

3INUTES OF THE MAY 3, 2018 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 KEVIN HANSAN; COUNCIL MEMBERS: DANIEL PASCHKES, JODY SULLIVAN, DAVID DOW AND DIANE BRIGGS

ALSO PRESENT: TOWN CLERK, JOANNE PACE  
TOWN ATTORNEY, WILLIAM P. HARRINGTON  
DEPUTY SUPERVISOR, ALISON BOAK

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

**CALL FOR EXECUTIVE SESSION:**

**Board Action:** Motion by Councilwoman Sullivan, seconded by Councilman Dow, all voting aye to hold an Executive Session on Thursday, May 10, 2018 at 7:00 p.m. for a personnel and legal matter.

**ANNOUNCEMENTS:**

- Supervisor Hansan mentioned that the young son of a resident from the Bedford, Pound Ridge border passed away this week. Our thoughts and prayers go out to the family.
- Billy Fortin has announced that he will host a Grand Opening event on June 9<sup>th</sup> to celebrate the newly renovated Market at Pound Ridge Square. There will be a weekly celebration of events to be announced.
- Supervisor Hansan announced that he was selected by State Assemblyman David Buchwald and County Executive George Latimer to serve on United Westchester Executive Committee to oversee and provide response to the power outages from NYSEG and Con Edison.
- Councilwoman Sullivan announced that Pound Ridge Post Office has a new Post Master Tom White and it looks promising. There have been numerous complaints from residents regarding delayed deliveries and poor phone service at the Post Office. There is hope that this will improve.

**CALL FOR WORK SESSION:**

**MINUTES:** Acknowledge/correct/accept minutes of the Town Board meeting held on April 12, 2018 and ratification of action at the Executive Session on April 12, 2018.

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

RESOLVED, that the Town Board hereby accepts the minutes of the Town Board meeting minutes of April 12, 2018.

**PUBLIC HEARING: Community Choice Aggregation**

**Board Action:** Motion by Councilman Paschkes, seconded by Councilwoman Briggs, all voting aye to open the Public Hearing about Community Choice Aggregation (CCA).

Sustainable Westchester, Inc., a not-for-profit organization comprised of several municipalities in Westchester County, including the Town of Pound Ridge, created a Community Choice Aggregation (“CCA”) program in Westchester County, which would allow local governments to participate in a Sustainable Westchester program to procure energy supplies from energy service companies (“ESCOs”) for the residents of the municipalities. In 2015, the Public Service Commission of the State of New York approved implementation of the first community choice aggregation (“CCA”) pilot program in New York State, which allows Sustainable Westchester to put out for bid the total amount of natural gas or electricity being purchased by local residents or small businesses. The program provides consumers with the ability to lower their overall energy costs, and the potential benefits of CCA programs include price stability for a fixed contract term, lower prices, more favorable contract terms, and the ability to design a program that reflects local preferences and needs, including a preference for cleaner power sources.

Twenty-one municipalities have joined the CCA program and fourteen of them chose the 100% renewable energy option. Scott Fernqvist, Community Leader and Chair of Pound Ridge Energy Action Committee, encourages Pound Ridge to join the CCA program which will bring together the purchasing power of twenty-two municipalities and offer affordable green power. The residents who have NYSEG will be automatically opted in the program and those who wish not to join will have to opt out of the program. The energy company will be Constellation Energy.

**Board Action:** Motion by Councilman Paschkes, seconded by Councilwoman Sullivan, all voting aye to close the Public Hearing about Community Choice Aggregation (CCA).

**RESOLUTION #: 82-18**

**Board Action:** Motion by Councilman Paschkes, seconded by Councilwoman Briggs, the Board polled and motion passing 5-0 on the following:

RESOLVED, that the Town Board hereby agrees to join the Community Choice Aggregation (CCA) program with the 100% renewable energy option effective immediately.

**OLD BUSINESS:** None

**NEW BUSINESS:**

- **Supervisor's Office: Request for authorization to sign contract with Atlantic Westchester for HVAC Service and Maintenance**

**RESOLUTION #: 83 -18**

**Board Action:** Motion by Councilwoman Sullivan, seconded by Councilwoman Briggs, all voting aye on the following:

RESOLVED, that the Town Board hereby authorizes Supervisor Hansan to sign the renewal agreement with Atlantic Westchester HVAC Service and Maintenance effective 5/1/18-4/30/18 for the sum of five thousand seven hundred fifty dollars (\$5750.00) per year, payable semi-annually in advance upon the execution of this agreement.

- **Town Clerk:**
  - **Request for authorization to attend 2018 annual PERMA conference**

**RESOLUTION #: 84-18**

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

RESOLVED, that the Town Board hereby authorizes Town Clerk Joanne Pace to attend the 2018 annual PERMA conference in Bolton Landing, Lake George, NY on May 24<sup>th</sup> and May 25<sup>th</sup>. PERMA will pay for registration cost along with the one night room cost and all meals. The only expense to the Town will be gas for the vehicle.

- **Request to sell cemetery plots**

**RESOLUTION #: 85-18**

**Board Action:** Motion by Councilman Dow, seconded by Councilwoman Sullivan, all voting aye on the following:

RESOLVED, that the Supervisor be and hereby authorizes the sale of cemetery Plot 95-1, Section 3 to John Healy, 26 Trinity Pass, Pound Ridge, NY 10576 in the amount of one thousand (\$1,000) dollars for one gravesite, AND BE IT

FURTHER RESOLVED, that the Supervisor be and hereby authorizes the sale of cemetery Plot 301-1, Section 3 to Carol Gracie, 19 North Lake Circle, South Salem, NY 10590 in the amount of one thousand (\$1,000) dollars for one gravesite.

- **Request to accept retirement/re-hiring of Karen Taft**

**RESOLUTION #: 86 -18**

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

RESOLVED, that the Town Board hereby accepts the retirement of Karen Taft, Planning Secretary and rehires her to the same position after missing one full day of work. Retirement is effective Friday, May 11, 2018 and her rehire date is Tuesday, May 15, 2018.

-**Request for approval of Special Use Permit application for farmer's market**

**RESOLUTION #: 87 -18**

**Board Action:** Motion by Councilwoman Briggs, seconded by Councilman Paschkes, the Board polled and motion passing 4-1 with Councilwoman Sullivan voting nay, on the following:

RESOLVED, that the Town Board hereby approves the Special Use Permit application from Max Marinucci of The Wine Connection to have John Ubaldo (Farmer John) put up a Farmer's Market on Saturdays and Sundays during the months of May through October from 11:00 a.m.- 4:00 p.m. in The Wine Connection's parking lot.

**\*Note:** The Town Board opted to reopen the discussion on the above resolution for Special Use Permit as there was opposition in the audience.

Donna Simons, property owner next to The Wine Connection has some concerns about putting a Farmer's Market on The Wine Connection's property. She would have liked to have the surrounding neighbors informed about this proposed site before the Town Board decision. The Town Board agreed that maybe there should have been notification to the surrounding neighbors and decided to hold this decision over until the next Town Board meeting.

**Board Action:** Motion by Councilwoman Sullivan, seconded by Councilman Paschkes, all voting aye to annul the previous vote and hold it over until the May 10, 2018 Town Board meeting.

**-Request to accept Special Use Permit application of Pound Ridge Partnership for Food Truck Friday**

**Board Action:** Motion by Councilman Paschkes, seconded by Councilwoman Sullivan, all voting aye to open a Public Hearing to hear about the proposed Food Truck Fridays.

Denise Wade, Trinity Lane, is opposed to the Food Truck Fridays proposal because it would take away business from our restaurants and establishments in Scotts Corner and is also opposed to the inclusion of amplified music during the event 5:00 p.m.-9:00 p.m. She has lived in Town many years and has experienced many events where the noise level is unacceptable.

James Best, Pound Ridge Partnership, explained that the local restaurants and establishments have all be informed of the Food Trucks and are not opposed to the idea. He said the Pound Ridge Partnership is sponsoring the event so there would be no charge to the Town. It will be a gathering place for residents and will take place in the Hamachi Restaurant Parking Area. This will be a pilot program and after four weeks, the Partnership will review it to see if it benefits the Town or if there are any problems. There will be 3 or 4 trucks and live music and games for the kids. The Partnership will reach out on social media to inform the surrounding communities. The Partnership will partner with the Town's Recreation Commission to make it enjoyable.

Councilman Dow felt it is a great idea; however, he is worried about the implementation of the event. He wants to make sure it will not cost the Town anything and that the Partnership will have all the proper insurance certificates.

**Board Action:** Motion by Councilman Paschkes, seconded by Councilwoman Briggs, all voting aye to close the Public Hearing about the Food Truck Fridays.

**RESOLUTION #: 88 -18**

**Board Action:** Motion by Councilman Paschkes, seconded by Councilwoman Briggs, the Board polled and motion passing 4-1 with Councilwoman Sullivan voting nay, on the following:

RESOLVED, that the Town Board hereby approves the Special Use Permit application from the Pound Ridge Partnership to have Food Truck Fridays & More for a four (4) week trial period and revisit it to decide whether to continue or end the event. The music amplification should also be monitored to not be too uncomfortable.

Discussion took place and it was determined that the Town Board has the right to revise or revoke the Special Use Permit if the operation is not appropriate or there isn't the level of professionalism. The Town Board decided to extend the trial period to six (6) weeks and then revisit it.

**RESOLUTION #: 89-18**

**Board Action:** Motion by Councilman Paschkes, seconded by Councilwoman Briggs, the Board polled and motion passing 4-1 with Councilwoman Sullivan voting nay, on the following:

RESOLVED, that the Town Board hereby approves the Special Use Permit application from the Pound Ridge Partnership to have Food Truck Fridays & More from June 8<sup>th</sup> through July 13<sup>th</sup>.

- **Police Department – request to approve scholarship**

**RESOLUTION #: 90 -18**

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

RESOLVED, that the Town Board hereby approves of the internship of criminal justice requested by Chief David Ryan for approximately 13 weeks, with 8 working hours required each week. The student's name is Ross Cowan.

- **Ratify Executive Session decision to hire Police Officer**

**RESOLUTION #: 91 -18**

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

RESOLVED, that the Town Board hereby ratifies the action taken at the April 12, 2018 Executive Session hiring Part time Police Officer Dennis Donohue effective immediately.

- **Maintenance – request for permission to hire two part-time summer employees**

**RESOLUTION #: 92-18**

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

RESOLVED, that the Town Board hereby authorizes Jonah Maddock, Lead Maintenance Mechanic, to advertise for two summer part-time employees for the maintenance department at the rate of \$15.00 per hour.

- **Request for authorization to purchase an ExMark riding lawn mower**

Jonah Maddock, Lead Maintenance Mechanic, received two bids for an ExMark riding lawn mower as follows:

Bedford Mowers	\$9,860.48
Bethel Power Equipment	\$9,289.00 for one model and \$10,749.00 for another model

**RESOLUTION #: 93-18**

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

RESOLVED, that the Town Board hereby authorizes Jonah Maddock, Lead Maintenance Mechanic, to purchase an ExMark riding lawn mower for the Maintenance Department from Bethel Power Equipment at the cost of \$9,289.00. This is a budgeted item.

- **Conservation Board – Presentation of Overview of Water Resources Inventory**

Carrie Sears, Chair of the Conservation Board, gave a presentation on the Natural Resources Inventory in Pound Ridge. The point of the presentation is to give an overall assessment of the health of our waters, sources of information and recommendations for homeowners, Town Officials and planners and to eventually hold a Public Hearing in the fall and adopt the complete narrative as a key town document.

The whole narrative has been reviewed by the Conservation Board and by two people in the DEC Region 3, by Jim Nordgren, consultant, Phil Sears, Ellen Ivens and in part by Marc Yaggi. The Natural Resource Inventory Narrative works together with the Town GIS, Comprehensive Plan (2010) and the PRUP Report (1979).

The Town GIS process began over 2 years ago with the identification and uploading of maps to the Town GIS and continues today. There is a tremendous amount of information about ground water, wells, aquifers, geology, topography, steep slopes and why we have an ordinance. We were able to see the many layers of GIS on a projected map that Carrie supplied. These documents affirm the usefulness and value to the Town.

Councilwoman Sullivan asked if these valuable presentations could be shown to the Town Board during a Work Session instead of at a Town Board meeting. Carrie was in agreement with that suggestion as well as the Town Board agreeing. We will continue the presentation at the June Work Session.

**FINANCIAL MATTERS:**

- **Receiver of Taxes – request for refund for overpayment of pre-payment of 2018 Town and County tax bills**

**RESOLUTION #: 94-18**

**Board Action:** Motion by Councilwoman Sullivan, seconded by Councilwoman Briggs, all voting aye on the following:

RESOLVED, that the Town Board hereby authorizes the following refunds for overpayment of the pre-payment of 2018 Town/County bills:

<u>Name</u>	<u>Block/Lot</u>	<u>Amount</u>
Morris	9031-13	\$258.18



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Beckerman	9031-24	\$336.30
Sicignano	9031-71	\$562.72
Stewart	9031-75	\$324.27
Kingsley	9031-130	\$22.45
Rocherolle	9316-19	\$27.23
Kurian	9316-40	\$115.28
Hewitt	9317-49.12	\$813.43
Albers Ruediger	9317-85	\$49.30
Fleischer	9318-1.29	\$1041.72
Kaufman	9320-50	\$96.68
Stark	9452-19.9.2	\$5,990.81
Stickney	9452-85	\$322.38
Kontarev	9452-91	\$463.91
Velez	9453-7	\$400.81
Zorn	9453-8	\$12.49
Diane Hunt	9453-51	\$576.02
Porter	9456-18	\$12.36
Sodhi	9457-3.11	\$306.14
Augusto	9457-3.29	\$61.70
Gilbert	9458-56	\$22.41
Biza	9816-54	\$25.69
Carbone	9816-67.9	\$278.61
Rigas	9816-119	\$321.93
Eisman	9816-146	\$.56
Garoza	9816-172	\$635.09
Destefanis	9816-183	\$8,136.25
Olsen	9817-68	\$548.47
Cerutti	9820-29.4	\$895.59
Weinman	9822-13	\$19.46
Lowe	9822-43	\$455.45
Darold	9824-2	\$1,412.23
Krinsky	9824-5	\$486.14
Firestein	9828-6	\$252.81
Russell	9830-1	\$407.36
Motola	10047-62.1	\$591.14
Welch	10047-67.1	\$351.39
Casarella	10052-6.5	\$244.87
Seligman	10052-14.1	\$114.65
Orengo	10054-4.1	\$40.46
Wray	10255-15	\$581.83

- **Request to refund duplicate school payment**

**RESOLUTION #: 95-18**

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

RESOLVED, that the Town Board hereby authorizes the following refund:

<u>Name</u>	<u>Block/Lot</u>	<u>Amount</u>	<u>Reason</u>
Quinn	9031-88	\$3,801.14	Dupl. paymt

- **Recreation – Request to refund Conant Hall refund**

**RESOLUTION #: 96-18**

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

RESOLVED, that the Town Board hereby authorizes the refund of five hundred (\$500) dollars to the Community Church for the Playschool Art Show held on March 22-24, 2018. Conant Hall was inspected and left in acceptable condition.

**ADJOURNMENT:** There being no further business to come before the Board Supervisor Hansan adjourned the regular meeting at 10:00 p.m.

**Board Action:** Motion by Councilwoman Sullivan, seconded by Councilman Paschkes, all voting aye to reconvene as Parking District Commissioners

**RECONVENE AS PARKING DISTRICT COMMISSIONERS: Request by Healing Home Foods to put storage container in parking spot behind building (referred by Planning Board)**

John Schultz of Healing Home Foods came before the Parking District Commission requesting permission for a storage container behind his store in the Parking District. He was referred to the Town Board by the Planning Board because it was supposed to be a fixed container that couldn't be moved. After discussion, it was decided to have him put a box truck or POD on wheels in a parking spot and get a parking permit from the Police Department who enforces that.

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**ADJOURNMENT:** Motion by Councilman Paschkes, seconded by Councilwoman Sullivan, all voting aye to adjourn the Parking District Commission meeting at 10:25 p.m.

Joanne Pace  
Dated at Pound Ridge, New York  
May 4, 2018