

VILLAGE OF PELHAM BOARD OF TRUSTEES REGULAR MEETING
TUESDAY, FEBRUARY 5, 2008 – 7:30 PM
VILLAGE HALL – 195 SPARKS AVENUE, PELHAM, NY
AGENDA

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|----|--------------------------------|--|---------------|
| 1. | Call To Order | | |
| 2. | Pledge of Allegiance | | |
| 3. | Mayor’s Report | | |
| 4. | Trustees’ Reports | | |
| 5. | Village Administrator’s Report | | Approximate |
| 6. | Public Comment | | Starting Time |
| # | Agenda Items: | | of Discussion |

	Committee Reports		7:40 p.m.
7.	Website and Telecommunications initiatives.		Discussed
8.	Flooding Initiatives.		Discussed
9.	Environmental Initiatives.		Discussed
10.	Comprehensive Plan update; Site Plan Process Review update.		Discussed
11.	Human Resources and Administration report.		Discussed
	Human Resources		8:10 p.m.
12.	Considering appointment by the Mayor of a new General Foreman.		Authorized
13.	Considering appointment of a new Village Attorney.		Authorized
	Property Tax Relief for Cold War Veterans		8:20 p.m.
14.	Scheduling a Public Hearing for February 19, 2008, on a draft proposed Local Law to allow a new property tax exemption for <i>Cold War Veterans</i> , mirroring Town and County property law changes.		Scheduled
	Streets and Traffic		8:25 p.m.
15.	Authorizing the annual Pelham Little League Parade to use Village streets, on April 12, 2008 from 8 a.m. to 11 a.m.		Authorized
16.	Considering the package of changes for the Safe Routes to Schools initiative, relevant to street, traffic and parking changes around the Hutchinson School.		Approved
17.	Considering making the block of 3 rd Avenue, southbound from 5 th Street to Lincoln Avenue, permanently “One Way” southbound, as part of the Safe Routes to School program.		Approved
	Land Use		8:45 p.m.
18.	Considering an application and request from the Pelham Medical Group to reduce their performance bond from four hundred thousand dollars (\$400,000) to two hundred thousand dollars (\$200,000) to cover the remaining Phase 2 cliff remediation work.		Tabled
	General Business and contracts		9:15 p.m.
19.	Considering a proposal by Community Markets to establish a Farmer’s Market in Pelham.		Approved
	Housekeeping		9:45 p.m.
20.	Authorizing the Accounts Payable		Approved
21.	Old Business/New Business		Discussed
22.	Minutes –January 8, 2008 and January 22, 2008		Tabled
23.	Executive Session		Approved
24.	Adjournment		Adjourned

Next Regular Board Meetings are Tuesdays February 19 and March 4, 2008.
March 25 will be the second March meeting, as Village Elections are on March 18, 2008.
* All meetings start at 7:30 p.m. unless otherwise noted. Agenda is subject to change.

VILLAGE OF PELHAM BOARD OF TRUSTEES REGULAR MEETING MINUTES
TUESDAY, FEBRUARY 5, 2008 – 7:30 P.M.
VILLAGE HALL – 195 SPARKS AVENUE, PELHAM, NY

Item #1 – Meeting called to order: The meeting of the Board of Trustees was called to order by Mayor Edward Hotchkiss at 7:35 p.m.

The following members of the Board of Trustees were present:

Mayor Edward Hotchkiss, Trustees Greco, Homan, Lewis, Morris, and Potocki. Trustee Weinstein was absent.

Village staff in attendance:

Administrator/Treasurer Richard Slingerland and Administrative Aide Devron Wilson,

Item #2 – Pledge of Allegiance:

The Pledge of Allegiance was led by Mayor Edward Hotchkiss.

Item #3 – Mayor's Report:

Mayor Hotchkiss reported that the polls are open and residents can vote at the Daronco Townhouse until 9 pm. He also reported that there was a Block Party held on Sunday near B & B's Bar and Grill for the Super Bowl, and he congratulated all fans of the New York Giants on the team's Super Bowl win.

Item #4 – Trustees' Report:

Trustee Greco had nothing to report.

Trustee Potocki reported that he is working on developing safer and better illuminated routes for commuters from the Metro North train station in the evening. The Department of Public Works (DPW) and the Police Department located approximately 20 to 40 locations that need street light upgrades. Trustee Potocki agreed with Police Chief Benefico's recommendation that everyone program the Pelham Police Department phone number into their cell phone.

Trustee Homan reported that she met with Acting General Foreman Michael Shriman, Former General Foreman Harry Pallett, and Village Clerk Terri Rouke to discuss flower baskets for Spring, 2008. She mentioned that the current flower baskets are too small. Trustee Homan asked Richard Heller, Landscaper, for suggestions on the hanging flower baskets. She mentioned that he recommends the village use a larger, more biodegradable basket than the baskets that are used presently.

Trustee Lewis had nothing to report on that was not included in the agenda.

Trustee Morris had nothing to report on that was not included in the agenda.

Item #5 – Village Administrator's Report:

Village Administrator Richard Slingerland had nothing to report on that was not included in the agenda.

Item #7 – Website and Telecommunications initiatives:

(THIS TOPIC WAS MOVED UP FROM LATER IN THE AGENDA)

Administrative Aide Devron Wilson spoke about the progress of the village website project. Mr. Wilson reported that he is coordinating with Eddie Ganbaum of the Pelham High School Technology Department to improve the functionality of the village website. He mentioned that he had contacted him again recently, and that he expects a proposal from the High School some time in late February, or early March.

Trustee Geoff Lewis reported that Verizon is in negotiations with the Village for a franchise to offer fiber optic cable service to residents in the Village of Pelham. The village had a meeting with representatives from Verizon last week to discuss contract matters.

Joseph Vorel of Maple Avenue mentioned that Cablevision's Wi Fi wireless internet service was not working in the Pelham Downtown yesterday.

Administrator Slingerland mentioned that the telephones at the firehouse will be switched over soon from Cablevision to Lightpath. The switch will save the village 30% on their telephone bill.

Item #8 – Flooding Initiatives:

(THIS TOPIC WAS MOVED UP FROM LATER IN THE AGENDA)

Mayor Hotchkiss reported that the village received \$125,000 for flood remediation and stormwater detention from Congressman Nita Lowey. Nita Lowey was hospitalized a few days ago. Mayor Hotchkiss wished Nita Lowey a speedy recovery.

Administrator Slingerland reported that the village's request for reconsideration of the Community Development Block Grant (CDBG) application for flood remediation was denied. He mentioned that the County had prioritized most of their re-grants to be used on housing units, rehabilitation and repairs, rather than on infrastructure. He mentioned that the village plans to submit new applications to the CDBG program by the June 2, 2008 deadline.

Item #9 – Environmental Initiatives:

(THIS TOPIC WAS MOVED UP FROM LATER IN THE AGENDA)

Administrator Slingerland reported that the New York Power Authority (NYPA) will be conducting an electrical energy audit of the village on Thursday, February, 7, 2008. Administrator Slingerland also reported that the village had completed replacement of all of the windows in Village Hall, to make the building more energy efficient. Mr. Slingerland mentioned that April 21st is Earth Day, and that the Village plans to develop an Earth Day initiative.

Item #10 – Comprehensive Plan update; Site Plan Process Review update:

(THIS TOPIC WAS MOVED UP FROM LATER IN THE AGENDA)

Mayor Hotchkiss reported that Carey Weiss of 235 Corlies Avenue has agreed to take photos around the Village to add to the Village's Comprehensive Plan.

Site Plan Review Process Update:

Mayor Hotchkiss mentioned that he had chaired a meeting attended by members of the Architectural Review Board, Planning Board, Administrator Slingerland and Building Inspector Russo to review the site plan review process for improvements to streamline the process. As an outcome of the meeting, the Planning Board and Architectural review board will now have the ability to approve plans for garages and additions without subsequently sending an applicant to the Board of Trustees. Plans for new buildings and commercial buildings will still go before the Board of Trustees.

Another outcome of the meeting is that applicants will now be given written instructions about the site plan review process. The instructions will also be posted on the village website.

Item #11 – Human Resources and Administration report:

(THIS TOPIC WAS MOVED UP FROM LATER IN THE AGENDA)

Mayor Hotchkiss mentioned that the village is in the process of developing a Human Resources/Policy manual. Trustee Homan suggested that the village contact the Pace University Michaelian Institute for information to see if they had any resources or sample human resource manuals.

Mayor Hotchkiss also mentioned that he has asked Mr. Slingerland to research having an operational strategic risk assessment done for the village. The risk assessment will focus on strategic planning for critical times, and the continuance of vital functions by the appropriate staff and departments.

Item #6 – Public Comment:

Mary Veith of Nyac Avenue expressed her concern about some of the playing fields in Pelham being converted to turf. She stated her concern that converting the fields to turf will increase flooding in the village. Maggie Klein of the Pelham Weekly mentioned that there will be a meeting held at the Pelham High School Library on Saturday, February 9, 2008 at 11am. Turf fields will be a topic for discussion at the meeting.

Trustee Potocki assured her he would convey her concerns to the schools fields committee.

Item #12 – Considering appointment by the Mayor of a new General Foreman:

Mayor Hotchkiss swore in Michael Shriman to the position of Village of Pelham General Foreman. Trustee Homan mentioned that there will be a retirement party for Former General Foreman Harry Pallett on February 28, 2008 at the Davenport in New Rochelle. If anyone would like more information about the retirement party they should contact Village Hall at 738-2015.

A motion was made by Trustee Homan, with a second by Trustee Potocki to adopt the resolution. The motion was approved unanimously by vote of six in favor, none opposed. Trustee Weinstein was absent.

RESOLUTION

AUTHORIZING THE APPOINTMENT BY THE MAYOR
OF A CANDIDATE TO THE POSITION OF GENERAL FOREMAN
IN THE PELHAM PUBLIC WORKS DEPARTMENT

BE IT RESOLVED, that the Board of Trustees of the Village of Pelham authorize the appointment by the Mayor of Michael Shriman of Pelham, New York, to the position of General Foreman, with an effective date of appointment to start on Monday, February 4, 2008, with salary and benefits as agreed upon in an offer letter dated January 17, 2008, subject to the requirements of Civil Service, for a probationary period of one (1) year, and authorizes the Mayor and the Village Administrator to take the necessary and appropriate actions to effect this appointment.

Item #13 – Considering appointment of a new Village Attorney:

Mayor Hotchkiss swore in Ed Bullock to the position of Village Attorney.

A motion was made by Trustee Homan, with a second by Trustee Greco to adopt the resolution. The motion was approved unanimously by vote of six in favor, none opposed. Trustee Weinstein was absent.

RESOLUTION

AUTHORIZING THE APPOINTMENT BY THE MAYOR
OF ED BULLOCK AS THE NEW VILLAGE ATTORNEY,
REPLACING ROBERT TRACY, WHO HAS RESIGNED

BE IT RESOLVED, that the Board of Trustees of the Village of Pelham authorize the appointment by the Mayor of Ed Bullock of Pelham, New York, as Village Attorney, effective immediately, replacing Robert Tracy who has resigned due to other obligations, and authorizes the Mayor and the Village Administrator to take the necessary and appropriate actions to effect this appointment; and

BE IT FURTHER RESOLVED, that the Mayor and Board of Trustees authorize Robert J. Tracy to continue his voluntary service to the Village in labor negotiations matters, with much thanks and appreciation for his continued service to the Village.

Item #14 – Scheduling a Public Hearing for February 19, 2008, on a draft proposed Local Law to allow a new property tax exemption for *Cold War Veterans*, mirroring Town and County property law changes:

Administrator Slingerland reviewed the potential Fiscal Effect with the board, and explained his discussions with the Assessor, and their estimates that it would not have a tax impact of more than about \$1,500, that would be shifted to other tax payers.

A motion was made by Trustee Homan, with a second by Trustee Potocki to adopt the resolution. The motion was approved unanimously by vote of six in favor, none opposed. Trustee Weinstein was absent.

RESOLUTION

SCHEDULING A PUBLIC HEARING
A LOCAL LAW THAT AMENDS CHAPTER 73, REAL ESTATE TAX EXEMPTIONS
TO ENACT A NEW PROPERTY TAX EXEMPTION PROGRAM
FOR COLD WAR VETERANS

The Board of Trustees of the Village of Pelham hereby schedules a public hearing to be held at 7:30 p.m. on Tuesday, February 19, 2008, in Village Hall at 195 Sparks Avenue, Pelham, NY, on a draft proposed Local Law that would amend the Code of the Village of Pelham, as follows:

A Local Law That Amends Chapter 73 To Enact A New Article IV, entitled, “Cold War Veteran’s Property Tax Exemption”, pursuant to Section 458-b of the NYS Real Property Tax Law.

A copy of the Local Law is on file in the offices of the Village Clerk and may be viewed during normal business hours of 8 a.m. to 5 p.m., or an electronic copy may be obtained from the opening page of the Village’s website www.pelhamgov.com.

By Order of the Mayor and Board of Trustees
Terri Rouke, Village Clerk
Richard Slingerland, Village Administrator/Deputy Clerk

A Local Law That Amends Chapter 73 To Enact A New Article IV, entitled, “Cold War Veteran’s Property Tax Exemption”, pursuant to Section 458-b of the NYS Real Property Tax Law.

BE IT ENACTED by the Board of Trustees of the Village of Pelham as follows:

Section 1.

A New Article IV in Chapter 73 of the Pelham Village Code, entitled, "Cold War Veteran's Property Tax Exemption" is hereby enacted as follows:

Section 2.

§ 73-13. Purpose.

The purpose of this Article is to grant cold war veterans who meet the requirements set forth in Section 458-b of the New York State Real Property Tax Law with a real property tax exemption.

§ 73-14. Definitions.

As used in this Article:

COLD WAR VETERAN -- means a person, male or female, who served on active duty in the United States armed forces, during the time period from September second, nineteen hundred forty-five to December twenty-sixth, nineteen hundred ninety-one, was discharged or released therefrom under honorable conditions and satisfies any other requirements set forth in Section 458-b(1)(a) of the New York State Real Property Tax Law.

ARMED FORCES – means the United States army, navy, marine corps, air force, and coast guard.

ACTIVE DUTY – means full-time duty in the United States armed forces, other than active duty for training.

SERVICE CONNECTED – means, with respect to disability or death, that such disability was incurred or aggravated, or that the death resulted from a disability incurred or aggravated, in line of duty on active military, naval or air service.

QUALIFIED OWNER – means a Cold War veteran, the spouse of a Cold War veteran, or the unremarried surviving spouse of a deceased Cold War veteran. Where property is owned by more than one qualified owner, the exemption to which each is entitled may be combined. Where a veteran is also the unremarried surviving spouse of a veteran, such person may also receive any exemption to which the deceased spouse was entitled.

QUALIFIED RESIDENTIAL REAL PROPERTY – means property owned by a qualified owner which is used exclusively for residential purposes; provided, however, that in the event that any portion of such property is not used exclusively for residential purposes, but is used for other purposes, such portion shall be subject to taxation and only the remaining portion used exclusively for residential purposes shall be subject to the

exemption provided by this section. Such property shall be the primary residence of the Cold War veteran or the unremarried surviving spouse of a Cold War veteran; unless the Cold War veteran or unremarried surviving spouse is absent from the property due to medical reasons or institutionalization subject to such time limitations, if any, as are set forth in Section 458-b(1)(f) of the New York State Real Property Tax Law.

LATEST STATE EQUALIZATION RATE – means the latest final equalization rate established by the New York State Board of Real Property Tax Services pursuant to article twelve of the New York State Real Property Tax Law.

LATEST CLASS RATIO – means the latest final class ratio established by the New York State Board of Real Property Tax Services pursuant to title one of article twelve of the New York State Real Property Tax Law for use in a special assessing unit as defined in section eighteen hundred one of the New York State Real Property Tax Law.

§ 73-15. Amount of Exemption; Limitations.

1. Qualifying residential real property shall be exempt from taxation to the extent of fifteen percent (15%) of the assessed value of such property; provided however, that such exemption shall not exceed twelve thousand dollars (\$12,000) or the product of twelve thousand dollars (\$12,000) multiplied by the latest state equalization rate of the assessing unit, or, in the case of a special assessing unit, the latest class ratio, whichever is less.
2. In addition to the exemption provided by subdivision “1” of this Section, where the Cold War veteran received a compensation rating from the United States veterans affairs or from the United States department of defense because of a service related disability, qualifying residential real property shall be exempt from taxation to the extent of the product of the assessed value of such property, multiplied by fifty percent of the Cold war veteran disability rating; provided, however, that such exemption shall not exceed forty thousand dollars (\$40,000) or the product of forty thousand dollars (\$40,000) multiplied by the latest state equalization rate of the assessing unit, or, in the case of a special assessing unit, the latest class ratio, whichever is less.
3. If a Cold War veteran receives either a veterans’ exemption under Article III of this Chapter, authorized by Section 458 of the Real Property Tax Law, or an alternative veterans’ exemption authorized by Section 458-a of the Real Property Tax Law, the Cold War veteran shall not be eligible to receive an exemption under this Article.

§ 73-16. Duration of Exemption.

The exemption provided by subdivision “1” of Section 473.321 of this Article shall be granted for a period of ten (10) years. The commencement of such ten year period shall be governed pursuant to this section. Where a qualified owner owns qualifying residential real property on the effective date of this Article, or such other date as may be set forth in Section 458-b(2)(c)

of the New York State Real Property Tax Law, such ten year period shall be measured from the assessment roll prepared pursuant to the first taxable status date occurring on or after the effective date of this Article, or such other date as may be set forth in Section 458-b(2)(c) of the New York State Real Property Tax Law. Where a qualified owner does not own qualifying residential real property on the effective date of this Article, or such other date as may be set forth in Section 458-b(2)(c) of the New York State Real Property Tax Law, such ten year period shall be measured from the assessment roll prepared pursuant to the first taxable status date occurring at least sixty (60) days after the date of purchase of qualifying residential real property; provided, however, that should the veteran apply for and be granted an exemption on the assessment roll prepared pursuant to a taxable status date occurring within sixty days after the date of purchase of residential real property, such ten year period shall be measured from the first assessment roll in which the exemption occurs. If, before the expiration of such ten year period, such exempt property is sold and replaced with other residential real property, such exemption may be granted pursuant to this Section for the unexpired portion of the ten year exemption period.

Section 73-17. Application for Exemption.

Application for the exemption set forth in this Article shall be made by the qualified owner, or all of the qualified owners, of the property on a form prescribed by the New York State Board of Real Property Tax Services. The owner or owners shall file the completed form in the local assessor's office on or before the first appropriate taxable status date. The owner or owners of the property shall be required to refile at such times and under such circumstances as may be set forth in Section 458-b(4) of the New York State Real Property Tax Law. Any applicant convicted of willfully making any false statement in the application for such exemption shall be subject to the penalties prescribed in the New York State Penal Law.

Section 3. This Local Law shall take effect upon adoption and filing in the Office of the Secretary of State of the State of New York, and shall apply to assessment rolls based on taxable status dates occurring on or after such date.

Item #15 – Authorizing the annual Pelham Little League Parade to use Village streets, on April 12, 2008 from 8 a.m. to 11 a.m.:

A motion was made by Trustee Greco, with a second by Trustee Potocki to adopt the resolution. The resolution was approved unanimously by vote of six in favor, none opposed. Trustee Weinstein was absent.

RESOLUTION AUTHORIZING THE ANNUAL PELHAM LITTLE LEAGUE PARADE ROUTE AND VILLAGE ASSISTANCE (POLICE, FIRE, DPW) AS NECESSARY

BE IT RESOLVED, by the Board of Trustees of the Village of Pelham that the Annual Pelham Little League Parade on Saturday, April 12, 2008, with streets closed from 8 a.m. to 11 a.m., for the parade to take place from 8:30 a.m. until 10:30 a.m. on 5th Avenue from Lincoln Avenue through Wolfs Lane to the High School, with a staging area not West of 5th Avenue on 3rd Street between 5th Avenue and 7th Avenue; and

BE IT FURTHER RESOLVED, that the Village Administrator, Police Chief, Fire Chief and General Foreman are authorized to take the necessary and appropriate actions to implement the plan and make arrangements for this parade.

Item #16 – Considering the package of changes for the Safe Routes to Schools initiative, relevant to street, traffic and parking changes around the Hutchinson School:

Trustee Potocki spoke about the traffic and parking changes at Colonial Elementary School.

John Cassone of 7th Avenue asked about the proposed crosswalk at 2nd Avenue and Lincoln Avenue.

Trustee Potocki informed everyone that the crosswalk at 2nd Avenue and Lincoln Avenue will be painted across 2nd Avenue east to west, not across Lincoln Avenue.

Megan Garufi of Second Avenue suggested that the village have police presence at 2nd Avenue and Lincoln Avenue to help with traffic.

Hutchinson Elementary School Principal Carla Tarazzi mentioned that she appreciates the village's support.

Joseph Vorel of Maple Avenue thanked the village for its efforts regarding the traffic and parking changes around Hutchinson Elementary School. Mr. Vorel suggested the village extend the traffic light at 3rd Avenue and Lincoln Avenue. Mr. Vorel also suggested that police should issue tickets to people who park their cars overhanging the sidewalk from their driveway.

Hutchinson Elementary School Parent Teacher's Association President Clare Persanis thanked the village for its efforts and support. She asked the Village to consider assigning more police enforcement around the school.

A motion was made by Trustee Homan, with a second by Trustee Greco to adopt the resolution. The motion was approved unanimously by vote of six in favor, none opposed. Trustee Weinstein was absent.

Safe Routes to School Program: Traffic and Parking Suggestions near and around Hutchinson Elementary School (to be voted on at the Feb 5th BOT Meeting)

Recommendations summary of safety improvements at or near the Hutch School:

1. Barricade 3rd Avenue at 5th Street and at Lincoln Avenue, to prevent any through-traffic other than drop off traffic.
2. Eliminate the drop-off in front of the school entirely on 3rd Avenue; establish orange-cone protected area like Colonial School.
3. Drop Off Zone on 5th Street. East of First Avenue. From the Stop Sign at 2nd Avenue, westward to First Avenue. Enact No Parking/Stopping/Standing on the

- south side of 5th Street, from 8 a.m. to 4 p.m. Establish a Drop-Off Zone, similar to the one on Highbrook at Colonial School.
4. No Parking on the school side along 5th Street from 1st Avenue to 3rd Avenue. Designate Teacher parking on the school side along 5th Street from 1st Avenue to 2nd Avenue. Drop off zone from 2nd Avenue to 3rd Street from 8am to 4pm.
 5. Coordinate with the School to move the garbage off of Third Avenue (in the past, there used to be a garbage shed/storage area off of 5th Street; there should be no garbage on 3rd Avenue at all.)
 6. Make 3rd Avenue one way south bound from 5th Street to Lincoln Avenue. This will allow the Village to install a sidewalk along the west side of 3rd Avenue without spending hundreds of thousands of dollars to blast and hammer out bedrock on the west side of the street. It also fits into the circular traffic pattern – First Avenue northbound, 5th Street eastbound, and 3rd Avenue southbound.
 7. Review the suggestion to schedule a carry-over Police enforcement slot on 3rd Avenue and Lincoln Avenue, and make the assignment as-needed.
 8. Paint cross-walks across 5th Street at First Avenue, along the east side and north side of the intersection, where the sidewalks are. No crosswalks on the west or south side of the intersection, to prevent crossings to an area where there is no sidewalk.
 9. Paint a cross-walk across 2nd Avenue, at Lincoln Avenue (south side of Lincoln Avenue)
 10. Install "DO NOT ENTER – No Thru Traffic" signs at the corners of 6th Street at 2nd Avenue and at 3rd Avenue.
 11. Suggestion from meeting: No left turn from 5th Street on to 2nd Avenue. (From 7:45am to 8:30am and from 3pm to 3:30pm)

NOTE:

The Village will contact Verde Electric to review the possibility of extending the green light time on the traffic light at 3rd Avenue crossing over Lincoln Avenue.

Village DPW will turn the parking signs on 5th Street to face traffic.

Recommendations Still Under Review:

- Make 3rd Avenue 2-hour parking (request by Mr. Ariganello) because a lot of commuters park now on 3rd Avenue
- Move the crosswalk from between the north/south “legs” of 3rd Avenue, and put it east of the north half of 3rd Avenue, across to the Funeral Home. This would require that the Village relocate the ped signals, or install new ones at that location. Costs for conduit installation, electric lines, concrete foundations, etc., estimated between \$10-\$15,000, or more.
- Enact No left turn off of 3rd Avenue, from 8 a.m. to 4 p.m. (only if we move the crosswalk at the corner of 3rd Avenue and Lincoln to directly in front of the funeral home).

Code Changes for Hutch School parking and drop off zones:

Recommendation Number 2. Establish No Parking, No Stopping, No Standing on 3rd Avenue, in front of the entrance on 3rd Avenue, from the driveway, . Sign should read, "No parking in this area 8 am - 4 pm, school days only" (parking allowed at other times).

Recommendation Number 3. Drop Off Zone on 5th Street. East of First Avenue. From the Stop Sign at 2nd Avenue, westward to First Avenue. Enact No Parking/Stopping/Standing on the south side of 5th Street, from 8 a.m. to 4 p.m. Establish a Drop-Off Zone, similar to the one on Highbrook at Colonial School.

Drop Off Zone Sign should read, "Drop Off Zone, mornings only, 8 to 8:30 a.m., School Days only."

Recommendation Number 4. No Parking on the school side along 5th Street from 1st Avenue to 3rd Avenue. Designate Teacher parking on the school side along 5th Street from 1st Avenue to 2nd Avenue. Drop off zone from 2nd Avenue to 3rd Avenue from 8am to 4pm.

Recommendation Number 6, to make 3rd Avenue one-way south bound from 5th Street to Lincoln Avenue, is covered by item # 17.

RESOLUTION
AMENDING THE CODE
TO EFFECT PARKING REGULATION CHANGES ON THIRD AVENUE AND 5TH STREET
NEAR HUTCHINSON ELEMENTARY SCHOOL

Part 1. Creating a No Parking, No Stopping, No Standing Zone on 3rd Avenue,

Amending Chapters:

§ 90-49. Schedule X: No Parking Any Time.

§ 90-50. Schedule XI: Standing Prohibited.

§ 90-51. Schedule XII: Stopping Prohibited.

Adding the following location to chapters 90-49, 90-50 and 90-51, as follows:

Name of Street	Side	Location
Third Avenue	West	From Lincoln Avenue to the northern edge of the school driveway, approximately 160 feet.

Part 2. Creating a Drop Off Zone on 5th Street, from From the Stop Sign at 2nd Avenue, eastward to Third Avenue. Enact No Parking/Stopping/Standing on the south side of 5th Street, from 8 a.m. to 4 p.m., and designating it a drop off zone, as follows:

Amending Chapters:

§ 90-49. Schedule X: No Parking Any Time.

§ 90-50. Schedule XI: Standing Prohibited.

§ 90-51. Schedule XII: Stopping Prohibited.

Adding the following location to chapters 90-49, 90-50 and 90-51, as follows:

Name of Street	Side	Location
5 th Street	South	From the stop sign on 5 th Street at 2 nd Avenue, to the stop sign on 5 th Street at 3 rd Avenue

Drop Off Zone on 5th Street

Amending Chapters: 90-54, entitled Loading Zones, as follows:

Chapter 90-54:

Add the following:

Street	Side	Time Lim.	Hours	Location
Fifth Street St.	South	Drop-off Zone Only	7 a.m-4 p.m. School Days Only	From the stop sign on 5 th at 2 nd Avenue, to the stop sign on 5 th St. at 3 rd Ave.

Part 3 – Creating Teacher Parking on 5th Street, School Days, M-F, 7 a.m.-4 p.m.

Street	Side	Hours	Location
Fifth Street	South	7 a.m-4 p.m. Mon-Fri School Days Only (Except as provided In Chapter 90-60)	From First Avenue to the Stop Sign at Second Avenue.

Item #17 – Considering making the block of 3rd Avenue, southbound from 5th Street to Lincoln Avenue, permanently “One Way” southbound, as part of the Safe Routes to School program:

A motion was made by Trustee Lewis, with a second by Trustee Potocki to adopt the resolution. The motion was approved unanimously by vote of six in favor, none opposed. Trustee Weinstein was absent.

RESOLUTION

MAKING THE BLOCK OF 3RD AVENUE, SOUTHBOUND
FROM 5TH STREET TO LINCOLN AVENUE
PERMANENTLY “ONE WAY” SOUTHBOUND
AS PART OF THE SAFE ROUTES TO SCHOOL PROGRAM

BE IT RESOLVED, that the Code of the Village of Pelham is amended to add Third Avenue southbound from 5th Street to Lincoln Avenue as a one-way street, as follows:

§ 90-41. Schedule II: One-Way Streets.

Name of Street	Direction	Limits
Third Avenue	South	From Fifth Street to Lincoln Avenue.

Item #18 – Considering an application and request from the Pelham Medical Group to reduce their performance bond from four hundred thousand dollars (\$400,000) to two hundred thousand dollars (\$200,000) to cover the remaining Phase 2 cliff remediation work:

A resolution was provided for the board to consider. An independent estimate provided by Savin Engineers has been requested and is due by the end of business Monday, and will be forwarded to the Board upon receipt. A suggested resolution has also been submitted by PMG’s attorney’s, which is attached separately.

Attorney Brian Belowich spoke on behalf of I and R Realty Management and Pelham Medical Group (Dr. Sindwhani). Mr. Belowich asked the board to reduce the amount of the performance and completion bond for the Cliff Remediation Project from \$400,000 to \$200,000 as more than half of the cliff remediation work has been completed.

*It was the consensus of the Board not to reduced the Cliff Remediation Performance Bond until after a permit has been issued for Phase 2 cliff remediation work.

*This matter was tabled.

Item #19 – Considering a proposal by Community Markets to establish a Farmer’s Market in Pelham:

Trustee Homan started the discussion, and mentioned she didn’t think Sunday would be a good day for a Farmer’s Market in Pelham because downtown businesses are closed on Sundays. However, she did mention she thinks that Saturday would be a perfect day for a Farmer’s Market in Pelham.

Mayor Hotchkiss and Trustee Lewis asked Community Markets to explore working with village to try the idea of having a Farmer’s Market, even if it means having a market on Sunday.

Founder of Community Markets Miriam Haas spoke regarding her proposal, and mentioned that it is difficult for her to find farmers for a Saturday market because most of the farmers she deals with are already involved in Saturday markets.

France DiVitto of Washington Avenue, Pelham Manor prepared a statement which she read aloud. She supports the idea of a Farmer’s Market in Pelham.

Trustee Potocki mentioned that he spoke with Mr. DeCicco’s, who operates the DeCicco’s C-Town on 5th Avenue. Mr. DeCicco supports the idea of a Farmer’s Market in Pelham.

John Cassone of 7th Avenue mentioned that he polled the senior citizens in town. The senior citizens are in support of a Farmer’s Market in Pelham on either Saturdays or Sundays. Mr. Cassone suggested that the village consider using Pelhamwood Avenue from 5th Avenue to Highbrook Avenue as the location for the proposed Farmer’s Market.

Jen Pifer of 7th Avenue mentioned that the Village is congested on Saturday. She believes Sunday would be a better day for a Farmer’s Market in Pelham. It would give residents a reason to visit downtown on Sundays. She also believes that the current proposed location on Harmon Avenue off of 5th Avenue is an ideal location for a Farmer’s Market because of the shade from the trees in that area.

Abigail Hanlon of 8th Avenue supports the idea of a Farmer’s Market being opened on Sundays in Pelham. She mentioned that she is always looking for something to do in the village on Sundays.

A motion was made by Trustee Lewis, with a second by Trustee Potocki to adopt the resolution. The motion was approved unanimously by vote of six in favor, none opposed. Trustee Weinstein was absent.

RESOLUTION

AUTHORIZING THE VILLAGE TO ENTER INTO
AN AGREEMENT WITH COMMUNITY MARKETS
FOR A FARMER’S MARKET TO BE HELD IN PELHAM

BE IT RESOLVED, that the Mayor and the Board of Trustees of the Village of Pelham authorize the Village to enter into an agreement for the establishment of a Farmer’s Market in the Village of Pelham, and authorizes the Mayor or the Village Administrator to execute the agreement, and authorizes all necessary and appropriate village officials to take the necessary and appropriate actions to establish a farmer’s market in the Village of Pelham.

Item #20 – Authorizing the Accounts Payable:

A motion was made by Trustee Greco, with a second by Trustee Lewis to adopt the resolution. The motion was approved unanimously by vote of six in favor, none opposed. Trustee Weinstein was absent.

RESOLUTION

WHEREAS, pursuant to Section 5-524 of the New York State Village Law, the Board of Trustees shall audit all claims against the Village.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Board of Trustees after audit of the following claims, authorizes payment for services rendered and materials received, for the following items that have been submitted to the Treasurer's Office for payment and authorized by the Village Administrator:

<u>Fund Name:</u>	<u>Amount</u>
General Fund	\$ 56,912.69
Water Fund	\$ 27,960.99
Capital Projects Fund	\$ 10,400.00
Trust and Agency Fund	\$ 0.00
H3 Fund	\$ 0.00
Expendable Trust Fund	\$ 0.00
Grand Total	\$ 95,273.68

NOW, THEREFORE, BE IT RESOLVED, that this Board hereby approves payment of the above-mentioned claims and authorizes payment thereof.

Item #21 – Old Business/New Business:

Louise Podzus of Clifford Avenue mentioned that she has extreme concerns regarding the cars that park overhanging the sidewalk, and the damaged sidewalks on her block. She said she had met with Mr. Slingerland who had spent over an hour with her on Clifford Avenue, and had assured her everything would be taken care of. Administrator Slingerland gave a brief update on the issue, he mentioned that he had explored the possibility of performing a group bid for residents to obtain a better price to do the work, but had been informed by the Comptroller's Office and NYCOM that such an arrangement was illegal. He advised the Mayor and Board and Mrs. Podzus that this issue was larger than just the block of Clifford Avenue, and that it would take substantial staff time to investigate the problem and issue violations for multiple areas to cover the many miles of sidewalk in the Village. The Board advised Mr. Slingerland that it was a priority, and he promised that it would be taken care of.

Trustee Homan suggested that the village use its newsletter to inform residents about maintaining their sidewalks. Trustee Potocki would like to review the village code regarding Mrs. Podzus concerns.

Item #22 – Minutes –January 8, 2008 and January 22, 2008:

*The minutes were tabled until the next scheduled Board of Trustees Meeting on February 19, 2008.

Item #23 – Executive Session:

The Mayor asked for a motion to go into Executive Session to discuss personnel matters. On the motion of Trustee Homan, seconded by Trustee Potocki, the Board voted to go into Executive Session. The motion was passed unanimously by vote of six in favor, none opposed. Trustee Weinstein was absent.

Item #24 – Adjournment:

On the motion of Trustee Homan, seconded by Trustee Potocki, the Board voted to adjourn the public portion of the board meeting and go into Executive Session at 10 p.m., to discuss personnel matters. The motion passed unanimously by vote of six in favor, none opposed. Trustee Weinstein was absent.

Respectfully submitted,

Devron Wilson, Administrative Aide

Richard Slingerland, Administrator/Deputy Clerk