

MINUTES OF THE APRIL 7, 2016 MEETING OF THE TOWN BOARD OF THE TOWN OF POUND RIDGE HELD AT THE TOWN HOUSE, 179 WESTCHESTER AVENUE, POUND RIDGE, N.Y., COMMENCING AT 8:00 P.M.

PRESENT: SUPERVISOR LYMAN; COUNCIL MEMBERS: DANIEL PASCHKES
BONNIE SCHWARTZ, JODY SULLIVAN AND DAVID DOW

ALSO PRESENT: TOWN ATTORNEY, WILLIAM P. HARRINGTON, ESQ.
TOWN CLERK, JOANNE PACE
DEPUTY SUPERVISOR JONATHAN POWERS

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

ANNOUNCEMENTS:

- Supervisor Lyman announced that there is no need for a Work Session on Thursday, April 14, 2016.
- The Passport Mobile will be in Scotts Corner on Monday, May 16, 2016 between 11:00 a.m. and 2:00 p.m.
- Saturday, April 30, 2016 at 10:00 a.m. we will be having an Arbor Day Ceremony at the Town House out in between the Police Station and the parking lot. Carrie Sears, Chair of Conservation Board, through a grant was able to secure an American Beech Tree that we will plant there. To commemorate this occasion, Carrie Sears was able to secure two signs to be put up in a suitable spot in Town.

CALL FOR EXECUTIVE SESSION:

Board Action: Motion by Councilwoman Schwartz, seconded by Councilman Paschkes, all voting aye to hold an Executive Session on Thursday, April 14, 2016 at 7:30 p.m. for a personnel matter.

MINUTES: Acknowledge/Correct/Accept Minutes of Work Session and Town Board Meetings of March 10, 2016

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

RESOLVED, that the Town Board hereby accepts the minutes of the Work Session and Town Board Meeting of March 10, 2016

NEW BUSINESS:

- **NWH –Organ Donor Day Competition on October 6, 2016**

Joel Seligman, President and CEO of Northern Westchester Hospital, wrote to all the Town Supervisors of Northern Westchester explaining a collaborative donor recruitment

effort on October 6, 2016, National Organ Donor Day. It would be a fun competition between participating towns to see who signs up more donors (as a % of their population).

- **Telecommunications Tower-Special Use Permit on Adams Lane location**

ATC Sequoia, LLC (“American Tower”) has acquired a sub-lease for the Verizon owned telecommunications facility at Adams Lane and has the responsibility to maintain the site in compliance with the originally issued special use permit. American Tower’s customers include Verizon, AT&T, Sprint, radio and television broadcasters, and federal, state and local government agencies.

The Special Use Permit stated that the operator of the tower had to come back after 10 years to show the technology hasn’t changed and the tower was required to remain. American Tower submitted a letter to the Town Board and it has been reviewed by Town Counsel to make sure they are in full compliance.

RESOLUTION #: 65-16

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

RESOLVED, that the Town Board hereby acknowledges receipt of a letter from ATC Sequoia, LLC (“American Tower”) and that they are in full compliance and the tower will remain at the Adams Lane location.

- **Pound Ridge Business Association – to approve Special Event Permit Applications**

RESOLUTION #: 66-16

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

RESOLVED, that the Town Board hereby approves the dates of the Holiday Outdoor Market on May 30, 2016, July 4, 2016 and September 5, 2016, AND BE IT
FURTHER RESOLVED, that the Town Board hereby approves the dates of the Pound Ridge Fine Arts Festival 2016 on October 1st and 2nd , AND BE IT
FURTHER RESOLVED, that the Town Board hereby approves the dates of the Halloween Walk on October 31, 2016 and the Holiday Tree

Lighting on December 3, 2016, AND BE IT
FURTHER RESOLVED, that the Town Board hereby requires an agreement from the vendors for off-site parking of their vehicles, including campers and recreational vehicles, providing a map of vendor booths and where the crowd is allowed to park and not allowed to park and vendor set up being not before 7:00 a.m.

-to discuss the Millennial Clock

The Business Association approached Supervisor Lyman asking if the Town would be willing to pick up the electric bill to run the millennial clock in Scotts Corner. The average bill is twenty-four (\$24.00) dollars a month. As part of the TEP program, we can shoot a wire off to the clock to pick up the electricity and do away with the meter. The Town Board felt the Business Association should continue to pay the monthly electric bill until the TEP program is underway.

RESOLUTION #: 67-16

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

RESOLVED, that the Town Board hereby agrees to have the Pound Ridge Business Association continue to pay the monthly electric bill for the Millennial Clock until the TEP program is in place and then it will be wired through the street light wiring.

- **Maintenance Department-request to advertise for two summer temporary positions**

RESOLUTION #: 68 -16

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

RESOLVED, that the Town Board hereby authorizes Jonah Maddock, Maintenance Foreman, to advertise for two summer temporary positions to work mid-April through mid-September at the hourly rate of \$13.00 per hour.

- **Highway Department-authorization for Vinny Duffield, Superintendent to attend the annual Highway School**

RESOLUTION #: 69-16

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

RESOLVED, that the Town Board hereby authorizes Highway Superintendent Vinnie Duffield to attend Highway school in Cornell, NY on June 5 –June 8, 2016. The registration cost is \$110.00 and the costs of room and board are not to exceed \$600.00. The cost will come out of A5010.405.

-authorization to advertise for two flaggers for the Summer

RESOLUTION #: 70 -16

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

RESOLVED, that the Town Board hereby authorizes Vinnie Duffield, Highway Superintendent, to advertise for two flaggers at the rate of \$15.00 per hour for the summer.

-permission to sell four Highway Trucks

RESOLUTION #: 71 -16

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

RESOLVED, that the Town Board hereby authorizes Vinnie Duffield, Highway Superintendent, to sell four Highway Trucks. He will check Auctions International website as well as Absolute Auctions & Realty (AAR) for the best price.

-Acceptance of Highway Material and Service bid

The Town Clerk had a bid opening for Road Materials on Wednesday, March 22, 2016 at 10:00 a.m. and the results are as follows:

Blacktop laid in-place – Per Ton

Billotta **\$99.50**

Flood Excavator **\$89.00**

Line Striping

Safety Marking

Double yellow line	\$398 per mile
Single white line	\$119 per mile

Bituminous Concrete

Peckham – price per ton

<u>Base course type 1</u>	\$74
<u>Binder course type 3</u>	\$74
<u>Shim course type 5</u>	\$82
<u>Top course type 6f</u>	\$74
<u>Top course type 7</u>	\$81
<u>Top course type 7F</u>	\$81
<u>Curb mix</u>	\$84
<u>Recycled Item 4</u>	\$ 7.00

Refuse/Carters

Winter Brothers

Town House **\$50** month

30 yard per pull **\$485**

<u>20 yard per pull</u>	\$425
<u>10 yard 1 x week</u>	\$58/week
<u>2 yard 1 x week</u>	\$11.75/week

AAA Carting

<u>Town House</u>	\$34.00 month
<u>30 yard per pull</u>	\$185 + \$90 per ton
<u>20 yard per pull</u>	\$185 + \$90 per ton
<u>10 yard 1 x week</u>	93.75/week
<u>2 yard 1 x week</u>	\$17.50/week

City Carting

<u>Town House</u>	\$30 month
<u>30 yard per pull</u>	\$575
<u>20 yard per pull</u>	\$475
<u>10 yard 1 x week</u>	\$93.75/week
<u>2 yard 1 x week</u>	\$17.50/week

Heavy Equipment

	<u>ACS Construction</u>	<u>KECT Construction</u>
<u>Lg. Dmp. Truck w/op.</u>	\$1000-\$5000	\$1000-\$5000
<u>Lg. Exc. w/op.</u>	\$1360-\$6800	\$1600-\$8000
<u>Mini Exc. w/op.</u>	\$1000-\$5000	\$1200-\$6000

<u>Exc. w/op & hammer</u>	\$2000-\$10,000	\$2000-\$10,000
<u>Skid Steer w/op.</u>	\$1000-\$5000	\$1200-\$6000

Aggregates & Road Sand
Per Ton Delivered

	<u>Putnam Material</u>	<u>Wingdale Material</u>	<u>Domain Gravel</u>	<u>Thalle Indus.</u>	<u>ACS Const.</u>
<u>3/4" White Item 4</u>	\$22.50		\$24.00		
<u>3/4" Brown Item 4</u>		\$25.25	\$24.00	\$21.20	
<u>3/4" Trap Rock</u>				\$25.25	
<u>3/4" Stone</u>	\$27.25	\$29.35	\$26.50	\$25.25	\$38.00
<u>3/8" blue stone</u>		\$31.35		\$27.75	
<u>Rip-Rap stone 5" – 6"</u>	\$29.90	\$31.35	\$26.50	\$27.75	
<u>Rip-Rap stone 5" or less</u>	\$29.91	\$31.35	\$26.50	\$26.75	
<u>Road Sand</u>			\$25.50	\$23.00	

RESOLUTION #: 72-16

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

RESOLVED, that the Town Board hereby accepts the recommendations from Highway Superintendent Vinnie Duffield and awards the bids to the lowest responsible bidders for the Road Materials as follows:

Line Striping – Safety Marking for the single white line and double yellow line
Blacktop Laid in Place – Flood Excavators
Heavy Equipment – ACS Construction

Aggregates & Road Sand – **Putnam Peckham** for ¾” White Item 4, **Thalle Industries** for ¾” Brown Item 4, **Thalle Industries** for ¾ Trap Rock and for ¾” Stone, **Thalle Industries** for 3/8” washed blue stone, **Domain Gravel** for Rip-Rap Stone 5”-6” and for Rip-Rap Stone 5” and **Thalle Industries** for Road Sand. Bituminous Concrete-Peckham Material Refuse – **Winter Brothers** for Town House 1x a week pick up, for 30 yard per pull, 20 yard per pull, 10 yard per pull 1 x week and 2 yard per pull 1 x per week.

- **Town Clerk-approval of Special Use Permit applications for outdoor seating**

RESOLUTION #: 73-16

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

RESOLVED, that the Town Board hereby waives the Public Hearing and authorizes a Special Seasonal Use Permit for Blind Charlie’s Café for outdoor seating during the months of April through October between the hours of 7:00 a.m. and 10 p.m., AND, BE IT

FURTHER RESOLVED, that the Town Board hereby waives the Public Hearing requirement and authorizes a Special Seasonal Use Permit for DiNardo’s Restaurant for outdoor seating during the months of May through October between the hours of 11:00 a.m. and 11 p.m., AND, BE IT

FURTHER RESOLVED, that the Town Board hereby waives the Public Hearing requirement and authorizes a Special Seasonal Use Permit for North Star Restaurant for outdoor seating during the months of May through October between the hours of 5:00 p.m. and 11:00 p.m., AND, BE IT

FURTHER RESOLVED, that the Town Board hereby waives the Public Hearing requirement and authorizes a Special Seasonal Use Permit for La Familia Pizza and Pasta Restaurant for outdoor seating during the months of April through September between the hours of 10:00 a.m. and 10:00 p.m., AND, BE IT

FURTHER RESOLVED, that the Town Board hereby waives the Public Hearing requirement and authorizes a Special Seasonal Use Permit for The Kitchen Table for outdoor seating during the months of April through September between the hours of 8:00 a.m. and 10:00 p.m.

– Sale of Cemetery Plot

RESOLUTION #: 74 -16

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

RESOLVED, that the Supervisor be and is hereby authorized to sell Town Cemetery Plot #333-1, Section 3 to William Frayer, 28 Cradle Rock Road, Pound Ridge, NY 10576 in the amount of one (\$1,000) thousand dollars,

- **Police Department-to accept the resignation of a Police Officer**

RESOLUTION #: 75 -16

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

RESOLVED, that the Town Board hereby accept the resignation of Police Officer Thomas Fleming effective November 1, 2015.

- **Waste Water Task Force – NYS Contract**

The New York Department of State has sent a contract to Supervisor Lyman for the Town to get \$30K to fund the surveys that the Waste Water Task Force wants to conduct for Scott's Corner. The original income survey cost approximately five thousand (\$5,000) dollars to determine if we could apply for State monies to apply to that area. As a group it was decided that they would like to revisit the 1998 survey, freshen it up for today's standards, and send it out again to find out what the community, business owners and property owners would like to see for Scotts Corner. The contract was sent back to Senator Buchwald's office asking the request to go back to the Department of State for an amendment to the original application to include this additional survey. They said absolutely.

RESOLUTION #: 76 -16

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

RESOLVED, that the Town Board hereby authorizes Supervisor Lyman to sign the NYS Department of State contract to get \$30K to fund the two surveys that the Waste Water Task Force wants to conduct for Scott's Corner.

- **Road side Clean-up**

Carrie Sears and Cristine Morris of the Conservation Board have asked if the Road Side Cleanup event be revived. In the past, the Pound Ridge Business Association supplied bags to all residents to pick up loose debris and bag it to be picked up by the Town. There is a need for this clean up and the Town Board was asked if it can be funded in the

Town budget. The Town Board all agreed that it is a good idea and agreed to revive the program with a budget not to exceed fifteen (\$1,500) dollars.

RESOLUTION #: 77-16

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

RESOLVED, that the Town Board hereby agrees to start up the Road Side clean-up with a budget not to exceed fifteen (\$1,500) dollars. This will be budgeted out of contingency fund.

FINANCIAL MATTERS:

- **Recreation Department-approval to refund Conant Hall deposits**

RESOLUTION #: 78 -16

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

RESOLVED, that the Town Board hereby approves the refund of five hundred (\$500) dollars to Elizabeth Fortune, 21 Adams Lane, Pound Ridge, NY for the use of Conant Hall on March 5, 2016 for a private party. The premises were inspected and found to be in acceptable condition, AND, BE IT

FURTHER RESOLVED, that the Town Board hereby approves the refund of five hundred (\$500) dollars to the Pound Ridge Community Church, 3 Pound Ridge Road, for the use of Conant Hall on March 12, 2016 for an Art Show. The premises were inspected and found to be in acceptable condition.

ADJOURNMENT: There being no further business to come before the Board, Supervisor Lyman adjourned the regular meeting at 9:00 p.m.

Joanne Pace
Dated at Pound Ridge, New York
April 8, 2016