

VILLAGE OF PELHAM  
 BOARD OF TRUSTEES MEETING  
 TUESDAY, NOVEMBER 15, 2005, 7:30 PM  
 VILLAGE HALL - 195 SPARKS AVENUE, PELHAM, NY

**MINUTES**

1. Meeting Called To Order
2. Pledge of Allegiance
3. Swearing In – Police Officer Chris Corrado, and K-9 Police Dog Dutch
4. Mayor's Report
5. Trustees' Reports
6. Village Administrator's Report
7. Public Comment

Approximate  
Starting Time  
of Discussion

# Agenda Items:

		<b>8:00 p.m.</b>
	<b>Financials</b>	
8	Audit Presentation of the Final Draft audit by O'Connor, Davies, Munns & Dobbins for Fiscal Year June 1, 2004 – May 31, 2005	<b>Reviewed</b>
9	Interim current-year Budget amendment resolution.	<b>APPROVED 6-0</b>
	<b>Infrastructure</b>	<b>9:00 p.m.</b>
10	Review of the bids for Contract 2005-06 A Storm and Sanitary sewer line relocation along First Street.	<b>TABLED</b>
11	Review of estimated cost of street furniture and materials to be used for upgrading the Wolfs Lane linear park between First and Second Street (benches, lighting, path resurfacing and the like) recommended by Cherbuliez Munz	<b>TABLED</b>
	<b>Housing</b>	<b>9:00 p.m.</b>
12	Annual Public hearing on the Pelham Public Housing Authority Plan (no change this year) to apply to the April 1, 2006 through March 31, 2007 Federal Fiscal Year.	<b>APPROVED 6-0</b>
13	Scheduling a public hearing on a Local Law to adopt the increased Section 458-a alternative Veteran's Exemption Max levels.	<b>APPROVED 6-0</b>
	<b>Equipment</b>	<b>9:15 p.m.</b>
14	Authorizing the sale of the Village's 1975 Seagrave Fire Ladder Apparatus to Pelham, NH (upon receipt of the new vehicle from Seagrave), and rejecting all bids on the 1985 Sewer Jet Truck and directing the Village Administrator to re-bid its sale	<b>APPROVED 5-0</b>
	<b>Contracts</b>	<b>9:20 p.m.</b>
15	Authorizing the Village to enter into the revised agreement with Westchester County for Snow and Ice Removal reimbursement relative to Lincoln Avenue, a County Road.	<b>APPROVED 6-0</b>
	<b>Grants</b>	<b>9:25 p.m.</b>
16	Authorizing two grant applications to the State Archives and Records Administration (SARA) Local Government Records Management Improvement Fund (LGRMIF).	<b>APPROVED 6-0</b>
17	Authorizing 3 grant applications to the Environmental Protection Fund for A. a redevelopment and re-use plan for the B & W; B. Parking Master Plan; and C. Downtown Master Plan	<b>APPROVED 6-0</b>
	<b>Government</b>	<b>9:45 p.m.</b>
18	Discussion of the benefits of creating a local development corporation	<b>DISCUSSED</b>
	<b>Housekeeping</b>	<b>10:15 p.m.</b>
19	Authorizing and approving the accounts payable	<b>APPROVED</b>
20	Old Business/New Business: GDC revised site plan	<b>HELD</b>
21	Minutes: October 18, 2005 and November 1, 2005	<b>APPROVED</b>
22	Adjournment	

Next Meetings are as follows:

Regular Board Meetings Tuesdays December 6 and December 20, 2005

Meetings start at 7:30 p.m. unless otherwise noted.

\* Agenda is subject to change until the night of the meeting.

VILLAGE OF PELHAM BOARD OF TRUSTEES  
VILLAGE HALL - 195 SPARKS AVENUE, PELHAM, NY  
TUESDAY, NOVEMBER 15, 2005

Item #1 – Meeting called to order: The meeting of the Village of Pelham Board of Trustees was called to order by Mayor Michael J. Clain at 7:30 p.m.

The following members of the Board of Trustees were present:

Mayor Michael Clain, Trustees Ciro Greco, Edward Hotchkiss, David Merrick (7:45), Peter Potocki and Michael Rozycki (8:30 p.m.). Absent – Trustee Mia Homan

Village staff in attendance:

Village Administrator Richard Slingerland, Police Chief Joseph Benefico, Lt. Rocco DelGrosso, Deputy Volunteer Fire Chief Richard Carfora.

Item #2 – Pledge of Allegiance

The Pledge of Allegiance was led by Mayor Michael J. Clain.

Item #3 -- Swearing In – Police Officer Chris Corrado, and K-9 Police Dog Dutch.

Police Officer Chris Corrado and Police K-9 “Dutch” were officially sworn in as members of the Village of Pelham Police Department.

Item #4 -- Mayor’s Report:

Mayor Clain reported that the Police Department had completed a count of open parking spaces along Wolfs Lane between Boulevard and Second Street. This was done at three different times during the day. Its purpose was to determine if there is a need for additional parking in this area during business hours. At this point, more evidence is needed to determine if there is in fact a need for parking there. In regards to the recent plans presented to the Board by the Village’s landscape architects, he said that the internal parking lot within Wolfs Lane Park seems to make the most sense. Diagonal parking has not been ruled out and will be studied further in the future.

Item #5 – Trustees’ Reports

Trustee Greco reported that contract negotiations with the Firefighters Union have resumed and are continuing.

Trustee Potocki announced there have been some arrests in burglaries that occurred recently in Pelham Manor. He also advised all residents to remain vigilant. In addition, the final parking counts as described by Mayor Clain will eventually be posted on the website. He further explained that these originally were limited because the Picture House was closed for renovations.

Item #6 – Village Administrator's Report

The Village Administrator reported that the recent Westchester County Traffic Light Timing Study had been completed and submitted in draft for review by all municipalities, with a discussion period right now, a draft release in the near future, and then projected release of the recommendations of the study sometime in Spring of 2005.

Item #7 – Public Comment:

Tom Keith, a business owner on First Street explained that he has an ongoing business while construction work continues at the Marbury Development. He needs to be able to load and off-load products. When off-loading the truck, he had been ticketed or told to move his truck. He mentioned that a neighbor in the area has been making recent, frequent complaints about his loading/unloading, and asked for assistance from the Village to be allowed to continue to run his business. The Village Administrator offered to contact the Police Chief and then try to find a solution with him, and he thanked the Board.

Harry Lewis, speaking on behalf of Mrs. Lewis of 245 Nyac Avenue commented on the plans for Wolfs Lane Park. Mayor Clain explained there would be additional dates for discussion on the future, but that discussion on that topic was done for the evening.

John Walsh of Nyac Avenue stated that he felt the issues of the Wolfs Lane Park in not limited just to residents of Nyac Avenue.

Mrs. Linda Wolski of Nyac Avenue commented that the plans needed to show more landscaping and a more substantial buffer to the homes on Nyac Avenue.

Item #8 – Audit Presentation of the Final Draft audit by O'Connor, Davies, Munns & Dobbins for Fiscal Year June 1, 2004 – May 31, 2005

Mr. Tom Kennedy and Mr. John Pintos of ODMD made a presentation on the recently completed audit of Village finances.

They explained that there are some new items in this years report, and there will be additional changes next year with the initiation of the GASB 34 requirements, and the upcoming requirements of GASB 45 – on Post Employment Benefits.

The presentation reviewed the Village's financial condition, and they stated that the findings of the audit give the Village a clean bill of health for the second year in a row.

The draft audit was circulated to the Board, with a request to get comments back within two weeks in order to finalize the report and file it with the State Comptroller's Office.

Item #9 – Interim current-year Budget amendment resolution

A motion was made by Trustee Merrick, with a second by Trustee Rozycki to adopt the Resolution. The motion passed with six in favor, none opposed and Trustee Homan absent.

RESOLUTION  
AUTHORIZING AN AMENDMENT TO THE 2005-2006 BUDGET  
FOR VARIOUS ITEMS AND PROJECTS, TO INCREASE REVENUES AND  
INCREASE CORRESPONDENT EXPENDITURES

BE IT RESOLVED, by the Board of Trustees of the Village of Pelham that the following amendments and transfers to the Village of Pelham 2005-2006 Budget, as follows:

2005/06 BUDGET AMENDMENTS

GENERAL FUND

INCREASE REVENUES

A2680	INSURANCE RECOVERIES	\$ 7,737
A3091	STATE AID ENVIR.CONSER	\$ 1,000
A4410	FEMA -HOMELAND SECURITY	\$ 86,265
A4000	APPROPRIATED FUND BAL (FROM INSURANCE RECOVERIES RECEIVED 04/050)	\$ 2,138

CAPITAL FUND

H3501 STATE AID CHIPS	\$ 4,590
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TOTALS OF AMENDMENTS	\$101,730
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INCREASE EXPENDITURES

A1640.451	CENTRAL GARAGE VEHICLE REPAIRS	\$ 7,737
A3410.201 FIRE EQUIPT.		\$ 1,000
A3410.201	FIRE EQUIPT	\$ 86,265
A5182.415 (REPAIRS TO TELEPHONE POLE DAMAGED IN VEHICLE ACC.)	ST.LIGHT SUPPLIES	\$ 2,138

CAPITAL FUND -- CHIPS

H5110.203 ROAD RESURFACING	\$ 4590
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TOTALS OF AMENDMENTS	\$ 101,730
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Item #10 – Review of the bids for Contract 2005-06 A Storm and Sanitary sewer line relocation along First Street

This item was tabled in order to allow for more time to review the bids, check bidder qualifications and references, and have a pre-award meeting with the selected low-bidders, their representatives and the Village's Engineers.

\* draft resolution circulated and not adopted, as follows:

RESOLUTION  
AUTHORIZING THE AWARD OF CONTRACT NUMBER 2005-06 A  
RE-BID OF THE STORM AND SANITARY SEWER LINE RELOCATION ALONG  
FIRST STREET

WHEREAS, at 11 a.m. E.S.T., Thursday, November 10, 2005, the Village of Pelham publicly opened and read four (4) proposals; and

WHEREAS, on reviewing the proposals, the bids are as follows:

	<u>Base Bid</u>	<u>Base+SanSwr</u>	<u>Gross</u>
<u>All Alts</u>			
1. WJL Equities Corp of Eastchester, NY	\$ 629,250	\$ 843,900	\$ 920,260
2. Montesano Brothers of New Rochelle, NY	\$ 756,910	\$1,237,410	\$1,323,610
3. Northbrook Contracting Corp. of Peekskill, NY		\$ 828,432	\$1,310,132
	\$1,409,607		
4. LAWS Construction Corp. of Pleasantville, NY		\$1,222,166	\$1,490,416
	\$1,539,976		

Item #11 – Review of estimated cost of street furniture and materials to be used for upgrading the Wolfs Lane linear park between First and Second Street (benches, lighting, path resurfacing and the like) recommended by Cherbuliez Munz

Matter tabled until a future Board Meeting.

Item #12 -- Annual Public hearing on the Pelham Public Housing Authority Plan (no change this year) to apply to the April 1, 2006 through March 31, 2007 Federal Fiscal Year.

The public hearing was opened at approximately 9 p.m., and the Mayor opened the floor to speakers on the hearing. There were no speakers, and the hearing was closed.

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

RESOLUTION TO ADOPT  
THE VILLAGE OF PELHAM YEAR 4/1/2006 THROUGH 3/31/2007  
ANNUAL PUBLIC HOUSING AGENCY PLAN

WHEREAS, upon forty-five (45) days notice of public hearing, and upon holding the public hearing on the Village of Pelham Year 4/1/06 through 3/31/07 Annual Public Housing Agency Plan; and

WHEREAS, there was no public comment to amend the plan as proposed.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Pelham hereby adopts the Year 4/1/06 through 3/31/07 Annual Public Housing Agency Plan, as proposed in draft; and

BE IT FURTHER RESOLVED, that the Mayor, the Village Administrator and the New Rochelle Neighborhood Revitalization Corporation (NRNRC) are authorized to take the necessary and appropriate actions to effect and administer this Annual Public Housing Agency Plan, including filing it with the United States Housing and Urban Development (HUD) Agency.

Item #13 -- Scheduling a public hearing on a Local Law to adopt the increased Section 458-a alternative Veteran's Exemption Max levels.

A motion was made by Trustee Potocki, with a second by Trustee Merrick to adopt the Resolution. The motion passed with six in favor, none opposed and Trustee Homan absent.

RESOLUTION

CALLING FOR A PUBLIC HEARING TO BE HELD  
BY THE BOARD OF TRUSTEES OF THE VILLAGE OF PELHAM  
ON A LOCAL LAW TO ADOPT THE INCREASED SECTION 458-A  
ALTERNATIVE VETERAN'S EXEMPTION MAX LEVELS.

RESOLVED, that the Board of Trustees of the Village of Pelham hereby calls for a public hearing on a draft proposed local law, the title of which is, "A LOCAL LAW to adopt the increased Section 458-a alternative veteran's exemption maximum levels as authorized by §458-a of the Real Property Tax Law as amended by Chapter 256 of the laws of 2005.," to be held at 7:30 p.m. on Tuesday, December 6, 2005, in Village Hall at 195 Sparks Avenue, Pelham.

A LOCAL LAW to adopt the increased Section 458-a alternative veteran's exemption maximum levels as authorized by §458-a of the Real Property Tax Law as amended by Chapter 256 of the laws of 2005.

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

1. Qualifying residential real property, as defined in New York State Real Property Tax Law Section 458-a, shall be exempt from taxation to the extent of fifteen percent of the assessed value of such property; provided, however, that such exemption shall not exceed fifty-four thousand dollars or the product of fifty-four thousand dollars multiplied by the latest state equalization rate for the assessing unit.
2. In addition to the exemption provided by subdivision one of this Section, where the veteran served in a combat theatre or combat zone of operations, as documented by the award of a United States campaign ribbon or service medal, qualifying residential real property, as defined in New York State Real Property Tax Law Section 458-a, shall be exempt from taxation to the extent of ten percent of the assessed value of such property; provided, however, that such exemption shall not exceed thirty-six thousand dollars or the product of thirty-six thousand dollars multiplied by the latest state equalization rate for the assessing unit.
3. In addition to the exemptions provided by subdivisions one and two of this Section, where the veteran received a compensation rating from the United States veteran's administration or from the United States Department of defense because of a service connected disability, qualifying essential real property, as defined in New York State Real Property Tax Law Section 458-a, shall be exempt from taxation to the extent of the product of the assessed value of such property multiplied by fifty percent of the veteran's disability rating; provided, however, that such exemption shall not exceed one hundred eighty thousand dollars or the product of one hundred eighty thousand dollars multiplied by the latest state equalization rate for the assessing unit. For purposes of this subdivision, where a person who served in the active military, naval or air service during a period of war died in service of the service connected disability, such person shall be deemed to have been assigned a compensation rating of one hundred percent.
4. This Local Law shall take effect immediately upon filing with the Secretary of State of the State of New York.

Item #14 -- Authorizing the sale of the Village's 1975 Seagrave Fire Ladder Apparatus to Pelham, NH (upon receipt of the new vehicle from Seagrave), and rejecting all bids on the 1985 Sewer Jet Truck and directing the Village Administrator to re-bid its sale

On the recommendation of the Village Administrator after contact with the Fire Department of Pelham, New Hampshire, as represented at the Board Meeting by Lt. Jack Tyrell, the Board decided to award the bid of the used 1975 Seagrave Fire Apparatus to the Pelham, NH, Fire Department.

A motion was made by Trustee Greco, with a second by Trustee Potocki to adopt the Resolution. The motion passed with five in favor, none opposed and Trustees Homan and Rozycki absent.

#### RESOLUTION

AUTHORIZING THE SALE OF CERTAIN VILLAGE OF PELHAM VEHICLES AS SURPLUS AND AVAILABLE FOR SALE BY THE VILLAGE IN AS-IS CONDITION FOR THE 1975 SEAGRAVE FIRE LADDER APPARATUS TO PELHAM NEW HAMPSHIRE, AFTER PELHAM, NEW YORK RECEIVES AND ACCEPTS OUR REPLACEMENT AERIAL APPARATUS

WHEREAS, the Village of Pelham authorized the sale of surplus village vehicles, advertised for their sale, and on Friday, October 14, 2005, the Village received and read one (1) proposal for the sale of the 1975 Seagrave Fire Apparatus in the amount of \$3,000, from Pelham, New Hampshire, and the Village obtained an estimate for the used sale of the vehicle to be between \$5,000-\$7,000 in its current condition; and

WHEREAS, the Villages agreed to a sale price in the amount of four thousand dollars (\$4,000) as a fair and equitable sale price for this piece of equipment.

BE IT RESOLVED, that the Village of Pelham authorizes the sale of the 1975 Seagrave 100' Fire Ladder Apparatus to Pelham New Hampshire, including the original equipment received with the truck, for the amount of four thousand dollars (\$4,000), in as-is condition, only after Pelham, New York accepts its replacement apparatus, and the Village wishes the Village of Pelham, New Hampshire all the best.

Item #15 -- Authorizing the Village to enter into the revised agreement with Westchester County for Snow and Ice Removal reimbursement relative to Lincoln Avenue, a County Road.

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

#### RESOLUTION

AUTHORIZING RENEWAL OF AN AGREEMENT BETWEEN THE COUNTY OF WESTCHESTER AND THE VILLAGE OF PELHAM FOR SNOW AND ICE REMOVAL BY THE VILLAGE OF PELHAM

BE IT RESOLVED, that the Board of Trustees of the Village of Pelham hereby authorizes the renewal of an agreement between the Village of Pelham and Westchester County for the continued participation by the Village of Pelham in the Westchester County Snow and Ice Reimbursement program, for the Village to salt and

plow the Westchester County roads that are in the Pelham jurisdiction, namely Lincoln Avenue; and

BE IT RESOLVED, that the term of the agreement shall be for a five (5) year period commencing on October 1, 2005 and continuing through September 30, 2010; and

BE IT FURTHER RESOLVED, that the Mayor, the Village Administrator, the Village Attorney are authorized to take all necessary and appropriate actions, including signing all documents, to effect this agreement.

Item #16 -- Authorizing two grant applications to the State Archives and Records Administration (SARA) Local Government Records Management Improvement Fund (LGRMIF)

A motion was made by Trustee Greco, with a second by Trustee Merrick to adopt the Resolutions. The motion passed with six in favor, none opposed, and Trustee Homan absent.

RESOLUTION

AUTHORIZING A GRANT APPLICATION TO THE NEW YORK STATE ARCHIVES AND RECORDS ADMINISTRATION, THROUGH THE LOCAL GOVERNMENT RECORDS MANAGEMENT IMPROVEMENT FUND, IN THE AMOUNT OF \$5,000 TO ENHANCE ONLINE SERVICES PROVIDED ON THE VILLAGE WEBSITE

WHEREAS; The Village Board has identified that additional work is need to provide online services via the Village of Pelham Official Website

WHEREAS; Funding is requested to complete an eGovernment project to upgrade our official website, pelhamgov.com. Currently, the website design is very limited in its functionality, and is inadequate to meet additional needs for online government functions. This project, if funded, will allow the Village to hire a professional web designer to construct the necessary database systems in order to provide the following online functions:

- An interactive Calendar that will link the date of an event with a detailed description of that event, meeting agendas, meeting minutes, etc.
- A web based search function that will allow the user to search the content of the website for information on a particular topic or a specific date, to simplify access to public documents.
- Allow residents and other users to subscribe to a mass E-Mail list that can be used by Village officials to distribute regular newsletters, emergency notifications, etc.
- Allow residents and other users to log complaints and other inquiries into a Call Management System. This database will allow users to log in and receive status updates on complaints, while allowing Village officials to track complaints received.

BE IT RESOLVED; that the Mayor and Board of Trustees of the Village of Pelham authorize the submission of an application by the Village of Pelham to the New York State Archives and Records Administration

BE IT RESOLVED, that the Village Administrator is authorized to approach any of the other governments in Pelham if the Mayor or the Administrator determines it is beneficial to the Village or the application;

BE IT FURTHER RESOLVED; that the Village Administrator is authorized to submit the application, sign all the necessary documents and make all the appropriate and necessary assurances, as well as approach other governments in our request to include them as a co-applicant.

### RESOLUTION

AUTHORIZING A GRANT APPLICATION TO THE NEW YORK STATE ARCHIVES AND RECORDS ADMINISTRATION, THROUGH THE LOCAL GOVERNMENT RECORDS MANAGEMENT IMPROVEMENT FUND, IN THE AMOUNT OF \$7,000 TO FUND A GIS USER NEEDS ASSESSMENT AND IMPLEMENTATION PLAN

WHEREAS; The Village Board has identified that a User Needs Assessment and Implementation Plan is need to explore the benefits of Geographic Information Systems (GIS) in municipal operations and planning

WHEREAS; Funds are requested to complete a Geographic Information Systems (GIS) User Needs Assessment and Implementation Plan for the Village of Pelham, NY. If funded, the Village will hire professional GIS consultants with experience in working with Westchester County municipalities. The proposed study and plan will include the following components:

- Conduct an Introductory Seminar for Elected Officials & Employees on GIS basics
- Conduct Interviews with all Department Heads to determine their GIS needs
- Provide a GIS User Needs Assessment for all Village departments
- Provide a GIS Implementation Strategy for all Village departments
- Provide a GIS Hardware Architecture study for all Village departments
- Provide information on Records Management Issues in GIS (including Metadata)
- Provide a preliminary budget for full implementation of a GIS mapping program

BE IT RESOLVED; that the Mayor and Board of Trustees of the Village of Pelham authorize the submission of an application by the Village of Pelham to the New York State Archives and Records Administration

BE IT RESOLVED, that the Village Administrator is authorized to approach any of the other governments in Pelham if the Mayor or the Administrator determine it is beneficial to the Village or the application;

BE IT FURTHER RESOLVED; that the Village Administrator is authorized to submit the application, sign all the necessary documents and make all the appropriate and

necessary assurances, as well as approach other governments in our request to include them as a co-applicant.

Item #17 -- Authorizing 3 grant applications to the Environmental Protection Fund for a redevelopment and re-use plan for the B & W; a Parking Master Plan; and a Community Master Plan

A motion was made by Trustee Greco, with a second by Trustee Merrick to adopt the Resolutions. The motion passed with six in favor, none opposed, and Trustee Homan absent.

RESOLUTION

AUTHORIZING A GRANT APPLICATION TO THE NEW YORK STATE DEPT. OF STATE QUALITY COMMUNITIES GRANT PROGRAM, REQUESTING A GRANT IN THE AMOUNT OF \$20,000 (with \$5,192 in-kind services) TO FUND A STUDY AND PROVIDE RECOMMENDATIONS ON POTENTIAL USES AND IMPROVEMENTS FOR THE FORMER BOSTON-WESTCHESTER RAILROAD PROPERTY.

WHEREAS; The Village Board has identified that a study is needed to determine potential reuses and improvements to land formerly occupied by the defunct Boston-Westchester Railroad

WHEREAS; Funding is requested for the research and development of a plan to improve and reuse public land in the Village of Pelham, formerly occupied by the now defunct Boston-Westchester Railway (B&W). "The New York, Westchester, & Boston Railway was a short-lived inter-urban system that operated from 1912 to 1937, between terminals at 133rd St. at the Harlem River in the Bronx, and Port Chester and White Plains in Westchester County (nycsubway.org)." Land where the railroad once stood still occupies areas in the Village of Pelham, and is in need of numerous safety and aesthetic improvements, as well a master plan for reuse.

BE IT RESOLVED, that the Village Administrator is authorized to approach any of the other governments in Pelham if the Mayor or the Administrator determine it is beneficial to the Village or the application;

BE IT RESOLVED; that the Mayor and Board of Trustees of the Village of Pelham authorize the submission of an application by the Village of Pelham to the New York State Dept. of State.

BE IT FURTHER RESOLVED; that the Village Administrator is authorized to submit the application, sign all the necessary documents and make all the appropriate and necessary assurances, as well as approach other governments in our request to include them as a co-applicant.

RESOLUTION

AUTHORIZING A GRANT APPLICATION TO THE NY STATE DEPT. OF STATE QUALITY COMMUNITIES PROGRAM REQUESTING A GRANT IN THE AMOUNT OF \$20,000 (with \$7,312 in-kind services) TO FUND A STUDY AND PROVIDE A PLAN TO MANAGE DOWNTOWN AND COMMUTER PARKING

WHEREAS; The Village Board has identified that a study is needed to study the management and potential improvements to downtown and commuter parking

WHEREAS; Funding is requested to draft a comprehensive plan to manage our current and projected inventory of downtown shopping district and commuter parking spaces. This plan will also provide recommendations and preliminary budgets to address issues related to the parking needs of residents, merchants, students and commuters while identifying suitable locations for additional parking spaces. Any plan will take into consideration the small town and suburban character of the Village, which strives to preserve open space, improve the local small business economy and produce additional parking revenue to fund maintenance and repair projects for Village transportation infrastructure.

BE IT RESOLVED, that the Village Administrator is authorized to approach any of the other governments in Pelham if the Mayor or the Administrator determine it is beneficial to the Village or the application;

BE IT RESOLVED; that the Mayor and Board of Trustees of the Village of Pelham authorize the submission of an application by the Village of Pelham to the New York State Dept. of State.

BE IT FURTHER RESOLVED; that the Village Administrator is authorized to submit the application, sign all the necessary documents and make all the appropriate and necessary assurances, as well as approach other governments in our request to include them as a co-applicant.

RESOLUTION

AUTHORIZING A GRANT APPLICATION TO THE NY STATE DEPT. OF STATE QUALITY COMMUNITIES PROGRAM REQUESTING A GRANT IN THE AMOUNT OF \$75,000 (with \$38,099 in-kind services) TO UPDATE AND EXPAND UPON THE VILLAGE OF PELHAM MASTER PLAN.

WHEREAS; The Village Board has identified that an update is needed for the Village of Pelham Master Plan

WHEREAS; Funding is requested to research and develop an updated Community Master Plan for the Village of Pelham, New York. The current Master Plan document was last revised in 1989, and does not reflect the numerous changes that have occurred within the community since then. In order to provide a comprehensive update

of this document, this study will include a review and subsequent recommendations on the updating and revision of our local Building and Zoning Codes, Parking and Traffic Management Plans, Affordable Housing Plan, Open Space and Historic Preservation Strategies, etc. which may not be adequate to meet future needs.

BE IT RESOLVED, that the Village Administrator is authorized to approach any of the other governments in Pelham if the Mayor or the Administrator determine it is beneficial to the Village or the application;

BE IT RESOLVED; that the Mayor and Board of Trustees of the Village of Pelham authorize the submission of an application by the Village of Pelham to the New York State Dept. of State.

BE IT FURTHER RESOLVED; that the Village Administrator is authorized to submit the application, sign all the necessary documents and make all the appropriate and necessary assurances, as well as approach other governments in our request to include them as a co-applicant.

Item #18 -- Discussion of the benefits of creating a local development corporation

The Village Administrator reported:

A Local Development Corporation (LDC) is authorized under the State of New York;

- It is a not-for-profit corporation
- To achieve a lawful public/quasi-public objective
- To serve a geographical area (the Village of Pelham, or a portion of the Village)
- Performs essential governmental functions
- May be operated for the exclusive charitable purposes of:
  1. relieve and reduce unemployment
  2. maximize employment opportunities
  3. job training
  4. scientific research to attract new industry or retain an industry
  5. lessen the burdens of government and act in the public interest

An LDC must be established by filing the proper paperwork, including certificates of incorporation, bylaws, board membership, with a defined mission and purpose. If the LDC is established and operated by a local government, such as the Village, and the Board is only the Board of Trustees of the Village, then the LDC would be subject to all the legal restrictions that would normally apply to local governments.

Mayor Clain stated the benefits, as he saw them were avoidance of the Wicks Law, competitive bidding, and notice and hearing requirements. This discussion will be continued and a determination will be made in the future.

Item #19 -- Authorizing and approving the accounts payable

Trustee Merrick had reviewed the accounts payable prior to the meeting.

A motion was made by Trustee Potocki, with a second by Trustee Merrick to adopt the Resolution. The motion passed with six in favor, none opposed, and Trustee Homan 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	\$129,955.14
Water Fund	\$27,783.13
Capital Projects Fund	\$10,979.61
Trust and Agency Fund	\$200.00
H3 Fund	\$0.00
Grand Total	\$168,917.88

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

#### Item #20 -- Old Business/New Business

##### New Business:

The Village Board discussed Ginsburg Development Corporations revised site plan application for the Marbury developments along First Street. Trustee Greco stated that he would prefer firm plans from GDC prior to making a decision. The Village Board will hold at least one more meeting on the topic, scheduled for December 6<sup>th</sup>, 2005.

The Board briefly discussed that it would soon revisit the "No Parking" on the north side of 1<sup>st</sup> Street, east of 2<sup>nd</sup>

With regard to the 2-way stop at 7<sup>th</sup> Street and 4<sup>th</sup> Avenue, the Board asked the Administrator to look into and install the proper signage to indicate that the intersection is only a 2-way stop.

The Board discussed that there is inadequate lighting at Lot 1 and asked the Administrator to have the General Foreman install a new light to illuminate the lot.

The Board asked that Deputy Chief Rich Carfora report back to the Board at a future meeting about the status and basis for ongoing need for the Fire alert horn at the Firehouse.

The Board briefly discussed the request again to eliminate parking on the east side of 3<sup>rd</sup> Avenue, along the new Marbury Corners Building, and Trustee Greco advised he would check on the matter and report back to the Board.

After some discussion, Mayor Clain requested a motion to suspend parking fees in the meters in downtown shopping area for the holidays. Trustee Potocki recommended that the time be limited to 12/19/05 – 1/3/06, and a made a motion to suspend the fee. The motion was seconded by Trustee Greco, and approved by vote of six in favor, none opposed, Trustee Homan absent.

Village Attorney Tracy advised the Board that the Brian Clark on behalf of the Pelham Rowing Association advised him they would like to continue their use of the Pelham Firehouse, and the Board agreed unanimously that it could continue, after the Chief had been advised.

Old Business: None.

Item #21 -- Minutes: October 18, 2005 and November 1, 2005

A motion was made by Trustee Merrick, with a second by Trustee Potocki to accept the meeting minutes. The motion passed with six in favor, none opposed, Trustee Homan absent.

Executive Session: The Mayor asked for a motion on an executive session to address 1. Contractual issues; 2. an employment issue; and 3. a matter of potential litigation.

On the motion by Trustee Greco, seconded by Trustee Rozycki, the Board agreed unanimously by vote of six in favor, none opposed, Trustee Homan absent to adjourn the public portion of the meeting and to go into Executive Session for the aforementioned matters.

Item #22 – Adjournment

A motion was made by Trustee Greco, with a second by Trustee Rozycki to reconvene in regular session and adjourn the meeting of the Mayor and Board of Trustees. The motion passed with six in favor, none opposed and Trustee Homan absent.

The public portion of the meeting was adjourned at approximately 9:55 p.m.

Respectfully submitted,

Dennis DelBorgo, Administrative Aide

Richard Slingerland, Administrator/Deputy Clerk