

Town Board Minutes  
Town of North Castle  
15 Bedford Road  
Armonk, New York  
on  
January 27, 2021

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 7:12 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 7:31 p.m. The regular meeting reconvened at 7:38 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

The Supervisor dedicated the meeting in memory of his mother, Jean Schiliro.

County Executive George Latimer provided an update regarding the County's response to COVID-19.

Councilman: Barry Reiter moved, seconded by Councilman: Barbara DiGiacinto, approval of Town Board Minutes: January 13, 2021.  
Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Saleem Hussain, award of bid to AFL General Construction, Inc. for the North White Plains Community Center (NWPPC) Renovation Project in the amount of \$896,700; and authorization for the Supervisor to sign agreement.  
Vote- Unanimous

With regard to a proposed Local Law to amend Chapter 355 Zoning, Section 355-28 Additional R-MF-SS Residence District Regulations, Subsection C. AFFH Units regarding 162 Bedford Road, Armonk (formerly known as the Lumberyard), Councilman: Barbara DiGiacinto moved, seconded by Councilman: Saleem Hussain, receipt of a letter from the Westchester County Planning Board, dated December 18, 2020, and a letter from the Planning Board, dated January 12, 2021.  
Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Saleem Hussain, the scheduling of a Public Hearing on February 10, 2021 regarding a proposed Local Law to amend Chapter 355 Zoning, Section 355-28 Additional R-MF-SS Residence District Regulations, Subsection C. AFFH Units regarding 162 Bedford Road, Armonk (formerly known as the Lumberyard).

The roll call vote was as follows:

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

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Councilman: Barbara DiGiacinto moved, seconded by Councilman: José Berra, receipt of the following regarding the Eagle Ridge project, 3 North Castle Drive, Armonk: Letter from Westchester County Planning Board, dated January 4, 2021, with comments regarding the Final Environmental Impact Statement (FEIS) dated December 2020; and receipt of a Draft State Environmental Quality Review Act (SEQRA) Findings Statement with comments from Director of Planning Adam Kaufman.

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: José Berra, approval of recommendation of Kellard Sessions regarding release of Guarantee Bond in the amount of \$315,127.10 to Peter J. Landi, Inc. for Whippoorwill Crossing Intersection Improvements and Culvert Replacement.

Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Saleem Hussain, approval of recommendation from Kellard Sessions regarding release of Guarantee Bond in the amount of \$83,875 to Aqua Works Inc. for Betsy Sluder Nature Preserve and Duck Pond Improvements.

Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: José Berra, approval of recommendation from Kellard Sessions regarding release of Guarantee Bond in the amount of \$220,214 to ELQ Industries, Inc. for Wampus Brook Park South Bridge Replacement.

Vote- Unanimous

Councilman: José Berra moved, seconded by Councilman: Saleem Hussain, approval of recommendation from Kellard Sessions regarding extension of Guarantee Bond for Aqua Works, Inc. for Leatherman Court Drainage Improvements for a period of one year.

Vote- Unanimous

Councilman: José Berra moved, seconded by Councilman: Barbara DiGiacinto, receipt of the recommendation from Parks and Recreation Advisory Board, dated January 8, 2021, a memo from Town Administrator Kevin Hay, dated January 21, 2021, and authorization for the Parks and Recreation Department to seek bids for site development and installation of comfort station at Community Park.

Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Saleem Hussain, authorization for the Town's Attorneys to execute a Consent Judgment in the following Tax Certiorari matter: Evan Mittman vs. Town of North Castle – Index No. 60728/20.

Vote- Unanimous

Councilman: Barry Reiter moved, seconded by Councilman: Barbara DiGiacinto, approval of salary increases for the following Department Head/Non-Union employees, effective January 1, 2021: Mindy Berard, Adam Kaufman, Edie Martimucci, Robert Melillo, Salvatore Misiti, Jamie Norris, Todd Orlowski, Alison Simon, Peter Simonsen, Abbas Sura, and Kevin Hay.

Vote- Unanimous

Councilman: Barry Reiter moved, seconded by Councilman: Barbara DiGiacinto, receipt of resignation from Robin Glat from the Board of Ethics, effective January 31, 2021.

Vote- Unanimous

Councilman: Barry Reiter moved, seconded by Councilman: Barbara DiGiacinto, approval of reappointment of Alex Greene to the Budget and Finance Advisory Committee for a three-year term to expire December 31, 2023.

Vote- Unanimous

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Councilman: Barry Reiter moved, seconded by Councilman: Barbara DiGiacinto, approval of reappointment of Lester Berkelhamer to the Zoning Board of Appeals for a five-year term to expire December 31, 2025.

Vote- Unanimous

Councilman: José Berra moved, seconded by Councilman: Barbara DiGiacinto, approval of Consensus Agenda as follows:

- Audit and approval of payments in the amount of \$315,958.52 as indicated on Warrant No. 2, dated January 27, 2021.
- Release of Highway Bonds.
  - Brian Baranaskas – Permit 0963 for curb cut at 4 Megan Lane in the amount of \$750.
- Receipt of NYS Supreme Court Appellate Division Decision and Order denying motion to appeal in the matter of Anthony Futia, et al., vs. Town of North Castle.

Vote- Unanimous

After all persons were heard who desired to be heard, the Supervisor closed the regular meeting at 10:56 p.m. in memory of his mother, Jean Schiliro; Anna Lynch, mother of former Town Clerk Anne Curran; resident Allan Miller; and Richard Cohen, father of Lisa Nichols.

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Alison Simon, Town Clerk

Dated: February 2, 2021