to the Beautification Committee:

- Senator George Latimer, \$200 donation for the Plant-a-Tree Program
- Luis F. Perez donation in the form of waiver of payment due by the Town and additional work done for the design of hamlet signs.

Vote Unanimous.

Councilman D'Angelo moved, seconded by Councilman Berra, approval of Communications Committee recommendation to install digital monitors in the Town Hall lobby and the North Castle Community Center lobby for promotion of community announcements and events.

Vote Unanimous.

Councilman D'Angelo moved, seconded by Councilman Reiter, approval of request from Town Administrator Goldberg to bid for copiers.

Vote Unanimous.

Councilman D'Angelo moved, seconded by Councilman Berra, approval to consider one of the following road names for private road created within Madonna Subdivision, 95-97 Cox Avenue: Willet Place or Knowlton Place, and referral to the Road Naming Committee. (The third street name of Quinby Court, recommended by the developer, was rejected as there currently exists a Quinby Ridge in Armonk.)

Vote Unanimous.

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, that Matthew Trainor, Acting Superintendent of Recreation, receive an increase of \$5,000 to his annual stipend effective March 1, 2014.

Vote Unanimous.

Councilman D'Angelo moved, seconded by Councilman Berra, receipt of letters from retired Town Justice, Robert McGoe and retired Town Justice, Susan Shimer, recognizing the dedicated service and outstanding contribution of Claudia Pulise, Court Clerk to the Town of North Castle.

Vote Unanimous.

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, the following appointments to the Elijah Miller House Committee, to serve at the pleasure of the Board:

1. Leo Vircillo
2. Martino Maiuolo
3. Sharon Tomback

Vote Unanimous.

Councilman D'Angelo moved, seconded by Councilman Berra, approval of request from Chief of Police Harisch for Sergeants Timothy See and Brant Sammann to attend Tactical Training Conference in Verona, New York, from April 29 – May 1, 2014, and approval to use town vehicle.

Vote Unanimous.

Ratification of Police Dept. participation in Basic Juvenile Officer Training, February 17-21, in Valhalla, NY, for Sergeant Dennis Murray, Detective Patsy DeBenedictis, and Police Officers Thomas McCormack, Bill Scherf, Douglas Gellard, Kevin Finateri and Donald Ahrenberg was tabled at the request of Councilman DiGiacinto.

A memorandum from Kellard Sessions requesting re-assignment street addresses on Windmill Road, between the intersections of Spruce Hill and Mill Lane, was received, though consideration of this action was tabled at the request of Supervisor Schiliro. The Supervisor suggested that a work session be scheduled to review E-911 compliance requirements in light of this recommendation when affected property owners may participate.

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

- Receipt of notice from Kellard Sessions and approval of assignment of new street address to a vacant lot on Sarles Street as follows:

<u>Current Street Address</u>	<u>New Street Address</u>	<u>Section, Block, Lot</u>
None	31 Sarles Street	101.01-1-1.8 (Old SBL 2/04/1.-4.A)
- Receipt of Verizon FIOS Franchise fee payment in the amount of \$30,542.16 for 4th Qtr. 2013.
- Receipt of Cablevision Franchise fee payments, in the amounts of \$31,052.00 for Cablevision system and \$8,883.00 for Cablevision Southern Westchester system, for 4th Qtr. 2013.
- Receipt of Notice of Claim regarding Paula Caetano vs. Town of North Castle and referral to Town Attorneys.

Vote Unanimous.

Late Addition: Councilman D'Angelo moved, seconded by Councilman DiGiacinto, approval of engagement of Rutherford & Christie for legal services with respect to the February 2014 Grievance Filed by The Police Benevolent Association of the Town of North Castle, File No. 1967.002.

Vote Unanimous.

The Town Board audited and approved payments totaling \$272,651.91 as indicated on Warrant #4.

After all persons were heard who desired to be heard, the Supervisor closed the regular meeting in memory of residents: John (J.R.) Tesone, Armonk; Berta Simnowski, North White Plains; and Barbara Schwartz, Armonk. The Town Board reconvened into Executive Session at 9:05 p.m on the duly adopted motion of Councilman DiGiacinto. The Executive Session concluded at 9:55 p.m. and the meeting was then closed on the duly adopted motion of Councilman DiGiacinto.

Anne Curran, Town Clerk

Dated: March 11, 2014

RESOLUTION

Action:	Special Use Permit Approval – Extension of Time
Application Name:	MBIA Headquarters Expansion
Owner/Applicant:	MBIA Insurance Corporation
Designation:	Section 113.04, Block 1, lot 13 Section 113.04, Block 1, lot 14 Section 118.02, Block 1, lot 1
Zone:	DOB-20A Zoning District
Acreage:	35.97-acres
Location:	Route 120 (King Street)
Original Date of Approval:	March 24, 2004
Extension Date of Approval:	February 26, 2014
Expiration Date:	March 24, 2019

WHEREAS, on March 24, 2004, the Town Board granted to MBIA a special permit pursuant to Section 213-33(Q), which special permit expires on March 24, 2014; and

WHEREAS, the previously approved application permitted MBIA to develop an additional 165,000 square feet of office space on its property, together with 53,000 square feet of additional amenity space and a 15,000 square foot meeting house, thereby increasing the size of its corporate headquarters from approximately 235,000 square feet of office space and 26,000 square feet of amenity space to approximately 400,000 square feet of office space and 94,000 square feet of amenity space, including the proposed meeting house; and

WHEREAS, the Town Board believes and finds that it is in the mutual best interest of both the Town and MBIA to grant an extension of the special permit approval expiration to March 24, 2019; and

NOW, THEREFORE, BE IT RESOLVED, that based on MBIA's stated intention to develop the project in phases, and pursuant to §213-32 of the Zoning Ordinance, the expiration date of the MBIA Headquarters special permit shall be extended so that special permit approval for the MBIA corporate headquarters expansion shall expire on March 24, 2019; and

BE IT FURTHER RESOLVED, that all prior conditions of the March 24, 2004 resolution of special permit approval shall remain valid and in full force and effect.