

Bedford Hills, New York
October 1, 2013

The first meeting for the month of October of the Town Board of the Town of Bedford was held on October 1, 2013 at the Town House, 321 Bedford Road, Bedford Hills, New York. The meeting was called to order at 8:00 P.M. by Supervisor Roberts.

Present: Lee V. A. Roberts : Supervisor
Peter Chryssos : Councilman
Francis T. Corcoran : Councilman
David Gabrielson : Councilman
Chris Burdick : Councilman

Lisbeth Fumagalli : Town Clerk
Joel Sachs : Town Attorney
Kevin Winn : Commissioner of Public Works
Jeff Osterman : Director of Planning
Joan Gallagher : Director of Personnel
Ed Ritter : Comptroller
Amy Pectol : Receiver of Taxes
Harry Girdlestone : Sole Assessor
William Hayes : Police Chief
Steve Fraietta : Building Inspector

And six (6) residents/observers.

APPROVAL OF CLAIMS

On a motion by Mrs. Roberts, seconded by Mr. Burdick, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED, that the following claims for 2013 be allowed for payment from their respective funds,

<u>Abstract & Paid Prior Summary</u>	<u>2013</u>
Paid Prior To Audit	89,614.96
General Fund (001)	62,817.45
Highway Fund (010)	28,735.54
Consolidated Water District (020)	24,142.99
Cedar Downs Water District (030)	40.20
Farms Water District (140)	
Old Post Road Water District (150)	
Drug Abuse (160)	
Trust & Agency (200)	
Energy (210)	1,671.31
Special Districts:	
Bedford Village Memorial Park (040)	2,064.14
Bedford Hills Memorial Park (050)	2,283.61
Katonah Memorial Park (060)	1,378.65
Bedford Lighting District (070)	
Bedford Hills Lighting District (080)	
Katonah Lighting District (090)	
Fire District #1 (100)	
Bedford Paramedic District #1 (230)	
Capital Projects (006-718)	<u>27,603.50</u>
	240,352.35

DEPARTMENTS

1. Request to transfer \$8,000 from the general fund balance to Building Repair and Maintenance budget line for the Town House and 425 Cherry Street.

On a motion by Mr. Chryssos, seconded by Mr. Corcoran the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick

October 1, 2013 – Regular meeting – continued

Nays: None
Absent: None

RESOLVED that the Town Board does hereby approve the transfer of \$8,000.00 from the General Fund to the Building Department Repair and Maintenance budget line. This transfer is due to an emergency septic/sewer repair at 425 Cherry Street.

2. Request to bid snow removal services.

On a motion by Mrs. Roberts, seconded by Mr. Chryssos the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED that the Town Board does hereby authorize the Commissioner of Public Works, Kevin Winn, permission to go out to bid for snow removal services as outlined in his 9/25/13 memo to the Board.

3. Authorize Supervisor to sign CO #1 for the Jay Street Sidewalk Improvement Project.

On a motion by Mr. Burdick, seconded by Mr. Corcoran the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED that the Town Board does hereby approve Change Order #1, Jay Street Improvement Project in the amount of \$20,162.00 as outlined in Town Engineer Jim Hahn's memo of September 25, 2013.

4. Request to purchase equipment from Highway Fund Balance.

On a motion by Mr. Chryssos, seconded by Mr. Burdick the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED that the Town Board does hereby authorize Kevin Winn the Commissioner of DPW to purchase a loader from NY State bid and a Trackless machine from a Massachusetts bid. The expenditure of \$345,000 will be appropriated from Highway fund balance.

CORRESPONDENCE

1. Request to hold block party on Appleby Drive Sunday, October 27th, from 4-6.

On a motion by Mr. Chryssos, seconded by Mr Burdick, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED that the Town Board grants permission to Alisa Harrison representing the residents of Appleby Drive to hold their annual block party, closing a portion of the road on Sunday, October 27, 2013 from 4-6 PM. DPW will drop off road barriers the day before.

OLD BUSINESS

1. Authorize Supervisor to sign Mutual Termination Agreement with EBS RMSCO.

On a motion by Mrs. Roberts, seconded by Mr Chryssos, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED that the Town Board does hereby grant permission to Supervisor Roberts to sign a mutual termination agreement with EBS RMSCO.

October 1, 2013 – Regular meeting – continued

2. Local Law to amend Chapter 104 of the Town Code concerning openings on streets and sidewalks. Set Public Hearing.

On a motion by Mrs. Roberts, seconded by Mr Burdick, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED that the Town Board will hold a public hearing On Tuesday, October 15, 2013 at 7:55 PM on LL#6-2013 to amend Chapter 104 of the Town Code concerning road openings on streets and sidewalks.

NEW BUSINESS

1. Authorize proposed management treatment for the Bedford Oak.

On a motion by Mr. Corcoran, seconded by Mr Burdick, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED that the Town Board authorize the Supervisor to move forward with SavATree & SavaLawn proposal dated September 13, 2013 for the Bedford Oak as follows; Arbor Balance treatment and the Mat/Mulch at a combined cost of \$3,850.00.

Note: Pruning was discussed but SavATree will work in conjunction with the Town’s Tree Advisory Board and Cornell Cooperative Extension to evaluate and make a joint recommendation to the Board.

2. Approve Horsley Witten Group Standard Hourly Rates.

On a motion by Mr. Corcoran , seconded by Mr Burdick, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED THAT THE Town Board does hereby accept the Horsley Witten Group standard Hourly rates through 12/31/14 as follows:

Principal	\$170/hr
Assoc. Principal	\$145/hr
Senior Project Manager	\$130/hr
Project Manager	\$115/hr
Project Engineer/Scientist/Landscape Architect	\$100/hr
Project Planner	\$ 90/hr.
Engineer/Scientist/Surveyor/Planner	\$ 85/hr
Graphics/CAD/GIS Tech	\$ 70/hr
Intern	\$ 45/hr
Administrative Assistant	\$ 50/hr
2 man survey crew	\$140/hr

3. Set Executive Session – Personnel -- October 15th.

On a motion by Mrs. Roberts, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

RESOLVED THAT THE PREVIOUSLY SET WORK SESSION FOR Tuesday, October 15, 2013 at 6:30 pm, be changed to an executive session to discuss matters of personnel in relationship to the 2014 budget.

4. Executive Session – Personnel.

On a motion by Mrs. Roberts, seconded by Mr. Corcoran, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: None

There being no further discussion the meeting was adjourned at 8:47pm to executive session.

Lisbeth Fumagalli, Town Clerk

On October 1, 2013 at approximately 8:47 p.m., the Town Board unanimously voted to go to Executive Session to discuss litigation and personnel matters. Attending the meeting were Supervisor Roberts, Town Board Members Burdick, Gabrielson, Corcoran and Chryssos. Also attending was Town Attorney Joel Sachs.

At the outset of the executive session, Town Attorney Sachs was appointed Acting Town Clerk.

There was a discussion between Town Attorney Sachs and the Board members concerning various lawsuits and administrative proceedings involving the Town of Bedford, and some of its Boards and Commissions in regard to property owners residing at 12 Alice Road and 341 Succabone Road. Town Attorney Sachs was directed to send a letter to the property owners.

There followed a discussion of certain personnel matters involving the Town of Bedford Police Department in regard to negotiations with the Patrolman's Benevolent Association. There was also a discussion concerning a Town employee. No decisions were made and no votes were taken.

The executive session adjourned at approximately 9:45 p.m.

Respectfully submitted,

Joel H. Sachs, Acting Deputy Town Clerk