

**MINUTES OF THE REGULAR MEETING OF THE TOWN BOARD OF THE TOWN OF PELHAM HELD  
ON JUNE 2, 2014 AT THE TOWN HALL COMMENCING AT 7:00 P.M.**

**PRESENT:** SUPERVISOR PETER DIPAOLO, DEPUTY SUPERVISOR DANIEL MCLAUGHLIN, COUNCILMAN BLAKE BELL, COUCILMAN TIMOTHY CASE, COUNCILWOMAN RAE SZYMANSKI, AND TOWN COUNSEL THOMAS KLEINBERGER .

**RECORDING SECRETARY:** TOWN CLERK COLLEEN WALSH.

**OTHERS PRESENT:** CONFIDENTIAL SECRETARY TO SUPERVISOR RUTHANN DE SIMONE, DEPUTY TOWN CLERK JESSICAN HYNES, AND A FEW MEMBERS OF THE PUBLIC.

**CALL TO ORDER** - Town Supervisor Peter DiPaola called the regular meeting to order at 7:00 pm and led those present in the Pledge of Allegiance.

**I. APPROVAL OF THE MINUTES**

**Approval of the minutes** – Supervisor DiPaola asked for a motion to approve the minutes from the legislative meeting held on May 5, 2014.

Motion by: Councilman McLaughlin

Seconded by: Councilman Case.

Vote taken:

Supervisor DiPaola                      Aye

Councilman Bell                              Aye

Councilman McLaughlin                      Aye

Councilman Case                              Aye

Councilwoman Szymanski      Aye

## II.      **COMMITTEE REPORTS**

### A.      **Councilwoman Rae Szymanski – Flycar**

The latest numbers on the Flycar were not available for the meeting. A new defibrillator was purchased for the new flycar that has been ordered. It is called a Zoll Monitor. It has a 10 year life expectancy, is state of the art, and has been tested by being dropped from 8 feet off the floor with no damage so it can certainly withstand jostling and moving. The Zoll Monitor is the same that is used in Emergency Rooms and transmits data in real time, which is very significant. It has a six-hour rechargeable battery and can measure temperature and carbon dioxide. The cost with the trade-in of the old unit is \$28,633.

The Town of Pelham is the fiscal agent for PACT. PACT is taking an office space in Huguenot Memorial Church, and the Town needs to provide a certificate of liability policy added to the Town's policy with no cost to the Town and to be renewed annually. (Resolution attached to the end of these minutes).

Motion by: Councilwoman Szymanski

Seconded by: Councilman Case.

Vote taken:

Supervisor DiPaola	Aye
Councilman Bell	Aye
Councilman McLaughlin	Aye
Councilman Case	Aye
Councilwoman Szymanski	Aye

The resolution was adopted by unanimous vote.

### B.      **Councilman Dan McLaughlin – Library**

There was not a Library meeting in May, but there will be a meeting on June 4, 2014. There was roof damage due to the snow. There are two estimates from B & R, one to fix the damage (\$6000) and one estimate to prevent this type of damage from occurring in the future. An estate has been settled in which a Mrs. Lamb has left \$26,000 to the Library

specifically for children’s books. More discussions will be held as to how to best use these funds. The Library programs have been so successful that during programs such as Story Time, the Library is at or nearing the fire capacities for the space. All residents are encouraged to utilize the many programs that the Library has to offer. There will be discussion as to how best to accommodate the most residents and children. Margaret Young will attend the July Town Board meeting regarding budget and statistics.

**C. Councilman Timothy Case – Recreation Department**

John Nesi will receive the Marshall Award at 7 pm on June 9, 2014 at the Townhouse for his work with Pelham Little League. The next Recreation Committee Meeting will be immediately after the award ceremony.

**D. Councilman Blake Bell**

The Justice Reports for the Month of May:

Justice John Gardner collected \$29,917.30.

Justice John Dechiaro collected \$44,615.50.

**Monthly Statement of the Receiver of Taxes, Town of Pelham for the Month of April 2014**

Town/County 2014	12,376,793.95
Town/County 2013	3,253.45
School Taxes	63,531.39
School Collection Fee	343.12
Credit Card Fee (Town & School)	158.15
Duplicate Payments (Town)	1,354.57
Penalties and Interest	7,613.79
Taxpayers Agreement	6,117.00
Misc.	150.00
Pro-Ratas	3,658.39

Total \$12,462,973.81

**E. Town Supervisor Peter DiPaola**

1. The Memorial Day Parade ran very well. The American Legion had speeches that were brief. Everyone enjoyed the ceremony and had a wonderful day. The Volunteer Fire Department of Pelham Manor did not hold their annual Memorial Day Bar-B-Que. There was discussion about a unified Memorial Day Picnic with both Villages and the Town at Shore Park or at the Gazebo or Glover next year.
2. Sustainable Westchester – an organization which had begun in Northern Westchester and is now growing to include Southern Westchester. Dave Brown has asked the Town to take the lead in having the Villages join the movement to share services and get ideas and cost savings from other communities. In September, Sustainable Westchester would like to do a presentation to the Pelham Community to save money in both Villages. There is a \$1000 annual membership fee which would cover all three Pelham government entities.
3. Hazard Mitigation Meeting: a meeting was held through the County with the two Villages. In order to get grant money from FEMA, communities must be part of the Hazard Mitigation Team. The hazards include flooding (including repeat flood zones), hurricanes, etc. The Town is now registered and will be covered.
4. Street Fair is June 7. There will be a table for government entities and handouts with explanations of the different branches of government will be distributed a this table.

**IV. New Business and Old Business**

1. Certiorari – Michele Casandra (see information attached to end of Minutes). Both issues are subject to the Board of Education also approving these resolutions tonight. Councilman Blake Bell proposed approval of the following resolution, contingent on the approval of a similar resolution tonight by the Board of Education at their meeting, be it resolved that the tax certiorari relating to property 166.26-1-2 located at 5 Canal Road, Pelham Manor be accepted by the Town’s Special Council as indicated in the matrix provided to us, which will result in a total refund and a cost to the Town of Pelham of \$1470.81.

Motion by: Councilman McLaughlin

Seconded by: Councilman Case.

Vote taken:

Supervisor DiPaola	Aye
Councilman Bell	Aye
Councilman McLaughlin	Aye

Councilman Case	Aye
Councilwoman Szymanski	Aye

The motion was approved unanimously and the resolution was adopted.

Councilman Blake Bell proposed approval of the following resolution, contingent on the approval of a similar resolution tonight by the Board of Education at their meeting, be it resolved that the tax certiorari relating to property 158.84-2-37 & 158.84-2-38 located at 438 5<sup>th</sup> Avenue, Pelham be accepted by the Town’s Special Council as indicated in the matrix provided to us, which will result in a total refund and a cost to the Town of Pelham of \$36.93.

Motion by: Councilman McLaughlin

Seconded by: Councilwoman Szymanski

Vote taken:

Supervisor DiPaola	Aye
Councilman Bell	Aye
Councilman McLaughlin	Aye
Councilman Case	Aye
Councilwoman Szymanski	Aye

The motion was approved unanimously and the resolution was adopted.

- 2. NYS retirement resolution for elected and appointed officials in the NYS Retirement Fund. (The matrix is attached at the end of these Minutes)

Councilman Blake Bell moved to propose a resolution for a standard work day reporting as required by the Office of the New York State Comptroller and the New York State Employee Retirement System:

Be it resolved that the Town of Pelham with the location code of 30386, hereby establishes the following standard workday for these titles. This will reported to the NYS Retirement System based on title for their record of activities. The titles will include the two Town Justices, as the elected officials. The appointed officials will include the Assessor, the Deputy Tax Receiver, and the Deputy Town Clerk as indicated by name, the last 4 numbers of their social security numbers, and their registration numbers, indicated in the matrix provided.

Motion by: Councilman McLaughlin  
Seconded by: Councilwoman Szymanski.

Vote taken:

Supervisor DiPaola	Aye
Councilman Bell	Aye
Councilman McLaughlin	Aye
Councilman Case	Aye
Councilwoman Szymanski	Aye

The motion was approved unanimously and the resolution was adopted.

3. Councilman Dan McLaughlin and Town Supervisor Peter DiPaola met with Assistant Superintendent of Business Angelo Rubbo regarding the Constables at Glover Field. Further discussion is needed to decide how the Town will handle the Constables at Glover, what relationship the Schools will have to this issue, and to determine liability to fully investigate and develop the best plan going forward.
4. A resolution was put forth to retain Lamb and Barnosky, LLP, as the Town of Pelham's Legal Representatives in Labor Cases.

Motion by: Councilman McLaughlin  
Seconded by: Councilwoman Szymanski.

Vote taken:

Supervisor DiPaola	Aye
Councilman Bell	Aye
Councilman McLaughlin	Aye
Councilman Case	Aye
Councilwoman Szymanski	Aye

The motion was approved unanimously and the resolution was adopted.

5. John Cassone expressed his thanks to the Town of Pelham for the wonderful turnout for Joe Trotta Day. The Pelham Weekly produced a great video regarding the event. Supervisor Peter DiPaola thanked Deputy Supervisor Dan McLaughlin for his countless hours worked on this project.

The Supervisor asked for a motion to adjourn the meeting at 7:50 pm and enter into executive session to discuss a legal issue and a personnel matter.

Motion by: Councilman McLaughlin

Seconded by: Councilman Case

Vote taken:

Supervisor DiPaola                      Aye

Councilman Bell                              Aye

Councilman McLaughlin                      Aye

Councilman Case                              Aye

Councilwoman Szymanski                      Aye

Motion carried unanimously and the meeting ended at 7:50 pm.

Respectfully submitted,

Colleen Walsh

Town Clerk

Pelham, New York