

Town Board Minutes  
Town of North Castle  
15 Bedford Road  
Armonk, New York  
on  
June 14, 2023

The Town Board Meeting was held in person at 15 Bedford Road, Armonk, New York. The Meeting was called to order at 5:30 p.m. and adjourned to an Executive Session, on the duly adopted motion of Councilman DiGiacinto.

- All Town Board members, the Town Attorney and the Town Administrator were present for the Executive Session.

The Executive Session adjourned to a Work Session at 6:45 p.m. The Work Session closed at 7:35 p.m.

- All Town Board members, the Town Attorney, the Town Administrator and the Town Clerk were present for the Work Session.

The regular meeting reconvened at 7:39 p.m.

The following persons were present in person in the Meeting Room:

Supervisor: Michael Schiliro  
Councilman: Barbara DiGiacinto  
Councilman: Saleem Hussain  
Councilman: Matt Milim  
Councilman: José Berra  
Town Clerk: Alison Simon  
Town Attorney: Roland A. Baroni  
Town Administrator: Kevin Hay

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Matt Milim, approval of Statement to Governor Hochul in opposition to Election Law A4282B/S3505B. The Statement follows at the end of these Minutes.

Vote- Unanimous

Councilman: José Berra moved, seconded by Councilman: Matt Milim, receipt and presentation of Annual Comprehensive Financial Report for year ending December 31, 2022 and Justice Court Independent Accountant's Report by The Bonadio Group, and requested the document to be modified to remove language referencing Town Supervisor as Chief Executive Officer.

Vote- Unanimous

A Public Hearing was reconvened to consider proposed Local Law to amend Chapter 355-6, Zoning Map, of the Town of North Castle, to reclassify the Eagle Ridge Property (3 North Castle Drive – 108.03-1-62.1) from the OBH (Office Business Hotel) and R-MF-SCH (Multifamily-Senior Citizen Housing) Zoning Districts to the R-MF-A (Multifamily-A Residence) Zoning District.

A Public Hearing was held to consider Special Use Permit (SUP) Application regarding 45 Bedford Road LLC, regarding The Gardens (former site of Mariani Gardens).

The Minutes of the Public Hearings, which opened at 9:01 p.m., follow at the end of these Minutes.

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Saleem Hussain, approval of Town Board Minutes: May 24, 2023.

Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Saleem Hussain, receipt of Letter from Mary Beth Wellington regarding offer to purchase Town-owned property located adjacent to 11 Alpine Drive, Armonk, dated June 5, 2023; and referral to Town Assessor Georgann Richardson to obtain an appraisal to value the property using Uniform Standards of Professional Appraisal Practice (USPAP) standards.

Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Saleem Hussain, receipt of letter from Lou Ricci, dated June 6, 2023, to amend the zoning to establish Electric Vehicle Charging Accessory Use in Business, Office and Industrial Districts.  
Vote- Unanimous

Councilman: José Berra moved, seconded by Councilman: Saleem Hussain, receipt of Conceptual Improvement Plans from Kellard Sessions regarding Lombardi Park Field Improvements and Community Park Field Improvements, dated May 29, 2023.  
Vote- Unanimous

Councilman: José Berra moved, seconded by Councilman: Matt Milim, receipt of amended Liquor License Application from Chapinlandia Food Group Inc., 736 North Broadway, North White Plains, and waiver of the 30 day Notice.  
Vote- Unanimous

Councilman: José Berra moved, seconded by Councilman: Matt Milim, authorization for the Supervisor to sign Memorandum of Understanding with Byram Hills School District for the provision of School Resource Police Officers (SRO) for the 2023-2024 school year.  
Vote- Unanimous

Councilman: José Berra moved, seconded by Councilman: Saleem Hussain, approval of proposal from Collado Engineering for a Town Hall Campus Generator for a fee of \$19,000; and authorization for the Supervisor to sign the agreement.  
Vote- Unanimous

Councilman: José Berra moved, seconded by Councilman: Saleem Hussain, approval of proposal from ESG Energy Safety Response Group for peer review regarding battery energy storage for a fee of \$13,000; and authorization for the Supervisor to sign the agreement.  
Vote- Unanimous

Councilman: José Berra moved, seconded by Councilman: Matt Milim, approval of proposal from Jeff Studer Lawn Irrigation, Inc. to install an irrigation system at the Town Hall baseball field at a cost of \$19,200, to be paid from the Fund Balance; and authorization for the Supervisor to sign the agreement.  
Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Saleem Hussain, approval of probationary appointment of Patricia Costanza to position of Part-Time Intermediate Clerk, Clerk's Office, effective June 26, 2023.  
Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Matt Milim, approval of probationary appointment of Warren Dill to position of Parks Groundsman, Parks Department, effective June 26, 2023.  
Vote- Unanimous

Councilman: José Berra moved, seconded by Councilman: Saleem Hussain, receipt of letter of resignation for purposes of retirement from Detective Sergeant Pasquale De Benedictis, Police Department, effective August 26, 2023.  
Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Saleem Hussain, receipt of letter of resignation from Antonny Rigoberto De La Cruz Solorzano, Highway Department, effective June 30, 2023.  
Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Saleem Hussain, authorization of the Town Board to Execute a Section 73 Termination for employee No. 3640.  
Vote- Unanimous

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Councilman: José Berra moved, seconded by Councilman: Saleem Hussain, approval of the reappointment of Sheila Drapeau to the Landmark Preservation Committee for a three-year term to expire May 17, 2026.

Vote- Unanimous

Councilman: José Berra moved, seconded by Councilman: Saleem Hussain, approval of the reappointment of Ree Schultz to the Landmark Preservation Committee for a three-year term to expire May 17, 2026.

Vote- Unanimous

Councilman: José Berra moved, seconded by Councilman: Saleem Hussain, approval of the reappointment of Susan Geffen to the Landmark Preservation Committee for a three-year term to expire May 17, 2026.

Vote- Unanimous

Councilman: José Berra moved, seconded by Councilman: Saleem Hussain, approval of the reappointment of Martin Rube to the Landmark Preservation Committee for a three-year term to expire May 17, 2026.

Vote- Unanimous

Councilman: Barbara DiGiacinto moved, seconded by Councilman: Saleem Hussain, approval of Consensus Agenda as follows:

- Audit and approval of payments in the amount of \$647,025.15 as indicated on Warrant No. 11 dated June 14, 2023.
- Town Clerk Report: May 2023.
- Receipt of NYS liquor license renewal: David Chen Restaurant, 85 Old Mt. Kisco Road, Armonk.
- Release of Highway Bonds:
  - Pietro DiSisto, Inc. - Permit 1237 for a driveway alteration at 5 Birch Grove Drive in the amount of \$1,200.
  - John Scarlato - Permit 1208 for a driveway alteration at 33 Byram Hill Road in the amount of \$1,200.
  - Pietro DiSisto, Inc. - Permit 1240 for a driveway alteration at 53 Hammond Ridge Road in the amount of \$1,200.
  - Manor Paving - Permit 1230 for a driveway alteration at 1 Rosanne Drive in the amount of \$1,200.
- Vote- Unanimous

After all persons were heard who desired to be heard, the Supervisor closed the regular meeting at 12:12 a.m. in memory of Ronnie Zeidenberg, former resident and business owner of Sheep Shack; and Connie Olsen, former employee of Parks and Recreation Department.

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Alison Simon, Town Clerk

Dated: June 22, 2023

**Statement from North Castle Town Board Re A4282B/S3505B – Election Law**

The Town of North Castle Town Board urges Governor Hochul to Veto Election Law A4282B/S3505B, which was approved by the NYS Senate and Assembly. The result would move Town elections from odd numbered years to even numbered years when races for President and Governor take place, with the stated goal to increase turnout.

Substantively, the Legislation will have the effect of marginalizing local concerns as they would be overshadowed by National and State issues, resulting in a disservice to local communities and their residents across the State. Additionally, the Legislation alters the terms of those elected in 2025 Town elections to one-year terms, and forces an additional election one year later.

Procedurally, the lack of transparency of the legislative process and discourse among the public and local elected leaders disregarded basic tenets of good government. The Governor's veto would preserve the ability of the residents of North Castle and all across the state to have a meaningful voice in local issues and Government accountability.

**Michael J. Schiliro, Supervisor**  
**Barbara DiGiacinto, Councilwoman-Deputy Supervisor**  
**José Berra, Councilman**  
**Saleem Hussain, Councilman**  
**Matt Milim, Councilman**

**June 14, 2023**