

MINUTES OF THE NOVEMBER 09, 2017 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 RICHARD LYMAN, COUNCIL MEMBERS: DANIEL PASCHKES, BONNIE SCHWARTZ, JODY SULLIVAN AND DAVID DOW

ALSO PRESENT: TOWN CLERK, JOANNE PACE
TOWN ATTORNEY, WILLIAM P. HARRINGTON, ESQ.
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: None

MINUTES: Acknowledge/correct/accept minutes of the Town Board meeting held on November 2, 2017.

Board Action: Motion by Councilwoman Sullivan, seconded by Councilwoman Schwartz, all voting aye to accept the Town Board minutes of November 2, 2017.

NEW BUSINESS:

- **Discussion – “No Turn” sign at High View Road**

Councilwoman Sullivan asked the Board to consider eliminating the “No Turn” sign at High View Road between the hours of 5:00 – 9:00 p.m. It is causing the people who live on High View Road or off of High View Road to have to go out of their way to get to their destination. There is also the option of crossing over the double yellow line to enter High View Road from the opposite direction and that could be dangerous. The sign was originally put up to deter traffic to use it as a cut through.

Chief Ryan said that there were many accidents in that area when it was used as a cut through. The goal was to reduce volume and speed. Lewisboro felt that same way and a survey was sent out to Pound Ridge and Lewisboro residents and the majority agreed to put the sign up on either end of High View Road.

It was suggested that another survey be done to ask the residents if they would like to keep the signage or take it down on the Pound Ridge side. Hopefully, they can arrive at a conclusion that makes sense. Councilwoman Sullivan will head up a committee to get the survey done.

MINUTES OF THE NOVEMBER 09, 2017 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.

- **Pound Ridge Community Church- approval to erect a banner for “The Cookie Walk”**

RESOLUTION #: 157-17

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

RESOLVED, that the Town Board hereby authorizes the Pound Ridge Community Church Women’s Group to erect a banner across Westchester Avenue in Scotts Corner to advertise their Cookie Walk at the Pound Ridge Community Church on December 2, 2017. They will put the banner up on November 18, 2017 and take it down after the event.

- **Finance Department – Discussion on NYS Paid Family Leave**

Steve Conti, Director of Finance, said that in April 2016, New York State enacted the New York Paid Family Leave Benefits Law which will be phased in beginning on January 1, 2018. The New York Workers Compensation Board regulations hold that public employers are not required to offer Paid Family Leave benefits to employees working in the state of New York. Steve Conti recommends that the Town opt out at this point. Harvey Dann, Insurance Advisor for the Town, gave the details of the Paid Family Medical Leave Plan saying that the employees would be contributing 0.126% of their weekly wage towards the plan and that would make up the pool to pay out for Paid Family Medical Leave. The employer must buy NYS Disability Insurance for the payments and NYS Disability will administer the funds. If there isn’t enough money in that pool, Worker’s Compensation Fund will be targeted to make up the difference. This would probably result in our WC rates going up. Employer will not have to pay an employee’s salary while they are on leave.

Effective January 1, 2018, eligible employees (working 20 or more hours per week) will be entitled to up to 8 weeks of PFL in any 52-week period at 50% of their average weekly wage. In the future, it will be as follows: January 1, 2019, up to 10 weeks of PLF at 55%; effective January 1, 2020, up to 10 weeks of PFL at 60%, January 1 of each succeeding year, up to 12 weeks of PFL at 67% of average weekly wage.

Councilman Paschkes suggested surveying the employees to see who would be interested in this plan. The Town Board felt that we could wait and opt in at any time after seeing how it goes with other Towns. It is important that the State is informed of the Town’s decision to opt out at this time.

MINUTES OF THE NOVEMBER 09, 2017 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.

RESOLUTION #: 158-17

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

RESOLVED, that the Town Board hereby chooses to opt out of the Paid Medical Family Leave Plan for January 1, 2018 and examine it later in the future.

- **Zoning Board of Appeals – to discuss the ZBA recommendation to amend Accessory Apartment restrictions**

Les Maron, Chair of Zoning Board of Appeals, said that during a discussion at a recent Zoning Board meeting, it was suggested that the Zoning Code for Accessory Apartments (§113-39) be amended to delete the restriction that accessory apartments could only be located in an accessory building if that building existed as of January 1, 2002. In order to encourage affordable housing and provide a benefit to homeowners who may desire to add an accessory apartment to help cover expenses, the Zoning Board strongly recommends that the Town Board amend the Zoning Code to permit accessory apartments in new accessory buildings.

There would be a need for a Negative Declaration from SEQRA, declare Lead Agency and a Public Hearing to put in a sunset clause which is a measure within a statute or law that provides that the law shall cease to have effect after a specific date, unless further legislative action is taken to extend the law.

Counsel Harrington gave the amended wording as: “Accessory apartments” are permitted in “accessory *buildings*” *existing as of January 1, 2013*, providing the accessory use is maintained within the “accessory building.....”

RESOLUTION #: 159-17

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

RESOLVED, that the Town Board hereby authorizes the Town Clerk to advertise for a Public Hearing on Thursday, December 14, 2017 to consider amending the Zoning Board of Appeals §113-39 “Accessory Apartments” (C) (2).

- **Liaison Report**

The Town Board members gave a quick review of their Boards and Commissions.

MINUTES OF THE NOVEMBER 09, 2017 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.

FINANCIAL MATTERS

- **Water Control Commission – requesting release of three bonds**

RESOLUTION #: 160-17

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

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

Brock Nigg, 127 Barnegat Road, Block 9457, Lot 7, 2014-07 for \$1,000 (roof over patio), 2016-03 for \$5,000 (garage/playroom) and \$5,000 (additional for restoration work),

Kenneth McGahren, 95 Conant Valley Road, Block 9827, Lot 32, 2015-20 for \$20,000 and 2016-04 for \$5,000,

Edward Scheetz, 85 Fancher Road, Block 9454, Lot 28.1, 2017-16 for \$5,000 (bicycle storage & mudroom addition).

The work has been completed in accordance with the Town of Pound Ridge and the State of New York building requirements.

- **Monthly Reports**

The monthly reports have been received from the various departments and are on file with the Town Clerk's office.

- **Pay Bills**

RESOLUTION #: 161-17

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

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

MINUTES OF THE NOVEMBER 09, 2017 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.

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		\$ 39,663.56
HIGHWAY FUND	D		\$ 18,531.52
TRUST AND AGENCY	T		\$ 210,559.58
CAPITAL	H		\$ 0

Board Action: Motion by Councilman Dow, seconded by Councilman Schwartz, all voting aye to adjourn the Town Board meeting and to reconvene as Parking District Commissioners.

RECONVENE AS THE PARKING DISTRICT COMMISSION

- **Pay Bills**

RESOLUTION #: 162-17

Board Action: Motion by Councilwoman Sullivan, seconded by Councilwoman Schwartz, motion carried 4-0 with Councilman Dow abstaining on the following:

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:

PARKING DISTRICT	ST		\$ 977.98
-------------------------	-----------	--	------------------

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

Joanne Pace
 Dated at Pound Ridge, New York
 November 13, 2017