

Minutes of the Regular Meeting of the Board of Trustees of the Village of Pleasantville held on April 10, 2023 at 8:00pm at Village Hall, 80 Wheeler Avenue, Pleasantville, New York 10570 and via teleconference:

	Present	Teleconference	Absent
Peter Scherer, Mayor	X		
W. Paul Alvarez, Trustee	X		
Nicole Asquith, Trustee	X		
Michael Peppard, Trustee	X		
David Vinjamuri, Trustee	X		

The next scheduled Village work session and regular meeting is scheduled for April 27, 2023 via teleconference and in person at Village Hall located at 80 Wheeler Avenue, 2<sup>nd</sup> Floor, Pleasantville, New York 10570. All agendas for Village Board meetings with back up materials are available on the Village website at [www.pleasantville-ny.gov](http://www.pleasantville-ny.gov). Recordings of past meetings are available on PCTV. [www.pctv76.org](http://www.pctv76.org).

**Public Hearing to consider a moratorium hardship application from 444 Bedford Road**

Motion made by Trustee Asquith duly seconded by Trustee Alvarez to open the public hearing at 8:06pm

Mayor Peter Scherer discussed the Moratorium that was put in place by the Board which included 444 Bedford Road. The proposal is to change the building from commercial into residential space. A memo was presented with backup discussing a financial hardship caused by the moratorium.

Eric Gordon, Village attorney, offered a summary of what the applicant needs to show to demonstrate whether or not they are entitled to the exemption. 444 Associates will need to explain whether they have met a financial or economic hardship. No exception may be granted except upon a final determination by the Board of Trustees that a severe hardship was directly caused by the moratorium.

Jeffrey Gasparro, attorney for 444 Associates clarified with the Village’s legal council that the Board was sitting not in a legislative capacity but in an administrative capacity. There was a discussion and presentation at the March 27, 2023 Village Board Meeting. The recording can be found at [www.pctv76.org](http://www.pctv76.org).

Mayor Peter Scherer reminded residents that this was a public hearing regarding the hardship application not the project itself. The question is if they are entitled to a waiver as they have presented. The public will be asked to speak, then the public hearing will close. A decision will be made at the next Board Meeting on April 24, 2023 giving the Board 2 weeks to consider the public hearing.

**Lynn Weinig, 10 Grandview Avenue:** discussed that the Village Attorney mentioned that the hardship had to be caused by the moratorium. She feels that the hardship was caused before the moratorium was put in place. Ms. Weinig asked if the waiver is granted, do they have to abide by the current zoning in place or will they be subject to any zoning changes that may happen in the future? The moratorium is still under a study, so the current plan is incomplete. The Planning Board doesn't have the guidance that it needs as a result of this moratorium. The Planning Board doesn't have the tools to determine whatever any environmental impacts might arise from this project.

**Thomas Rooney, 26 Hillview Drive:** agrees with Ms. Weinig. There were many conversations about whether or not to have a moratorium, because the village needed "a rest" and to allow an application to be moved forward isn't right.

Motion made by Trustee Peppard duly seconded by Trustee Alvarez to close the public hearing at 8:47pm

### **Announcements:**

Mayor Peter Scherer stated that there are no updates from Albany on the new budget. The budget was pushed off another week. There are some elements in Governor Hochul's original proposal the transit-oriented development requirement that she created, which would dramatically change the landscape for us in terms of development requirements. There will hopefully be more to report in two weeks.

Consolidated Edison has started a new gas main replacement on Wheeler Avenue. Once at the end of Wheeler, then will turn left at Bedford Road and go up towards Tompkins. Village Administrator, Eric Morrissey said ConEd has been in touch directly with store owners. ConEd will be responsible for repaving.

PCI the contractor for Manville Road Improvement Project returned. They are concentrating on Curb and Sidewalk replacement from Dunkin Donuts up

to Tompkins Avenue on the north side of Manville Road. They will proceed from that corridor and then jump down to the bridge. The MTA bridge will take some coordination with the MTA which will be tackled within the next several weeks and then they will make their way down to Memorial Plaza where they will insert the new traffic signals, which are on order now and expected to be delivered around July or August.

Westchester County is updating their URL. It has been Westchestergov.com. Effective May 1<sup>st</sup> the county will be changing the URL to Westchestercountyny.gov.

Mayor Peter Scherer updated the residents on events happening in the village:

1. Pleasantville Day, May 20<sup>th</sup>
2. Memorial Day, May 29<sup>th</sup>
3. Fireman's Parade, June 2<sup>nd</sup>
4. Pleasantville Music Festival, July 8<sup>th</sup>

Tent City Sales are April 15<sup>th</sup> and the Line Up Announcement party is Sunday, April 16<sup>th</sup> at Lucy's Lounge.

Trustee Nicole Asquith shared on April 20<sup>th</sup> for Earth Day, the Village is promoting a Pleasantville Clean Up Day. On April 20<sup>th</sup> from 7:00pm to 9:00pm there will be a seminar on free energy audits sponsored by the Climate Smart Task Force. The electric landscape equipment rebate program is back by popular demand and also because there is an additional \$5,000 grant to subsidize it. Now the program includes weed whackers. You can drop off your old lawn equipment on April 15<sup>th</sup> and May 6<sup>th</sup> from 9:00am until 12:00pm.

Trustee Paul Alvarez shared that on April 26<sup>th</sup> from 6:00 to 8:00pm, the Chamber of Commerce is bringing back its Pleasantville Business Person on the Year Award. It hasn't been celebrated since 2019 because of the pandemic. Anyone can become a member of the Chamber, they do not have to be a business owner, they can become a Civic Member.

Sam Mazzullo passed away at the end of March. He had been an employee in the Village for 25 years. He was born in Pleasantville and spent his entire life in the Village. He was a member of the Pleasantville Volunteer Fire Department from 1974. He was the Chief of the Department from 1997 to 1999 and then again from 2001 to 2003. We send our sympathies to the extended family of Sam and the Fire Department.

**Public Hearing to consider the FYE 2024 Village Budget**

Motion made by Trustee Asquith duly seconded by Trustee Peppard to open the public hearing at 9:02pm

Motion made by Trustee Vinjamuri duly seconded by Trustee Alvarez to close the public hearing at 9:06pm

**Resolutions:**

**Res. No. 2023-122 Approval of Minutes**

Motion made by Trustee Alvarez duly seconded by Trustee Peppard that the following resolution is put forth for adoption:

RESOLVED that the Board of Trustees hereby approves the minutes of the Regular Meeting held on March 27, 2023 and the Organizational Meeting held on April 3, 2023.

ADOPTED:

Peter Scherer, Mayor	<u>Aye</u>
W. Paul Alvarez, Trustee	<u>Aye</u>
Nicole Asquith, Trustee	<u>Aye</u>
Michael Peppard, Trustee	<u>Aye</u>
David Vinjamuri, Trustee	<u>Aye</u>

**Res. No. 2023- 123 Consider the creation of a Special Purpose account for Justice Court Grant Funds**

Motion made by Trustee Asquith and duly seconded by Trustee Peppard that the following resolution is put forth for adoption:

RESOLVED; that the Board of Trustees hereby authorizes the Village Treasurer to create a Special Purpose account for Justice Court Grant funds (CM 3021).

ADOPTED:

Peter Scherer, Mayor	<u>Aye</u>
W. Paul Alvarez, Trustee	<u>Aye</u>
Nicole Asquith, Trustee	<u>Aye</u>
Michael Peppard, Trustee	<u>Aye</u>
David Vinjamuri, Trustee	<u>Aye</u>

**Res. No. 2023-124 Approval of Budget Amendments FYE 2023**

Motion made by Trustee Vinjamuri and duly seconded by Trustee Peppard that the following resolution is put forth for adoption:

RESOLVED; that the Board of Trustees hereby approves the following budget amendments for FYE 2023 as listed below:

**Budget Transfer: General Fund**

Amount	From Account	To Account
\$8.00	A1910.400 General - Insurance	A1950.400 General - Property Taxes
\$20,000.00	A1990.400 Contingency	A8989.400 Pleasantville Community TV
\$8,000.00	A7110.200 Parks - Equipment	A7110.415 Parks - Utilities
\$10,000.00	A7110.200 Parks - Equipment	A7220.417 Pool - Repairs
\$1,500.00	A7323.425 Camp - Outside Service	A7324.406 Rec Youth - Supplies
\$500.00	A7323.489 Rec Youth - Credit Card Fees	A7230.489 Camp - Credit Card Fees
\$25,000.00	A9040.800 Workers Comp Insurance	A3120.105 Police - Overtime
<b>\$65,008.00</b>		

**Budget Transfer: Water Fund**

Amount	From Account	To Account
\$281.00	F1910.400 Water - Insurance	F1950.400 Water - Property Taxes
\$2,857.00	F8310.488 Water Admin - Software	F8340.449 Water Distribution - Hydrants
<b>\$3,138.00</b>		

**Increase Revenue & Expense: General Fund**

Amount	Revenue	Expense
\$53,857.00	A015.1524 Fees Police - Traffic Control	A3120.105 Police - Overtime
\$1,168.00	A030.3021/JCP23 State Aid Justice Court Admin Program	A1110.406 Court - Supplies
\$26,703.00	A030.3021/JCP23 State Aid Justice Court Admin Program	A9901.907 Interfund Transfer to Special Purpose (CM 3021 Justice Court Grant Funds)
<b>\$81,728.00</b>		

**Appropriate Fund Balance - General Fund**

Amount	For Account	Description
\$66,000.00	A9950.901 Transfer to Capital	Memorial Plaza Civic Space Phase I Design - H7110.201.20180
\$100,000.00	A9950.901 Transfer to Capital	Sidewalk Reconstruction FYE 2023 - H5410.201.13490
<b>\$166,000.00</b>		

**Increase Revenue & Expense: Capital Fund**

Amount	Revenue	Expense
\$66,000.00	H050.5031 Interfund Transfer from General Fund	H7110.201.20180 Memorial Plaza Civic Space Phase I Design
\$100,000.00	H050.5031 Interfund Transfer from General Fund	H5410.201.13490 Sidewalk Reconstruction FYE 2023
<b>\$166,000.00</b>		

ADOPTED:

Peter Scherer, Mayor  
 W. Paul Alvarez, Trustee  
 Nicole Asquith, Trustee

Aye  
Aye  
Aye

Michael Peppard, Trustee Aye  
David Vinjamuri, Trustee Aye

**Res. No. 2023-125 Approval of Payment of Claims FYE 2023**

Motion made by Trustee Peppard and duly seconded by Trustee Asquith that the following resolution is put forth for adoption:

RESOLVED; that the Board of Trustees hereby approves the abstract for payment of claims dated April 10, 2023 for FYE 2023 covering check numbers 106804-106963:

General Fund	\$201,528.73
Water Fund	\$141,305.67
Capital Fund	\$8,727.09
Refuse Fund	\$8,001.45
Total	\$359,562.94

ADOPTED:  
Peter Scherer, Mayor Aye  
W. Paul Alvarez, Trustee Aye  
Nicole Asquith, Trustee Aye  
Michael Peppard, Trustee Aye  
David Vinjamuri, Trustee Aye

**Res. No. 2023-126 Approval of Payment of Claims FYE 2024**

Motion made by Trustee Alvarez and duly seconded by Trustee Peppard that the following resolution is put forth for adoption:

RESOLVED; that the Board of Trustees hereby approves the abstract for payment of claims dated April 10, 2023 for FYE 2024 covering check numbers 106964-106966:

General Fund	\$32,431.06
Total	\$32,431.06

ADOPTED:  
Peter Scherer, Mayor Aye  
W. Paul Alvarez, Trustee Aye  
Nicole Asquith, Trustee Aye

Michael Peppard, Trustee Aye  
David Vinjamuri, Trustee Aye

**Res. No. 2023-127 Consider referring right of way application by 80 Highview Terrace to Planning Commission for review and comment**

Motion made by Trustee Asquith and duly seconded by Trustee Vinjamuri that the following resolution is put forth for adoption:

WHEREAS; the Village Board reviewed and discussed the right of way request by 80 Highview Terrace at the Work Session held on April 10, 2023,

NOW THEREFORE BE IT RESOLVED; that the Board of Trustees hereby refers the right of way application by 80 Highview Terrace to the Planning Commission for review and comment.

ADOPTED:  
Peter Scherer, Mayor Aye  
W. Paul Alvarez, Trustee Aye  
Nicole Asquith, Trustee Aye  
Michael Peppard, Trustee Aye  
David Vinjamuri, Trustee Aye

**Res. No. 2023-128 Consider approving the pay rate change for Recreation Assist/Panther Club**

Motion made by Trustee Vinjamuri and duly seconded by Trustee Peppard that the following resolution is put forth for adoption:

RESOLVED; that the Board of Trustees hereby approves the hourly rate increase for the following Recreation Assistant:

<b><u>Name</u></b>	<b><u>Rate Increase</u></b>	<b><u>Effective Date</u></b>	<b><u>Program</u></b>
Jaydee Mejia	\$20.00 to \$25.00	April 11, 2023	Rec. Programs (A7330.101)

ADOPTED:  
Peter Scherer, Mayor Aye  
W. Paul Alvarez, Trustee Aye  
Nicole Asquith, Trustee Aye  
Michael Peppard, Trustee Aye  
David Vinjamuri, Trustee Aye

**Res. No. 2023-129 Consider approving the pay rate for Recreation Assistant/ Hayley Moses**

Motion made by Trustee Peppard and duly seconded by Trustee Asquith that the following resolution is put forth for adoption:

RESOLVED; that the Board of Trustees hereby approves the hiring of part-time available, Recreation Assistant Hayley Moses, at an hourly rate of \$20.00 for all recreation programs (A7324.101-Youth Programs, A7313.1001-Special Events, A7622.101-Adult Programs, A7020.101-Building Supervisor) effective April 17, 2023.

ADOPTED:

Peter Scherer, Mayor	<u>Aye</u>
W. Paul Alvarez, Trustee	<u>Aye</u>
Nicole Asquith, Trustee	<u>Aye</u>
Michael Peppard, Trustee	<u>Aye</u>
David Vinjamuri, Trustee	<u>Aye</u>

**Res. No. 2023-130 Consider authorizing the Village Administrator or Superintendent of Parks and Recreation to execute the Pool Concession Agreement with Westchester Food Services for the 2023 pool season**

Motion made by Trustee Alvarez and duly seconded by Trustee Asquith that the following resolution is put forth for adoption:

RESOLVED; that the Village Administrator or Superintendent of Parks and Recreation is authorized to execute the Pool Concession Agreement with Westchester Food Services for the 2023 pool season in the amount of \$1,600.

ADOPTED:

Peter Scherer, Mayor	<u>Aye</u>
W. Paul Alvarez, Trustee	<u>Aye</u>
Nicole Asquith, Trustee	<u>Aye</u>
Michael Peppard, Trustee	<u>Aye</u>
David Vinjamuri, Trustee	<u>Aye</u>

**Res. No. 2023-131 Consider authorizing updated ticket rates for the 2023 Pleasantville Music Festival**

Motion made by Trustee Asquith and duly seconded by Trustee Vinjamuri that the following resolution is put forth for adoption:

RESOLVED; that the Board of Trustees hereby authorizes the following ticket rates for the 2023 Pleasantville Music Festival:

Line Up Announced - April 17, 2023 through June 30, 2023  
 Adult \$65 – Student/Senior \$35

Week of Pleasantville Music Festival – July 1, 2023 through July 7, 2023  
 Adult \$70 – Student/Senior \$37

Day of Event – July 8, 2023  
 Adult \$75 – Student/Senior \$40

ADOPTED:

Peter Scherer, Mayor	<u>Aye</u>
W. Paul Alvarez, Trustee	<u>Aye</u>
Nicole Asquith, Trustee	<u>Aye</u>
Michael Peppard, Trustee	<u>Aye</u>
David Vinjamuri, Trustee	<u>Aye</u>

**Res. No. 2023-132 Mayoral Appointments to Boards, Commissions, and Committees**

Motion made by Mayor Scherer and duly seconded by Trustee Asquith that the following resolution is put forth for adoption:

RESOLVED; that the Board of Trustees hereby approves the Mayor’s appointments of the following persons to various Boards, Commissions and Committees:

<u>Planning Commission/Architectural Review Board</u>	<u>Term (Years)</u>	<u>Appointee</u>
Member	3	Erik Brotherton
<b><u>Zoning Board</u></b>		
Member	5	Surge Budzyn
<b><u>Ethics Board</u></b>		
Member	3	John Nonna
<b><u>Conservation Advisory Council</u></b>		
Chair	2	Helen Muerer
Member	2	Jennifer Frawley

Member	2	Sophie Worley
<b><u>Beautification Committee</u></b>		
Chair	1	Kathy Dinkel
Member	1	Tanya Cunningham
Member	1	Elizabeth Ward
Member	1	Pat January
Member	1	Marilyn Ross
Member	1	Marlene Canapi
Member	1	Virginia Pancotti
Member	1	Elsie Rattenbury
Member	1	John Mueller
Member	1	Maral Cimochoowski
Member	1	Amy Melissa Gladstone
Member	1	Maggie Murphy Verdon
<b><u>Pleasantville Recycles Committee</u></b>		
Chair	1	Stephanie Ells
Member	1	Edwin Kuo
Member	1	Andrea Garbarini
Member	1	Helen G. Muerer
Member	1	Virginia Pancotti
Member	1	Bridget Egan
Member	1	Perdeep Bhui
Member	1	Kim Turner
Member	1	Dan Turner
Member	1	Francesca Bonavita Lawler
Member	1	Carolyn Ramsey
Member	1	Gina Sdao
<b><u>Public Arts Committee</u></b>		
Co-Chair	1	Marlene Canapi
Co-Chair	1	Stuart Vance
Member	1	Lisa Hertz Apkon
Member	1	Andrea Garbarini
Member	1	Janet Langsam
Member	1	Barry Shenkman
Member	1	Jim Coleman

Member	1	Gregory Nemec
Member	1	Leslie Schor
<b><u>Pedestrian and Traffic Safety Committee</u></b>		
Chair	1	Samantha Hoover
Member	1	Adrienne Knott
Member	1	Melissa Russo
<b><u>Climate Smart Task Force</u></b>		
Chair	1	Russ Klein
Member	1	Helen Meurer
Member	1	Theresa Conway
Member	1	Anjali Puri Sauthoff
Member	1	Ben Serebin
Member	1	Gerard Falco
Member	1	Craig Gibson

**Res. No. 2023-133 Consider authorizing the 2023 Vendor Applications for Pleasantville Music Festival**

Motion made by Trustee Vinjamuri and duly seconded by Trustee Peppard that the following resolution is put forth for adoption:

RESOLVED; that the Board of Trustees hereby approves the 2023 Vendor Application for the Pleasantville Music Festival.

ADOPTED:

Peter Scherer, Mayor	<u>Aye</u>
W. Paul Alvarez, Trustee	<u>Aye</u>
Nicole Asquith, Trustee	<u>Aye</u>
Michael Peppard, Trustee	<u>Aye</u>
David Vinjamuri, Trustee	<u>Aye</u>

**Res. No. 2023-134 Consider authorizing the Village Administrator to sign an agreement with PAMAL Broadcasting (107.1 The Peak) for the Pleasantville Music Festival**

Motion made by Trustee Peppard and duly seconded by Trustee Asquith that the following resolution is put forth for adoption:

RESOLVED; that the Board of Trustees hereby authorizes the Village Administrator to sign agreement with PAMAL Broadcasting (107.1 The Peak) to advertise for the 2023 Pleasantville Music Festival.

ADOPTED:

Peter Scherer, Mayor	<u>Aye</u>
W. Paul Alvarez, Trustee	<u>Aye</u>
Nicole Asquith, Trustee	<u>Aye</u>
Michael Peppard, Trustee	<u>Aye</u>
David Vinjamuri, Trustee	<u>Aye</u>

**Res. No. 2023-135 Consider approving the standard work days for the employees of the Village of Pleasantville**

Motion made by Trustee Alvarez and duly seconded by Trustee Vinjamuri that the following resolution is put forth for adoption:

BE IT RESOLVED, that the Board of Trustees of the Village of Pleasantville, Location code 40104, hereby establishes the following as standard work days for its employees and will report days worked to the New York State and Local Employees’ Retirement System based on the time keeping system or the record of activities maintained and submitted by these members to the clerk of this body:

Title	Standard Work Day (Hrs/day)
ASSESSOR	7
ASSISTANT BUILDING INSPECTOR	8
ACTING VILLAGE JUSTICE	6
AUTOMOTIVE MECHANIC	8
BUILDING INSPECTOR	7
BUS DRIVER	7
COMMUNITY SERVICE WORKER	8
COOK	7
COORDINATOR-SR CITIZEN SERV	7
COURT ATTENDANT	8
COURT CLERK	7
DEPUTY VILLAGE ATTORNEY	6

DEPUTY VILLAGE TREASURER	7
FOOD SERVICE HELPER	7
INTERMEDIATE ACCOUNT CLERK	7
INTERMEDIATE CLERK	7
LABORER	8
LEAD MAINTENANCE MECHANIC	8
LIFEGUARD	7
LIFEGUARD CAPTAIN	7
MAYOR	6
MOTOR EQUIPMENT OPERATOR	8
OFFICE ASSISTANT	7
PARK FOREMAN	8
POLICE CHIEF	8
POLICE LIEUTENANT	8
POLICE OFFICER	8
POLICE SERGEANT	8
RECREATION ASSISTANT	7
RECREATION ATTENDANT	7
RECREATION LEADER	7
RECREATION SUPERVISOR	7
ROAD MAINTENANCE FOREMAN	8
SCHOOL CROSSING GUARD	6
SECRETARY TO VILLAGE ADMINISTRATOR	7
SENIOR OFFICE ASSISTANT	7
SENIOR RECREATION LEADER	7
SUPERINTENDENT OF PUBLIC WORKS	7
SUPERINTENDENT OF RECREATION	7
VILLAGE ADMINISTRATOR	7
VILLAGE CLERK	7
VILLAGE JUSTICE	6
VILLAGE TREASURER	7
VILLAGE TRUSTEE	6

WATER MAINTENANCE FOREMAN	8
WATER MAINTENANCE GRADE I	8
WATER MAINTENANCE GRADE II	8

ADOPTED:

Peter Scherer, Mayor	<u>Aye</u>
W. Paul Alvarez, Trustee	<u>Aye</u>
Nicole Asquith, Trustee	<u>Aye</u>
Michael Peppard, Trustee	<u>Aye</u>
David Vinjamuri, Trustee	<u>Aye</u>

Executive session was at 6:00pm to discuss contractual matters. In attendance was Mayor Peter Scherer, Trustee David Vinjamuri, Trustee Paul Alvarez and Trustee Nicole Asquith. Motion to close the Executive Session and go into Work Session Motioned by Trustee Paul Alvarez and Seconded by Trustee David Vinjamuri. Trustee Nicole Asquith motioned to close the meeting and was seconded by Trustee David Vinjamuri, approved with a 4-0 vote.

**Meeting Adjourned:** 8:54pm

*Alyssa C. Hochstein*

---

Alyssa C. Hochstein, Deputy Village Clerk