

MINUTES OF THE JANUARY 12, 2017 MEETING OF THE TOWN BOARD OF THE TOWN OF POUND RIDGE HELD AT TOWN HOUSE, 179 WESTCHESTER AVENUE, POUND RIDGE, N.Y., COMMENCING AT 8:00 P.M.

PRESENT: SUPERVISOR RICHARD 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.

CALL FOR EXECUTIVE SESSION: None

ANNOUNCEMENTS:

MINUTES: Acknowledge/correct/accept minutes of Town Board Meetings on January 5, 2017

Board Action: Motion by Councilwoman Schwartz, seconded by Councilwoman Sullivan, all voting aye to accept the minutes of the Town Board Meeting with the amendments held on January 5, 2017.

OLD BUSINESS:

- CCA

Community Choice Aggregation (CCA) has been in effect for a year and Scott Fernqvist would like to revisit this program and brief the Town Board. Supervisor Lyman would like to invite him to address the Town Board at our February 9, 2017 Work Session. The Town Board agreed to have the CCA the only item on the Work Session Agenda.

Supervisor Lyman mentioned another initiative to consider would be the Solarize Westchester Program as well as the Municipal Solar Buyers Group. Supervisor Lyman was on a webinar for municipalities to be able to provide the space for a Solar array which would be no cost to the Town; however, we would have to agree to purchase the tower and a couple of caveats would be that the Town would be responsible for a 2% escalation in the cost of the power purchased per year as well as a 25 year contract. We will be examining this in the near future.

- **Acceptance of Electrical, Plumbing and Well Water Works Bids**

On Monday, January 9, 2017 at 10:00 a.m. at the Town House, there was a bid opening for electrical, plumbing and well work bids by Town Clerk Joanne Pace and Deputy Town Clerk Lynn Princisvalle. The following are the results of the bid opening:

PLUMBING BIDS – Only 1 received

Hassett Plumbing & Heating

Journeyman per hour \$138.00

Journeyman outside business hours \$207.00 per hour

Helper per hour \$62.00

Helper outside business hours \$93.00 per hour

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

ELECTRICAL BIDS – 1 received

MIKRO ELECTRIC CO., INC.

Mechanic per hour \$97.75

Mechanic and 1 helper \$132.25

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

WELL WORK BIDS – 1 received

AMERICAN PUMP SERVICE

Service mechanic - \$95.00 per hour

Service mechanic with helper - \$135.00 per hour

Pump hoist - \$75.00 per hour

*****20% WHOLESALE MARKUP**

RESOLUTION #: 22-17

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

RESOLVED, that the Town Board hereby accepts the plumbing bid from Hassett Plumbing as proposed, the electrical bid from Mikro Electric as proposed and the well work bid from American Pump Service as proposed.

- **Adoption of language for Advance of Audit Payments**

Counsel Harrington drafted language to include Recreational programs in the Advance of Audit payment cycle as follows:

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Supervisor is authorized to pay telephone, utility, fuel oil, credit card, fireworks day, Memorial Day, Fireworks and postage bills in advance of audit. *In addition, the Supervisor shall have the authority to pay Recreation Department related program bills in an amount not to exceed \$1,000 so long as the program has been previously approved by the Town Board in the Town Budget for that Fiscal Year.*

RESOLUTION # 23-17

Board Action: Motion by Councilwoman Sullivan, seconded by Councilwoman Schwartz, all voting aye to accept the language for Advance of Audit payments of Recreational programs as proposed above.

NEW BUSINESS:

- **BCSD-Discuss letter from Superintendent Manno**

The Bedford Central School District wishes to build upon and strengthen the relationships that exists with our constituent town leaders. They would like to establish a subcommittee of the Board of Education to meet with a subcommittee of the Town Board members to discuss items of interest to both parties. This may happen twice a year. Councilwoman Schwartz and Councilman Paschkes will be the members representing the Town Board. Supervisor Lyman will send a memo to Superintendent Manno alerting him of this decision and send him the Town Board member's contact information.

- **Recreation Department-to authorize Dave Goldberg to attend the NYS Recreation and Park Society annual conference**

RESOLUTION #: 24-17

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

RESOLVED, that the Town Board hereby authorizes David Goldberg, Superintendent of Recreation, to attend the annual NYS Recreation and Park Society conference April 1-April 4th in Rochester. The cost of the program is \$300.00 and the room and food cost would be \$456 making the total expenditure \$756.00. This is a budgeted item.

-to authorize the research for purchase of a used minivan

RESOLUTION #: 25-17

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

RESOLVED, that the Town Board hereby authorizes David Goldberg, Superintendent of Recreation, to research the purchase of a used or certified used minivan from a local dealer and purchase it if found to be satisfactory after inspection by our Highway Mechanic not to exceed the twenty thousand (\$20,000) dollars that has been allocated in the 2017 budget for this purchase. Councilman Paschkes asked that David Goldberg follow the Procurement Cover Sheet showing he researched three (3) proposals.

- **Conant Hall-discuss rental options**

The Recreation Department received an e-mail from a Katonah resident requesting permission to rent Conant Hall from February 1- February 6th at the quoted price of five hundred (\$500) dollars per day for a commercial sale. The Town does not have a provision for commercial use; so the Town Board discussed whether or not they wished to address this matter. After a long discussion and mentioning a few scenarios, it was decided to leave the policy as is leaving the rentals to residents and for non-commercial use. There were too many questions regarding traffic and parking and wear and tear of Conant Hall. Councilman Paschkes mentioned that we have specific requirements with our filming ordinance and the same should be followed by renters.

- **Highway Department-to approve Agreement for the Expenditure of Highway Monies**

There is an agreement for the expenditure of highway moneys between the Town Highway Superintendent and Town Board members of the Town of Pound Ridge. Pursuant to the provisions of Section 284 of the Highway Law, they agree that moneys levied and collected in the Town for the repair and improvement of highways, and received from the State for State Aid for the repair and improvement of highways, shall be expended as follows:

1. **GENERAL REPAIRS:** the sum of \$150,000 shall be set aside to be expended for primary work and general repairs upon 69 miles of the Town highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks or renewals thereof.
2. **PERMANENT IMPROVEMENTS:** Various sums shall be set aside to be expended for the permanent improvements of the Town highways. A list of roads and the amount needed is written in the agreement.

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The Town Board members will all sign two (2) original agreements along with the Superintendent of Highways and forward one original to Westchester County and keep one original in our files.

Board Action: Motion by Councilman Paschkes, seconded by Councilwoman Schwartz, all voting aye authorizing Supervisor Lyman and Town Board members to sign the Agreement for the Expenditure of Highway Moneys.

- **Conservation Board-Westchester Community Foundation letter of intent**

Carrie Sears, Chair of Conservation Board, introduced Carsen Peck, junior Conservation Board member to the Town Board. He briefed the Town Board on what he has been doing so far and how he wants to give back to the community by being environmentally active.

Carrie Sears mentioned that Krista Munger, Land Steward for the Pound Ridge Land Conservancy will be planting trees at the Halle Ravine Preserve where they removed a lot of invasive plant species. Another program available is the Arbor Day Foundation is working with utilities to provide trees to residents. The NYS DEC Forestry will meet the cost with NYSEG. The residents can sign up for the trees and go online to itreetools.org and properties come up on google map. They can ask where to put the trees for the reduction in heating and cooling costs.

Carrie Sears mentioned that she is working on two (2) grants. She will apply for the NYS DEC Urban Forestry grant in order to inventory trees and for a forest management plan of specified town properties (Town House, Town Park and Slade Preserve). She explained that there is no cost to the Town, (no match); to contract with professionals to do the work. She will eventually need an endorsement or letter of permission from the Supervisor to do this work.

The other grant she is working on includes habitat inventory. The purpose of the Westchester Community Foundation letter of intent is to complete the habitat inventory of Pound Ridge (portions within the Long Island Sound Watershed) that were not covered under the Croton Watershed.

Carrie Sears did mention that she would like the Town Board to consider putting funds into the Conservation Board line to help fund the upcoming project (if it comes to fruition) including the Hudsonia Contract.

-Proclamation for Arbor Day for 2017

Arbor Day Proclamation

Whereas, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

Whereas, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

Whereas, Arbor Day is now observed throughout the nation and the world, and

Whereas, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife, and

Whereas, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

Whereas, trees in our Town increase property values, enhance the economic vitality of business areas, and beautify our community, and

Whereas, trees, wherever they are planted, are a source of joy and spiritual renewal.

Therefore, I do hereby proclaim the 28th day of April 2017 as ARBOR DAY in the Town of Pound Ridge,

And I urge all citizens to celebrate Arbor Day in the future and to support efforts to protect our trees and woodlands, and

Further, I urge all citizens to plant trees to gladden the heart and promote the wellbeing of this and future generations.

Board Action: Motion by Councilman Paschkes, seconded by Councilwoman Schwartz, all voting aye to accept the Arbor Day Proclamation as proposed above.

- **Police Department-authorization to purchase replacement firearms for all personnel**

RESOLUTION #: 26-17

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

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RESOLVED, that the Town Board hereby authorizes Chief David Ryan to purchase replacement firearms for all of the Pound Ridge Police personnel. This is a budgeted item and the net cost for the purchase is \$3,407.06 for 21 weapons with additional recoil springs and backstraps.

- **EOH Watershed Corp.-SEQRA authorization**

EOHWC is responsible for continuing the implementation of hundreds of storm water retrofit projects on behalf of its member municipalities. Most of the projects require environmental review under the State Environmental Quality Review Act (SEGRA). The request is for the Town to agree to EOHWC serving as lead agency in the coordinated review of any, and all SRPs that it may be undertaking in our municipality.

RESOLUTION #: 27-17

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

RESOLVED, that the Town Board hereby approves the East of Hudson Watershed Corporation's request to be designated the lead agency when EOHWC is funding and implementing projects.

- **Town Park-discuss pool repairs**

Supervisor Lyman said that he has been reviewing the old documents on the Town Pool. There was mention of a leak back in 1991. In the current bid specifications, there was not mention of any leaks. There are a couple of options to correct the current leak:

- have a guy get in the pool in a wetsuit and have him run aquapoxy along the whole seam of the pools for approximately \$1,000;
- put out an RFP to hire an engineer to properly diagnose/assess problem and create a specification for repair;
- rehire the consultant we already had to direct the project, basically ripping out the old gutter and pour a concrete gutter. It won't expand and contract the way stainless steel did. The County Health Department must agree to this and it may be very costly.
- The Recreation Department would like to redo the kiddy pool; we can roll both projects into a bond to fix the other pools at the same time.

Councilman Paschkes expressed his frustration over the fact that we have addressed this same problem many times and it hasn't been resolved. He would expect we could go after the Project Consultant. Counsel Harrington will review the documents and report back to the Town Board.

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- **Liaison's report**

The Town Board member did not have anything to report from their various Boards and Commissions this month.

FINANCIAL MATTERS:

- **Recreation Department-requesting refunds**

RESOLUTION #: 28-17

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

RESOLVED, that the Town Board hereby authorizes the refund of five hundred (\$500) dollars deposit fee to Joan O'Donnell Danielle, 21 Horseshoe Hill Road, Pound Ridge, NY 10576, for the use of Conant Hall on December 17, 2016 for a party. The hall was inspected and was left in good condition.

- **Receiver of Taxes-authorize refund**

RESOLUTION #: 29 -17

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

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

<u>Name</u>	<u>Parcel</u>	<u>Amount</u>	<u>Reason</u>
Ocwen Loan	9031-10	\$3,555.71	1 st half not paid (cannot accept 2 nd half)

- **Receipt of monthly Departmental reports**

The monthly reports have been received for December 2016 and are available in the Town Clerk's office.

- **Pay Bills**

RESOLUTION #: 30-17

Board Action: Motion by Councilman Paschkes, seconded by Councilwoman Sullivan, the Board polled and motion passing 4-0 with Councilman Dow abstaining to authorize payment of the bills:

WHEREAS, Councilman Dow 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		\$339,303.13
HIGHWAY FUND	D		\$ 17,346.55
TRUST AND AGENCY	T		\$197,233.14
CAPITAL	H		\$ 0

ADJOURNMENT: There being no further business to come before the Board, Supervisor Lyman adjourned the regular meeting at 9:25 p.m.

RECONVENE: As Parking District Commission

Board Action: Motion by Councilwoman Schwartz, seconded by Councilwoman Sullivan, all voting aye to reconvene as Parking District Commissions.

- Pay Bills

RESOLUTION #: 31-17

Board Action: Motion by Councilman Paschkes, seconded by Councilwoman Schwartz, the Board polled and motion passing 4-0 with Councilman Dow abstaining to authorize payment of the bills:

WHEREAS, Councilman Dow has audited claims for payment of Parking District bills 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:

PARKING DISTRICT ST \$ 240.41

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ADJOURNMENT: There being no further business to come before the Board,
Supervisor Lyman adjourned the meeting at 9:30 p.m.

Joanne Pace

Dated at Pound Ridge, New York
January 13, 2017