

VILLAGE OF PELHAM BOARD OF TRUSTEES  
 REGULAR MEETING AND BUDGET ADOPTION  
 TUESDAY, APRIL 24, 2007, 7:30 PM  
 VILLAGE HALL – 195 SPARKS AVENUE, PELHAM, NY

7 P.M. RECEPTION FOR OUTGOING MAYOR MICHAEL CLAIN  
 AND TRUSTEES DAVID MERRICK AND THERESA MOHAN (PUBLIC INVITED)

MINUTES

1. Call To Order
  2. Pledge of Allegiance
  3. Mayor's Report
  4. Trustees' Reports
  5. Village Administrator's Report
  6. Public Comment
- # Agenda Items:

Approximate  
Starting Time  
of Discussion

#	Agenda Items:	Approximate Starting Time of Discussion
	<b>Emergency Services</b>	<b>8:00 p.m.</b>
7.	Report on Storm follow-up to Northeaster of April 15, 2007.	<b>Discussed</b>
	<b>Budget Adoption</b>	<b>8:15 p.m.</b>
8.	Resolutions to Adopt the Budget and Levy Taxes for Fiscal Year 2007-2008, including the adoption of updated rates for Village fees.	<b>Approved</b>
	<b>General Business</b>	<b>8:45 p.m.</b>
9.	Resolution authorizing Planning and Zoning Board of Appeals Members to be exempt from NY State-required training prior to re-appointment; and re-affirming the two re-appointments of 4/10.	<b>Authorized</b>
10.	Resolution authorizing a site plan for a new driveway at 446 First Avenue.	<b>Authorized</b>
11.	Resolution scheduling a public hearing on May 1, 2007 and starting the 60 day public comment period for the Village of Pelham's Pre-Disaster Hazard Mitigation Plan.	<b>Approved</b>
12.	New State and Federally mandated Flood Insurance Local Law referral to Planning and Zoning Board of Appeals for recommendation and report back to the Mayor and Board by May 31, 2007.	<b>Approved</b>
	<b>Housekeeping</b>	<b>9:15 p.m.</b>
13	Authorizing the Accounts Payable.	<b>Approved</b>
14	Old Business/New Business	
15	Minutes – April 10, 2007	<b>Approved as amended</b>
16	Adjournment	<b>Adjourned</b>

VILLAGE OF PELHAM BOARD OF TRUSTEES  
ORGANIZATIONAL AND REGULAR MEETING  
TUESDAY, APRIL 24, 2007, 7:30 PM  
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 7:40 p.m.

The following members of the Board of Trustees were present:

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

Village staff in attendance:

Administrator/Treasurer Richard Slingerland, Administrative Aide Devron Wilson, Village Clerk Terri Rouke, Police Chief Joe Benefico, Fire Chief Rich Carfora, and General Foreman Harry Pallett.

Item #2 – Pledge of Allegiance:

The Pledge of Allegiance was led by Mayor Edward Hotchkiss.

\*Mayor Hotchkiss mentioned that the Village held a wonderful reception for former Mayor Clain and former Trustees Merrick and Mohan. The Mayor then spoke about their individual accomplishments while serving on the board and presented each of them with a wrist watch as a token of the Village's appreciation for their service on behalf of Pelham's residents.

Former Mayor Clain spoke briefly about his experience as Mayor of Pelham. He mentioned that he enjoyed working with the Village and all of the board members and ultimately serving the community for the past 4 years.

Item #3 – Mayor's Report:

Mayor Hotchkiss reported that New York Governor Spitzer has selected a panel for local government consolidation. The Mayor also reported that municipalities around the country are changing their zoning code to prohibit vast residential structures.

Item #4 – Trustees Report:

Trustee Greco reported that the Fire, Police, and Public Works Department did a great job with responding to the flood on Sunday April 15, 2007. He also gave a special thanks to John Pennetta who managed and prioritized the flood-related emergency phone calls that came to the firehouse.

Trustee Potocki reported that from 3 p.m. to 8 p.m. on Sunday April 15, 2007 the police department handled 448 calls related to the flood. Like Trustee Greco, he also

mentioned that the Fire, Police, and Public Works Department did a great job with responding to the flood.

He also mentioned that in 2005 the village approved 4 officers to go to tactical training. Since then the village has sent 1 officer to training each year. Sending an officer to tactical training cost money, therefore the Village is asking residents to donate money to the Pelham Police Department which would enable the department to purchase tactical equipment.

Trustee Homan mentioned that she would like to learn about the Safe Routes to School Program. Village Administrator Richard Slingerland and Administrative Aide Devron Wilson will apprise her of the program. She also mentioned that the Fire, Police, and Public Works Department did a great job with responding to the flood.

Trustee Morris mentioned that anyone who would like to join the Wolfs Lane Park Committee is more than welcome to do so. She would like to have a meeting with the existing and new members of the committee. She mentioned that she would be coordinating a "Clean-up Pelham" group and holding a team meeting soon.

Trustee Lewis announced the beginning of establishing an environmental committee. He is coordinating with the Pelham Task Force and Westchester County, and trying to align Pelham with the regional efforts to commemorate Earth Day. Pelham residents are encouraged to join.

Trustee Weinstein was not present at this time, but arrived at the meeting later.

Item #5 – Administrator's Report: The Administrator had nothing to report on that was not included in the Agenda.

Item #6 – Public Comment:

Colin LeeSang of 519 6<sup>th</sup> Avenue mentioned that his home was flooded as a result of the storm. He thanked the Fire Department for helping to pump the water out of his home. He asked the village if it plans to update the storm drains in Pelham to accommodate large volumes of storm water. Trustee Homan reported on the Village's efforts to date. She advised all present that the Village had hired an engineering firm, which had produced a report and made recommendations to enlarge the pipes to accommodate the water flow from Glenwood Lake in New Rochelle. She mentioned that other ideas had been presented and considered, including creating water storage tanks and dry-ponds. She mentioned that the Village had received grants and contributions totaling \$500,000 to fund the first phase of the work on First Street, and that it would continue to seek grants to apply to additional phases to address the problem further.

Village Administrator Slingerland mentioned to everyone that Pelham is in the process of assembling a Pre-Disaster Hazard Mitigation Plan. This plan will put the village in a better position to receive funding for flood remediation. Mayor Hotchkiss and Mr. Slingerland announced that they will meet with County and State Officials to see what funding may be available for flood remediation. They also plan to meet with the Glenwood Lake Association to discuss what can be done about the run-off and drainage from Glenwood Lake, which collects street run-off from City of New Rochelle streets.

Donna Diaz of 512 6<sup>th</sup> Avenue mentioned that her entire basement was flooded as a result of the storm. She has lived on 6<sup>th</sup> Avenue for 11 years, and this is the worst she has ever seen it. Mayor Hotchkiss reported that the Village had over 450 calls for emergency basement pump-outs, and over half of them were for locations that had never flooded before.

Mayor Hotchkiss announced that there are a number of community organizations that are looking for individuals to whom they can provide assistance, and he listed the United Way, the Civics, the Red Cross, the Junior League and the Rotary had all expressed interest in helping people.

Frances Gilkes of 511 6<sup>th</sup> Avenue mentioned that her entire basement apartment was flooded as a result of the storm. She was trapped in her apartment with no electricity when the Pelham Fire Department came and rescued her from the rising water in her apartment. She presented photographs to the Village showing the level the water reached in her basement, and gave testimony about how she was trapped by the water rushing down the stairs into her basement apartment, preventing her escape from the flooding. She thanked the Fire Department for saving her life, and reported that as a renter who is on Section 8, she does not have insurance and lost everything. She recommended that the Village ban basement level apartments in the Flood Zones on 6<sup>th</sup> Avenue, 7<sup>th</sup> Avenue, and 6<sup>th</sup> Street.

Administrator Slingerland advised that the Village would record everyone's comments made during this Board Meeting, as well as the Public Comment Meeting on May 1, 2007, and included them in the record for the Pre-Disaster Hazard Mitigation Plan.

Horace Howell of 513 6<sup>th</sup> Avenue reported that his home sustained a lot of damage as a result of the storm. Mr. Howell believes that pavement created on the property of the building on 5<sup>th</sup> Avenue that touches on the rear of his property causes water to drain from 5<sup>th</sup> Avenue onto his property, causing his property to flood. He explained how the paved driveway from the building on 5<sup>th</sup> Avenue slopes downward towards his property, adding to the drainage problem on 6<sup>th</sup> Avenue.

Mike Guido of 7<sup>th</sup> Avenue thanked the Fire, Police, and Public Works Department on a job well done with regard to responding to the storm. Mr. Guido stated that he believed

that the flood waters caused his oil tank to leak. He asked the Village to waive the fee he would have to pay to remove the tank from his property. He asked what the Village does for the \$200 fee to justify such a fee. He reported that he has to remove the tank, and could find that soil on his property is contaminated. Mayor Hotchkiss commented that if Mr. Guido could provide some proof or documentation stating that the flooding caused his oil tank to leak, then the Village could consider waiving the fee. Mr. Guido replied that he would be unable to provide such proof.

John Cassone of 7<sup>th</sup> Avenue reported to the Board that New Rochelle Mayor Bramson announced that the City of New Rochelle is waiving all building department fees for people who need to perform repairs to fix storm-related damage. He mentioned the flooding on 7<sup>th</sup> Avenue, and suggested that residents on 7<sup>th</sup> Avenue could build walls and enclose their sub-level garages and basements, and that the Village could waive the fees for this work.

John Giannico of 529 7<sup>th</sup> Avenue reported that the water pressure from the flood caused the sanitary sewer to back up in his basement. He said the pressure in the sewer line was so great that the sewer cap in the basement just popped off, allowing sewage in the lines to fill his basement. He reported that the overflow from Glenwood Lake was unbelievable during the storm, and actually crested the berm at the foot of the hill from Glenwood Lake which encloses New Rochelle's sewer lines. Mr. Giannico reported that he had about five (5) feet of water in his basement, and the reports of flooding on 7<sup>th</sup> Avenue go back to at least 1938. He stated that he moved his cars from his driveway to an elevated grassy area in his back yard, and although the water reached the wheels, he was able to prevent any damage from occurring to his cars. He stated his concerns about the level of the water in Glenwood Lake, that the water is up to five (5) feet deeper than it had been in the past, and the water levels in the lake should be lowered to allow for more storm-water storage. He mentioned that with global warming and more frequent storms, this type of flooding would occur more often.

Mr. Cabarrocas of 9 Brookside Avenue, asked whether New Rochelle did not still pay the Village of Pelham for accepting its stormwater and sewage. The Board explained that any prior agreement was between Pelham Town and the City of New Rochelle.

The Board next took item 10 out of order for the 446 First Avenue driveway.

Item #10 – Resolution authorizing a site plan for a new driveway at 446 First Avenue:

Planning Board Chair Gwen Tapogna gave a brief report on the Planning Board's recommendation for this site plan approval. She reported that the applicant has future plans to build a new home on the south side of the property, but that would be the subject of a separate application. She stated that this application was only for a new curbcut and driveway for the property at 446 First Avenue. The Planning Board's

recommendations included no objections, but did require a drywell to manage the stormwater onsite for the new seventy two foot (72') long driveway.

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

**RESOLUTION**  
**AUTHORIZING THE SITE PLAN (HICINBOTHEN) FOR NEW CURB CUT AND DRIVEWAY**  
**AT 446 FIRST AVENUE**

**RESOLVED**, that the application for a Site Plan to construct a new curb cut and driveway by Hicinbothem is approved, based on the review and recommendations by the Planning Board and;

**BE IT FURTHER RESOLVED**, that conditions apply as follows:

1. That the curb cut and driveway must be built in accordance with plans dated March 2, 2007, received by the Village on March 2, 2007, and must be built as specified on project drawings,
2. That the landscaping plan must be complied with, with minimums as per specifications as shown on site plan (see plans, A-2):
3. That there must be one (1) new zipper drain, 8' long by 4' wide and 6" deep (A-2) connected to new drywell;
4. That there must be at least one(1) pre-cast drywell, 6'diameter by 4' deep, 28.26 cubic foot, on the site as shown on the plans (A-2, A-3), to collect stormwater and minimize contribution to the Village's stormwater system.
5. Any other actions deemed necessary by the Mayor, Village Administrator, Building Inspector, and other officials of the Village of Pelham.
6. That the application and permit shall remain subject to the continued jurisdiction of the Board of Trustees.
7. At no time may construction commence without strictly adhering to the construction timeline. Non-compliance will be considered a violation of the Planning Board approval;
8. Vassalotti Architects, LLP will certify compliance with all specifications on the plan and provide a written and stamped sign off of all certifications in order to obtain certificate of compliance;
9. Vassalotti Architects, LLP will provide all soil erosion prevention measures as according to "best management practices" to contain any surface runoff during construction, (IE hay bales and siltation fencing to be placed where necessary)

**AND, BE IT FURTHER RESOLVED**, that this application for a site plan by Hicinbothem for 446 First Avenue, is subject to the procedures, regulations and requirements of the Pelham Village Code and Pelham Building Department; and

**BE IT FURTHER RESOLVED**, that the Mayor, Village Administrator, Building Inspector and officials of the Village of Pelham are authorized to take the necessary and appropriate actions to effect this site plan approval.

Item #7 – Report on Storm follow-up to Northeaster of April 15, 2007:Fire Department:

Fire Chief Carfora thanked all members of the Pelham Fire Department for their hard work. The Fire Department had visited 405 locations during a 36 hour time frame. They had firefighters stationed throughout the village with pumps while Fireman John Pennetta managed all the incoming calls at the firehouse. He provided details about the the alarms the Fire Department responded to at over 360 private residences. He mentioned that the Fire Department had pre-stationed vehicles around the village in anticipation of the flooding causing certain roads to become impassable.

Trustee Homan asked what the Department could take away from the event, and what we have learned. Chief Carfora submitted his recommendation that the Village seek funding to create a 24-hour Emergency Operations Center (EOC) at the Fire Department. He thanked all the career personnel and volunteer firefighters who put in time through the entire emergency event.

Mayor Hotchkiss asked if the risk of fire was higher during the event, whether the Federal requirements for ICS/NIMS helped. The Chief responded that the risk of fire was higher due to storm-related gas and electrical malfunctions, and he noted that the ICS and NIMS requirements and chain-of-command and reporting standards did help the department function better.

Trustee Homan asked if the Fire Department was ever in need of more personnel. Chief Carfora replied that in a storm event of the magnitude the region experienced on April 15<sup>th</sup>, emergency services can always use more personnel. The Chief reported that all available apparatus, manpower and equipment were in use and assigned to emergency response. Trustee Potocki asked for a report on the use of the Townhouse as an emergency shelter. Chief Carfora noted that it was reported as available, but that very few people made any use of it.

Public Works Department:

General Foreman Harry Pallett reported that the Pelham Department of Public Works (DPW) pumped water out of approximately 60 locations including The Fisherman's Net on 6<sup>th</sup> Street at 7<sup>th</sup> Avenue, 88 Lincoln Avenue, and the 400 Block of 4<sup>th</sup> Avenue. All locations the DPW responded to had over five feet (5') of water from the flooding, and they were operating pumps Sunday thru Monday. All of the departments worked well together to respond to the flood. Mr. Pallett recommended that the DPW and Fire Dept. have a few more high-volume water pumps. He mentioned that the DPW's larger equipment and trucks were used to rescue residents in the areas of high water. He reported that the Fire, Police and DPW all cooperated and worked well together. Mr.

Pallett also reported for the record that this storm was an excellent example of a worst-case scenario for the Hutchinson River in a heavy rainfall (8 inches), and high-tide, full moon, which kept the Hutchinson River backed-up and the parkway closed until Tuesday, April 17, 2007. Mayor Hotchkiss asked about barricades and traffic control, and it was discussed and agreed that the Village would buy more barricades for use and deployment in such emergencies.

#### Police Department:

Police Chief Joe Benefico congratulated all employees on an excellent job, in the face of a devastating storm. He mentioned that he had coordinated with the Administrator and the NYS DOT about closing the Hutchinson River Parkway at Boston Post Road, and further back at I-95, in the event of a major flood. He reported that a positive outcome of the flood was that the Village had pre-coordinated with the NYS DOT on closing the Hutchinson River Parkway at Boston Post Road, and I-95, instead of at Wolfs Lane. With that plan in place, Pelham did not bear the burden of bypass traffic being detoured through the Village. Chief Mr. Benefico also mentioned that the Police Dept. received 444 telephone calls and radio transmissions during a 5 hour period at the storm's peak. He also mentioned that the police officers need better weather gear. He recommended that the Village purchase a few "Detour" and "Road Closed" signs to help manage traffic better.

#### Public Comments:

Horace Howell, 7<sup>th</sup> Avenue – we were all flooded Monday night, and got a ticket on car Monday night. Is there anything that can be done about that? Police Chief Benefico asked Mr. Howell to give him the ticket and that he would look into it.

Bernadette LeeSang, 6<sup>th</sup> Avenue – The flooding was so severe, our garage door caved in. The Village advised Mrs. LeeSang that the Village was waiving fees for building permits, and that it would be looking every possible way to help the residents who were severely impacted by the flooding.

#### Item #8 – Resolutions to Adopt the Budget and Levy Taxes for Fiscal Year 2007-2008, including the adoption of updated rates for Village fees:

In connection with approval of the Adopted Budget for Fiscal Year 2007-2008 by the Board of Trustees, it is in order tonight to adopt the following resolutions.

- A. Resolution with Amendments and Revisions to the Tentative Budget
- B. Resolution adopting Fees, including Parking Permit Fee Rates.

C. Budget Adoption Resolution

D. Tax Levying Resolution

E. Authorization for Investments

F. Levy of Additional Taxes

The Board and the Administrator reviewed the proposed budget and all the changes.

Mayor Hotckiss focused on some particulars of the Budget, including:

Tax Levy Increase is 3.799%

Homestead Tax Levy Rate is \$5.451817 per \$1000 of value

Non-Homestead Tax Levy Rate is \$8.060202 per \$1000 of value

Total Budget is \$11,332,468

Fire: \$1,655,027

Public Works (Street Maintenance, Snow Removal, Lighting, Sewers): \$1,007,847

Garbage: Private Contract, and County Dumping Fees: \$1,004,000

Police: \$2,905,446

Administration (Admin, Clerk, Treasurer, Attorney): \$483,339

Buildings: \$83,289

Central Accounts, Garage, Buildings: \$252,788

Special Items (Insurance, Judgments and Claims, Contingency): \$579,000

Debt Service Payments (Principal and Interest): \$165,000

Total Debt: \$2.5 million, including \$250,000 outstanding for the Parking Lot on 4<sup>th</sup> Ave.

Pension: \$855,040

Trustee Greco mentioned that on review of all the budgeted funds, the Fire Department Training Overtime budget was not enough to cover all the required training for the year.

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

**BUDGET RESOLUTION A  
VILLAGE OF PELHAM – APRIL 24, 2007  
RESOLUTION AMENDING AND REVISING THE  
PROPOSED 2007-2008 VILLAGE BUDGET**

WHEREAS, the Board of Trustees has met at the times and place specified in the Notice of Public Hearing on the proposed budget and heard all persons desiring to be heard thereon; and, subsequently consulted with the appropriate Village officials on the contents thereof and determined that certain modifications would be desirable.

NOW, THEREFORE, BE IT RESOLVED that the budget be amended and revised as follows:

<b>Summary of Changes to 2007-08 Proposed Budget</b>							
budget changes through 4-17-2007							
<b>Appropriations</b>							
<u>Review</u>	<u>Date</u>	<u>Pg #</u>	<u>Acct #</u>	<u>Detail</u>	<u>Proposed</u>	<u>Revised</u>	<u>Change</u>
-	3/22/2007	12	1640.415	supplies and materials	40,000	35,000	-5,000
	3/22/2007	12	1640.421	telephone	1,500	1,000	-500
	3/22/2007	25	5110.120	Overtime	48,750	43,750	-5,000
	3/22/2007	25	5110.499	supplemental services	10,000	5,000	-5,000
	3/22/2007	26	5142.120	Snow Overtime	25,000	22,000	-3,000
	3/22/2007	16	3120.120	Police Overtime	142,500	140,000	-2,500
	3/22/2007	16	3120.201	Equipment	20,000	15,000	-5,000
	3/22/2007	18	3120.202	Office Furniture	2,500	2,000	-500
	3/22/2007	18	3120.415	supplies and materials	18,000	17,000	-1,000
	3/22/2007	18	3120.453	equipment maintenance	16,000	14,000	-2,000
	3/22/2007	18	3120.402	town rent	36,000	28,500	-7,500
	3/22/2007	18	3120.440	miscellaneous (incl. matron)	4,750	3,500	-1,250
	3/27/2007	19	3410.201	Equipment	25,000	22,000	-3,000
	3/27/2007	19	3410.412	tires	1,200	1,000	-200
	3/27/2007	19	3410.418	fire prevention	2,000	1,500	-500
	3/27/2007	19	3410.419	parades & functions	3,500	2,500	-1,000
	3/27/2007	19	3410.421	phone	7,000	5,000	-2,000
	3/27/2007	19	3410.422	utilities	7,500	7,000	-500
	3/27/2007	19	3410.424	building maintenance	8,000	7,000	-1,000
	3/27/2007	19	3410.451	vehicle repair	15,000	12,000	-3,000
	3/27/2007	19	3410.453	equipment maintenance	7,500	6,500	-1,000
	3/27/2007	19	3410.454	radio repair	2,500	1,700	-800

3/27/2007	19	3410.462	uniform expense	3,000	2,500	-500
3/27/2007	19	3410.120	Overtime	110,000	100,000	-10,000
3/29/2007	33	9730.000	bond anticipation note principal	81,000	65,000	-16,000
3/29/2007	33	9070.000	compensated absences	30,000	15,000	-15,000
3/29/2007	8	1420.400	contractual	90,000	70,000	-20,000
3/29/2007	7	1410.101	personal services	47,636	49,000	1,364
4/10/2007	4	1230.201	equipment	1,000	950	-50
4/10/2007	4	1230.440	miscellaneous	1,000	950	-50
4/10/2007	4	1230.470	travel expenses	500	475	-25
4/10/2007	5	1325.415	supplies and materials	1,000	950	-50
4/10/2007	5	1325.440	miscellaneous	250	238.00	-12.00
4/10/2007	7	1410.201	equipment	500	475	-25.00
4/10/2007	7	1410.404	professional dues	250	237.00	-13.00
4/10/2007	7	1410.408	records management expenses	5,000	4,750	-250.00
4/10/2007	7	1410.470	travel expenses	250	237.00	-13.00
4/10/2007	11	1620.201	equipment	4,000	3,800	-200.00
4/10/2007	11	1620.415	supplies and materials	10,000	9,500	-500.00
4/10/2007	12	1640.201	equipment	2,000	1,900	-100.00
4/10/2007	12	1640.203	capital improvements	2,000	1,900	-100.00
4/10/2007	12	1640.415	supplies & materials (2nd rvsn)	35,000	33,250	-1,750.00
4/10/2007	16	3120.201	equipment (2nd rvsn)	15,000	14,250	-750.00
4/10/2007	16	3120.202	Office Furniture (2nd revision)	2,000	1,900	-100.00
4/10/2007	16	3120.403	membership (pistol range)	1,500	1,250	-250.00
4/10/2007	16	3120.406	Medical	5,000	4,750	-250.00
4/10/2007	16	3120.415	supplies & materials (2nd rvsn)	17,000	16,150	-850.00
4/10/2007	16	3120.424	headquarters maintenance	3,000	2,850	-150.00
4/10/2007	16	3120.440	miscell. (incl. matron) (2nd rvs)	3,500	3,325	-175.00
4/10/2007	16	3120.453	equipment maint. (2nd rvs)	14,000	13,300	-700.00
4/10/2007	19	3410.201	equipment (2nd rvsn)	22,000	20,900	-1,100
4/10/2007	19	3410.404	professional dues	500	475	-25.00
4/10/2007	19	3410.405	periodicals	250	230	-20.00
4/10/2007	19	3410.408	medical	2,500	2,375	-125.00
4/10/2007	19	3410.412	tires (2nd revision)	1,000	950	-50.00
4/10/2007	19	3410.413	motor vehicle supplies	1,000	950	-50.00
4/10/2007	19	3410.415	supplies and materials	2,500	2,375	-125.00
4/10/2007	19	3410.418	fire prevention (2nd revision)	1,500	1,425	-75.00
4/10/2007	19	3410.419	parades & functions (2nd rvsn)	2,500	2,375	-125.00
4/10/2007	19	3410.424	building maint. (2nd rvsn)	7,000	6,650	-350.00
4/10/2007	19	3410.440	misc., incl. Fire Council	300	285	-15.00
4/10/2007	19	3410.451	vehicle repair (2nd rvsn)	12,000	11,400	-600.00
4/10/2007	19	3410.452	building repair	7,000	6,650	-350.00
4/10/2007	19	3410.453	equipment maint. (2nd rvs)	6,500	6,175	-325.00
4/10/2007	19	3410.454	radio repair (2nd rvsn)	1,700	1,615	-85.00
4/10/2007	19	3410.462	uniform expense (2nd rvsn)	2,500	2,375	-125.00
4/10/2007	22	3620.404	professional dues	300	285	-15.00

4/10/2007	22	3620.415	supplies and materials	1,000	950	-50.00
4/10/2007	22	3620.440	Miscellaneous	250	235	-15.00
4/10/2007	25	5110.201	Equipment	5,500	5,225	-275.00
4/10/2007	25	5110.415	supplies and materials	31,000	29,450	-1,550.00
4/10/2007	25	5110.499	supplemental svcs. (2nd rvsn)	5,000	4,750	-250.00
4/10/2007	27	5182.400	Contractual	5,000	4,750	-250.00
4/10/2007	27	5182.415	supplies and materials	14,000	13,300	-700.00
4/10/2007	27	5989.415	supplies and materials	10,000	9,500	-500.00
4/10/2007	27	5989.453	maintenance of equipment	6,000	5,700	-300.00
4/10/2007	27	8140.400	contractual svcs	50,000	47,500	-2,500.00
4/10/2007	27	8140.415	supplies and materials	9,000	8,550	-450.00
4/12/2007	33	9030.000	Social Security reductn.	404,333	394,333	-10,000.00
4/12/2007	33	9060.000	Health Insurance	1,346,000	1,340,000	-6,000
4/17/2007	16	3120.402	town rent (pos revision)	28,500	29,250	750.00
4/17/2007	4	1230.100	personal services	173,787	173,416	-371.00
4/17/2007	16	3120.100	personal services	2,761,667	2,761,491	-176.00
4/17/2007	19	3410.100	personal services	1,498,022	1,496,022	-2,000.00
4/17/2007	22	3620.100	personal services	80,637	80,619	-18.00
4/17/2007	25	5110.100	personal services	683,646	682,522	-1,124.00

11,479,556    11,332,468    -147,088

Budget and Tax Rate Change	2006-2007 adopted	07-08		% Levy
Expenditures and Transfers		Propd	\$ Chg Yr-Yr	Incr
		10658796	11,332,468	673,672
Levy		7399598	7,680,699	281,101
				*356,000FB
				3.799%

**Revenues**

<u>Review</u>	<u>Date</u>	<u>Pg #</u>	<u>Acct #</u>	<u>Detail</u>	<u>Proposed</u>	<u>Revised</u>	<u>Change</u>
	3/29/2007	35	1120.000	Sales Taxes	830000	835000	5,000
	3/29/2007	35	1130.000	Public Utility Taxes	105000	110000	5,000
	3/29/2007	35	1170.000	cable TV	80,000	90,000	10,000
	3/29/2007	35	1255.000	Clerk Fees	1500	1000	-500
	3/29/2007	35	1720.000	parking permits general	271,000	295,000	24,000
	3/29/2007	35	2115.000	site plan fees	2,500	5,000	2,500
	3/29/2007	35	2302.000	snow removal other govts	1,150	1,000	-150
	3/29/2007	35	2401.000	interest earnings	202,000	225,000	23,000
	3/29/2007	35	2410.000	Rental	70,000	72,000	2,000
	3/29/2007	35	2544.000	dog licenses	750	1,000	250
	3/29/2007	35	2590.000	building permits	90,000	100,000	10,000
	3/29/2007	35	2590.100	permits other	8,000	10,000	2,000
	3/29/2007	35	2610.000	fines justice court	353,000	350,000	-3,000
	3/29/2007	35	2626.000	forfeiture of deposits	2,500	0	-2,500

3/29/2007	35	2705.000	gifts & donations	11,000	15,000	4,000
4/12/2007	35	1120.000	sales Tax distrib (2nd revision)	835,000	840,000	5,000
4/12/2007	35	2560.000	Street Opening Permits	40,000	50,000	10,000
4/12/2007	35	2610.000	Fines justice court (2nd rvsn.)	350,000	370,000	20,000
4/12/2007	36	3005.000	Mortgage Tax	270,000	280,000	10,000
4/17/2007	36	2830.000	Transfer – Cap. fund to Gen Fd	0	3,409	3,409
				<u>1,198,400</u>	<u>1,275,000</u>	<u>130,009</u>
			Orig. Amount raised by taxes	2007-08	8,057,796	
			Reduction in Amt raised by taxes		377,097	
			new levy amount		7,680,699	

**BUDGET RESOLUTION B – ADOPTING FEE SCHEDULE INCLUDING ANNUAL PARKING PERMIT RATES.**

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

**BUDGET RESOLUTION B  
ADOPTING FEE SCHEDULE  
INCLUDING ANNUAL PARKING PERMIT RATES**

BE IT RESOLVED, that the Board of Trustees of the Village of Pelham hereby adopts the Fee Schedule for the Village of Pelham as follows:

**Proposed Fee and Fine Schedule, April 24, 2007**

**Village of Pelham  
Fee and Fine Schedule, adopted April 24, 2007**

<b>Item</b>	<b>Chapter</b>	<b>Fee amount</b>
Alarm System	§ 27	No annual fee
Alarms: False Alarm Fee	§ 27-7	No charge for 1 <sup>st</sup> and 2 <sup>nd</sup> , \$50 for the 3 <sup>rd</sup> , \$75 for the 4 <sup>th</sup> and \$100 for 5 <sup>th</sup> and each thereafter
Amusement Device	§ 28	\$250 per establishment and \$250 per device
Blasting Permit	§ 33, 34, 35, 68	\$2,500 per blast, plus pre-blast surveys of properties required within 500 feet of a property being blasted, plus \$50,000 bond or escrow for property damage; \$2 million minimum hazard & liability insurance

Building Permit (Consolidates in Fences, Tanks, Fuel Tank Installation or Removal, HVAC, Demolition, etc.)	§ 34	\$200 per \$0-5000 value of work;  \$10 per each additional \$1000 in value of work with the requirement to substantiate cost of work upon completion.
Building & Work w/o Permit	§ 34	\$1000
Certificate of Occupancy or Compliance	§ 34	\$250
Christmas Tree Sales		\$100 (plus \$150 deposit)
Curb Cut Fee, Driveway Apron, Sidewalk/Curb Repair	§ 33 and 76	\$250 per opening up to 25 square feet, with \$25 per each additional 50 square feet above 25 s.f. for sidewalks and driveways; \$25 per each additional linear foot for curbs, \$350 refundable deposit.
Dog License Fee	§ 41-2	\$12.50 if spayed or neutered, \$17.50 if not
Dumpster Permit		\$50 per day, plus \$5 per meter per day if it blocks a meter. (Public or Private Road.)
Electrical Permit	§ 34	\$100 plus \$10 per electrical item (switch, outlet, fixture, etc.)
Elevator Inspections		\$225 per inspection
Excavation and Digging w/o Permit	§ 33	For work w/o a permit, or in violation of a permit, \$1000 each separate violation
Film Permit Fee	§ 44-3	\$600 per day, plus \$25 per parking space rental, plus police costs (if assigned to duty for traffic control or other work)

Item	Chapter	Fee amount
Fire Inspection Fees (includes Haz. Chem., Flammable Stor., Dry Cleaning, Lumber Yards)	State Code and Village Code	\$100 per building or establishment, whichever is greater
Games of Chance (net proceeds fee)	§ 52-12 (B)	Not to exceed 5% of net proceeds
Hazardous Chemicals		* See Fire Inspection Fee.

Ice Cream Vendor (Truck)		\$100 per year
Motor Vehicle Service Garage or Motor Vehicle Repair and Spray Booth	§ 34; and Fire Inspection Fee	\$100
Motor Vehicle – Fuel Dispenser Permit (per nozzle, annual)	§ 34; and Fire Inspection Fee	\$25 per nozzle
Parking Permit Fees	Resident Annual	\$550
	Resident Semi-annual	\$344
	Resident Quarterly	\$200
	Resident Monthly	\$73
	Non-Resident Annual	\$1,200
	Non-Res. Semi-annual	\$750
	Non-Resident Quarterly	\$435
	Non-Resident Monthly	\$160
	Merchant Annual	\$440
	Merchant Semi-annual	\$264
	Merchant Quarterly	\$160
	Merchant Monthly	\$59
Plumbing Permit	§ 34	\$100 plus \$10 for ea. addl. fixtr.
Sidewalk Café Permit	§ 75	\$200
Sign/Marquee Permit (Awning or Canopy – same as Sign)	§ 77-5	\$200 application fee
Site Plan Review	§ 79	\$500 per lot
Street Opening Permit	§ 33	\$300 per opening up to 25 sq. ft., \$100 per each addl. 100 s.f., \$350 refundable deposit.
Taxicab – Cab Lic Fee	§ 84	\$100 annual
Taxi – Driver Fee	§ 84	\$50 annual, plus fingerprinting costs
Taxi – Inspection Fee	§ 84	\$50 per inspection
Taxi Stand Parking Space	\$ 90	\$800 per year
Wireless Telecomm. Devices	§ 87	\$5,000 \$2,000 for co-location
Water Shut-Off/Turn-On		\$100 Fee
Zoning Board of Appeals Application or Appeal Fee	§98-128	Residential Application \$250 Commercial Application \$500

AND BE IT RESOLVED, that the Mayor, Village Administrator, Village Attorney, Treasurer and Police Chief are authorized to take the necessary and appropriate actions to effect these changes in local parking rates and effective times.

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

BUDGET RESOLUTION C  
VILLAGE OF PELHAM  
APRIL 24, 2007

BUDGET ADOPTION RESOLUTION

**RESOLUTION ADOPTING A BUDGET FOR THE FISCAL YEAR COMMENCING JUNE 1, 2007 AND ENDING MAY 31, 2008 MAKING APPROPRIATIONS FOR THE CONDUCT OF THE VILLAGE GOVERNMENT AND ESTABLISHING THE RATES OF COMPENSATION FOR OFFICERS AND EMPLOYEES FOR SUCH PERIOD.**

WHEREAS, this Board of Trustees has met at the time and place of April 10, 2007, as specified in The Notice of Public Hearing on the tentative budget and heard all persons desiring to be heard thereon.

**NOW, THEREFORE, BE IT RESOLVED** that the budget as amended at Work Sessions held on Thursday March 22, Tuesday March 27, Thursday March 29, and Tuesday April 17, 2007, as well as the Budget Hearing held on Tuesday April 10, 2007, and as hereinafter set forth is hereby adopted and the salaries and wages stated in the Salary Schedule of the budget are fixed at the amounts shown and are effective June 1, 2007, unless provided for by other means.

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

BUDGET RESOLUTION D  
VILLAGE OF PELHAM  
RESOLUTION LEVYING TAXES  
FOR FISCAL YEAR 2007-2008  
APRIL 24, 2007

RESOLUTION DATED APRIL 24, 2007, LEVYING THE 2007 VILLAGE TAX, ESTABLISHING THE TAX RATE, FIXING DATES OF PAYMENT.

WHEREAS, pursuant to Section 5-508 of the Village Law, the Board of Trustees has adopted the Village Budget for the fiscal year commencing June 1, 2007 and ending May 31, 2008, and

WHEREAS, such budget as adopted establishes a general Village tax levy of \$7,680,699 for this period.

NOW THEREFORE, BE IT RESOLVED that there are levied and assessed the sum of \$7,680,699 against all taxable real property and special franchise in the Village, pursuant to this budget, as adopted, and the 2007 Village tax rate is set at \$5.451817 per thousand dollars of assessed valuation for Homestead Properties and \$8.060202 per thousand dollars of assessed valuation for Non-Homestead Properties. The Collector of Taxes is hereby authorized and directed to extend and carry out upon the 2007 tax roll the amount to be levied against each parcel of real property and each special franchise shown thereon,

AND BE IT FURTHER RESOLVED, that pursuant to Section 1432 of the Real Property Tax Law, taxes levied as aforesaid are due June 1, and payable by June 30, 2007, and the dates and rates of interest shall be set as follows:

Payment Due:       Due June 1, 2007  
                          From June 1, 2007 to June 30, 2007 - No Interest  
                          On July 1, 2007 - 5% will be added and 1% additional on the first day of each month thereafter until paid.

BUDGET FOR THE VILLAGE OF PELHAM  
FOR THE FISCAL YEAR JUNE 1, 2007 TO MAY 31, 2008

GENERAL FUND

Government Support.....	\$1,398,227
Public Safety.....	\$4,710,762
Transportation.....	\$907,797
Economic Assistance.....	\$62,136
Home & Community Services.....	\$1,109,150
Employees' Benefits.....	\$2,820,103
Debt Service Payments.....	\$249,293
Transfer to Capital.....	\$75,000
<b>TOTAL</b>	<b>\$11,332,468</b>
Less Estim. Revenue (includes \$356,000 Approp. Fd. Bal.)....	\$3,295,769
Tax Levy.....	\$7,680,699
Assessed Valuation: HOMESTEAD.....	\$1,194,447,352
Tax Rate Per Thousand Homestead.....	\$5.451817
Assessed Valuation: NON-HOMESTEAD.....	\$145,007,647
Tax Rate Per Thousand. ....	\$8.060202

The total amount of local assistance to the General Fund anticipated to be received from the State of New York during the fiscal year 2007 - 2008..... \$74,888

**RATES OF INTEREST**

Payment Due: Due June 1, 2007  
 From June 1, 2007 to June 30, 2007 - No Interest  
 On July 1, 2007 - 5% will be added and 1% additional on the first day of each month thereafter until paid.

**PLEASE NOTE:** It is the taxpayer's responsibility to remember the due date of the tax payment – JUNE 1, 2007, payable without interest until June 30, 2007.

**SENIOR CITIZENS:** You may be eligible for tax exemption if you are age 65 and over.

For more information, please call or write:

Town Receiver of Taxes	or	Town Tax Assessor
34 5 <sup>th</sup> Avenue		34 5 <sup>th</sup> Avenue
PELHAM, NY 10803		PELHAM, NY 10803
914-738-1642		914-738-2878

**THIRD PARTY NOTIFICATION**

Under New York State Law (Chapter 758, Laws of 1986) if you are either 65 years of age or older or disabled and own and occupy a 1, 2, or 3 family residence, you may designate a consenting adult third party to receive duplicate copies of your tax bills and notice of unpaid taxes until further notice. Applications may be obtained in person from the Tax Office, 34 5<sup>th</sup> Avenue, Pelham, New York 10803 or by mail if you include with your request a self-addressed stamped envelope.

Applications for third party notification must be filed with the Receiver of Taxes no later than June 1, 2007.

#### TAX SCHEDULE

JANUARY:	Second Half School Taxes Town of Pelham
APRIL:	Town Taxes Town of Pelham
JUNE:	Village Taxes are due w/o interest by June 30 <sup>th</sup> To: Village of Pelham (Town Receiver of Taxes)
SEPTEMBER:	First Half School Taxes Town of Pelham

**The data used to calculate real property taxes due includes, but is not limited to, the tax rates and assessed valuation applicable to each parcel of real property, as shown on the reverse side of this sheet.**

**The Village of Pelham, Assessed under Full Valuation by the Town of Pelham, shall submit assessment information in compliance with the applicable Section of the Real Property Tax Law.**

If you feel your assessment is too high, you have the right to seek a reduction in the future. Applications for challenging your assessment and a copy of the booklet "How to File a Complaint about Your Assessment" are available at the Assessment Office.

Any tax questions can be answered by calling the Town of Pelham Tax Assessor at 738-2878 or the Town of Pelham Receiver of Taxes at 738-1642 for Village, School or Town tax information.

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

**BUDGET RESOLUTION E  
2007-2008 VILLAGE OF PELHAM BUDGET  
AUTHORIZATION FOR INVESTMENTS**

RESOLVED, that the Village Administrator/Treasurer and/or Deputy Treasurer, during the fiscal year beginning June 1, 2007 are authorized to invest monies not needed for immediate expenditure in accordance with the provisions of the General Municipal Law, the Local Finance Law and the Village's investment policy.

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

**BUDGET RESOLUTION F  
2007-2008 VILLAGE OF PELHAM BUDGET  
RESOLUTION AUTHORIZING THE LEVY AND COLLECTION  
OF ADDITIONAL TAXES UPON TERMINATION OF EXEMPT STATUS**

RESOLVED, that the Town Assessor and Receiver of Taxes, during the fiscal year beginning June 1, 2007 are authorized to levy and collect additional Village taxes upon termination of exempt status of real property in accordance with provisions of Section 494 of the Real Property Tax Law.

Item #9 – Resolution authorizing Planning and Zoning Board of Appeals Members to be exempt from NY State-required training prior to re-appointment; and re-affirming the two re-appointments of 4/10:

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

RESOLUTION

RESOLUTION  
AUTHORIZING PLANNING AND  
ZONING BOARD OF APPEALS MEMBERS  
TO BE EXEMPT FROM NY STATE-REQUIRED TRAINING  
PRIOR TO RE-APPOINTMENT THIS YEAR  
AND RE-AFFIRMING THE  
TWO RE-APPOINTMENTS OF 4/10/2007

RESOLVED, that members of the Zoning Board of Appeals and Planning Board who are re-appointed in 2007 are not required to comply with the new 4-hour annual minimum training requirements enacted by the State of New York, pursuant to NYS Village Law Sections 7-712 and 7-718, prior to their re-appointment by the Mayor; and

RESOLVED, that future appointees to the Zoning and Planning Boards are required to comply with the 4-hour annual minimum training requirements pursuant to NYS Village Law Sections 7-712 and 7-718; and

RESOLVED, that the re-appointments by the Mayor on April 10, 2007, of Ed Petti to the Planning Board and Ed Smith to the Zoning Board of Appeals are re-affirmed, with the training requirements waived at this time relative to their re-appointment, but future annual training is required to meet the 4-hour annual minimum requirements, and they must complete the required 4-hours of training in 2007.

Item #11 – Resolution scheduling a public hearing on May 1, 2007 and starting the 60 day public comment period for the Village of Pelham’s Pre-Disaster Hazard Mitigation Plan:

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

RESOLUTION

SCHEDULING A PUBLIC HEARING ON MAY 1, 2007  
AND STARTING THE 60 DAY PUBLIC COMMENT PERIOD  
FOR THE VILLAGE OF PELHAM’S  
PRE-DISASTER HAZARD MITIGATION PLAN  
BEING PERFORMED UNDER THE AUSPICES AND FUNDING  
FROM THE NYS EMERGENCY MANAGEMENT OFFICE (SEMO)  
AND THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA)

BE IT RESOLVED, that pursuant to the requirements of NY SEMO and FEMA for the preparation of Pre-Disaster Hazard Mitigation Plans, which the Village has been performing in compliance with the necessary funding requirements of the Village of Pelham, and SEMO, and FEMA, the Board of Trustees of the Village of Pelham hereby gives notice that there will be a Public Hearing held on Tuesday, May 1, 2007, at 7:30 p.m. in Village Hall, 195 Sparks Avenue, Pelham, New York, on the Draft Pre-Hazard Mitigation Plan of the Village of Pelham.

BE IT FURTHER RESOLVED, that this plan will also provide a concentration in flood hazard mitigation planning with the goal of fulfilling eligibility requirements for insurance rate reductions and grant funding to complete vital hazard mitigation projects and programs. Section 5-508 of the NYS Village Law.

BE IT FURTHER RESOLVED, that this Hearing marks the start of the 60-day Public Comment Period, during which time the Village seeks written and documented input from residents relative to this report.

BE IT FURTHER RESOLVED, that the Mayor and the Board of Trustees authorizes the conveyance of this Draft Report to the NY SEMO for review, comment and consideration, in preparation of the final report for submission to FEMA.

By Order Of Mayor Edward Hotchkiss and the Board Of Trustees

Tuesday, April 24, 2007,  
Richard Slingerland  
Village Administrator/Deputy Clerk

Item #12 – New State and Federally mandated Flood Insurance Local Law referral to Planning and Zoning Board of Appeals for recommendation and report back to the Mayor and Board by May 31, 2007:

A motion was made by Trustee Greco, with a second by Trustee Weinstein to refer the enclosed new State and Federally mandated Flood Insurance Local Law to the Planning Board and Zoning Board of Appeals for recommendation and report back to the Mayor and Board by May 31, 2007, as to appropriateness, changes relevant to the Village of Pelham, and text for consideration and adoption by the Mayor and Board of Trustees in compliance with the National Flood Insurance Program. The motion was approved unanimously by vote of seven in favor, none opposed.

Item #13 – Authorizing the Accounts Payable:

Trustee Weinstein had performed the audit of the accounts payable. Trustee Potocki tabled the payment to the company that removed the striping on Pelhamdale Avenue.

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

### 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	\$161,016.78
Water Fund	\$46,365.95
Capital Projects Fund	\$2448.00
Trust and Agency Fund	\$9,388.50
H3 Fund	\$0.00
Grand Total	\$219,219.23

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

Item #14 – Old Business/New Business:

Administrator Slingerland was asked during the week by members of the fire dept. to have the Pelham Fire Dept. set up on pre-tax deductions. The Board was in agreement to allow this to begin, since there was no cost to the Village.

Trustee Greco would like to have the old Seagrave Fire Pumper be put through a mechanical evaluation for \$350 to determine whether or not it is worth fixing.

Trustee Greco and Mr. Slingerland will speak to Sprint/Nextel regarding the installment of a generator at the Pelham firehouse.

Trustee Potocki mentioned that a Pelham resident wants to donate 5 trees to be planted around the police station, and suggested that the Board authorize it if any Village approval is necessary, but mentioned it should be referred to the Town of Pelham since the Police Station is housed in Town Hall.

Item #15 – Minutes – April 10, 2007:

A motion was made by Trustee Homan, with a second by Trustee Morris to adopt the minutes as amended from April 10, 2007. The motion was approved unanimously by vote of seven in favor, none opposed.

Item #16 – Adjournment:

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

On the motion of Trustee Homan, seconded by Trustee Morris, the Board voted to adjourn the public portion of the board meeting and go into Executive Session at 10:35 p.m. to discuss personnel matters. The motion passed unanimously by vote of seven in favor, none opposed.

Respectfully submitted,

Devron Wilson, Administrative Aide

Richard Slingerland, Administrator/Deputy Clerk