

MINUTES OF THE MARCH 8, 2012 MEETING OF THE TOWN BOARD OF THE TOWN OF POUND RIDGE AND PUBLIC HEARING HELD AT THE TOWN HOUSE, 179 WESTCHESTER AVENUE, POUND RIDGE, N.Y., COMMENCING AT 8:00 P.M.

PRESENT: SUPERVISOR GARY WARSHAUER; COUNCIL MEMBERS:
DANIEL PASCHKES, RICHARD LYMAN, PETER FALCO AND
ALISON BOAK

ALSO PRESENT: JOANNE PACE, TOWN CLERK
JONATHAN POWERS, DEPUTY SUPERVISOR

ABSENT: JAMES J. SULLIVAN, ESQ.

CALL TO ORDER: Supervisor Warshauer called the meeting to order at 8:00 p.m.

CALL FOR EXECUTIVE SESSION: None

ANNOUNCEMENTS:

Supervisor's Forum will be held on Saturday, March 10, 2012, 10:00 a.m. at the Town House to discuss the Deer Management Plan.

MINUTES: Acknowledge/correct/accept minutes of Town Board meeting of February 9, 2012 and Work Session of February 22, 2012.

RESOLUTION #: 69-12

Board Action: Motion by Councilman Lyman, seconded by Councilwoman Boak, all voting aye on the following:

RESOLVED, that the Town Board hereby accepts the Town Board minutes of February 9, 2012 and the Work Session minutes of February 22, 2012.

PUBLIC HEARING: To consider approval on the Special Use Permit for the new "Pound Ridge Deli"

Board Action: Motion by Councilman Lyman, seconded by Councilwoman Boak, all voting aye to open the Public Hearing to consider approval on the Special Use Permit for the new "Pound Ridge Deli"

Toni and Michael Cummaro have submitted a Special Use Permit application to open a deli business at 78 Westchester Avenue in Scotts Corners named "Pound Ridge Deli". The hours of operation to be Monday - Friday from 6:30 a.m. to 4:00 p.m. and Saturday from 7:00 a.m. to 4:00 p.m. with Town Board approval to stay open until 9:00 p.m. if needed. They are pretty much leaving everything the way it was except for cosmetic touches. There will be no renovations. They have all their Health Department permits.

MINUTES OF THE MEETING OF THE TOWN BOARD
TOWN OF POUND RIDGE
POUND RIDGE, NY
March 8, 2012

They are still concerned about the dumpster problems and Councilwoman Boak, acting as a member of Pound Ridge Partnership, said she would work with them to try to find a solution. Parking concerns will be addressed by the Town Board members acting as Parking District Commissioners. The biggest issue with parking time limitations is enforcement.

Board Action: Motion by Councilman Paschkes, seconded by Councilman Falco, all voting aye to close the Public Hearing to consider approval on the Special Use Permit for the new “Pound Ridge Deli”

RESOLUTION #: 70-12

Board Action: Motion by Councilman Paschkes, seconded by Councilwoman Boak, all voting aye on the following:

RESOLVED, that the Town Board hereby approves the Special Use Permit to open Pound Ridge Deli as requested with acceptance of Planning Board’s recommendation to extend hours of operation to 9:00 p.m. as needed.

RESOLUTION #: 71-12

Board Action: Motion by Councilman Paschkes, seconded by Councilman Lyman, all voting aye on the following:

RESOLVED, that the Town Board hereby approves the outdoor seating for the Pound Ridge Deli pursuant to the conditions in the Special Use Permit application.

NEW BUSINESS:

Pound Ridge Partnership – request for a “Pocket Park” in Scotts Corners

Councilwoman Boak recused herself from discussion on the “Pocket Park” because she is involved with the Pound Ridge Partnership project.

The Pound Ridge Partnership is proposing putting a “pocket park” between two buildings in Scotts Corners. James Best, Susan Grissom and Terry Pike spoke on behalf of the Pound Ridge Partnership and explained Phase I and Phase II of the proposed project. The park would be funded by the Pound Ridge Partnership and fundraisers and volunteer work. The brick walk will be extended between the two buildings and there will be plantings on both sides. There will be a retaining wall for seating and an asphalt walk goes through to the parking lot. The property owners have signed off with their approval

MINUTES OF THE MEETING OF THE TOWN BOARD
TOWN OF POUND RIDGE
POUND RIDGE, NY
March 8, 2012

of the “pocket park” regarding all permit applications and documents requested in the Town of Pound Ridge. They are looking for approval of Phase I and will address Phase II at a later date when the Parking District area is more clearly defined.

The Town Board will be acting as Parking District Commissioners for part of this park approval. Supervisor Warshauer suggested referring this proposal to the Planning Board for their recommendations on the site plan and then scheduling a Public Hearing for the Special Use Permit to do this work.

Councilman Paschkes suggested getting an easement agreement from the property owners. One of the concerns he has is going through the whole process, getting certain approvals, raising money and expending money to improve private property which then the property owner can potentially close off their piece of it for any reason.

Board Action: Motion by Councilman Falco, seconded by Councilman Lyman, all voting aye with Councilwoman Boak recusing herself, to convene a concurrent meeting of the Town Board and the Parking District Commissioners.

In the role as Town Board members and Parking District Commissioners, an application has been received for a “pocket park” or plaza that is being proposed on both private property as well as Parking District property.

RESOLUTION #: 72-12

Board Action: Motion by Councilman Paschkes, seconded by Councilman Lyman, with the Board polled and motion passing 4-0 with Councilwoman Boak recusing herself, on the following:

RESOLVED, that the Town Board schedule a joint Public Hearing for the Parking District Commissioners and the Town Board to consider whether or not to support the proposed plan for a “pocket park” and if so, for the Town Board to consider and act upon a Special Use Permit. Concurrently, this should be referred to the Planning Board with a request that they return their recommendations back to the Town Board in time for it to be considered as part of the Public Hearing. The Public Hearing is scheduled for Thursday, April 5, 2012.

Board Action: Motion by Councilman Paschkes, seconded by Councilman Lyman, all voting aye to adjourn the joint meeting of the Parking District Commissioners and the Town Board.

Conservation Board – recommends that E-Waste be added to the Recycling Center with an agreement with E-Lot

The Pound Ridge Conservation Board recommends that the Town Board consider E-Lot Electronics Recycling, Inc. as the company permitted to remove all e-waste from the Town Recycling Center. E-Lot is fully insured and meets all DEC, HIPPA and DOD requirements. There initially is no cost to the Town for this service. There may be a potential cost for a locked container that is required by the DEC if E-Lot does not have the appropriate container. There is also a cost to separate e-waste into categories if desired. The Town must register with DEC as a facility to accept e-waste. There is no charge for this because we are a collection center and a municipality.

RESOLUTION #: 73 -12

Board Action: Motion by Councilwoman Boak, seconded by Councilman Lyman, all voting aye on the following:

RESOLVED, that the Town Board hereby authorizes Supervisor Warshauer to execute the agreement with E-Lot Electronics Recycling, Inc. to remove all e-waste from the Town of Pound Ridge Recycling Center and to file the application with NYSDEC.

Gail Jankus, Chair of Conservation Board, also spoke to the Town Board regarding the annual \$350.00 that the Conservation Board allots for a DEC camper. Each year it gets harder and harder to find a student who wants to attend the camp. She wanted to get the Town Board's sense about possibly using the \$350.00 for an environmental or ecological program instead of sending a student to camp. She would like to do this program in conjunction with the day camp at the Town Park. It can also be used as a community service project for students. She wanted the ability to utilize the \$350.00 to do a project without going back to the Town Board. The Garden Club is also in the same predicament and is on board with the Conservation Board. The Town Board consensus is that they are amenable to the proposal. No action is needed at this point.

Donation of old Senior Bus to the Fire Department

The Recreation Department recently purchased a new senior bus and would like to donate the old bus to the Fire Department for training exercises/drills.

RESOLUTION #: 74 -12

Board Action: Motion by Councilman Lyman, seconded by Councilman Paschkes, all voting aye on the following:

RESOLVED, that the Town Board hereby authorizes the donation of the old senior bus to the Fire Department for training exercises.

Maintenance Department-Review/Award 2012 Plumbing & Electrical bids

On Tuesday, March 6, 2012 at 11:00 a.m. at the Town House, there was a bid opening for electrical and plumbing bids by Town Clerk Joanne Pace and Deputy Town Clerk Carole Wollenweber. The following are the results of the bid opening:

PLUMBING BIDS – Only 1 received

Hassett Plumbing & Heating

Journeyman per hour \$125.00

Helper per hour \$50.00

***Mark up on material is 10% above cost**

ELECTRICAL BIDS – 3 received

MIKRO ELECTRIC CO., INC.

Mechanic per hour \$97.75

Mechanic and 1 helper \$132.25

***Mark up on material is 15% above cost**

M J ROONEY

Journeyman per hour \$94.95

Apprentice per hour \$45.47

***Mark up on material is 7.5% above cost**

ACORN ELECTRICAL CONTRACTORS LLC

E1 Electrician per hour \$60.00

E2 Electrician per hour \$55.00

Apprentice per hour \$35.00

OVERTIME RATES-(after 7:00 p.m.)

E1 per hour \$70.00

E2 per hour \$65.00

Apprentice \$45.00

***Mark up on material is 10% over invoice**

The Town Board decided not to take action on this tonight because they would like Ray Andretta and David Goldberg to review each bid a little more carefully making sure the hourly rates are prevailing wage and to get recommendations from each vendor. This will be put on the Work Session agenda for March 21, 2012.

Business Association-to approve dates for the Arts and Crafts Show and Rock the Ride event

Rica Mendes spoke about the 2012 Rock the Ride & Run benefiting Livestrong. Their goals are to increase the number of pre-registered riders to 100 and walkers to 30 and increase the total on-site registered participants to 25. They would also like to increase the vendors to 15. Their goal is to reduce their expenses and raise \$5,000 for Livestrong.

RESOLUTION #: 75 -12

Board Action: Motion by Councilman Paschkes, seconded by Councilman Falco, all voting aye on the following:

RESOLVED, that the Town Board hereby accepts the Special Event Permit application from the Pound Ridge Business Association for the Rock the Ridge & Run event to be held on April 29, 2012 from 9:00 a.m. to 1:00 p.m. and their annual Arts & Crafts Show on October 20, 2012 and October 21, 2012 from 10:00 a.m. to 5:00 p.m. subject to receipt of certificates of insurance and final approval from New Canaan and Pound Ridge Police.

Library Foundation- request for permission to hang a banner in Scotts Corners for their 4th annual "Taste of Pound Ridge" Event

RESOLUTION #: 76-12

Board Action: Motion by Councilman Lyman, seconded by Councilman Paschkes, all voting aye on the following:

RESOLVED, that the Town Board hereby authorizes the Library Foundation to hang their banner across Westchester Avenue in Scotts Corners on April 12, 2012 and remove it on May 8, 2012. This banner is for the 4th Annual "Taste of Pound Ridge" and Silent Auction on Thursday, May 3, 2012 from 6:00 p.m. to 9:00 p.m.

MINUTES OF THE MEETING OF THE TOWN BOARD
TOWN OF POUND RIDGE
POUND RIDGE, NY
March 8, 2012

Board Action: Motion by Councilman Paschkes, seconded by Councilman Lyman, all voting aye to cancel the May 3, 2012 Town Board meeting so the Board members can attend the annual "Taste of Pound Ridge" event.

Town Clerk-requesting authorization to attend the annual NYS Town Clerk's Association Conference

RESOLUTION #: 77-12

Board Action: Motion by Councilman Lyman, seconded by Councilwoman Boak, all voting aye on the following:

RESOLVED, that the Town Board hereby authorizes the Town Clerk to attend the annual New York State Town Clerk's Association Conference in Saratoga, NY from Sunday, April 22, 2012 through Wednesday, April 25, 2012. The cost for registration, travel, lodging and meals will not exceed \$1,000.00 and this was budgeted in the 2012 budget.

Recreation Department – requesting authorization to attend annual State Conference

RESOLUTION #: 78 -12

Board Action: Motion by Councilman Lyman, seconded by Councilman Paschkes, all voting aye on the following:

RESOLVED, that the Town Board hereby authorizes David Goldberg, Recreation Supervisor, to attend the annual New York State Recreation and Park Society conference in Saratoga, NY from March 25, 2012 through March 27, 2012. The cost of the program and the lodging is \$514.00 and this was budgeted in the 2012 budget.

Fourth of July – authorize to execute an agreement for Fireworks Display

RESOLUTION #: 79-12

Board Action: Motion by Councilman Lyman, seconded by Councilman Paschkes, all voting aye on the following:

RESOLVED, that the Town Board hereby authorizes Supervisor Warshauer to execute the agreement with Zambelli for the fireworks presentation to be held on Saturday, June 30, 2012 subject to Counsel review of the agreement.

Pound Ridge Community Church – requesting approval to erect a banner on Westchester Avenue and Trinity Pass for the annual Lobster Festival

RESOLUTION #: 80 -12

Board Action: Motion by Councilman Paschkes, seconded by Councilwoman Boak, all voting aye on the following:

RESOLVED, that the Town Board hereby authorizes the Pound Ridge Community Church to erect a banner on Westchester Avenue and Trinity Pass for their annual Lobster Festival on Saturday, May 19, 2012. They will erect the banner on May 5, 2012 and take it down on May 21, 2012.

Pound Ridge Partnership – requesting permission to erect a banner across Westchester Avenue for the annual event “Pound Ridge Pride Festival”.

RESOLUTION #: 81 -12

Board Action: Motion by Councilman Paschkes, seconded by Councilman Lyman, the Board polled and motion passing 4-0 with Councilwoman Boak recusing herself, on the following:

RESOLVED, that the Town Board hereby authorizes the Pound Ridge Partnership to erect a banner across Westchester Avenue for their annual Pound Ridge Pride Festival on Sunday, May 20, 2012. They will erect the banner on May 1, 2012 and take it down on May 21, 2012.

Police Department – requesting approval for the Governor’s Traffic Safety Conference

RESOLUTION #: 82 -12

Board Action: Motion by Councilman Paschkes, seconded by Councilwoman Boak, all voting aye on the following:

RESOLVED, that the Town Board hereby authorizes Sgt. Michael Armistead to attend the annual Governor’s Traffic Safety Conference April 19-20, 2012. The cost will not exceed \$150.00 and this was budgeted in the 2012 budget.

Recreation/Maintenance Department – requesting permission to advertise for the resurfacing all three pools

MINUTES OF THE MEETING OF THE TOWN BOARD
TOWN OF POUND RIDGE
POUND RIDGE, NY
March 8, 2012

David Goldberg, Recreation Supervisor is requesting permission to allow the Town Clerk to advertise for the resurfacing of three Town pools. The bid opening would be Tuesday, April 3, 2012.

RESOLUTION #: 83 -12

Board Action: Motion by Councilman Paschkes, seconded by Councilman Lyman, all voting aye on the following:

RESOLVED, that the Town Board hereby authorizes Supervisor Warshauer to put the bid package together with Counsel for the resurfacing of the three pools in the Town Park.

-requesting permission for Playground Medic to do this year's inspection of the Town Park's playgrounds

The Recreation Commission is requesting permission for Playground Medic to do the annual inspection of the Town Park's playground equipment this year.

RESOLUTION #: 84 -12

Board Action: Motion by Councilwoman Boak, seconded by Councilman Falco, all voting aye on the following:

RESOLVED, that the Town Board hereby authorizes Playground Medic to do the annual inspection of the Town Park's playground equipment this year.

FINANCIAL MATTERS:

Tax Receiver – request authorization to refund for duplicate tax payments

RESOLUTION #: 85-12

Board Action: Motion by Councilman Lyman, seconded by Councilwoman Boak, all voting aye on the following:

RESOLVED, that the Town Board hereby authorize the following refunds per memo of February 28, 2012.

<u>Block/Lot</u>	<u>Name</u>	<u>Address</u>	<u>Amount</u>	<u>Reason</u>
9316-20	Saslow	22 Lower Shad Rd.	\$5,850.44	Dup. Payment

Monthly Reports

The monthly reports have been received for February 2012 and are available in the Town Clerk's office.

Pay Bills

RESOLUTION #: 86 -12

Board Action: Motion by Councilman Lyman, seconded by Councilman Falco, motion carried 4-0 with Councilwoman Boak abstaining on the following:

WHEREAS, Councilwoman Boak has audited claims for payment and has reported that same could be paid, Now, Therefore, Be It

RESOLVED, that the Supervisor be and is hereby authorized to pay the following claims for payment provided there are sufficient funds in the account to which a claim may be charged:

GENERAL FUND	G		\$66,624.91
HIGHWAY FUND	D		\$48,029.47
PARKING DISTRICT	ST		\$ 271.68
TRUST AND AGENCY	T		\$109,920.15
CAPITAL	H		\$15,071.00

ADJOURNMENT: There being no further business to come before the Board, Supervisor Warshauer adjourned the regular meeting at 9:40 p.m.

Joanne Pace
Dated at Pound Ridge, New York
March 9, 2012