

**TOWN OF MAMARONECK
TOWN BOARD AGENDA
WEDNESDAY, JUNE 1, 2016**

THE TOWN BOARD WILL CONVENE – at 5:00 PM, In Conference Room D to discuss:

1. Presentation – Land Use Law Center Conference
2. Town Board Training – Computers
3. Discussion – Private Roads
4. Request for Executive Session – Purchase of Real Property
5. New Business
 - a) Floor Area Ratio Review
 - b) Blasting Law
 - c) Public Display Signs

8:00PM CALL TO ORDER – CONFERENCE ROOM C

SUPERVISOR’S SUMMARY REPORT

CITIZEN COMMENTS

PUBLIC DISCUSSION – Proposed Purchase – Veterans of Foreign War Building

- PUBLIC HEARING -**
1. Baldwin Avenue Parking Regulations
 2. Sewer District Bond Issue – Sewer System Evaluation Study

BOARD OF FIRE COMMISSIONERS

1. Fire Claims
2. Other Fire Department Business

AFFAIRS OF THE TOWN OF MAMARONECK

1. Appointment – Larchmont Library Board
2. Home Rule Request to Amend Senate Bill S5103 & Assembly Bill A8060 of 2007
Residential Parking System Town of Mamaroneck
3. Authorization – Sale of Surplus Equipment
4. Consideration of Certiorari

APPROVAL OF MINUTES – May 4, 2016 & May 18, 2016

REPORTS OF THE COUNCIL

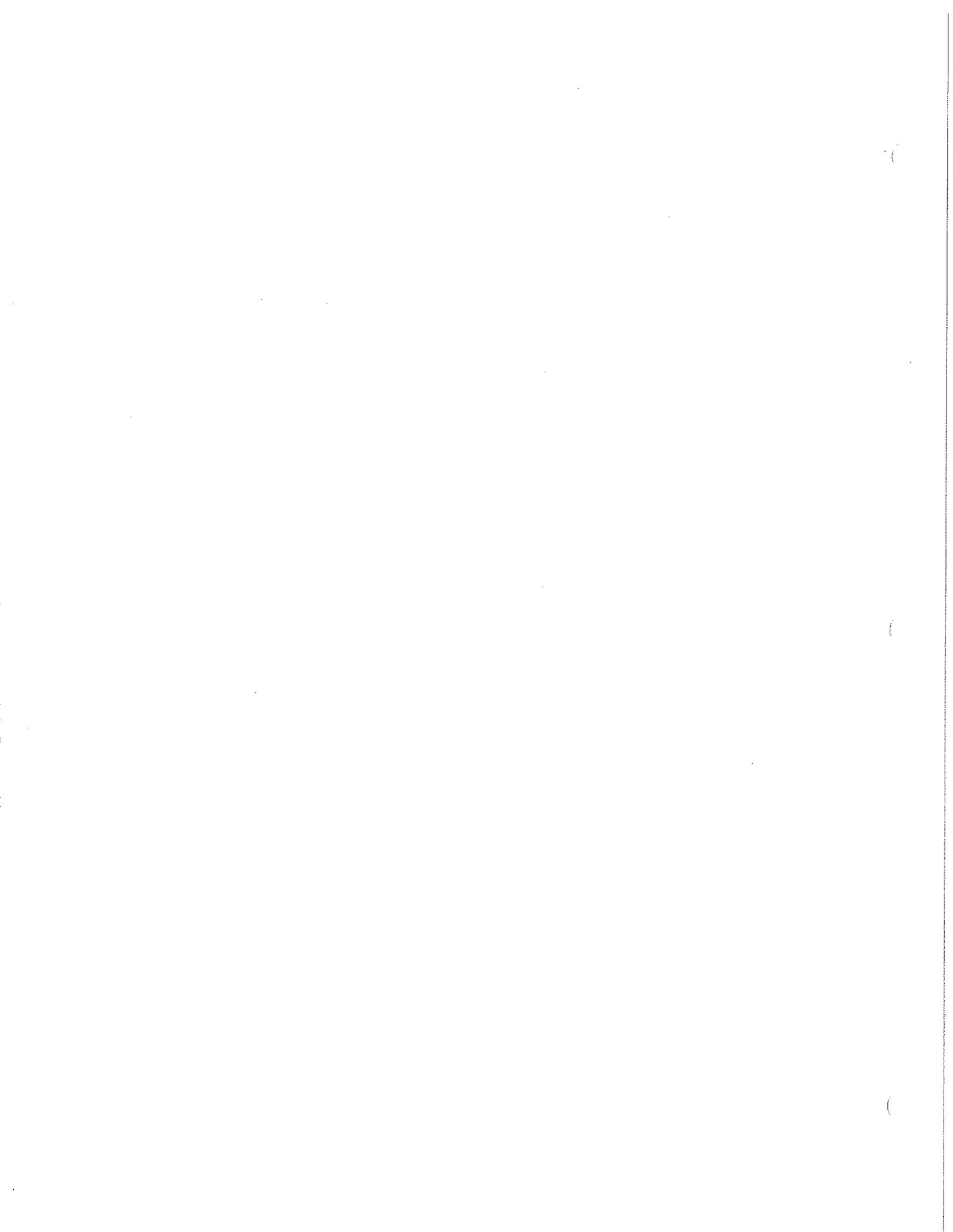
TOWN CLERK’S REPORT

NEXT REGULARLY SCHEDULED MEETING – June 15, 2016

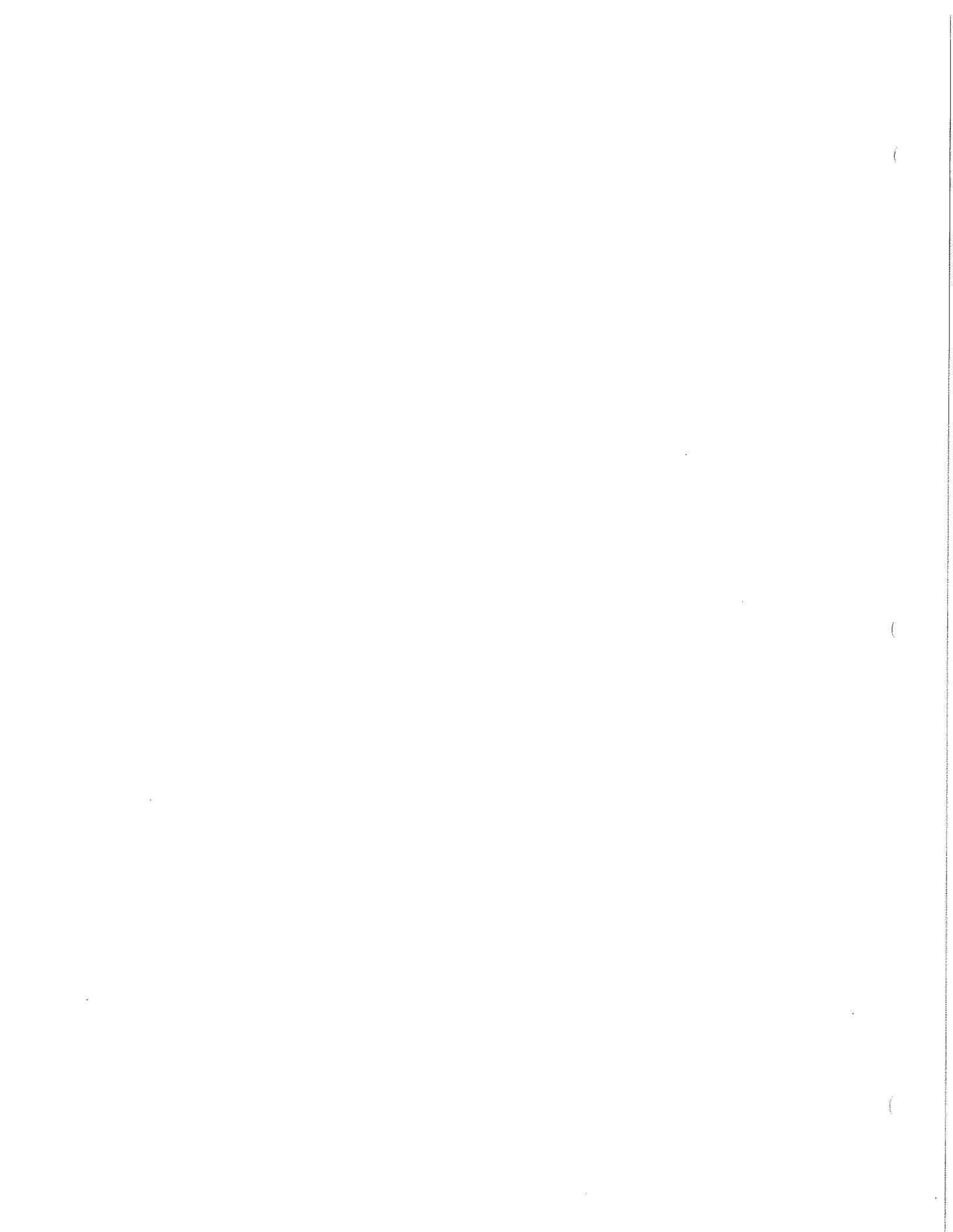
Any physically handicapped person needing special assistance in order to attend the meeting should call the Town Administrator's office at 381-7810.

WORKSESSION

ITEM 1

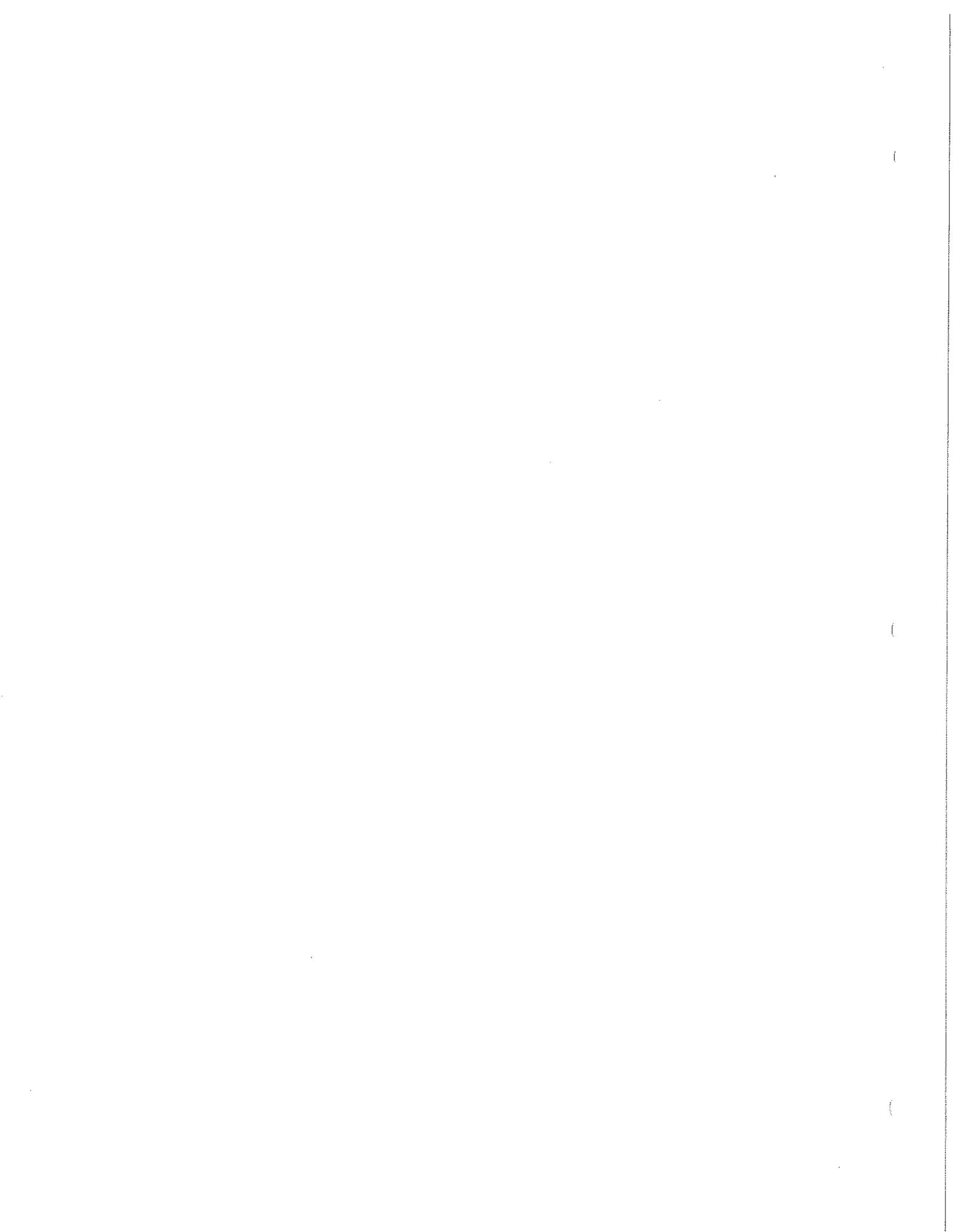


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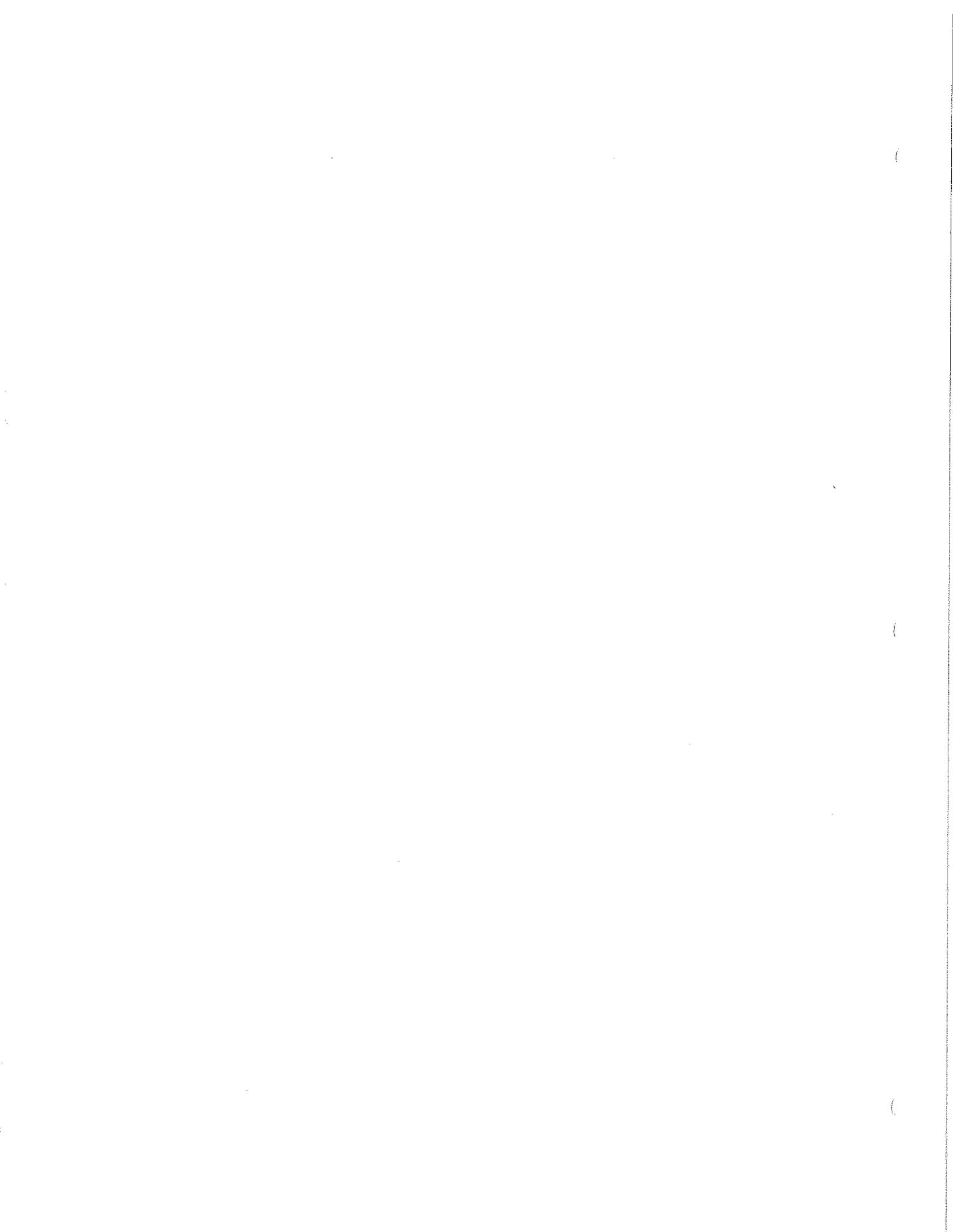


WORKSESSION

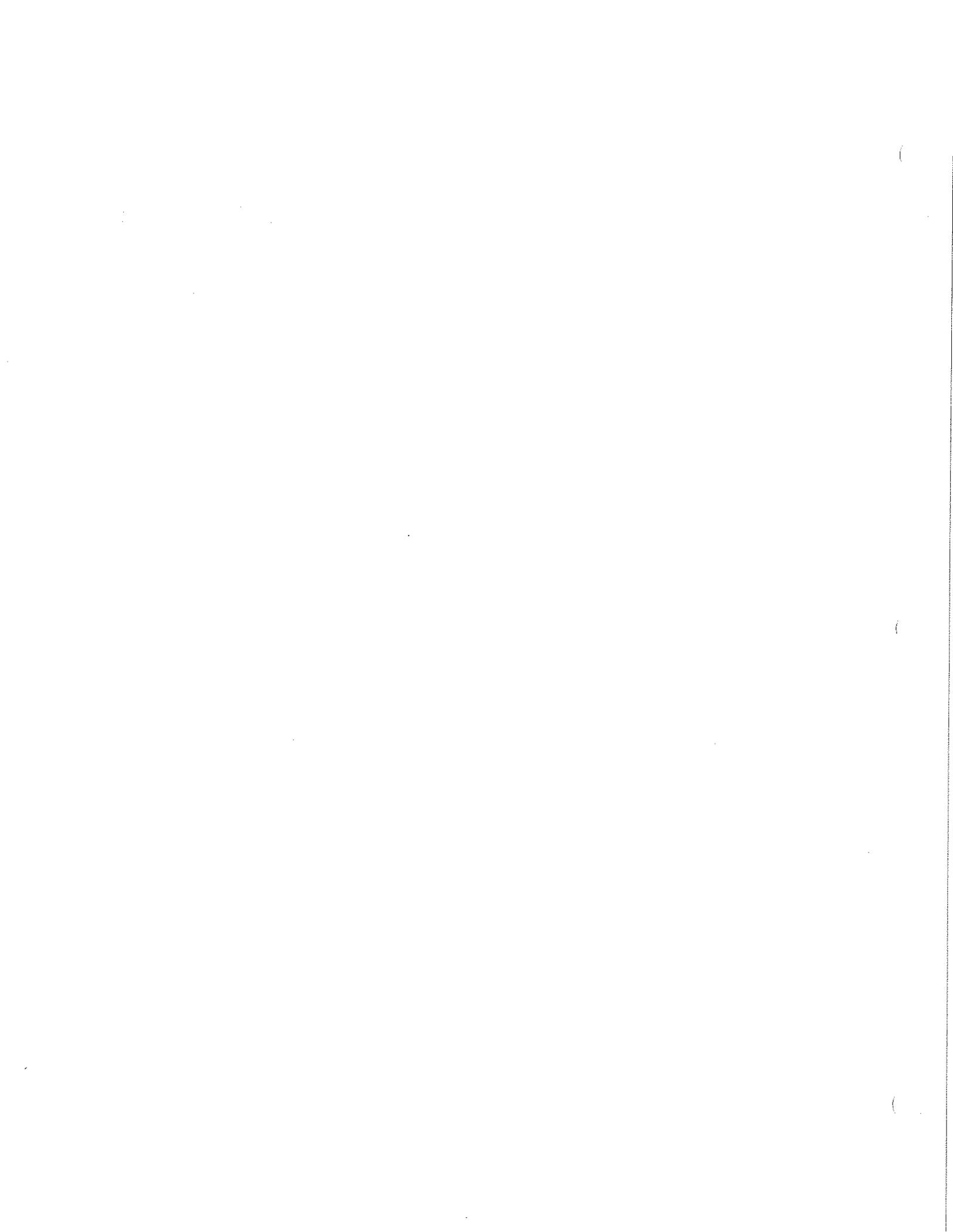
ITEM 2



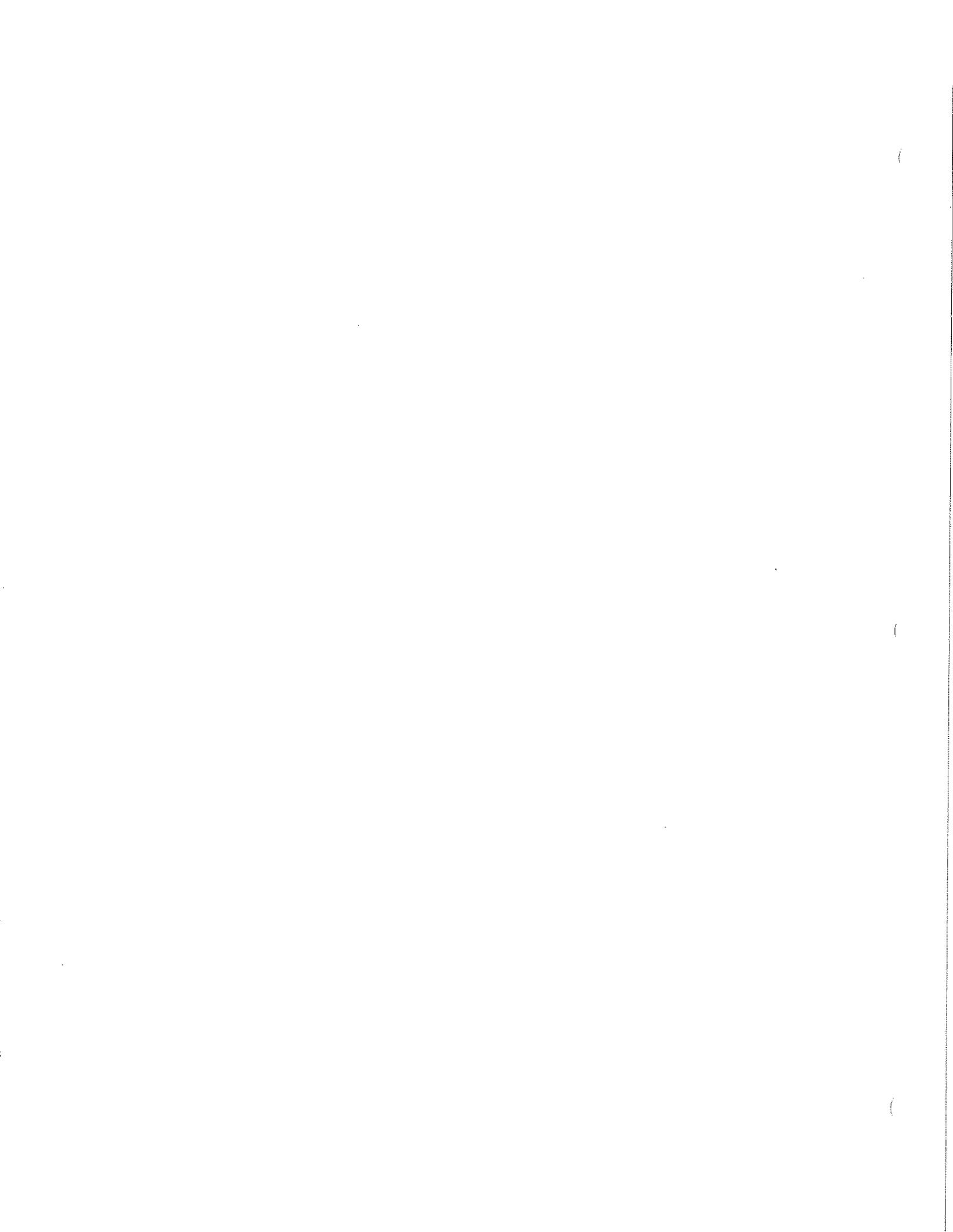
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WORKSESSION
ITEM 3

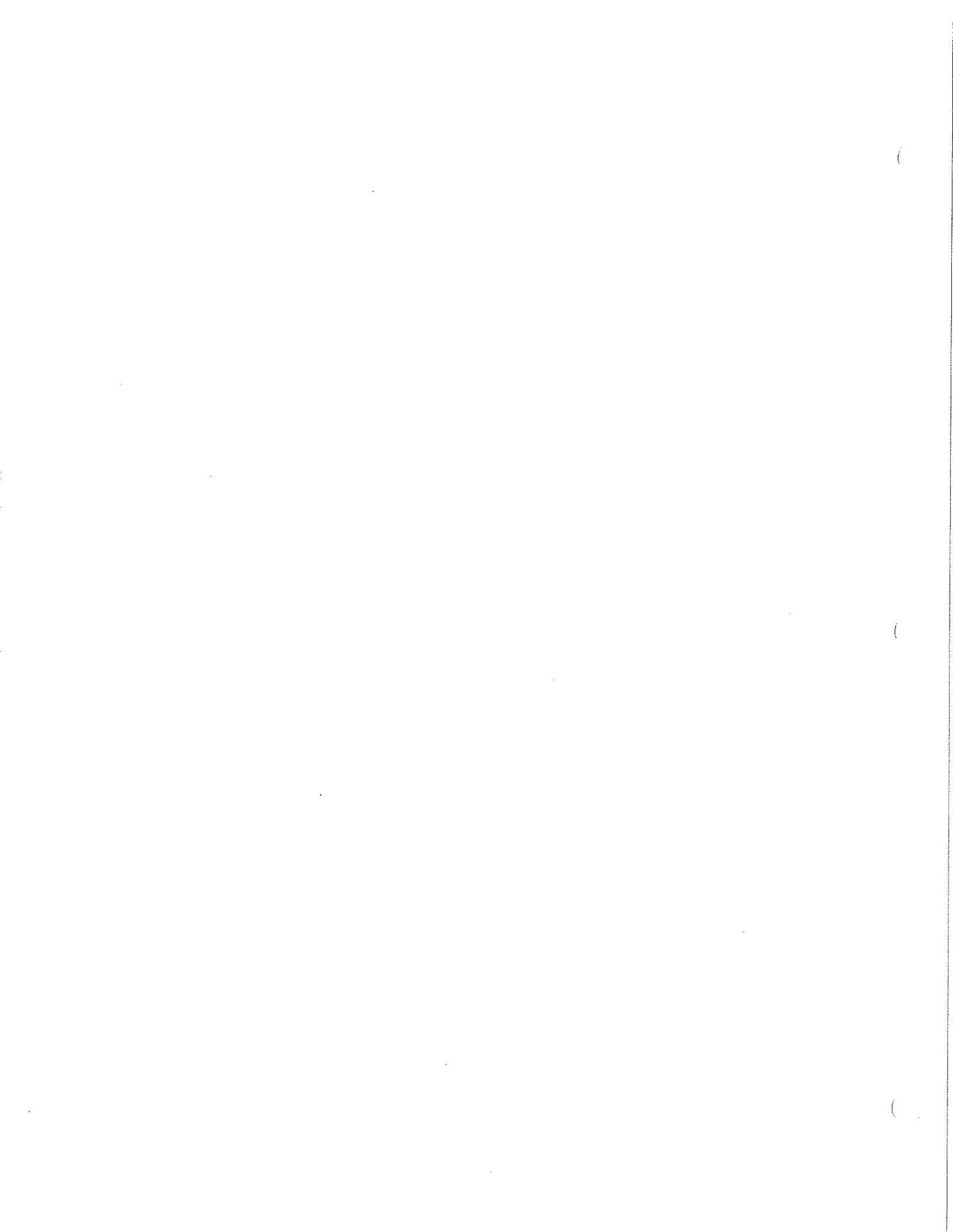


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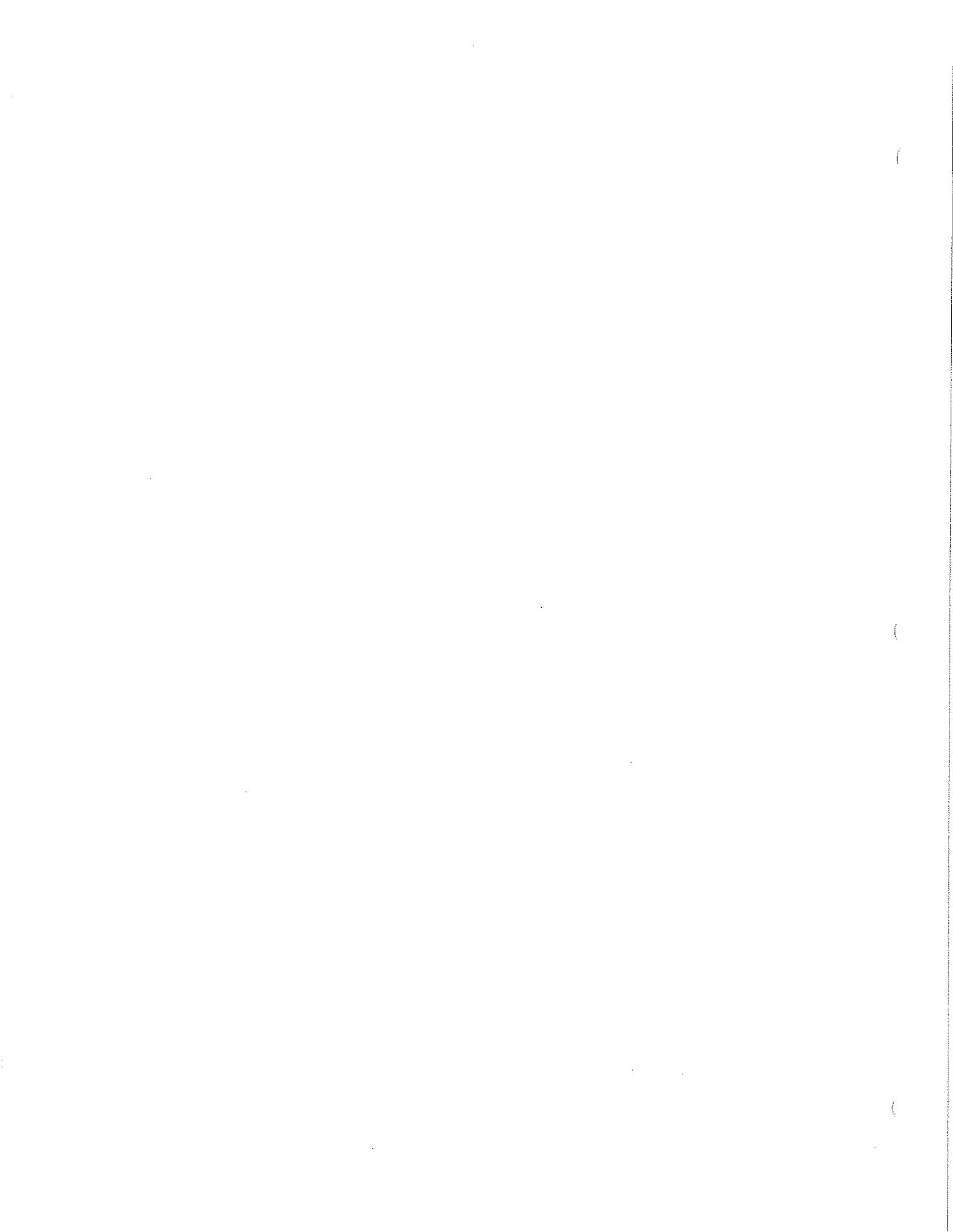


WORKSESSION

ITEM 4

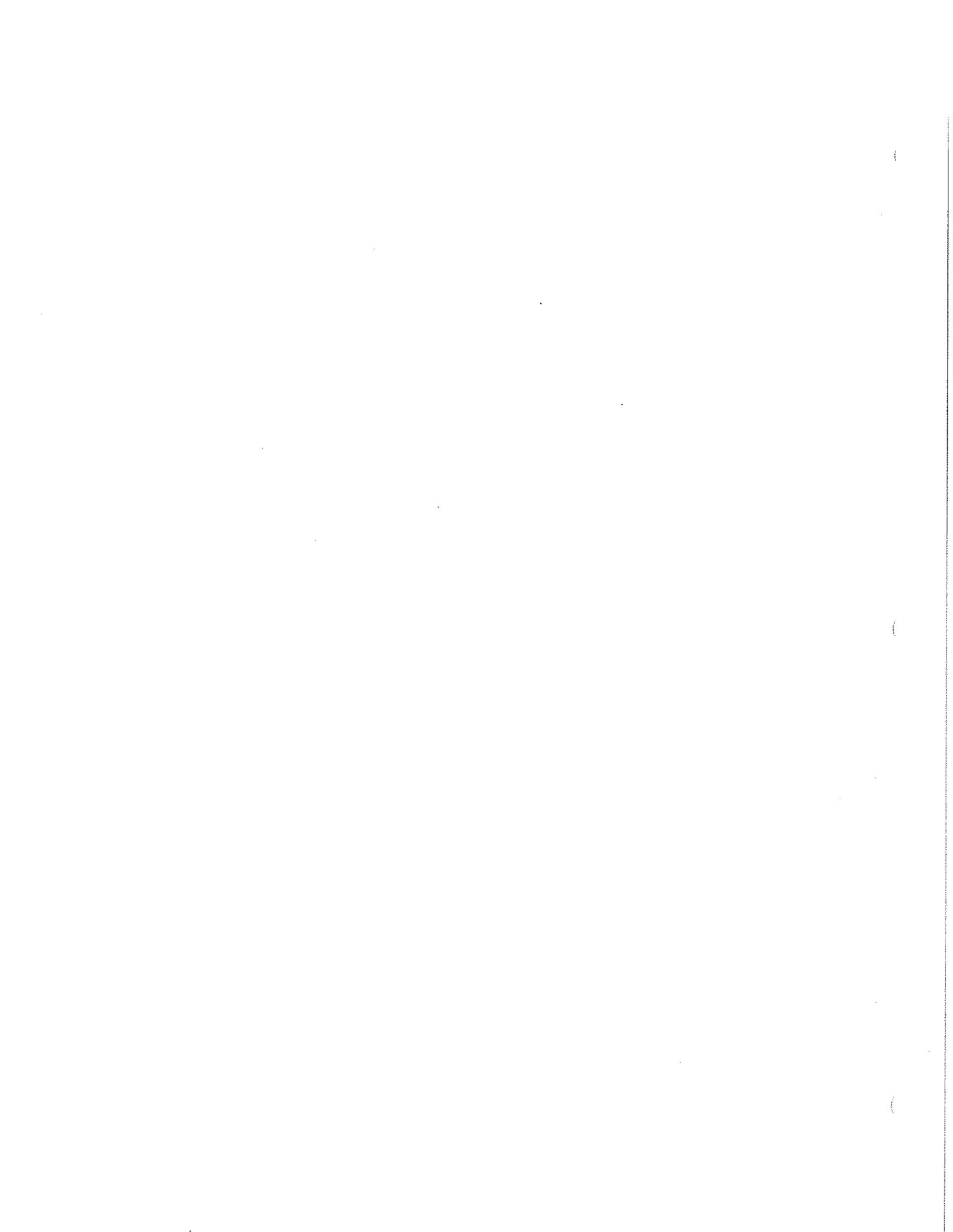


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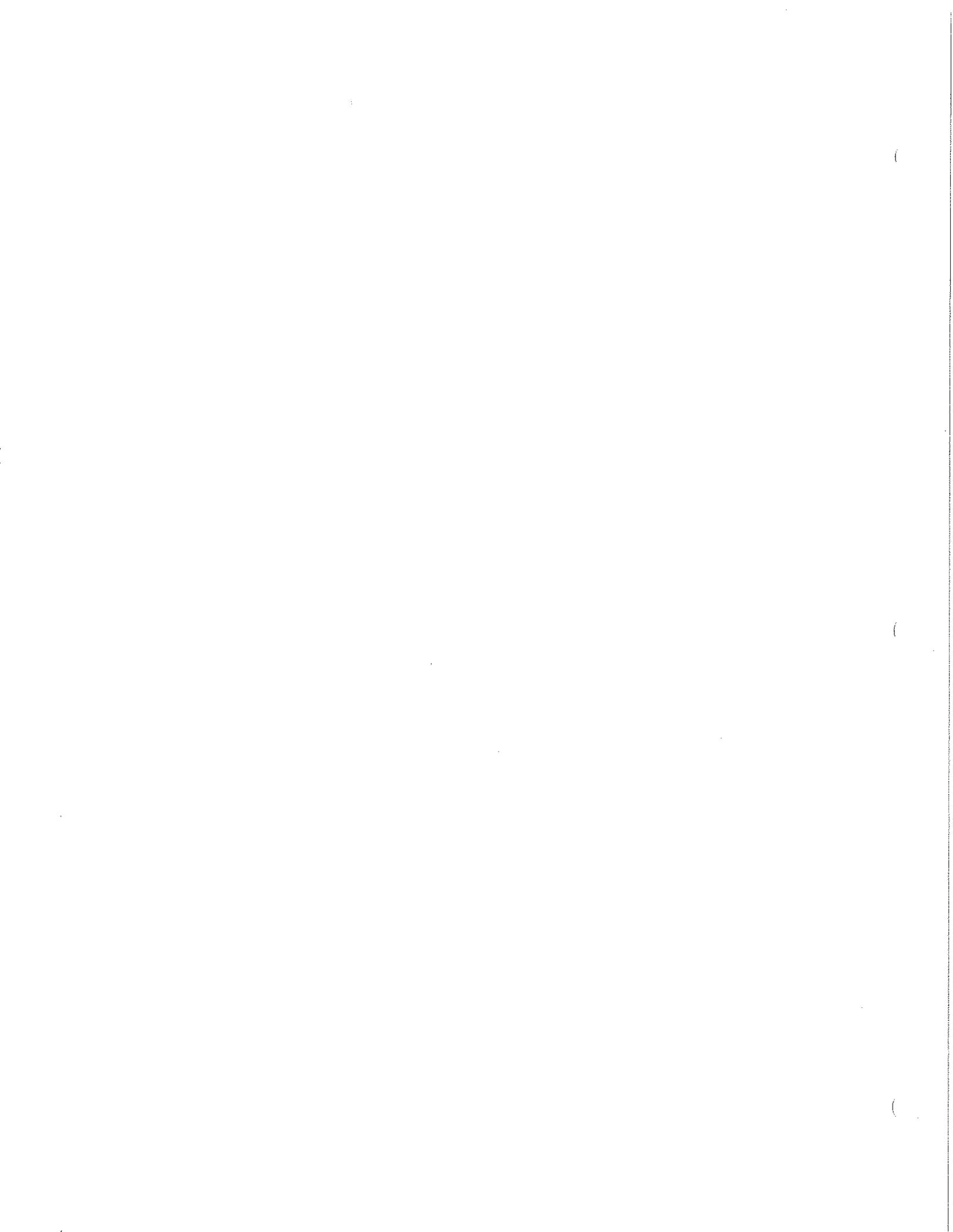


WORKSESSION

ITEM 5



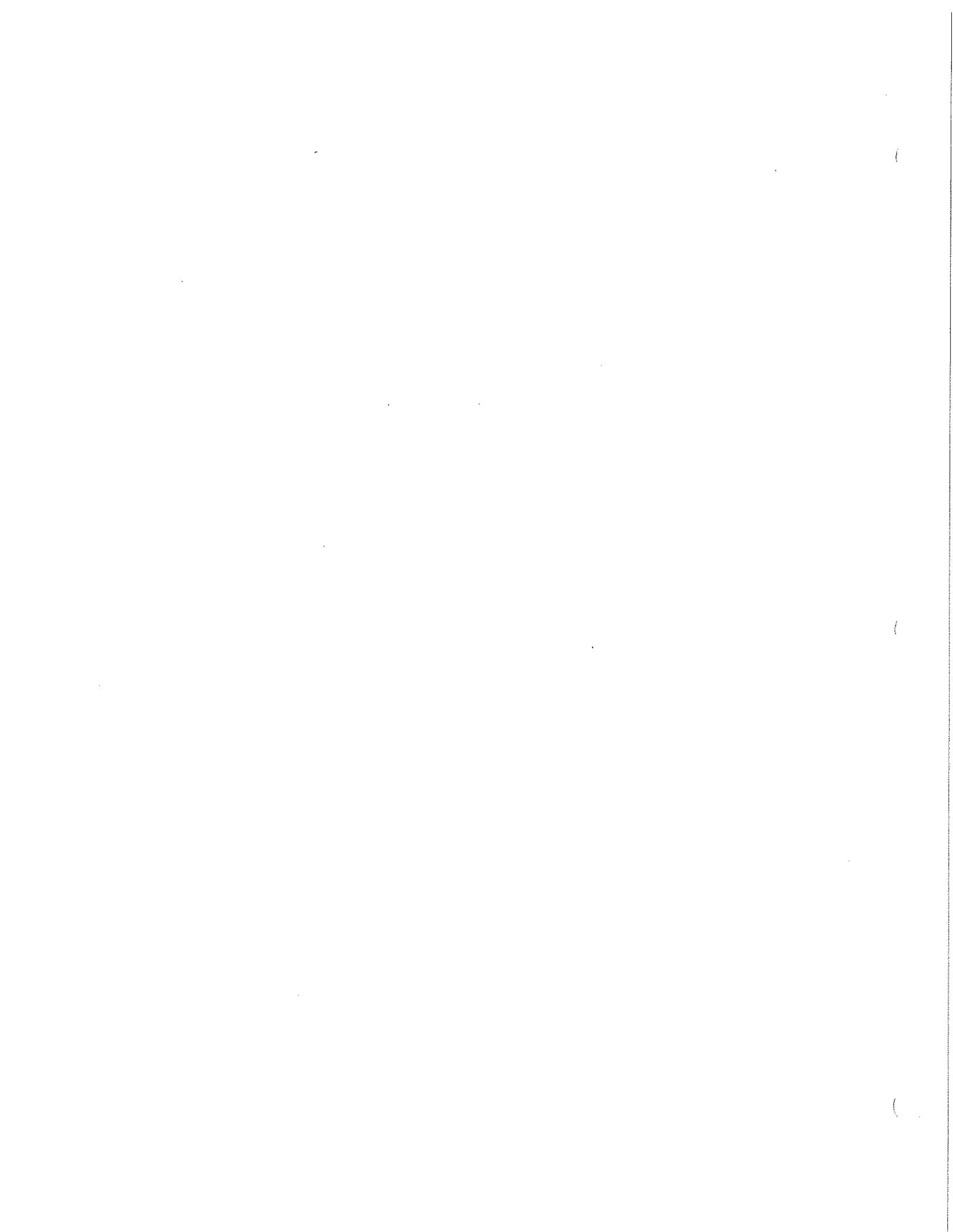
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PRESENTATION

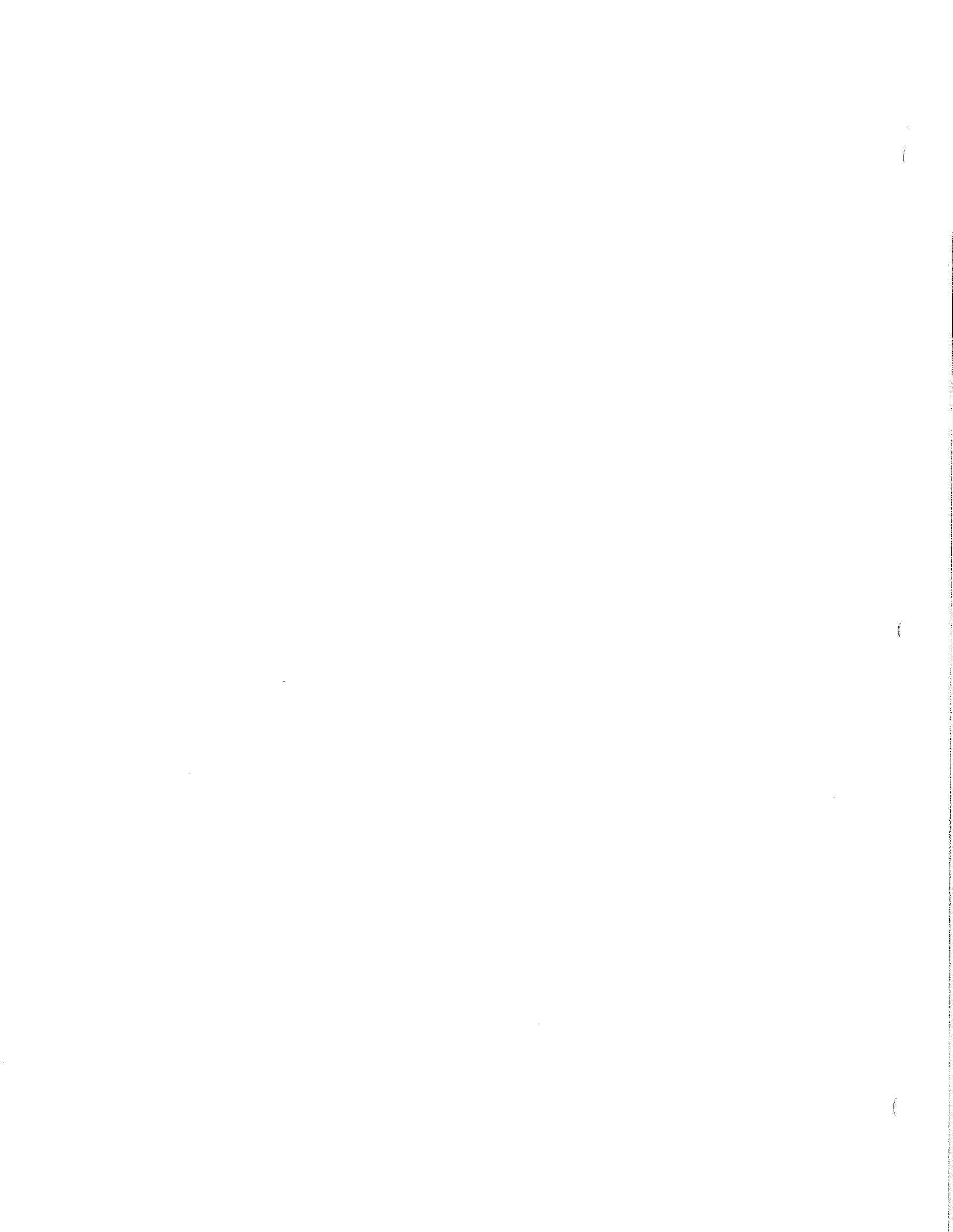


PUBLIC DISCUSSION



PUBLIC HEARING

#1



NOTICE OF PUBLIC HEARING

LEGAL NOTICE IS HEREBY GIVEN that pursuant to Section 130 of the Town Law of the State of New York, and pursuant to a resolution of the Mamaroneck Town Board adopted on May 18, 2016 a Public Hearing will be held on Wednesday, June 1, 2016 at 8:00 PM or as soon thereafter as is possible at the Town Center, 740 W. Boston Post Road, Mamaroneck, New York to consider: "Restricted and Metered Parking on Baldwin Avenue" Law.

Section 1 – Purpose.

Baldwin Avenue presents a unique situation. It is within walking distance of the Larchmont Metro-North train station, making it attractive to drivers who periodically travel by rail to New York City. Baldwin Avenue also is walking distance to Memorial Park and the recreational facilities run by the Town in that park. This law aims to strike a balance among the needs of the Baldwin Avenue residents, occasional train travelers and users of Memorial Park by creating a mixture of two hour time parking spaces and longer term metered parking spaces on Baldwin Avenue. The goal is to accommodate persons who require short term parking when they engage in recreational activities, like tennis, at Memorial Park, and longer term parking for persons who wish to travel to New York City to shop, visit museums or keep appointments with physicians, etc.

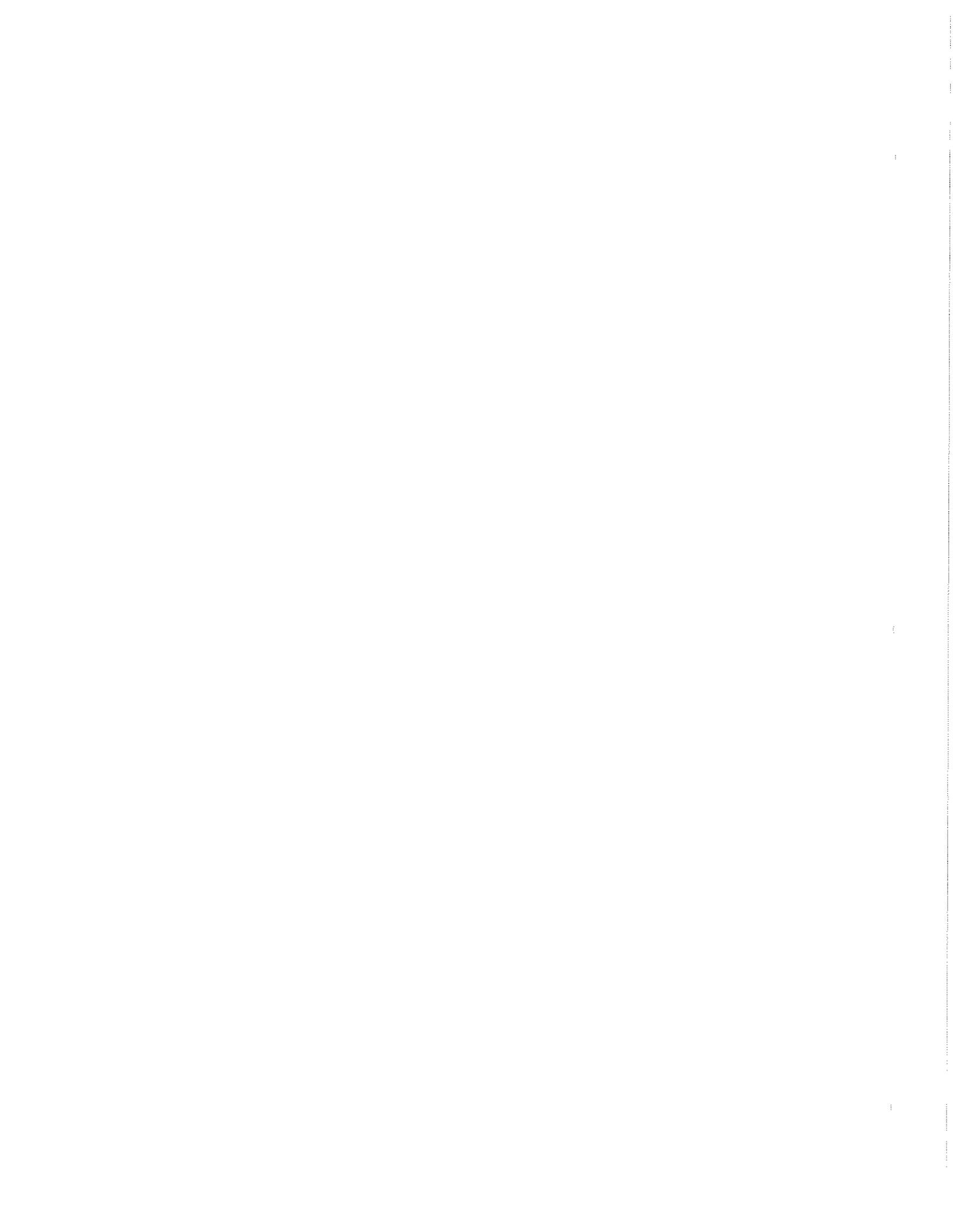
The full text of this Amendment is stated below and can also be examined and copies obtained at the Town Clerk's office during regular hours, Mon-Fri, 8:30 AM to 4:30 PM, In June, July and August until 4:00 PM at 740 W. Boston Post Road Mamaroneck, NY

PLEASE TAKE FURTHER NOTICE that at the Public Hearing all persons interested will be given an opportunity to be heard and that all persons are invited to submit written comments at or prior thereto.

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

**CHRISTINA BATTALIA
TOWN CLERK**

Published: May 23, 2016



Local Law No. - 2016

This local law shall be known as the “Restricted and Metered Parking on Baldwin Avenue” Law.

BE IT ENACTED by the Town Board of the Town of Mamaroneck

Section 1 – Purpose:

Baldwin Avenue presents a unique situation. It is within walking distance of the Larchmont Metro-North train station, making it attractive to drivers who periodically travel by rail to New York City. Baldwin Avenue also is walking distance to Memorial Park and the recreational facilities run by the Town in that park. This law aims to strike a balance among the needs of the Baldwin Avenue residents, occasional train travelers and users of Memorial Park by creating a mixture of three hour time parking spaces and longer term metered parking spaces on Baldwin Avenue. The goal is to accommodate persons who require short term parking when they engage in recreational activities, like tennis, at Memorial Park, and longer term parking for persons who wish to travel to New York City to shop, visit museums or keep appointments with physicians, etc.

Section 2 – Creation of Paid Parking on a section of Baldwin Avenue:

The Town Board designates the eight parking spaces on the southerly side of Baldwin Avenue that are closest to Myrtle Boulevard as spaces where during certain times of the day, payment is required for the right to park a motor vehicle. By resolution passed from time to time, the Town Board shall establish for those parking spaces the cost for parking, the days and the time of day when payment for parking is required and the method by which parking is paid.

Section 3 – Creation of Restricted Parking on a section of Baldwin Avenue:

It shall be a violation of law for a motor vehicle to be parked on Baldwin Avenue for more than three consecutive hours between the hours of 9:00AM and 2:00PM except on a Saturday, a Sunday or a public holiday (as defined in Section 24 of the NY General Construction Law) in a parking space where payment for parking a motor vehicle is not required.

Section 4 – Sign(s) and Collection Devices to be Erected and Painting to be Done:

An appropriate sign or signs shall be erected on and/or above, and/or striping shall be painted on the surface of Baldwin Avenue indicating where and when parking is restricted by this law. In addition, parking meters or other collection devices shall be erected in front of, or in the vicinity of the parking spaces where payment for the right to park a motor vehicle is, at times, required.

Section 5 – Severability:

Should any provision of this Local Law be declared invalid or unconstitutional by any court of competent jurisdiction, such declaration of unconstitutionality or invalidity shall not affect any

other provisions of this Local Law, which may be implemented without the invalid or unconstitutional provisions.

Section 6 – Effective Date:

This Local Law shall become effective upon filing with the Secretary of State.

May 26, 2016

PUBLIC HEARING

#2

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Mamaroneck, Westchester County, New York, will meet in the Town Hall, in Mamaroneck, New York, in said Town, on June 1, 2016, at 8:00 o'clock P.M., Prevailing Time, for the purpose of conducting a public hearing upon a certain map, plan and report, including an estimate of cost, in relation to the proposed Phase 1 increase and improvement of the facilities of the Town of Mamaroneck Sewer District No. 1, in said Town, being a sanitary sewer system evaluation study and improvements to the sewer collection system, including original machinery, equipment, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$1,200,000. Said project is mandated pursuant to an Inter Municipal Agreement with the County of Westchester and is a Type II Action under the regulations promulgated under the State Environmental Quality Review Act.

At said public hearing said Town Board will hear all persons interested in the subject matter thereof.

Dated: Mamaroneck, New York,
May 20, 2016.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF
MAMARONECK, WESTCHESTER COUNTY, NEW YORK

Town Clerk





Town of Mamaroneck

Town Center

740 West Boston Post Road, Mamaroneck, NY 10543-3353

OFFICE OF THE TOWN ADMINISTRATOR

TEL: 914/381-7810

FAX: 914/381-7809

townadministrator@townofmamaroneck.org

www.townofmamaroneck.org

Memorandum

To: Supervisor and Town Board

**Re: Set Public Hearing- Sewer District Bonding Resolution
Sewer System Evaluation Study (SSES)**

Date: May 12, 2016

The Town Board is asked to consider the adoption of a resolution setting a public hearing for a proposed bonding resolution to conduct a Sanitary Sewer System Evaluation Study. Public hearings are required for any proposed borrowing of funds for an expenditure in the Town Sanitary Sewer District Fund. Attached is a resolution to set a public hearing to consider the issuance of \$1,200,000 in bonds for the SSES.

Pursuant to the inter-municipal agreement with Westchester County, the Town is required to conduct a SSES. The purpose of the study is to identify sources of inflow and infiltration of storm and ground water into the sewer system. The scope of the evaluation will include cleaning and televising approximately 250,000 linear feet of sewer line, inspection of 3,500 manholes and other related work. In addition to evaluating the sewer system, the agreement with Westchester County requires that all defects identified that have a repair cost of less than \$25,000 be repaired immediately. In a second phase of this project, the Town will be required to repair larger scale defects identified in the evaluation.

When completed the SSES will provide a GIS digitized database of information that will link together the photos, inspection reports and videos gathered during the evaluation. Each manhole will have a GIS designation that will permit instant access to information about a particular stretch of sewer line. This information can be updated over time as periodic inspections and repairs are made to the sewer system.

The breakdown of the costs for this project is as follows:

Cost for the study	\$966,435
Contingency 20%	197,565
Bonding Cost 3%	<u>36,000</u>
	\$1,200,000

ACTION REQUESTED: THAT THE TOWN BOARD ADOPT A RESOLUTION SETTING A PUBLIC HEARING FOR JUNE 1, 2016 AT 8:00PM TO RECEIVE COMMENTS AND CONSIDER THE ISSUANCE OF \$1.2MILLION OF BONDS TO CONDUCT A SEWER SYSTEM EVALUATION STUDY AND COMPLETE RELATED WORK.

Stephen V. Altieri
Town Administrator

At a regular meeting of the Town Board of the Town of Mamaroneck, Westchester County, New York, held at the Town Hall, in Mamaroneck, New York on June 1, 2016, at 8:00 o'clock P.M., Prevailing Time.

PRESENT:

Supervisor

Councilman

Councilman

Councilman

Councilman

<p>In the Matter of The (Phase I) Increase and Improvement of the Facilities of Town of Mamaroneck Sewer District No. 1, in the Town of Mamaroneck, Westchester County, New York</p>	<p>PUBLIC INTEREST ORDER</p>
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WHEREAS, the Town Board of the Town of Mamaroneck, Westchester County, New York, has caused to be prepared a map, plan and report, including an estimate of cost, pursuant to Section 202-b of the Town Law, relating to the increase and improvement of the facilities of the Town of Mamaroneck Sewer District No. 1, in the Town of Mamaroneck, Westchester County, New York (the "Sewer District"), being a sanitary sewer system evaluation study and improvements to the sewer collection system, including original machinery,

equipment, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$1,200,000; and

WHEREAS, such improvements are mandated pursuant to an Inter Municipal Agreement with the County of Westchester; and

WHEREAS, such capital project has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act ("SEQRA"), the implementation of which as proposed, it has been determined will not result in any significant adverse environmental effect; and

WHEREAS, at a meeting of said Town Board duly called and held on May 16, 2016, an Order was adopted by it and entered in the minutes specifying the said Town Board would meet to consider said increase and improvement of the Sewer District, and to hear all persons interested in the subject thereof concerning the same at the Town Hall, in Mamaroneck, New York, in said Town, on June 1, 2016 at 8:00 o'clock P.M., Prevailing Time; and

WHEREAS, said Order duly certified by the Town Clerk was duly published and posted as required by law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all persons desiring to be heard were duly heard; NOW, THEREFORE, BE IT

ORDERED, by the Town Board of the Town of Mamaroneck, Westchester County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to make improvements to the Town of Mamaroneck Sewer District No. 1 in the Town of Mamaroneck, Westchester County, New York,

consisting of a sanitary sewer system evaluation study and improvements to the sewer collection system, including original machinery, equipment, apparatus, appurtenances, and incidental improvements and expenses in connection therewith (Phase I), at a maximum estimated cost of \$1,200,000.

Section 2. This Order shall take effect immediately.

The question of the adoption of the foregoing order was duly put to a vote on roll, which resulted as follows:

_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____

The order was thereupon declared duly adopted.

* * * * *

BOND RESOLUTION

At a regular meeting of the Town Board of the Town of Mamaroneck, Westchester County, New York, held at the Town Hall, in Mamaroneck, New York, in said Town, on the 1st day of June, 2016, at 8:00 o'clock P.M., Prevailing Time. The meeting was called to order by _____, and upon roll being called, the following were

PRESENT:

ABSENT:

The following resolution was offered by Councilman _____ who moved its adoption, seconded by Councilman _____ to-wit:

BOND RESOLUTION DATED JUNE 1, 2016.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$1,200,000 BONDS OF THE TOWN OF MAMARONECK, WESTCHESTER COUNTY, NEW YORK, TO PAY THE COST OF THE INCREASE AND IMPROVEMENT OF THE TOWN OF MAMARONECK SEWER DISTRICT NO. 1 (PHASE I) IN THE TOWN OF MAMARONECK, WESTCHESTER COUNTY, NEW YORK.

WHEREAS, the capital project hereinafter described has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, said regulations provide will not result in any significant environmental adverse impact; and

WHEREAS, pursuant to the provisions heretofore duly had and taken in accordance with the provisions of Section 202-b of the Town Law, and more particularly an Order dated the date hereof, said Town Board has determined it to be in the public interest to increase and improve the facilities of the Town of Mamaroneck Sewer District No. 1 in the Town of Mamaroneck, Westchester County, New York (the "Sewer District"), being a sanitary sewer system evaluation study and improvements to the sewer collection system, including original machinery, equipment, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$1,200,000; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Mamaroneck, Westchester County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of the increase and improvement of the facilities of the Town of Mamaroneck Sewer District No. 1 in the Town of Mamaroneck, Westchester County, New York, being a sanitary sewer system evaluation study

and improvements to the sewer collection system, including original machinery, equipment, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$1,200,000, which specific object or purpose is hereby authorized at said maximum estimated cost, there are hereby authorized to be issued \$1,200,000 bonds of said Town pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the plan for the financing of said specific object or purpose is by the issuance of the \$1,200,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is forty years pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Town of Mamaroneck, Westchester County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not paid from monies raised from said Sewer District in the manner provided by law, there shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the

Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as the Supervisor shall deem best for the interests of said Town, including, but not limited to, the power to sell said bonds to the New York State Environmental Facilities Corporation; provided, however, that in the exercise of these delegated powers, the Supervisor shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 7. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 8. The Supervisor is hereby further authorized, at his or her sole discretion, to execute a project finance and/or loan agreement, and any other agreements with the New York

State Department of Environmental Conservation and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific object or purpose described in Section 1 hereof, or a portion thereof, by a bond, and/or note issue of said Town in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 9. The power to issue and sell notes to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Local Finance Law is hereby delegated to the Supervisor. Such notes shall be of such terms, form and contents as may be prescribed by said Supervisor consistent with the provisions of the Local Finance Law.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 12. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____

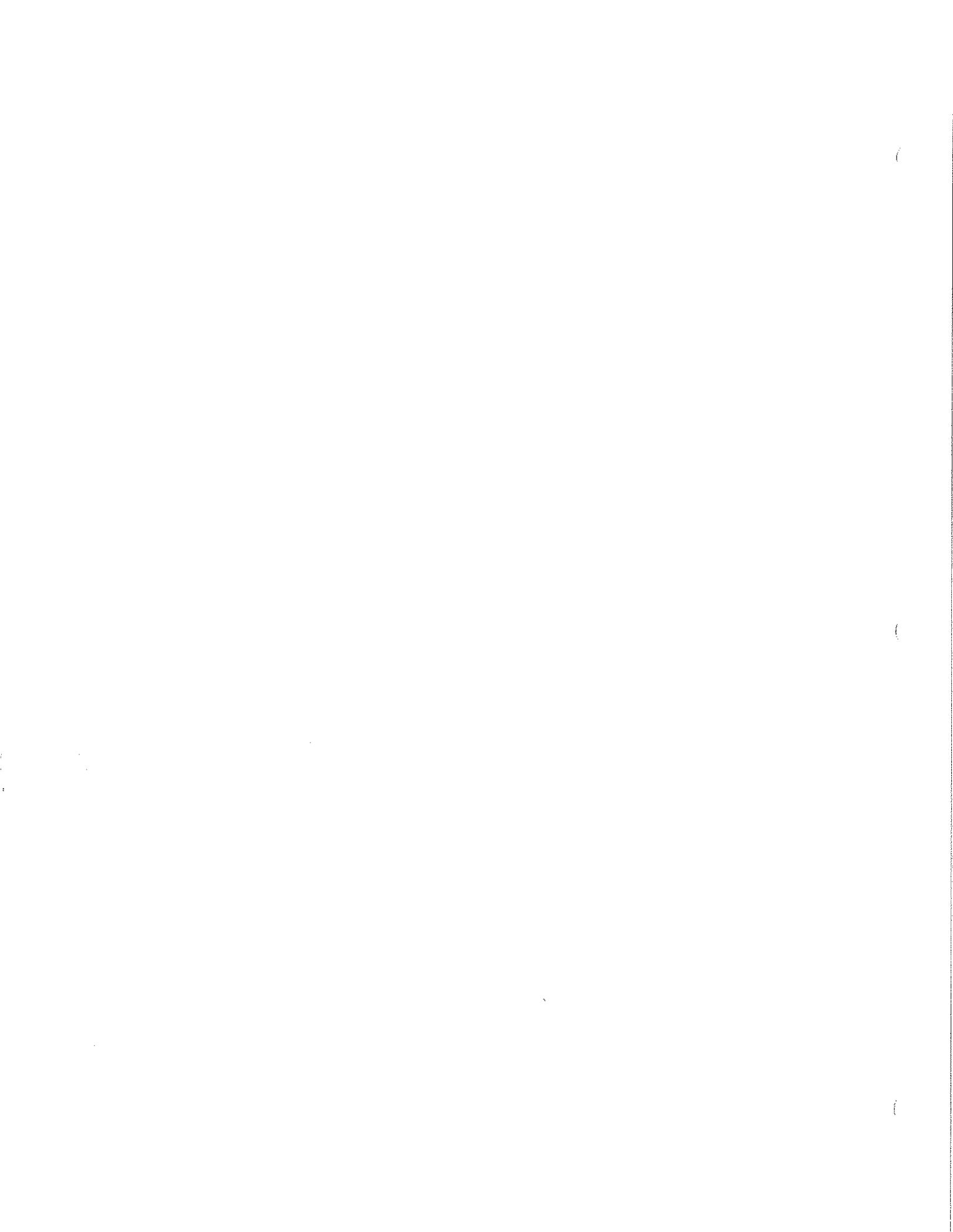
The resolution was thereupon declared duly adopted.

* * * * *



FIRE COMMISSION

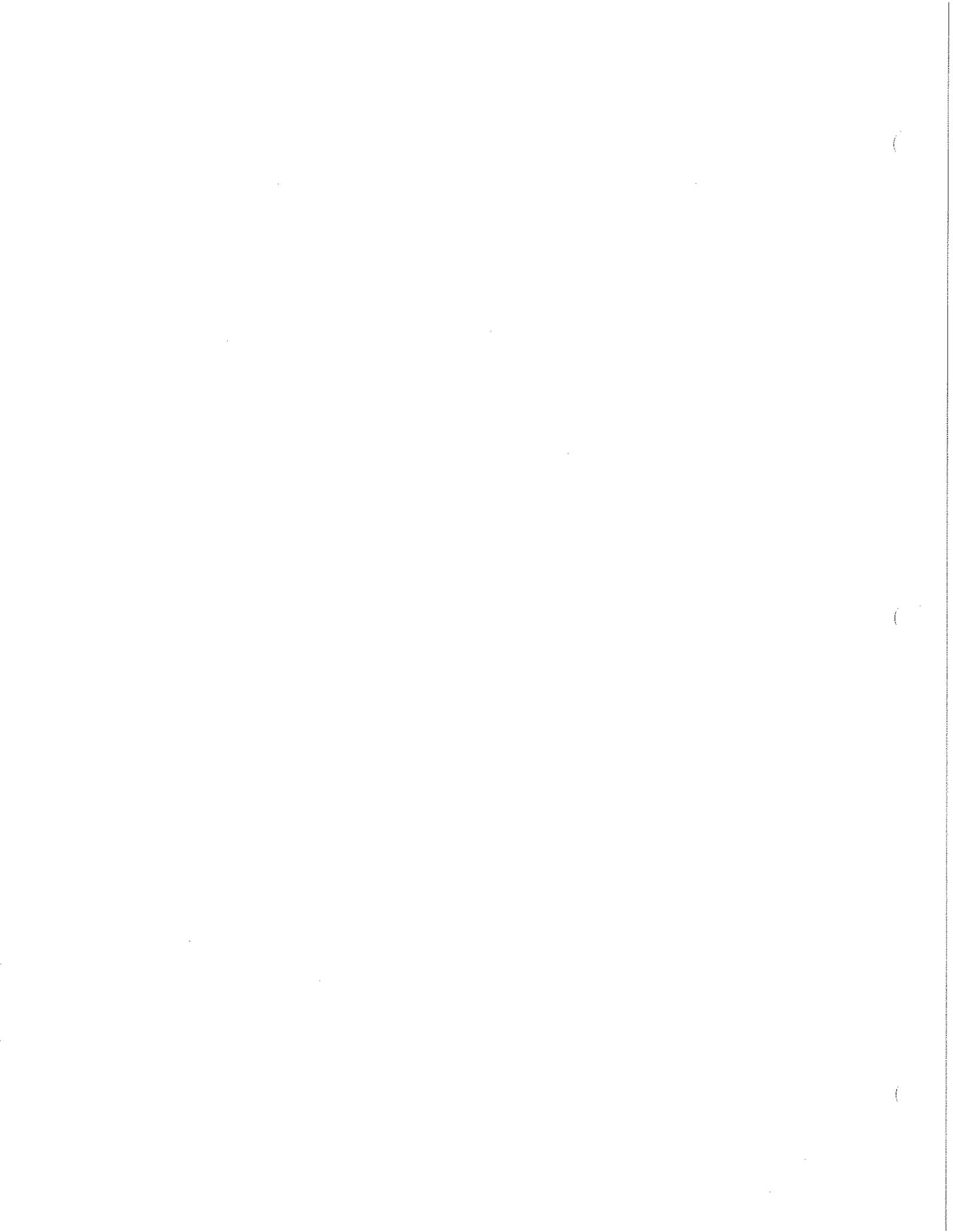
ITEM 1



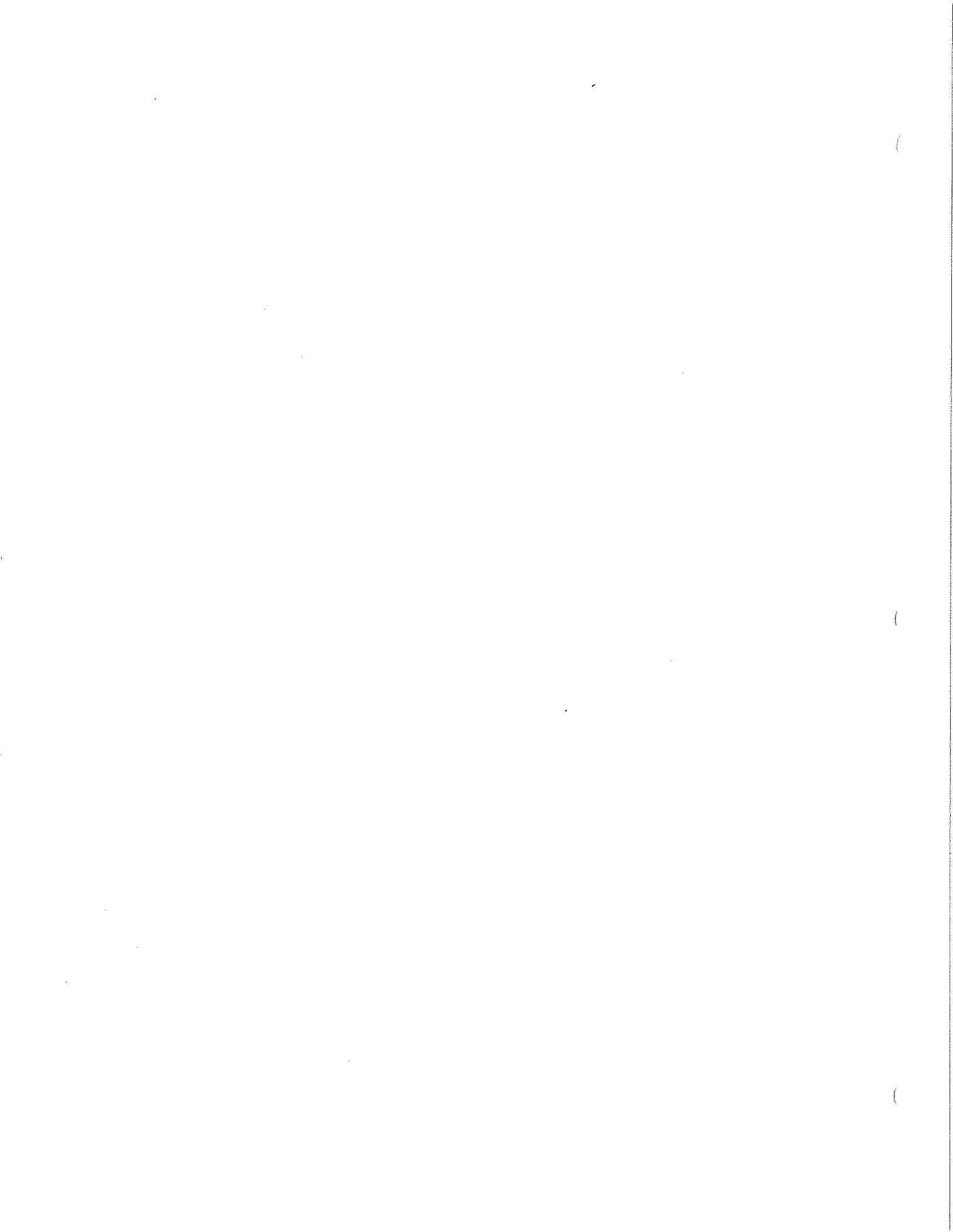


FIRE COMMISSION

ITEM 2



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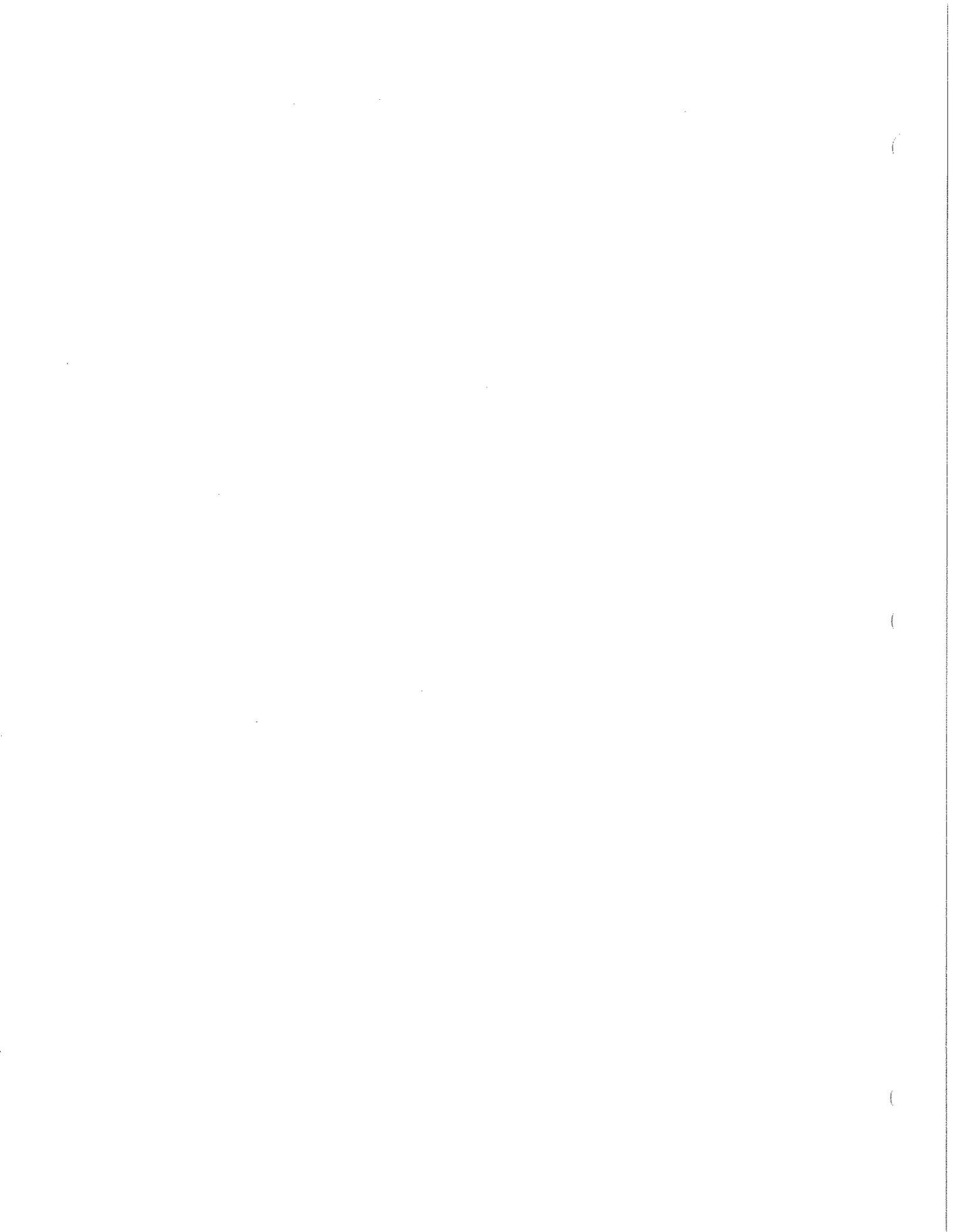


AFFAIRS OF THE TOWN

ITEM 1

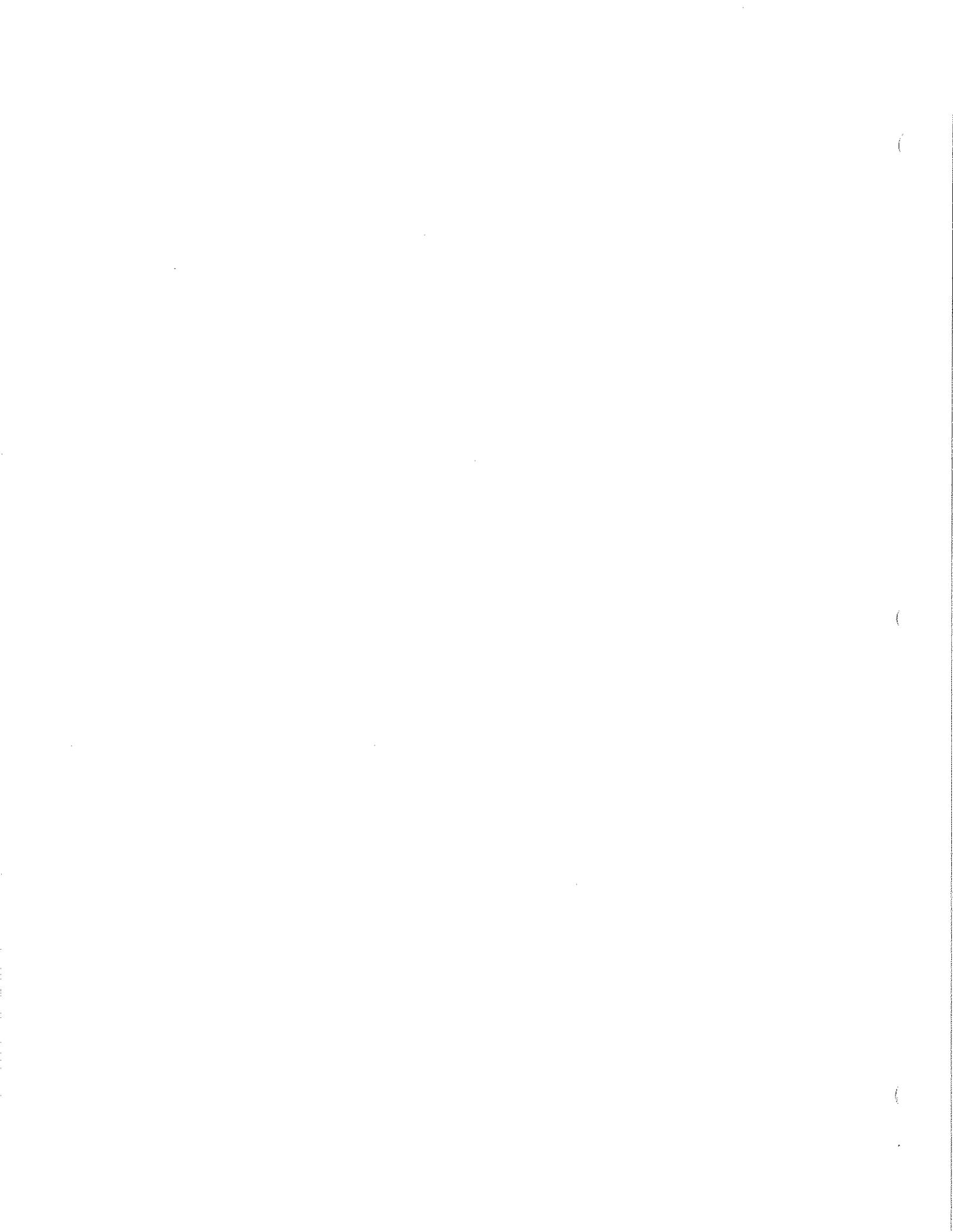


NO ATTACHMENT



AFFAIRS OF THE TOWN

ITEM 2





Town of Mamaroneck

Town Center

740 West Boston Post Road, Mamaroneck, NY 10543-3353

TEL: 914/381-7810

FAX: 914/381-7809

OFFICE OF THE TOWN ADMINISTRATOR

townadministrator@townofmamaroneck.org

Memorandum

To: Supervisor & Town Board

From: Stephen V. Altieri

Subject: Home Rule Request to Amend Senate Bill S5103 & Assembly Bill A8060
of 2007 Residential Parking System – Town of Mamaroneck

Date: May 26, 2016

In order to proceed with the proposed amendment to the above referenced bills, the Town Board must formally adopt a resolution of support. Attached is a draft of a resolution for your consideration. Upon the adoption of the resolution or a revised version of the resolution, I will proceed with submitting the New York State Home Rule papers for the amendment to the legislation. If you have any questions, we can discuss this further at the Worksession on June 1st.

Stephen V. Altieri
Town Administrator

**RESOLUTION
HOME RULE REQUEST
TO AMEND SENATE BILL S5103 AND ASSEMBLY BILL A8060 OF 2007
RESIDENTIAL PARKING SYSTEM
TOWN OF MAMARONECK**

WHEREAS, in 2007 the New York State Legislature adopted Senate Bill S5103 and Assembly Bill A8060 that provided for a residential parking system in the Town of Mamaroneck, and

WHEREAS, the current residential parking system incorporates the following streets: Washington Square, North Chatsworth Avenue between Myrtle Boulevard and Edgewood Avenue, New Jefferson Street, Old Jefferson Street, Murray Avenue between Myrtle Boulevard and Leafy Lane and Lester Place, and

WHEREAS, upon further evaluation the Town has determined that Baldwin Avenue that is adjacent to the original Residential Parking District and Town Commuter Parking Lot #1 is also found to be burdened by the impact of commuters parking for the use of the Larchmont Train Station and should be included in the Town's Residential Parking System, and

WHEREAS, the Town of Mamaroneck desires to undertake for Baldwin Avenue, the same solution as approved for the aforementioned streets

NOW THEREFORE, BE IT

RESOLVED, the Town of Mamaroneck requests introduction of legislation in the Senate and Assembly that would amend Senate Bill 5103 and Assembly Bill 8060 in relation to regulations establishing permit parking in the Town of Mamaroneck that would add Baldwin Avenue to the list of streets to be included the Residential Parking System for the Town of Mamaroneck in accordance with all of the same requirements as set forth in the original Residential Parking System legislation for the Town of Mamaroneck.

AFFAIRS OF THE TOWN

ITEM 3





Town of Mamaroneck
Town Center
740 West Boston Post Road, Mamaroneck, NY 10543-3353

OFFICE OF THE TOWN ADMINISTRATOR

TEL: 914/381-7810

FAX: 914/381-7809

townadministrator@townofmamaroneck.org

Memorandum

To: Supervisor & Town Board
From: Stephen V. Altieri
Subject: Authorization – Sale of Surplus Equipment
Date: May 25, 2016

Below is a list of Town owned equipment which has either been replaced or is no longer necessary for the operations of the Town. Therefore, I am seeking authorization to have the equipment declared as surplus and be authorized to initiate the sale of the equipment. As we have done in the past, we will be using an on line auction service for the resale of the equipment.

1. Fleet 169 1984 Case Backhoe Model 680H VIN #9153882
2. Fleet 100 2000 Mighty Mover Radar Speed Trailer VIN #4AGU1111YC032256
3. Fleet 207 1993 John Deere Tractor Model 755 VIN #LV0755D126559
4. 12 Foot Stainless Steel Electric Salt Spreader Reed Systems
5. Fleet 203 1992 Trail-Eze Water Trailer VIN #S86SE1511W008179
6. Fleet 208 1993 Morbark Chipper Vin # 486SE1511W008179
7. Henderson 10ft Hydraulic Salt Spreader Model 84960

ACTION REQUESTED: THAT THE TOWN BOARD DECLARE THE EQUIPMENT LISTED ABOVE AS SURPLUS AND AUTHORIZE THE TOWN ADMINISTRATOR TO INITIATE THE SALE OF THE EQUIPMENT.

Stephen V. Altieri
Town Administrator

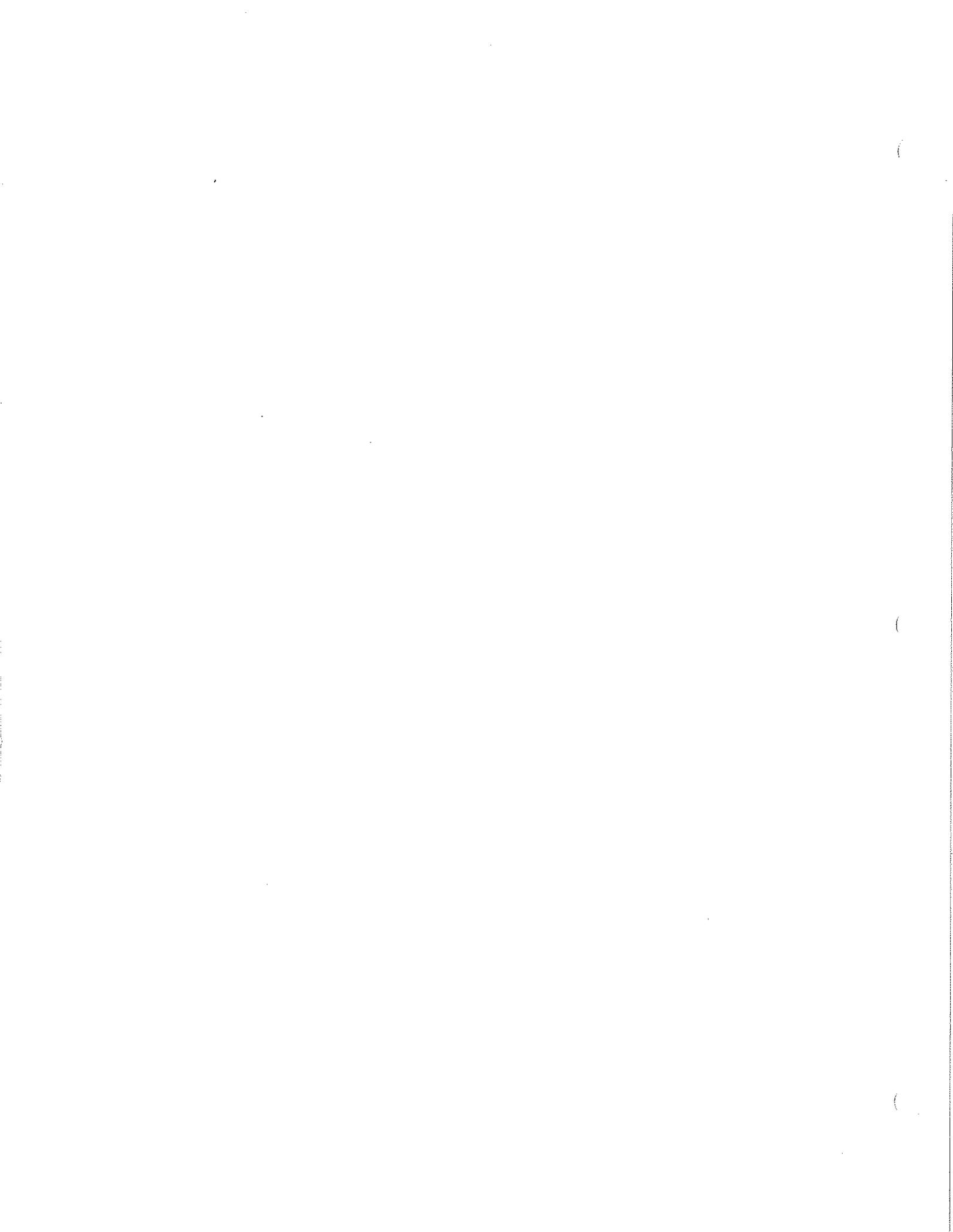


2/15/2021

AFFAIRS OF THE TOWN

Page 7

ITEM 4



**ATTACHMENT NOT
AVAILABLE**

