

December 17, 2008

**MINUTES OF THE REGULAR MEETING OF THE TOWN BOARD OF THE TOWN OF MAMARONECK HELD ON DECEMBER 17, 2008 AT 8:15 PM IN THE COURT ROOM OF THE TOWN, 740 W. BOSTON POST ROAD, MAMARONECK, NEW YORK.**

**PRESENT:**

Supervisor Valerie M. O’Keeffe  
Councilwoman Phyllis Wittner  
Councilwoman Nancy Seligson  
Councilman David J. Fishman

**ABSENT:**

Councilman Ernest C. Odierna

**ALSO PRESENT:**

Christina Battalia, Town Clerk  
Stephen V. Altieri, Town Administrator  
William Maker, Jr., Town Attorney

**WORK SESSION**

On motion of Councilwoman Wittner, seconded by Councilman Fishman, the Board unanimously agreed to enter into Executive Session to discuss Collective Bargaining.

**EXECUTIVE SESSION**

**Collective Bargaining**

On motion of Councilwoman Seligson, seconded by Councilman Fishman, the Board unanimously agreed to resume Work Session.

**Report from Police Chief Richard Rivera**

Chief Rivera gave the Board an update on the recent auto break-ins.

**2009 Budget**

Anthony Siligato, the Town Comptroller was present.

Mr. Altieri asked the Board if they had any comments before this evening’s vote on the Proposed 2009 Budget. Supervisor O’Keeffe asked Mr. Altieri to clarify the \$1,000.00 that is in the Budget for the project at the Mamaroneck Library. Mr. Altieri reminded the Board that these were for funds asked for by the Mamaroneck Library, to help with the cost of scanning and digitizing of the Daily News.

Supervisor O’Keeffe asked for a vote to approve these funds in the budget.

On motion of Councilwoman Seligson, seconded by Councilman Fishman, the Board unanimously

**RESOLVED, to retain the amount of \$ 1,000.00 in the 2009 Town Budget, for the Mamaroneck Library’s scanning and digitizing project of the Daily News.**

Mr. Siligato reported that the Mortgage Tax receipts were better than expected for 2008.

**Section 8 , Community Services**

The Board reviewed a memo from the Village of Mamaroneck Manager, Leonard Verrastro, regarding administrative expenses and terms and conditions of the transfer of assets and the dissolution of the Village of Mamaroneck Housing Authority and the Village of Mamaroneck Community Services effective December 31, 2008.

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Mr. Altieri noted there were a number of items on the agenda this evening pertaining to the food service program with the County.

**Property at Fifth Avenue and Madison Avenue**

The Board reviewed the appraised property value they received of \$210,00, for the land at Madison and Fifth Avenue at \$210,000.00. At this time the Board dose not see the need, to purchase this land from the County. Mr. Altieri will send and letter to the County.

**FEMA Grant**

Supervisor O’Keeffe explained that the Town has received the FEMA Flood Mitigation Grant monies in the amount of \$100,000.00.

**Memorial Park**

Supervisor O’Keeffe informed the Board of herself and Councilwoman Seligson’s very informative meeting with Frank White at Memorial Park. Mr. White requested a survey of the property in order for him to complete a master plan.

**Boards and Commissions**

The Board reviewed upcoming reappointments to the Town’s Boards and Commissions. The Board reviewed a draft letter by Mr. Maker to the Planning and Zoning Boards explaining their requirement for four hours of course work in order to remain on these Boards. Mr. Altieri will obtain some course options that can be sent along with a letter. The letter will be sent by Supervisor O’Keeffe.

**CALL TO ORDER**

The regular meeting of the Town Board was called to order by Supervisor O’Keeffe at 8:20PM she then pointed out the location of exits.

**PUBLIC HEARINGS— 2009 Preliminary Budget**

The following notice of Public Hearing was entered into the record:

**PUBLIC HEARING – 2009 Preliminary Budget  
December 3, 2008, to reconvene on December 17, 2008**

**PLEASE TAKE NOTICE, that a Public Hearing will be held by the Town Board of the Town of Mamaroneck, New York on Wednesday, December 17, 2008 at 8:15 PM in the Court Room of the Town Center, 740 West Boston Post Road, Mamaroneck, New York to consider the Town of Mamaroneck’s Preliminary Budget for the calendar year commencing January 1, 2009 and ending December 31, 2009. All citizens are invited to attend and provide the Board with written and oral comments and ask questions concerning the preliminary budget. The entire preliminary budget can be inspected by the public from 8:30 AM to 4:30 PM, beginning Monday, December 1, 2008, in the Town Clerk’s Office, Town Center, 740 West Boston Post Road, Mamaroneck, New York. Copies of the Preliminary Budget will also be available at the Town Clerk’s Office.**

**PLEASE TAKE FURTHER NOTICE, that the proposed salaries of the members of the Town Board are as follows: Supervisor \$37,500; Town Council (4) \$6,000 each and the proposed salary for the Town Clerk is \$82,000 and the Town Justices (2) \$21,000.**

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF MAMARONECK**

**CHRISTINA BATTALIA  
TOWN CLERK**

**Published: November 26, 2008**

December 17, 2008

On motion of Councilman Fishman, seconded by Councilwoman Seligson, the Public Hearing was reopened.

Supervisor O'Keefe asked Mr. Altieri to reiterate the highlights of the Preliminary Budget that were presented in his 'Power Point' presentation at the December 3<sup>rd</sup> Public Hearing.

Supervisor O'Keefe asked the Board members for their comments, prior to a vote.

Councilwoman Wittner thanked Mr. Altieri, Tony Siligato and all the Department Heads for their hard work. She noted that there are no cutbacks in services, while still keeping up with infrastructure.

Councilwoman Seligson commented that this was a responsible Budget, the lowest since she has been on the Board. This is not difficult due to the good financial situation the Town is in. She thanked Mr. Altieri and Mr. Siligato for their hard work.

Councilman Fishman commented that the Board has not received input from the Public that they would like to see cuts in services. He is disappointed in the limited public input during the budget process. This is a responsible Budget, adding the Town has kept the revenue lines conservative.

Supervisor O'Keefe read from the comments of Councilman Odierna, that if he was able to be in attendance, he would vote yes for the Budget.

Supervisor O'Keefe stated she was very happy with the Budget, adding it is the lowest she has seen since before becoming Supervisor. She emphasized the Board's policy of slow and steady increases, not a spike budget policy.

On motion of Councilwoman Wittner, seconded by Councilwoman Seligson, the following was approved,

WHEREAS, on October 15, 2008, the Budget Officer submitted to the Town Clerk and the Town Board the Tentative Budget for 2009, and

WHEREAS, on October 29, November 7, November 12, and November 18 of 2008 the Town Board held public work sessions to consider amendments and changes to the Tentative Budget, and

WHEREAS, on December 3, 2008 and December 17, 2008, the Town Board held Public Hearings on the Preliminary Budget for 2009.

NOW THEREFORE, BE IT

RESOLVED, that the Town Board does hereby convert the 2009 Preliminary Budget, to the 2009 Final Operating Budget for the Town of Mamaroneck, and hereby adopts it.

The above resolution was put to a roll call vote:

Fishman	Aye
Seligson	Aye
Odierna	Absent
Wittner	Aye
O'Keefe	Aye

**BOARD OF FIRE COMMISSIONERS**

The meeting was called to order by Commissioner O’Keeffe and on motion of Commissioner Wittner, seconded by Commissioner Seligson, the Board of Fire Commissioners was unanimously declared open.

Present were the following members of the Commission:

Commissioner: Valerie M. O’Keeffe  
 Commissioner: Phyllis Wittner  
 Commissioner: Nancy Seligson  
 Commissioner: David J. Fishman

**1. FIRE CLAIMS**

Commissioner Wittner presented fire claims for authorization of payment, thereafter on Commissioner Wittner’s motion, seconded by Commissioner Fishman, it was

**RESOLVED** that this Commission hereby authorizes payment of the following Fire Department claims as approved by the Fire Chief and audited by the Comptroller’s Office:

2434 CW Corp.	Car Washes (2)	\$	11.00
911 Wear	Uniform, Patches	\$	995.25
911 Wear	Badges	\$	912.00
911 Wear	Uniforms	\$	829.00
911 Wear	Clothing (T-Shirts, Sweatpants)	\$	737.00
911 Wear	Uniform (Collins)	\$	305.00
911 Wear	Softball Jerseys	\$	44.00
Avaya	Service Agreement	\$	18.55
Brenmar	Oven Repair	\$	313.00
Cleaning Systems	Gloves	\$	104.50
Cleaning Systems	Paper Bags	\$	11.95
Con Edison	Gas	\$	292.13
DGR Services Inc.	Ladder Sheaves	\$	1,372.51
Embassy Cleaners	Dry Cleaning	\$	63.23
Excelsior Garage	Repairs to Ladder 19	\$	4,086.00
Excelsior Garage	Bumper for Ladder 19	\$	1,348.84
G & K Services	Rags, Mat cleaning	\$	270.54
J.A. Jackson	L19 Clamps	\$	10.53
Joseph Russo	Fire Council Secretary Fee	\$	750.00
Ken Jones	Annual Testing of Backflow Prevention	\$	230.00
Smith El-Dis-Co	Ballast	\$	193.50
Sound Shore Pest Control	Exterminating	\$	130.00
TMFD	Reimb for Food 11/22/08	\$	74.16
Verizon	Phone	\$	401.24
Verizon Wireless	Cell Phones	\$	266.50
Villa Maria Pizza	Food- Fire 21 N.Chatsworth-11/22/08	\$	137.21
Villa Maria Pizza	Food-Training-11/24/08	\$	71.47
<b>Total:</b>		<b>\$</b>	<b>13,979.11</b>

The above resolution was put to a roll call vote:

Commissioner Fishman           Aye  
 Commissioner Seligson       Aye  
 Commissioner Odierna       Absent  
 Commissioner Wittner       Aye  
 Commissioner O’Keeffe       Aye

2. Other Fire Department Business

Commissioner Wittner noted the Fire Commission must certify the Officers for 2009 – there will be a dinner to celebrate the new Officers on January 10<sup>th</sup>.

On motion of Commissioner Wittner, seconded by Commissioner Seligson, the Commission unanimously accepted the Fire Department Officers for 2009 as listed:

Chief of Department		Sean McCarthy
1 <sup>st</sup> Deputy Chief		Brendan Collins
2 <sup>nd</sup> Deputy Chief		Joseph Russo
Department Secretary		Gregory Hibbard
Financial Secretary		Paul Tortorella
Treasurer		David Maisel
Surgeon		Dr. Peter Kingham
Chaplin's		Msgr. Thomas Petrillo
		Fr. Salvatore DeStefano
Sergeant At Arms		Brian Payne
Department Attorney		Theodore Hecht
Engine_36	Captain	Michael Liverzani
	Lieutenant	Shaun Hughes
Engine 37	Captain	David Cremins
	Lieutenant	Paul Tortorella
Engine 51	Captain	Noah Goldberg
	Lieutenant	Gregory Hibbard
Ladder 19	Captain	Dennis Delborgo
	Lieutenant	David Maisel

There being no further business to come before the Commission, on motion of Commissioner Wittner, seconded by Commissioner Seligson, the Commission unanimously adjourned and the Town Board reconvened.

**AFFAIRS OF THE TOWN**

1. Adoption of 2009 Town Budget

The approval of the Proposed 2009 Budget took place during the Public Hearing (see above)

2. Transfer of Funds – Town Court Grant

On motion of Councilman Fishman, seconded by Councilwoman Seligson, the following was unanimously approved,

WHEREAS, the Town has been awarded two New York State Office of Court Administration Grants, totaling \$36,542.92, for improvements to the Town Court, and

WHEREAS, these grant funds will be used to make the following upgrades to the Town Court:

- Installation of Video/Audio Equipment
- Upgrade Court Room Lighting
- Install Security Chair Clamps as recommended by the Office of Court Administration
- Install enhanced signage for the Court Room
- Purchase office equipment

NOW THEREFORE, BE IT

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**RESOLVED**, that the Town Board does hereby authorize the Town Comptroller to establish Capital Project #28-04 – Justice Court Equipment, and

**BE IT, FURTHER**

**RESOLVED**, that the Town Comptroller is further authorized to transfer the Grant funds from Revenue Account H.3999 to the Capital Project Account H.1997.1110.5001.

**3. Authorization – Renewal of Retainer – Town Auditors**

Deferred until January 7, 2009

**4. Authorization – Housing Inspector Contracts**

On motion of Councilwoman Wittner, seconded by Councilwoman Seligson, the following was approved

**WHEREAS**, as part of the certification process for the Section 8 Housing Voucher Program is the inspection of housing units contracted in the program, and

**WHEREAS**, the Town will retain an independent contractor, as an economical approach, to perform these inspections.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board does hereby approve the ‘blanket’ agreement, as drafted by the Town Attorney, to be used for the contracted inspectors as they become available, and

**BE IT, FURTHER**

**RESOLVED**, that the Mamaroneck Town Board does hereby authorize the Town Administrator to execute said agreements as they become written and entered into, on behalf of the Town.

The above resolution was put to a roll call vote:

Fishman	Aye
Seligson	Aye
Odierna	Absent
Wittner	Aye
O’Keeffe	Aye

**5. Authorization – Westchester County Contracts – Community Services**

On motion of Supervisor O’Keeffe, seconded by Councilwoman Wittner, it was unanimously

**RESOLVED**, that the Town Board does hereby authorize the Town Administrator to execute and deliver to the Westchester County Department of Health, for and on behalf of the Town of Mamaroneck, an application for a permit to operate a Meals on Wheels Program, and

**BE IT, FURTHER**

**RESOLVED**, that that the Town Board does hereby authorize the Town Administrator to execute and deliver to the Westchester County

Department of Health, for and on behalf of the Town of Mamaroneck, an application for a permit to operate a Senior Center Nutrition Program.

6. Authorization – Hubbard Cubbard Contract – Lou’s Lunch

On motion of Councilwoman Wittner, seconded by Councilwoman Seligson, the following was approved

WHEREAS, with the consolidation of the Village and Town Senior Citizen Programs the Town is preparing to provide meals for the Senior Citizen Center and Meals on Wheels Program, and

WHEREAS, currently the Village of Mamaroneck has contracts with Hubbard Cubbard to provide meals at the Senior Center and Lou’s Lunch for the Meals on Wheels Program, and

WHEREAS, as an interim measure, until the Town and Westchester County complete a formal bid document, the Town wishes to enter into agreements with Hubbard Cubbard and Lou’s Lunch , to provide meals for the Senior Citizen Center and Meals on Wheels.

NOW, THEREFORE, BE IT

RESOLVED, that the Mamaroneck Town Board does hereby authorize the Town Administrator to enter into contracts with Hubbard Cubbard and Lou’s Lunch on behalf of the Town.

The above resolution was put to a roll call vote:

Fishman	Aye
Seligson	Aye
Odierna	Absent
Wittner	Aye
O’Keefe	Aye

7. Authorization -- Senior Center Trust Fund

On motion of Councilwoman Seligson, seconded by Councilwoman Wittner, the following was approved

WHEREAS, as part of the overall consolidation of the Village of Mamaroneck and the Larchmont-Mamaroneck Senior Program it is necessary for the Town to establish a Town of Mamaroneck Senior Center Trust Account to handle the Larchmont Senior Center Trust currently held within the Village of Larchmont Accounts.

NOW THEREFORE, BE IT

RESOLVED, that the Mamaroneck Town Board does hereby authorize the Town Comptroller to establish a Town of Mamaroneck Senior Center Trust Fund.

The above resolution was put to a roll call vote:

Fishman	Aye
Seligson	Aye
Odierna	Absent
Wittner	Aye
O’Keefe	Aye

8. Approval of Certiorari

On motion of Councilwoman Wittner, seconded by Councilman Fishman, it was

**RESOLVED**, that the Town Board does hereby approve the following Settlement of Certiorari as recommended by the Town Attorney:

**Chatsworth Gardens Condominium  
14 North Chatsworth Avenue**

**Block: 127 Lots: 100.1 through 150.75  
Town of Mamaroneck**

Year	Current Aggregate Assessment	Reduced Aggregate Assessment
2003	\$224,200	\$180,000
2004	\$224,200	\$190,000
2005	\$224,200	\$185,000
2006	\$224,200	\$177,000
2007	\$224,200	\$170,000
2008	\$224,200	\$170,000

The above resolution was put to a roll call vote:

Fishman	Aye
Seligson	Aye
Odierna	Absent
Wittner	Aye
O'Keefe	Aye

9. Salary Authorizations

**Community Services**

On motion of Councilman Fishman, seconded by Councilwoman Wittner, it was

**RESOLVED**, that the Mamaroneck Town Board does hereby appoint Anthony De Angelisa a Bookkeeper for the Section 8 Rental Assistance Program in the Community Services Department effective January 5, 2009 at an annual salary of \$48,767.00, and

**BE IT, FURTHER**

**RESOLVED**, that the Mamaroneck Town Board does hereby authorize the transfer and appointment of following part time employees from the Village of Mamaroneck's Section 8 Program to the Town of Mamaroneck's Section 8 Program effective January 5, 2009 as provided for in the 2009 Town Budget as follows:

**B8610 – Rent Subsidy Administration**

Anthony Bell	P/T Intermediate Clerk	20 hours	\$11.50/hour
Carmen Medina	P/T Intermediate Clerk	up to 15 hours	\$ 5.25/hour,

and

**BE IT, FURTHER**

**RESOLVED**, that the Mamaroneck Town Board does hereby appoint Miriam Campbell a Staff Assistant, Section 8 Rental Assistance Program in the Community Services Department, effective January 5, 2009, at an annual salary of \$48,767.00.

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The above resolution was put to a roll call vote:

Fishman	Aye
Seligson	Aye
Odierna	Absent
Wittner	Aye
O'Keefe	Aye

On motion of Councilman Fishman, seconded by Councilwoman Wittner, it was

RESOLVED, that as provided for in the 2009 Town Budget the Town Board does hereby authorize the transfer and appointment of the following part time employees from the Village of Mamaroneck's Community Services Program as follows:

A6772 Programs for the Aging

Elizabeth Covington	P/T Recreation Leader	18 hours	\$15/hour
Josephine Santangelo	P/T Recreation Leader	18 hours	\$18/hour
Anne Stone	P/T Program Aide	15 hours	\$17/hour
Christel Tippeft	P/T Program Aide	15 hours	\$12/hour
Joanne Miller	P/T Nutrition Aide	20 hours	\$8.75/hour
Laura Taylor	P/T Outreach Worker	3 hours	\$16.50/hour
Agustin Lopez	P/T Cleaner	1 5 hours	\$9.75/hour
Neville Burke	P/T Bus Driver	20 hours	\$12/hour
William Magrino	P/T Bus Driver	20 hours	\$12/hour
Cesar Deleon	P/T Bus Driver	3 hours	\$13.50/hour

The above resolution was put to a roll call vote:

Fishman	Aye
Seligson	Aye
Odierna	Absent
Wittner	Aye
O'Keefe	Aye

Appointment of Administrative Intern-Court Clerk

On motion of Councilwoman Wittner, seconded by Councilwoman Seligson, it was

RESOLVED, that the Mamaroneck Town Board does hereby appoint Amy Lefevre a 12 month Administrative Intern with the Town Court effective January 5, 2009 through January 4, 2010 at an annual salary of \$37,783.00.

The above resolution was put to a roll call vote:

Fishman	Aye
Seligson	Aye
Odierna	Absent
Wittner	Aye
O'Keefe	Aye

Recreation

On motion of Councilwoman Seligson, seconded by Councilman Fishman, it was

RESOLVED, that as provided for in the 2008 Town Budget the Town Board does hereby authorize the payment of salary to the following:

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<b>Hommocks Pool Name</b>	<b>Position</b>	<b>Salary</b>	<b>Effective retroactive to</b>
Jason Corbett	Early Morning Swim Lifeguard	\$25/session	12/11/08
Jake Feinman	Early Morning Swim Lifeguard	\$25/session	retroactive to 12/11/08
Sarah Monaghan	Early Morning Swim Lifeguard	\$27/session	Retroactive to 12/11/08
Rob Miceli	Early Morning Swim Lifeguard	\$25/session	Retroactive to 12/11/08
Emma Kravet	Lifeguard Swim Instructor	\$10.50/hour \$17.75/hour	Retroactive to 12/11/08

The above resolution was put to a roll call vote:

Fishman	Aye
Seligson	Aye
Odierna	Absent
Wittner	Aye
O'Keefe	Aye

#### ORAL COMMUNICATIONS

None

#### WRITTEN COMMUNICATIONS

Supervisor O'Keefe noted she received letters from the residents at 16 and 21 N. Chatsworth Avenue commending the Fire and Police Department's for their handling of the fire at 21 N. Chatsworth Avenue.

#### SUPERVISOR'S REPORT

Supervisor O'Keefe noted that the Village of Mamaroneck, will hold a presentation of the Town of Mamaroneck's Revaluation Report and Forum with Tom Frey, the Town of Mamaroneck Consultant, at their Board of Trustees Meeting on January 12, 2009.

Supervisor O'Keefe and her fellow officials collected phone cards for Soldiers - \$3,000.00 in cards were sent abroad. She noted the generosity of the Nights of Columbus, the American Legion and the VFW.

She wished Councilman Odierna, who is home recovering from knee surgery, a quick recovery.

#### REPORT OF COUNCIL

Councilwoman Wittner noted the many events she and her fellow Board Member's attended. The Larchmont Gardens' Civic Association's Tree Lighting, the Fire Council Meeting at which the Town presented Citations to the Department.

Councilwoman Seligson attended the Planning Board Meeting. She also added the Town Holiday Party to the list of events the Board Members attended.

Councilman Fishman noted the in person Little League sign up will be held on January 10, 2009.

#### ADJOURNMENT

On motion of Councilwoman Wittner, seconded by Councilman Fishman, the meeting was unanimously adjourned 9:35PM.

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Submitted by  
Christina Battalia, Town Clerk