

MONEY MAGAZINE: GREENBURGH– A BEST PLACE TO LIVE IN AMERICA WINNER (2008)
(One of four in New York State)

Since 1987, the Town of Greenburgh has annually been granted the “The Certificate of Achievement for Excellence in Financial Reporting” by the National Government Financial Officers Association

Please Note: If the Board has completed the agenda before 11:00 PM, a second opportunity for Public Comment, up to five minutes per speaker, will be provided until 11:00 PM. Speakers will be called in the order of receipt of a Public Comment Request Form for this second Public Comment period.

**TOWN OF GREENBURGH TOWN BOARD MEETING
WEDNESDAY, SEPTEMBER 22, 2010 – 8:00 PM
AGENDA**

This meeting can be viewed live on our Website, www.GreenburghNY.com, as well as viewed archived, generally within 24 hours. Please be reminded that Town Board meetings held at the Greenburgh Town Hall may also be viewed live on the Town’s government cable channels, Cablevision Channel 76 and Verizon Channel 35.

Minutes of Town Board Meetings are posted on our Web site
(Click the link for Meeting Schedules, and then scroll down to Recent Meetings and Minutes)

To e-mail the Town Board (Supervisor Paul Feiner, Councilwoman Sonja Brown, Councilwoman Diana Juettner, Councilman Kevin Morgan, and Councilman Francis Sheehan), e-mail: TownBoard@GreenburghNY.com

PLEASE NOTE: TOWN BOARD MEETING AGENDAS ARE POSTED ON THE TOWN WEB SITE AND ONLY MAILED UPON A WRITTEN REQUEST TO THE TOWN CLERK, TownClerk@GreenburghNY.com

EVERYONE IS ENCOURAGED TO SPEAK BEFORE THE TOWN BOARD ON ANY SUBJECT; HOWEVER, PERSONAL ATTACKS, OF ANY KIND, TOWARD ANYONE, WILL NOT BE PERMITTED

John Tomlin, a representative from the office of State Senator Andrea Stewart-Cousins, will be present at the 1st Town Board meeting each month from 6:30 PM to 7:30 PM to respond to constituent concerns

Mary Jackson, a representative from the office of County Legislator Alfreda Williams, will be present at the 2nd Town Board meeting each month from 6:30 PM to 7:30 PM to respond to constituent concerns

UPCOMING TOWN BOARD MEETINGS:

Wednesday, Oct. 13, 2010, 7:30 PM
Wednesday, Oct. 27, 2010, 7:30 PM

Wednesday, Nov. 10, 2010, 7:30 PM
November 22, 2010, 7:30 PM

PLEDGE OF ALLEGIANCE

ROLL CALL: Town Clerk Judith Beville

MOMENT OF SILENCE

In memory of Malcolm Baumgarten, longtime Greenburgh resident and a dedicated member of the Zoning Board of Appeals for 32 years, a record which will likely never be broken

In memory of Harold Klein, former Greenburgh Town Justice. Justice Klein was an expert in the field of copyright and trademark law, a former Chairman of the Dobbs Ferry Hospital Board of Trustees for 25 years, and, after 30 years, retired from reserved military duty as a full Colonel.

In memory of Anthony J. Ruggiero, Jr., who died in the line of duty on September 6, 2010. Anthony was an employee of the Tarrytown Department of Public Works for 29 years. He was also a 29 year active member and ex-captain of the Hope Hose Company #1 of the Tarrytown Fire Department. He was also named Honorary Chief of the Tarrytown Fire Department.

In memory of John Kelly, who died in the line of duty on September 6, 2010. John was a lifelong resident of the Tarrytown’s. He worked in the Highway Maintenance Department for New York State DOT in Eastview. He was an active volunteer and member of the Conqueror Hook and Ladder and the Tarrytown Fire Department for 33 years, where he served as Captain, Chief Driver and was recently promoted to Honorary Chief of the Tarrytown Fire Department. He was also a member of the Greenburgh Civil Defense Department.

In memory of Rose Facelle, wife of Judge Thomas A. Facelle, former Chair of the Town of Greenburgh Board of Ethics

In memory of Michael Broder, father of Department of Public Works employee Michael Broder

SUPERVISOR & TOWN COUNCIL REPORTS

GOOD NEWS...The Town has the highest possible bond rating from both Standard & Poors (AAA) and Moodys (Aaa). Only 3% of communities in nation have this rating.

The Fire District Consolidation Commission will release its report and recommendations on September 27, 2010.

Any individual or group interested in a visit from the Town Board should email the Board at TownBoard@GreenburghNY.com

PRESENTATION

Judy Chriss, President of the Greenburgh Library Foundation – Update on activities of the Library Foundation

Dana Davis – “The Ties That Bind”

PUBLIC COMMENT

Advance signup is preferred. Speakers will be called in the order of receipt of a Public Comment Request Form. The forms are available on the Town Web site, in the Town Clerk's Office (until 7:00 PM on the day of the meeting), and on the dais next to the Town Clerk during the meeting. A three minute limit per speaker will be strictly enforced. No interruptions by the members of the Town Board or public will be permitted. Any questions on agenda items should be asked at this time. Department Heads have the option of leaving the meeting following Public Comment. Therefore, if anyone has questions that are related to resolutions/items on the agenda that she/he would like to direct to a specific Department Head, those questions should be raised at this time.

PUBLIC HEARING

To consider the Extension of the FA-7 Sewer District located on Winding Road Farm in the Town of Greenburgh. [The proposed FA-7 Sewer District Extension is in the vicinity of Winding Road Farm, formerly Winding Road.]

TOWN BOARD – 993-1544

TB 1 – 9/22/10 Resolution authorizing the Town Supervisor to enter into an agreement with the NYS Workers' Compensation Board (WCB) to pay the Town's proportionate share of a special assessment imposed by the WCB against the Town and twelve other participating employers when Public Entity Trust of New York (PETNY), the Town's former Workers' Compensation insurance carrier, became insolvent

TB 2 – 09/22/10 Resolution authorizing the Town Supervisor to execute a contract with Michael Maris Associates, P.C., with respect to the design and implementation of Roadway and Intersection Improvements in accordance with the Stipulation of Settlement of the Ridge Hill Litigation

ASSESSOR – 993-1520

AS 1 – 9/22/10 Resolution authorizing the Town to sell certain surplus Town-owned property by sealed bid on Tuesday, October 26, 2010, at 9:30 AM, at Greenburgh Town Hall, as is, at no less than the minimum upset price, subject to permissive referendum

ATTORNEY – 993-1547

AT 1 – 9/22/10 Resolution authorizing settlement of property damage related claim, File No.: 327/10C, by Amica Mutual Insurance Co., a/s/o Vajubhai T. Sanchala, for an amount not to exceed \$3,861.73

AT 2 – 9/22/10 Resolution authorizing tax certiorari settlement with petitioner Ugo Checchi (88 Main Street) for property located at 88 Main Street, Tarrytown. The Town's share of the refund is \$187±; the Tarrytown Union Free School District's share is \$19,131±; the County's share is \$3,400±; the Saw Mill Valley Sewer District's share is \$536±. Refunds from all sources total \$23,254±.

AT 3 – 9/22/10 Resolution authorizing tax certiorari settlement with petitioner Martling Owners, Inc. for property located at 222 Martling Avenue, Tarrytown. The Town's share of the refund is \$2,375±; the Tarrytown Union Free School District's share is \$236,036±; the County's share is \$42,211±; the Saw Mill Valley Sewer District's share is \$6,631±. Refunds from all sources total \$287,254±.

AT 4 – 9/22/10 Resolution authorizing tax certiorari settlement with petitioner Richrail Properties for property located at 1 Nepperhan Avenue, Elmsford. The Town's share of the refund is \$498±; the Elmsford Union Free School District's share is \$40,683±; the County's share is \$9,098±; the Saw Mill Valley Sewer District's share is \$1,442±. Refunds from all sources total \$51,722±.

AT 5 – 9/22/10 Resolution authorizing tax certiorari settlement with petitioner Eight Estate Realty, LLC for property located at 31 South Central Avenue. The Town's share of the refund is \$8,818±; the Greenburgh Central School District No. 7's share is \$23,150±; the County's share is \$6,500±; the Bronx Valley Sewer District's share is \$877±; the Hartsdale Fire District's share is \$7,506±; the Consolidated Sewer Mtc. District's share is \$170±. Refunds from all sources total \$47,020±.

AT 6 – 9/22/10 Resolution authorizing tax certiorari settlement with petitioner Pathmark Stores, Inc. for property located at 357 Central Park Avenue. The Town's share of the refund is \$14,325±; the Greenburgh Central School District No. 7's share is \$38,746±; the County's share is \$10,688±; the Bronx Valley Sewer District's share is \$1,231±; the Hartsdale Fire District's share is \$10,149±; the Consolidated Sewer Mtc. District's share is \$320±. Refunds from all sources total \$75,460±.

AT 7 – 9/22/10 Resolution authorizing tax certiorari settlement with petitioner Acadia-Noddle Tarrytown Development Co., LLC a/k/a Acadia-Tarrytown, LLC for property located at 124-140 Wildey Street, Tarrytown. The Town's share of the refund is \$1,197±; the Tarrytown Union Free School District's share is \$118,747±; the County's share is \$21,177±; the Saw Mill Valley Sewer District's share is \$3,316±. Refunds from all sources total \$144,437±.

(ATTORNEY – 993-1547 CON'T.)

AT 8 – 9/22/10 Resolution authorizing tax certiorari settlement with petitioner Tarrytown Professional Center, Inc. for property located at 200 S. Broadway, Tarrytown. The Town's share of the refund is \$1,499±; the Tarrytown Union Free School District's share is \$152,891±; the County's share is \$27,332±; the Glenville Fire Protection District's share is \$ 5,008±; the Saw Mill Valley Sewer District's share is \$4,295±. Refunds from all sources total \$191,024±.

AT 9 – 9/22/10 Resolution authorizing tax certiorari settlement with petitioner Motiva Enterprises, LLC for property located at 350-372 S. Broadway, Tarrytown. The Town's share of the refund is \$1,594±; the Tarrytown Union Free School District's share is \$146,715±; the County's share is \$27,538±; the Saw Mill Valley Sewer District's share is \$4,379±. Refunds from all sources total \$180,226±.

AT 10 – 9/22/10 Resolution authorizing Valuation Plus, Inc. be retained as real estate appraiser for various properties at a total cost not to exceed \$6,645

AT 11 – 9/22/10 Resolution authorizing Capital Appraisal Services, Inc. be retained as real estate appraiser for various properties at a total cost not to exceed \$3,600

CLERK – 993-1500

CL 1 – 9/22/10 Resolution approving a contract for the purchase and installation of Cable Access Studio production equipment from Excel Media Systems, Inc., for an amount not to exceed \$32,275.00

CL 2 – 9/22/10 Resolution approving a contract with Adtech Systems, Inc. for the purchase and installation of cable access related equipment at Town Hall (other than in the Cable Access Studio), at a cost not to exceed \$45,734.00

CL 3 – 9/22/10 Resolution authorizing street closing of Longview Drive, from Delhi Road to Ferndale Road, on Saturday, October, 16, 2010 (Rain date: Sunday, October 17, 2010), from 4:00 PM to 6:30 PM, for the Longview Civic Association to hold a Neighborhood Gathering

CL 4 – 9/22/10 Resolution authorizing street closing of Primrose Avenue, from the intersection of Bonnie Briar Road, on Sunday, October 3, 2010, from 12:00 Noon to 5:00 PM, for the Hilltop Farms Civic Association to hold its annual block party

CL 5 – 9/22/10 Resolution authorizing the execution of a contract between the Town of Greenburgh and 150 Hillside Avenue Members, LLC, to provide the use of their parking lot located at 100-150 Hillside Avenue in Greenburgh, NY, from 7:00AM to 7:00PM, on October 9, 2010, for the Town of Greenburgh "Dry Sale – like an old fashioned block party and garage sale," October 9, 2010 – an event to benefit the Theodore D. Young Community Center

COMMUNITY DEVELOPMENT – 993-1505

CD 1 – 9/22/10 Resolution referring an Amended Site Plan Application to the Planning Board for review and recommendation in accordance with the requirements of 285-58D(1) of the Zoning Ordinance of the Town of Greenburgh for the Amended Site Plan Application and all related actions proposed by White Hickory Associates, LLC, for properties located at 600 & 670 White Plains Road, Tarrytown (designated on the Town of Greenburgh Tax Map as Parcel ID: 7.230-100-1 (600 White Plains Road) & 7.240-102-1 p/o (670 White Plains Road)

CD 2 – 9/22/10 Resolution (1) declaring the intention of the Town Board of the Town of Greenburgh to be SEQRA Lead Agency for a Special Permit Application by Frankie & Fanucci's Hartsdale, LLC for an expansion of a restaurant located at 200 East Hartsdale Avenue in the Hartsdale Center District Zone and (2) referring the application to the Planning Board for a report and recommendation pursuant to Section 285-29.2E(1)(a) of the Zoning Ordinance

COMPTROLLER – 993-1528

CO 1 – 9/22/10 Resolution approving Budget Transfers for Fiscal Year 2010

PARKS & RECREATION – 693-8985

PR 1 – 9/22/10 Resolution authorizing the Town of Greenburgh's Department of Parks and Recreation to accept a \$100.00 donation from the Kiwanis Club, for the purchase of food and entertainment for the Multipurpose Center 10th Anniversary Party

PUBLIC WORKS – 993-1573

PW 1 – 9/22/10 Resolution authorizing the use of AuctionsInternational.com, an on-line auction company, at no cost to the Town, to sell 22 itemized older vehicles as well as equipment considered surplus or needing significant repair

**ANYONE INTERESTED IN SERVING ON A BOARD OR COMMISSION SHOULD SEND A RESUME TO
JUDITH A. BEVILLE, TOWN CLERK, 177 HILLSIDE AVENUE, GREENBURGH, NY 10607**