

MINUTES OF THE JUNE 2, 2011 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 PAUL McCONVILLE

ALSO PRESENT: TOWN ATTORNEY JAMES J. SULLIVAN, ESQ.
TOWN CLERK, JOANNE PACE

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

ANNOUNCEMENTS:

- There will be a Supervisor's Forum on Saturday, June 4, 2011 at 10:00 a.m. at the Town House with the Chairmen of the Boards and Commissions.
- On Sunday, June 5, 2011, the Lions Club will hold their annual Student Community Service Award Ceremony at the Town House from 1:00 p.m. to 3:00 p.m.
- The Armstrong House will host an Open House on Sunday, June 5, 2011 at 4:00 p.m. to 6:00 p.m.
- Pound Ridge Pride will host a Block Party festival on Sunday, June 5, 2011 from 12:00 p.m. to 5:00 p.m. in Scotts Corners.

CALL FOR EXECUTIVE SESSION:

Board Action: Motion by Councilman Lyman, seconded by Councilman Falco, all voting aye to hold an Executive Session Thursday, June 9, 2011 at 6:00 p.m. for a legal and personnel matter.

MINUTES: Acknowledge/correct/accept minutes of the Town Board meeting on May 12, 2011, Work Session held on May 25, 2011 and the Executive Session held on May 25, 2011.

Board Action: Motion by Councilman Lyman, seconded by Councilman McConville, all voting aye to accept the minutes of the Town Board meeting of May 12, 2011 and the Town Board Work Session on May 25, 2011. The Executive Session held on May 25, 2011 will be acknowledged on June 9, 2011.

NEW BUSINESS:

Insurance Renewal for 2011-2012

Thomas Sternberg, SKCG Group, Inc. was present to give the Town Board a review of the insurance renewals for the year 2011-2012 effective June 18, 2011. Most carriers are looking for increases of 5-10% due to US and abroad natural disasters. Our increase has been negotiated to around 2% or a total of \$2,091. Our Worker's Comprehensive Plan coverage comes up in January 2012, but Tom explained that there will be an increase in most municipalities of no less than 27% and as much as 56% in some cases. The State of New York has increased Worker's Compensation benefits by 85% since 2007. The weekly reimbursement to injured workers has gone from \$400 to

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\$739 per week. Additionally, the judiciary has given a more liberal interpretation of what is a work related injury. Many more employees have the court deciding that it is a work related injury. The State also did away with the second injury fund where a worker who is injured and then injured again could apply for relief from the State instead of the employer. Medical services have also increased and most importantly, the Police and Fire fighters have the 207C cases. SKCG Group has been able to keep a competitive and comprehensive renewal program from Selective Insurance. They are recommending that the Town continue to stay with Selective Insurance. Our volunteer Town Insurance Advisor, Harvey Dann has received a copy of this renewal proposal and recommends staying with Selective because they are reliable and competitive. Harvey also mentioned that the fact that the Town has a Safety Committee reflects discounts with the Worker's Compensation proposal. Harvey said that the rate on our property is incredibly low at 10 cents for \$100 worth of insurance. The automobile rates are also incredibly low. The equipment rate is a little higher but is still a good rate.

Councilman Paschkes asked Tom to look into possibly locking into a multi-year contract instead of an annual contract. Tom will look into this and get back to the Town Board tomorrow.

Annualized premiums are as follows:

TOWN OF POUND RIDGE

Annualized Premiums

| <i>Insurance Coverages</i> | <i>2010-2011</i> | <i>2010-2011</i> |
|---------------------------------|------------------|------------------|
| Package including Inland Marine | \$44,027.33 | \$ 50,438.44 |
| Business Auto | \$32,774.00 | \$ 28,376.00 |
| Umbrella Liability | \$17,455.00 | \$ 17,082.00 |
| Public Officials | \$ 9,036.00 | \$ 9,142.00 |
| Police Professional | \$7,931.00 | \$ 7,931.00 |
| Faithful Performance Bond | \$3,401.00 | \$ 3,401.00 |
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|---------|---|--------------|--------------|
| TOTALS: | 1 | \$114,624.33 | \$ 116370.44 |
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Set Summer Town Board Meeting Dates

Supervisor Warshauer reviewed the summer meeting schedule and it was agreed to hold one Town Board meeting in July on July 14, 2011 and one Town Board meeting in August on August 11, 2011. There will not be a Work Session in the month of July and they will have a Work Session on August 24, 2011.

PUBLIC HEARING: To consider and act upon the Special Use Permit for Maggie May's Frozen Yogurt & Ice Cream establishment proposed to be located at 73 Westchester Avenue in Scotts Corners.

Board Action: Motion by Councilman Lyman, seconded by Councilman Falco, all voting aye to open the Public Hearing to consider and act upon the Special Use Permit for Maggie May's Frozen Yogurt & Ice Cream establishment proposed to be located at 73 Westchester Avenue in Scotts Corners.

At the last Town Board meeting, the Town Board referred the applicants to the Planning Board and the Town Board received a memo in support of the Yogurt and Ice Cream establishment dated May 27, 2011. The Planning Board suggested minor modifications to the signage and that they consider use of a back entrance for better accessibility to parking.

The applicants do not have Health Department approval yet but Councilman Lyman mentioned that he has spoken with the Health Department and they will consider giving the applicant a provisional permit to open as long as their water samples meet all requirements. They will then be obligated to install a chlorination system which is required for all establishments that serve food. There are no waivers for the chlorination system.

Board Action: Motion by Councilman Paschkes, seconded by Councilman Lyman, all voting aye to close the Public Hearing to consider and act upon the Special Use Permit for Maggie May's Frozen Yogurt & Ice Cream establishment proposed to be located at 73 Westchester Avenue in Scotts Corners.

RESOLUTION: #: 101-11

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

RESOLVED, that the Town Board hereby approves the Special Use Permit as proposed for Maggie May's Frozen Yogurt & Ice Cream establishment proposed to be located at 73

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Westchester Avenue in Scotts Corners subject to Health Department and Building Department approval.

FINANCIAL MATTERS:

Recreation Department

RESOLUTION #: 102-11

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

RESOLVED, that the Town Board hereby authorizes the following refund of four hundred dollars (\$400.00) usage fee to Amy Handler, 5 Waterview Court, South Salem, New York, for the use of Conant Hall on June 25, 2011 for a PRJC Bat Mitzvah. The Hall was not large enough for their use.

ADJOURNMENT: There being no further business to come before the Board Supervisor Warshauer asked for a motion to adjourn the meeting at 8:45 p.m.

Joanne Pace
Dated at Pound Ridge, New York
June 3, 2011