

OFFICE OF THE SUPERVISOR

Town of Somers

WESTCHESTER COUNTY, N.Y.

Telephone
(914) 277-3637
Fax
(914) 276-0082

SOMERS TOWN HOUSE
335 ROUTE 202
SOMERS, NY 10589

RICK MORRISSEY
SUPERVISOR



**SOMERS TOWN BOARD
WORK SESSION
THURSDAY, FEBRUARY 4, 2016 7:00pm**

www.somersny.com

A. PLEDGE OF ALLEGIANCE:

PUBLIC COMMENT

Please limit your comments to no more than 3 minutes.

B. PARKS & RECREATION: - No Additional business.

C. TOWN BOARD:

1. Land Use Law Center of Pace University – discussion re: Comprehensive Plan Update and Zoning Recommendation.
2. Discussion with Building Inspector Efreem Citarella.
3. Comprehensive Plan – Discussion re: Environmental Assessment Form, Parts 1, 2 & 3.
4. Somers Crossing – FEIS Review
5. Request to waive Bond requirements for L. Mark Construction for the replacement of the Flat Roof on the Recreation Center, per January 21, 2016 memo from Efreem Citarella, Building Inspector.
6. Approve Statutory Installment Bond for the purchase of Town equipment per memo from Robert Kehoe, Director of Finance.

SOMERS TOWN BOARD
WORK SESSION
THURSDAY, FEBRUARY 4, 2016 7:00pm
www.somersny.com

D. FINANCIAL: - No additional business.

E. HIGHWAY: - No Additional business.

F. PERSONNEL:

1. Current Vacancies:

Somers Energy Environment Committee
Affordable Housing Board (3 – unexpired 2 year terms ending 7/11/2015)

2. Upcoming Vacancies:

Parks & Recreation – (2 – 3 year terms) ending 3/9/2019

3. Appoint Jason Crawford to the Somers Energy Environment Committee.

4. Appoint Vinny D’Agnese to the Partners in Prevention to fill the unexpired term ending December 31, 2016.

5. Authorize the hiring of Michael Cleary as Seasonal Laborer for the Amawalk Shenorock Water District at an hourly salary of \$14.00 per January 28, 2016 memo from Adam Smith, Superintendent of Water and Sewer.

G. PLANNING & ENGINEERING: - No Additional business.

H. POLICE: - No additional business.

I. PROPOSED CONSENSUS AGENDA:

1. Authorize Supervisor Morrissey to execute the following:

1. 2016 Annual Renewal with ESI in the amount of \$3,104.00 effective January 1, 2016.

2. Authorize return of the following Erosion Control Bond:

a. \$1,000.00 82 Moseman Ave LLC Tree Preservation and Stormwater Management and Erosion and Sediment Control Permit 48.18-1-1

3. Grant the following garbage and recycling licenses:

a. Winter Bros. Hauling
b. City Carting Inc.

**SOMERS TOWN BOARD
WORK SESSION
THURSDAY, FEBRUARY 4, 2016 7:00pm
www.somersny.com**

2016 CALENDAR

February 4, 2016	7:00pm	Town Board Work Session
February 11, 2016	7:00pm	Public Hearing: Town Board Regular Meeting
March 3, 2016	7:00pm	Town Board Work Session
March 10, 2016	7:00pm	Town Board Regular Meeting
April 7, 2016	7:00pm	Town Board Work Session
April 14, 2016	7:00pm	Town Board Regular Meeting

1/29/2016 3:00 PM

Z:\Supervisor\bsherry\Barbara\My Documents\agenda\2016 Agenda\February 4, 2016 Work Session.docx

PLANNING AND ENGINEERING DEPARTMENTS

Telephone
(914) 277-5366
Fax
(914) 277-4093

Town of Somers
WESTCHESTER COUNTY, N.Y.

SOMERS TOWN HOUSE
335 ROUTE 202
SOMERS, NY 10589
www.somersny.com

Steven Woelfle
Principal Engineering Technician
swoelfle@somersny.com



Syrette Dym, AICP
Town Planner
sdym@somersny.com

MEMORANDUM

TO: Town of Somers Town Board
FROM: Syrette Dym, Director of Planning
DATE: January 11, 2016
RE: Process to Adoption of Comprehensive Plan

The revised Comprehensive Plan Update dated January 5, 2016 and the EAF Parts 2 and 3 dated January 4, 2016 were stamped in by the Town Clerk as of January 5, 2016 and were placed on the Town website as of the afternoon of January 5, 2016

Therefore, the Town has met its obligation of making these documents available to the public a minimum of seven (7) days prior to the second Comprehensive Plan Public Hearing to be held on January 14, 2016.

In order to comply strictly with Section 272a of NYS Town Law regarding Comprehensive Plans, although Roland is of the opinion that we have actually met the obligation through making the first document available well in advance of the December public hearing, the Town Board should open the public hearing on January 14, 2016 but not close it and continue it until February 11, 2016 at which time it can be closed. The Supervisor can make known at the time of continuing the hearing on January 14, 2016 that it is the Board's intent to close the hearing on February 11, with no provision for a comment period and that all comments should be submitted prior to the February date or at the hearing itself. Any comments submitted that are agreed should be added to the draft plan will be done.

The Town Board should also schedule review of the EAF Parts 2 and 3 at the Town Board work session of February 4, 2016 so it can be in a position to potentially issue a Negative Declaration at the February 11, 2016 meeting. If there are no significant comments

warranting changes and additional feedback has been received from Westchester County (who will receive the plan with all its redlined changes after the second hearing and receipt of any additional comments), then the Town Board could be in a position to issue the Negative Declaration and adopt the Comprehensive Plan at the February 11, 2016 public meeting.

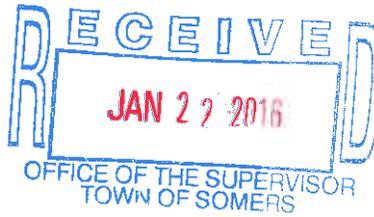
The following is a potential timeline of pending actions:

- January 14, 2016 – Town Board Meeting – Open Comprehensive Plan Public Hearing; keep hearing open until February 11, 2016 meeting and indicate no comment period after anticipated close of hearing at that time
- February 4, 2016 - Town Board work session to review EAF Parts 2 and 3 to determine ability to issue Negative Declaration
- February 11, 2016 – Town Board Regular meeting;
 - Close public hearing
 - Make a determination of no significance; Issue Negative Declaration
 - Adopt Comprehensive Plan as amended

Z:\PE\master plan\Master Plan Update 2013\Public Process\Process\Process to Adoption.doc

KEANE & BEANE P.C.
ATTORNEYS AT LAW

*C-TA
TO rec'd CDs &
placed in locker
1/22/16 bjp*



■ Main Office
445 Hamilton Avenue
White Plains, NY 10601
Phone 914.916.4777
Fax 914.916.6368

■ Mid-Hudson Office
200 Westage Business Center
Fishkill, NY 12524
Phone 845.896.0120

RICHARD L. O'ROURKE
Principal Member
ro'rourke@kblaw.com

January 21, 2016

Hon. Rick Morrissey
Town Supervisor
Town of Somers
Town Hall
335 Route 202
Somers, New York 10589

Re: FEIS, Somers Crossing

Dear Supervisor Morrissey and Members of the Town Board:

Enclosed please find twelve copies of the Final Environmental Impact Statement ("FEIS") dated January 21, 2016 respectfully submitted for the Town Board's consideration of the Somers Crossing application.

The Town Board will recall a preliminary FEIS was submitted in November 2015 to Town staff and consultants. The enclosed FEIS has been revised to incorporate all comments. The revised FEIS is the result of review of memoranda and discussions held in person with each of the Town's consultants. We respectfully request that the FEIS be accepted as complete for distribution to the involved and interested agencies as soon as possible. It is our understanding that there are Town Board meetings scheduled for February 4th and February 11th and we would respectfully request to be on the first available agenda.

We look forward to a collaborative effort and bringing this worthwhile project to fruition.

Thank you for your consideration.

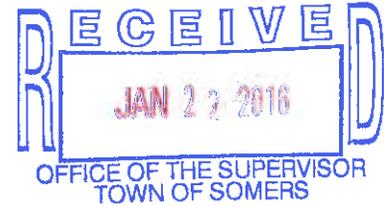
Very truly yours,

Richard L. O'Rourke

RI.O/sj
Encl.

cc: Mr. Gus Boniello (w/encl.)
Bonnie VonOhlsen, RLA, AICP, LEED, GA (w/encl.)
Roland Baroni, Esq. (w/encl.)
Syrette Dym, AICP (w/encl.)

EC - TBTA
TC 1/22/16
DF



**TIM
MILLER
ASSOCIATES, INC.**

10 North Street, Cold Spring, NY 10516

(845) 265-4400

www.timmillerassociates.com

MEMORANDUM

To: Town Board & Planning Board
From: Frederick Wells, Sr. Planner
Re: Somers Crossing FEIS Review
Date: January 21, 2016

During review of the applicant's first draft of the Final EIS for Somers Crossing, the consultant team (TMA, WC and TRC) met with Rick Morrissey and Syrette Dym on Dec. 1 to discuss various issues of concern to the Town. The consultants also met with the applicant's team last week to discuss recommended revisions to the preliminary FEIS.

The following topics came to the forefront in TMA's review of the applicant's revised proposal and first draft of the Final EIS. WC and TRC will also have discussion items from their respective reviews.

Fee Simple vs. Condo - Proposal is for condo with HOA. The high value units are projected to generate comparable tax revenue to fee simple units, based on our quick analysis. While the Town has advised the applicant that its wants fee simple, the applicant has informally indicated the project would not be marketable as fee simple but has not demonstrated that in the EIS.

From information I was able to collect, presently there are two multifamily projects assessed as Condo in Town: Mews and Heritage Hills (totaling some 2,750 units), both built for senior housing; Mews was built as affordable senior housing. Two existing multifamily projects in Town are assessed as Fee Simple: Willows [120] and Green Briar [237?], and one proposed, Hidden Meadow [53] (totaling some 410 units).

We advised the applicant that the FEIS should provide justification for the proposal.

Affordable housing - FEIS proposal includes a "donation" of one accessible unit but the FEIS needs to include a description of what it means by a donation. [As I understand it, the developer intends to build one fully accessible unit and give the deed to the town or some designated agency established for this purpose, and then the town/agency would own it to sell (or rent) to whomever it determines to be appropriate.]

The Town appears to have adequate stock of affordable units (existing plus in planning) and desires a grocery in the hamlet. It is my understanding that the County informally supports the idea of the grocery store being a public benefit in lieu of affordable units. We have suggested

some edits to the FEIS that we believe support the Town's position on this topic, however we advised the applicant that the FEIS should not assert that a store is an alternative to affordable housing.

Streetscape character – Route 100 - Proposal will change the appearance of the Route 100 frontage. The FEIS plan shows tree cutting and grading disturbance closer to Route 100 than the DEIS plan. Minimum distance from property line (right of way) to the limit of grading is about 5' in the FEIS plan (about 10 feet from edge of pavement), compared to 38' in the DEIS plan.

Town zoning regs and language in its Comp Plan provide very minimal requirements relative to preserving natural tree cover along roadways, such as the visual corridor on Route 100 looking toward the Elephant Hotel, or restoration of the streetscape in character with the Somers hamlet.

The Town wants to preserve a natural, tree-lined roadway. The current draft Comp Plan mentions a scenic roadway designation on Route 100 (50 to 100' "buffer" in the unadopted 2005 Update and 75 to 100' in the 2015 Update) but the town plan and zoning have no criteria or standards explained for what the streetscape should look like, or what the town considers a "buffer." I understand the idea is to preserve existing trees along the corridor from "about the State Police barracks" to Route 202, but the Town zoning regs and language in its Comp Plan provide no specific requirements relative to preserving natural tree cover along Routes 100 or 202 or restoration of the streetscape in character with the Somers hamlet.

The applicant's proposed zoning text and DEIS plan preserve a 75' building setback which the DEIS considered a "75' buffer." The FEIS plan also includes such a "75' buffer", but the plan shows significant disturbance in this area.

With regard to SEQR, the proposed landscape plan fails to mitigate the loss of the existing natural tree canopy along Route 100 and the EIS fails to address the Town's concern for preserving the semi-rural character of the corridor (such as is embodied in its stream corridors, wetlands, stone walls, tree lines, fields, wooded areas, recognized greenbelts and open space vistas, as cited in Policy B of Objective 1 of the Comprehensive Plan Update Interim Working Draft of December 2005). Likewise the EIS fails to adequately address the Town's concern for preserving its hamlet character and the proposed plan fails to adequately mitigate the loss of the existing natural trees along Route 202 where it replaces trees with a building and a parking field.

We advised the applicant that the buffer treatment for Route 100 and Route 202 will need to reflect the character of the hamlet. For the purpose of SEQR, the EIS will need to provide the applicant's commitment to develop the project frontages to include most if not all of the following elements:

- provide sufficient level area at the project frontage to accommodate a curb, grassed strip and sidewalk – proposed at Route 202, possible future at Route 100.
- rebuild the stone wall along the entire frontage to a height and width that has a substantial appearance from the road; at Route 202, block the view of car headlights from the parking lot;

- alternatively or in addition, add an ornamental fence along the frontage in character with historic wrought iron or wood picket fencing of early America, to a size that has a substantial appearance from the road;
- add new shade trees along the entire frontage, of suitable species for exposure to road conditions and substantial size and spacing to recreate a tree canopy in the short term (say ten years); at Route 100, keep existing healthy and non-hazardous trees that will maintain a canopy over the road;
- add evergreen trees, and understory flowering trees and shrubs that will function to filter views into the project in the short term (five years or less) and provide an ornamental appearance from the road;
- add entrance driveway features that enhance the visual character of the corridor, such as a stone gateway and project signage.

Connections - Importance of good connections for vehicular, pedestrian and bicycle access between the residential and grocery components of the project and Towne Centre.

Impact on Schools - The FEIS presents additional information on the projected cost/benefit to the school district in light of the lowered unit count. We believe the FEIS will show that the proposed project would result in a marginal impact for the school district (slightly positive or slightly negative depending on the number of students) and a net positive impact for the municipal taxing districts. The de minimus shortfall to the school district, if the last student projected to be generated actually occurs, would not result in a potentially significant adverse fiscal impact to the district.

Telephone
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Town of Somers

WESTCHESTER COUNTY, N.Y.

TOWN HOUSE
ANNEX
337 ROUTE 202
SOMERS, NY 10589

Efrem Citarella
Building Inspector



*Job Agenda
EC-TBTC TA
12/1/16 DP*

MEMO TO: Town Board

FROM: Efrem Citarella, Building Inspector *ec*

RE: Waiving Bond for RFP for Replacing Flat Roof on Recreation Center

DATE: January 21, 2016

At your Regular Meeting on January 14, 2016, you approved the Request for Proposal (RFP) from L. Mark Construction, the only contractor that submitted a proposal, to replace the flat roof on the Recreation Center in Van Tassell Park, in the amount of \$34,995, contingent upon the submission of a Labor and Material Bond and a Performance Bond.

I respectfully request that you waive the requirement to have L. Mark Construction submit the two aforementioned Bonds. He has replaced three roofs on Town buildings over the past few years and the Bonds were waived then. There have been no issues with this contractor in the past and the quality of his work has proven to be more than satisfactory.



ORRICK

ORRICK CHEE RIBBERG INCENT & CONSULTING LLP
51 WEST 57 STREET
NEW YORK, NY 10019-6942
tel 212 230 6500
fax 212 230 6515
WWW.ORRICK.COM

January 13, 2016

Douglas E. Goodfriend
(212) 506-5211 (Direct Dial)
dgoodfriend@orrick.com

VIA E-MAIL (rkehoe@somersny.com)

Mr. Robert Kehoe
Director of Finance
Town of Somers
335 Route 202
Somers, New York 10589

Re: Town of Somers, Westchester County, New York
Certain 3 & 5-Year PPU Town Purposes – Aggregate \$365,000 Bonds
Orrick File: 42302-2-16

Dear Bob:

In accordance with your recent request, enclosed please find a **revised** form of bond resolution to be adopted at the Town's regular meeting, if acceptable, by an affirmative vote of two-thirds of the voting strength of the Board. Each item has a 5 year maximum maturity, (except one with a 3 year maximum maturity) and thus the bond resolution is effective immediately.

Enclosed you will also find a summary form for the Legal Notice of estoppel. As soon as possible after the adoption of the bond resolution, please see that this entire summary Legal Notice of estoppel is published once in the official newspaper of the Town.

Please note that posting of the Notice is **NOT** required.

In due course, please furnish us with the following:

- 1) An **ORIGINALLY** certified copy of the bond resolution, showing the vote taken thereon.
- 2) An **ORIGINAL** affidavit of publication of the summary Legal Notice of estoppel from the official newspaper.

With best wishes.

Very truly yours,

Douglas

Douglas E. Goodfriend

DEG/vmo
Enclosures
763808298.01

BOND RESOLUTION
(Effective Immediately)

At a regular meeting of the Town Board of the Town of Somers, Westchester County, New York, held at the Town House, in Somers, New York, in said Town, on the 14th day of January, 2016 at _____ o'clock _____.M., Prevailing Time.

The meeting was called to order by _____, and upon roll being called, the following were

PRESENT:

ABSENT:

The following resolution was offered by Councilman _____, who moved its adoption, seconded by Councilman _____, to-wit:

BOND RESOLUTION DATED JANUARY 14, 2016.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$365,000 BONDS OF THE TOWN OF SOMERS, WESTCHESTER COUNTY, NEW YORK, TO PAY THE COST OF VARIOUS ITEMS OF EQUIPMENT AND VEHICLES, IN AND FOR SAID TOWN.

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act ("SEQRA"), which regulations state that Type II Actions will not have a significant effect on the environment; and

WHEREAS, it is now desired to authorize the financing of such capital items; NOW, THEREFORE

BE IT RESOLVED, by the affirmative vote of **not less than two-thirds of the total voting strength** of the Town Board of the Town of Somers, Westchester County, New York, as follows:

Section 1. The following are hereby authorized in and for the Town of Somers, Westchester County, New York:

- a) The purchase of equipment for the Police Department, including incidental expenses, at a maximum estimated cost of \$5,000, being a specific object or purpose having a period of probable usefulness of 5 years, pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law; and
- b) The purchase of a turf seeder, including incidental expenses, at a maximum estimated cost of \$10,500, being a specific object or purpose having a period of probable usefulness of 5 years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law; and

- c) The purchase of a handicap accessible van, including incidental equipment and expenses in connection therewith, at a maximum estimated cost of \$53,500, being a specific object or purpose having a period of probable usefulness of 5 years, pursuant to subdivision 29 of paragraph a of Section 11.00 of the Local Finance Law; and
- d) The purchase of a utility vehicle for the Police Department, including incidental equipment and expenses in connection therewith, at a maximum estimated cost of \$35,500, being a specific object or purpose having a period of probable usefulness of 5 years, pursuant to subdivision 29 of paragraph a of Section 11.00 of the Local Finance Law; and
- e) The purchase of a utility vehicle for the Building Department, including incidental equipment and expenses in connection therewith, pursuant to Section 109-b(2)(g) of the General Municipal Law, at a maximum estimated cost of \$15,000, being a specific object or purpose having a period of probable usefulness of 5 years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law; and
- f) The purchase of a pick-up truck for the Police Department, including incidental equipment and expenses in connection therewith, pursuant to Section 109-b(2)(g) of the General Municipal Law, at a maximum estimated cost of \$19,000, being a specific object or purpose having a period of probable usefulness of 3 years, pursuant to subdivision 77 (1st) of paragraph a of Section 11.00 of the Local Finance Law; and

- g) The purchase of equipment for maintenance purposes for the Highway Department, each item of which costs \$30,000 or over, including incidental equipment and incidental expenses, at an aggregate maximum estimated cost of \$215,000, being a class of objects or purposes having a period of probable usefulness of 15 years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law and with a maximum maturity hereby limited to 5 years; and
- h) The purchase of plow/sander equipment for the Highway Department, including incidental equipment and incidental expenses, at a maximum estimated cost of \$11,500, being a specific object or purpose having a period of probable usefulness of 5 years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law.

It is hereby further determined that the maximum maturity of the serial bonds herein authorized shall not exceed 5 years, except as to the pick-up truck described in Section 1f hereof as to which the maximum maturity shall not exceed 3 years.

Section 2. It is hereby determined that the plan for the financing of the aforesaid aggregate maximum estimated cost of the aforesaid objects or purposes is by the issuance of \$365,000 serial bonds of the Town hereby authorized to be issued therefor, allocated in accordance with the maximum estimated cost of each as set forth in Section 1 hereof.

Section 3. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and

shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 4. The faith and credit of said Town of Somers, Westchester County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Somers, Westchester County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 6. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as said Supervisor shall deem best for the interests of said Town; provided, however, that in the exercise of these delegated powers, said Supervisor shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 7. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual

debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of the Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

_____ VOTING _____
_____ VOTING _____

The resolution was thereupon declared duly adopted.

* * * * *

CERTIFICATION

STATE OF NEW YORK)
) ss.:
COUNTY OF WESTCHESTER)

I, the undersigned Clerk of the Town of Somers in the County of Westchester, New York (the "Issuer"), DO HEREBY CERTIFY:

1. That a meeting of the Issuer was duly called, held and conducted on the 14th day of January, 2016.
2. That such meeting was a **special regular** (circle one) meeting.
3. That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Board of the Issuer.
4. That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Board.
5. That all members of the Board of the Issuer had due notice of said meeting.
6. That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law".
7. That notice of said meeting (*the meeting at which the proceeding was adopted*) was caused to be given **PRIOR THERETO** in the following manner:

PUBLICATION (here insert newspaper(s) and date(s) of publication - should be a date or dates falling prior to the date set forth above in item 1)

POSTING (here insert place(s) and date(s) of posting- should be a date or dates falling prior to the date set forth above in item 1)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Issuer this _____ day of January, 2016.

Town Clerk

(CORPORATE SEAL)

LEGAL NOTICE OF ESTOPPEL

The bond resolution, a summary of which is published herewith, has been adopted on January 14, 2016, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Somers, Westchester County, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is available for public inspection during regular business hours at the Office of the Town Clerk for a period of twenty days from the date of publication of this Notice.

Dated: Somers, New York,

_____, 2016.

Town Clerk

BOND RESOLUTION DATED JANUARY 14, 2016.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$365,000 BONDS OF THE TOWN OF SOMERS, WESTCHESTER COUNTY, NEW YORK, TO PAY THE COST OF VARIOUS ITEMS OF EQUIPMENT AND VEHICLES, IN AND FOR SAID TOWN.

Objects or purposes and periods of probable usefulness ("ppu"):

- a) Purchase of equipment for the Police Department, \$5,000 bonds, 5-yr ppu, specific
- b) Purchase of a turf seeder, \$10,500 bonds, 5-yr ppu, specific
- c) Purchase of handicap accessible van, \$53,500, 5-yr ppu, specific
- d) Purchase of a utility vehicle for the Police Department, \$35,500, 5-yr ppu, specific
- e) Purchase of a utility vehicle for the Building Department, \$15,000, 5-yr ppu, specific
- f) Purchase of pick-up truck for Police Department, \$19,000, 3-yr ppu, specific
- g) Purchase of equipment for maintenance purposes for the Highway Department, each item \$30,000 or over-\$215,000, 15-yr ppu, limited to 5-yr ppu. class
- h) Purchase of plow/sander equipment for Highway Department, \$11,500, 5-yr ppu, specific

Maximum estimated cost:

An aggregate \$365,000

Amount of obligations to be issued:

\$365,000 bonds, allocated as above

SEQRA status:

Type II Action

Water & Sewer Department

Adam Smith
Superintendent of Water & Sewer
asmith@somersny.com

Town of Somers

WESTCHESTER COUNTY, N.Y.

P.O. Box 618
40 Lakeview Drive
Shenorock, NY 10587
Telephone & Fax
(914) 248-5181



EC - TB
TC
TA
FM
Feb. A. Sunda
1/29/16
Bjs

Date: January 28, 2016
To: Somers Town Board
From: Adam Smith 
Superintendent of Water & Sewer
Re: Seasonal Employee

I hereby request the Town Board authorize the hiring of Michael J. Cleary for part-time employment. As you may be aware Michael is a college student and a resident of Shenorock. Michael has worked with this department for the past three years and has demonstrated a strong ability to carry out assigned tasks. The work related to this position involves general maintenance in the water distribution system and buildings and grounds maintenance. The salary for this position is \$14.00 per hour.

Should the Town Board approve this request I would ask that Michael be allowed to begin work on or about February 29, 2016.

cc: Town Clerk
Town Director of Finance

3rd Agenda
EC-TB
FC TA
FK 11/29/16
RP



Employee Assistance
Wellness Programs
Management Training

Employee Assistance Program – RENEWAL AGREEMENT

Town of Somers, NY agrees to contract with the ESI Employee Assistance Group for EAP Services for the period of **January 1, 2016 through December 31, 2016.**

I. Fees and Payment:

- A. The annual fee for the employee assistance program is **\$32.00** per employee.
- B. The total number of employees covered under this Agreement is **97 billable (67 FT and 60 PT on a 2:1 ratio).**
- C. Employer agrees to pay ESI the sum of **\$3,104.00** per agreement year.
- D. The annual fee also includes all immediate family members residing in the same household and dependent children up to age 26.
- E. Payment of the **Annual** premium is due upon receipt of the invoice.
- F. If the number of covered employees increases or decreases more than 5%, the total agreement value will be revised to reflect the changes.
- G. DOT required Substance Abuse Evaluations - **\$850.00** each

II. The EAP will provide:

Employee Benefits

- Unlimited telephonic counseling, 24/7
- Up to 3 face-to-face counseling sessions per issue, with access to local staff counselors and the ESI national 25,000-provider network.
- Work/life benefits-including debt, legal, financial, elder & child care counseling
- Information Resource benefits
- Lifestyle benefits designed to improve members' health, financial security and overall well-being
- GCN Compliance Training: No
- Lynch Ryan Worker's Compensation: No

Employer Services

- 1 on-site trauma response(s) @ no charge per year, additional Trauma Responses available at \$250.00 per hour
- Unlimited Administrative (mandatory) Referrals
- Unlimited HR consultations with certified SPHR's
- Unlimited online Supervisor compliance training & Orientation videos
- Statistical Reports, Newsletters and EAP Awareness Materials
- All web services for employee and employer

***No other services are expressed or implied under the terms and conditions of this agreement.**

ESI Employee Assistance Group


Diane Dunbar, Chief Client Service Officer

Date

11-23-15

Town of Somers, NY

Authorized Signature

Date



Sub Agenda
EC - TB to TA finance
1/19/16 bp

PLANNING AND ENGINEERING DEPARTMENTS

Telephone
(914) 277-5366
Fax
(914) 277-4093

Town of Somers
WESTCHESTER COUNTY, NY

RECEIVED
JAN 19 2016
SOMERS TOWN HOUSE
124 ROUTE 202
SOMERS, NY 10589
www.somersny.com
OFFICE OF THE SUPERVISOR
TOWN OF SOMERS



Steven Woelfle
Principal Engineering Technician
swoelfle@somersny.com

Syrette Dym, AICP
Town Planner
sdym@somersny.com

Date: January 15, 2016
To: Town Board
From: Steven Woelfle SW
Principal Engineering Technician
RE: 82 Moseman Avenue LLC Tree Preservation and Stormwater
Management and Erosion and Sediment Control Permit
#ATSMESC2014-30
TM: 48.18-1-1
Release of Erosion Control Bond
Check Received October 16, 2014

This office conducted a site inspection of the subject property and found the site generally stable. Therefore, this Office has no objection to the return of the Erosion Control Bond in the amount of \$1,000.

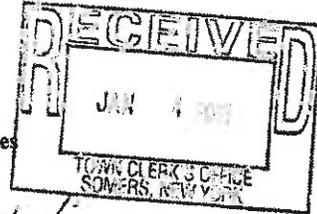
Please return to:

82 Moseman Avenue LLC
82 Moseman Avenue
Katonah, NY 10536

SW/wg
cc: Town Clerk
Director of Finance
82 Moseman Avenue LLC

Town of Somers

Application For License To Collect Refuses
Within The Town Of Somers



NAME AND ADDRESS OF CARTER: Waste Bus Hauling
507 White St
Danbury CT 06810

1. EQUIPMENT: a detailed description of all equipment shall be attached with the following information:
VEHICLE NO, AGE, MAKE, CONDITION OF VEHICLE, LICENSE PLATE NO

2. FEES. \$ 50.00 per vehicle up to 18,000 pounds
\$100.00 per vehicle in excess of 18,000 pounds

3. DESCRIPTION OF APPLICANT'S WORK FORCE:

Number of Drivers 69 Office Personnel 40 Other 90

4. PROPOSED RATES FOR COLLECTION (attach rate schedule)

5. OWNERS, STOCK HOLDERS, DIRECTORS, OFFICERS AND CREDITORS:

List name and addresses, actual or beneficial.

Addendum

Joseph Winters 3 Equine Dr, St Somers, NY
Sean Winters 10 Stillmeets Rd St James NY

6. CUSTOMERS. list No. of Customers _____
Must attach minimum of 20

7. CONTINGENCY PLAN: By separate attachment, submit plan for providing service in the event of equipment failure, labor or other factors causing interruption of service.

8. METHOD OF BILLING: Carter must submit residential tonnage collected daily and monthly for tonnage delivered from the Town of Somers to Charles Point or designated transfer station.

9. OFFICE LOCATION AND 24 HOUR TELEPHONE NUMBER

10. FINANCIAL:

Deposit sum equalling to cost of one month of total tipping fees.

11. INSURANCE

Name of Insurance Carrier (Certificate or Affidavit of Insurance to be attached)

12. Submit proof of Westchester County Health Department Certificate.

13. Statement must be submitted by the Applicant acknowledging that they have received a copy of the ordinance and agree to abide by provisions thereof.

12/3/15
Date of Application

[Signature]
Signature of Carter

Richard Donnell
155 W. 205 100-2944
cell 203-223-1162

**WINTERS
BROS.**
WASTE SYSTEMS

307 White St
Danbury, CT 06810
Phone: 203.743.0405
Fax: 203.743.0843

December 31, 2015

Kathleen Pacella -- Town Clerk
Town of Somers -- 335 Route 202
Somers, NY 10589
Ref: 2015 Refuse Collection Permit

Ms. Pacella:

Winters Bros. Hauling is a full service waste management company, with over 70 waste collection trucks and permitted refuse transfer stations handling local MSW, construction/demolition, single stream recyclables, cardboard and office paper, employing over 200 workers.

We have received the Town of Somers Articles of Residential and Commercial Refuse Collection and agree to abide by them. Our service contingency plans are that we have spare vehicles for mechanical issues, a good working relationship with our drivers' union and managerial staff qualified to drive trucks in the highly unlikely event of a work stoppage. There are 6 holidays where we do not collect: New Years, Memorial Day, July 4th, Labor Day, Thanksgiving and Christmas Day. Services for those days will be done on the next work day, excluding Sundays. We look forward to working with the Town and appreciate the opportunity to provide waste services. Our Sales Dept. can answer any questions on our services, applicable rates and customer information at 203-702-8920.

Regards,



Richard O'Neill -- Safety & Compliance Manager

WESTCHESTER COUNTY DEPARTMENT OF HEALTH - BUREAU OF ENVIRONMENTAL QUALITY
REFUSE COLLECTION PERMIT

Application having been duly made as required by Article VIII of the Sanitary Code, Laws of Westchester County, permission is hereby granted to:

FACILITY INFORMATION:

WCDH Facility Number: 13-933

Business Name: WINTERS BROTHERS WASTE SYSTEMS of CT LLC

Telephone: (203) 743-0405

Mailing Address: 307 WHITE ST. DANBURY, CT 06810

FACILITY OWNER INFORMATION:

Business Name: WINTERS BROTHERS WASTE SYSTEMS of CT LLC

Telephone:

Mailing Address: 307 WHITE ST. DANBURY, CT 06810

To engage in the business of removing, collection and/or transporting within the County of Westchester, the following types of waste indicated:

TYPES OF WASTE:

- Residential Regulated Medical/Infectious
 Commercial Construction Demolition
 Industrial Meat
 Other:

DISPOSAL SITES:

WINTERS BROTHERS TRANSFER STATIONS of CT LLC — 2015

In the vehicles listed on reverse side of this permit, subject to the provisions of the aforementioned Sanitary Code and provided that:

1. Work shall be performed only under the direction of the permittee, who shall use only the vehicles listed on reverse side of this permit.
2. Removal, collection, and transportation of waste shall be in such a manner as not to cause a public health or other nuisance.
3. During transportation, waste shall be either completely enclosed and maintained entirely in the vehicles or so covered as to prevent the loss of any material.
4. The vehicles and containers must prevent the loss or discharge of waste during transportation.
5. Disposal of waste at sites owned, operated and/or maintained by the County of Westchester shall be in complete conformity with the requirements of the Westchester County Department of Environmental Facilities.
6. Disposal of waste shall be in complete conformity with the requirements of and written consent of the local authority in charge of the disposal site.
7. Disposal sites shall be limited to the facilities that are currently permitted by the regulatory government agency (agencies) to accept such material.
8. Disposal sites shall be limited to the facilities stated on the permit application.
9. Regulated Medical/Infectious Waste shall be removed, collected and transported in accordance with the requirements of the New York State Department of Environmental Conservation i.e. 6 NYCRR Part 364, Subdivision 364.9.
10. Waste shall be removed, collected and transported in compliance with all applicable municipal, county, state and federal ordinances, laws and regulations.
11. A copy of this permit shall be kept in each vehicle listed on reverse side and shall be shown to a representative of the Westchester County Department of Health or the New York State Department of Environmental Conservation, on demand.
12. This permit is not transferrable to vehicles other than listed on reverse side.
13. The owner or business name as stated on the permit application must be prominently shown on each vehicle listed on reverse side.

This permit shall become null and void and may be suspended or revoked for cause if the said business is not conducted in accordance with this permit or as stated on the application, or if vehicles other than those described on page 2 of this permit are used. Nothing contained in this permit shall be construed to invalidate any local, county, state or federal ordinances, regulations or laws affecting the conduct of this business.

Date Issued: 04/01/2015

Date Expired: 03/31/2016

Sherlita Amler, M.D. Commissioner of Health

Sherlita Amler MD
SHERLITA AMLER, M.D.



CERTIFICATE OF LIABILITY INSURANCE

DATE (M/0D/YYYY)
3/31/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Risk Strategies Company 160 Federal St 2nd Floor Boston, MA 02110	CONTACT NAME: PHONE (A/C, No. Ext): 617-330-5700 E-MAIL: ADDRESS:	FAX (A/C, No.): 617-439-3752
	INSURER(S) AFFORDING COVERAGE	
INSURED Winters Bros Waste Systems of CT, LLC 285-307 White Street Danbury CT 06810	INSURER A: National Interstate Ins Co	NAIC #
	INSURER B: National Interstate	
	INSURER C: NATIONAL INTERSTATE	
	INSURER D:	
	INSURER E:	
	INSURER F:	

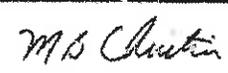
COVERAGES **CERTIFICATE NUMBER:** 24060373 **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL. SUBR. INSD. BY/2	POLICY NUMBER	POLICY EFF. (M/0D/YYYY)	POLICY EXP. (M/0D/YYYY)	LIMITS
A	COMMERCIAL GENERAL LIABILITY CLAIMS MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO. <input type="checkbox"/> LOC OTHER:		GLWR199300-02	3/28/2015	3/28/2016	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Per occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMPOUND AGG \$ 2,000,000
B	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input checked="" type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED VEHICLES <input checked="" type="checkbox"/> NON-OWNED AUTOS UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS MADE DED. RETENTIONS		WIN8199300-03	3/28/2015	3/28/2016	UNOWNED VEHICLE LIMIT (Per occurrence) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per household) \$ PROPERTY DAMAGE (Per occurrence) \$ EACH OCCURRENCE \$ AGGREGATE \$
C	WORKERS COMPENSATION AND EMPLOYERS LIABILITY ANY PROPRIETOR-EMPLOYEE MANAGEMENT OFFICER/MEMBER EXCLUDED? <input type="checkbox"/> Y/N <input checked="" type="checkbox"/> N/A If yes, describe nature of operations below:		WWNR199300-03	3/28/2015	3/28/2016	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTHER \$ EACH ACCIDENT \$ 1,000,000 \$ DISEASE - EA EMPLOYEE \$ 1,000,000 \$ DISEASE - POLICY LIMIT \$ 1,000,000

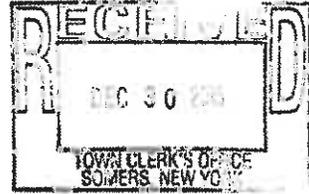
DESCRIPTION OF OPERATIONS, LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Evidence of Insurance

CERTIFICATE HOLDER Town of Somers 335 Route 202 Somers NY 10689	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE  Mike Christian

Town of Somers

Application For License To Collect Refuses
Within The Town Of Somers



NAME AND ADDRESS OF CARTER: City Carting Inc.
8 Vindict Rd. P.O. Box 17282 Stamford Ct. 06907

1. EQUIPMENT: a detailed description of all equipment shall be attached with the following information:
VEHICLE NO, AGE, MAKE, CONDITION OF VEHICLE, LICENSE PLATE NO.

2. FEES: \$ 50.00 per vehicle up to 18,000 pounds
\$100.00 per vehicle in excess of 18,000 pounds

3. DESCRIPTION OF APPLICANT'S WORK FORCE:

Number of Drivers 28 Office Personnel 4 Other 15

4. PROPOSED RATES FOR COLLECTION (attach rate schedule) - attached

5. OWNERS, STOCK HOLDERS, DIRECTORS, OFFICERS AND CREDITORS:

List name and addresses, actual or beneficial.

Addendum

Rebut G OYR-166 Routes Rt Rd Danvers Ct. 06820

6. CUSTOMERS: list No. of Customers _____
Must attach minimum of 20 attached

7. CONTINGENCY PLAN: By separate attachment, submit plan for providing service in the event of equipment failure, labor or other factors causing interruption of service. - Attached

8. METHOD OF BILLING: Carter must submit residential tonnage collected daily and monthly for tonnage delivered from the Town of Somers to Charles Point or designated transfer station. Bi-Monthly Billing - attached

9. OFFICE LOCATION AND 24 HOUR TELEPHONE NUMBER: - attached

10. FINANCIAL:
Deposit sum equaling to cost of one month of total tipping fees.

11. INSURANCE - attached
Name of Insurance Carrier (Certificate or Affidavit of Insurance to be attached)

12. Submit proof of Westchester County Health Department Certificate. attached

13. Statement must be submitted by the applicant acknowledging that they have received a copy of the ordinance and agrees to abide by provisions thereof attached

12/29/15
Date of Application

[Signature]
Signature of Carter

ATTACHMENT

Item #4- Customer Rate Schedule

Curb service 1xweek \$42.00, 2xweek \$48.50

Driveway service 1xweek \$53.00, 2xweek \$68

Item #7- Contingency Plan

- 1- We use our back-up vehicles
- 2- We will rent vehicles
- 3- We will subcontract
- 4- We have back-up men available to work

Item #8- Method of billing

Our customers are billed bimonthly.

Item #9- Office Location and 24 hour telephone

City Carting	914-277-4211
PO Box 17250	914-277-8896
Stamford, Ct. 06907	203-324-4090

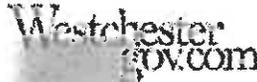
Item #13- We have received a copy of the ordinance and agree to abide by provisions thereof.

Robert G. Ozer



(signature)

Rec'd 5/13/15
"App"



**WESTCHESTER COUNTY DEPARTMENT OF HEALTH - BUREAU OF ENVIRONMENTAL QUALITY
REFUSE COLLECTION PERMIT**

Application having been duly made as required by Article VIII of the Sanitary Code, Laws of Westchester County, permission is hereby granted to:

FACILITY INFORMATION:

WCDH Facility Number: QC-0070

Business Name: SOMERS SANITATION INC

Telephone: (914) 277-8898

Mailing Address: PO BOX 397, SOMERS, NY 10589

FACILITY OWNER INFORMATION:

Business Name: Robert Oxer

Telephone: (203) 324-4090

Mailing Address: PO BOX 397, SOMERS, NY 10589

To engage in the business of removing, collection and/or transporting within the County of Westchester, the following types of waste indicated:

TYPES OF WASTE:

- Residential
- Commercial
- Industrial
- Other
- Regulated Medical/Infectious
- Construction Demolition
- Meat

DISPOSAL SITES:

SOMERS TRANSFER STATION — 2015

In the vehicles listed on reverse side of this permit, subject to the provisions of the aforementioned Sanitary Code and provided that:

1. Work shall be performed only under the direction of the permittee, who shall use only the vehicles listed on reverse side of this permit.
2. Removal, collection, and transportation of waste shall be in such a manner as not to cause a public health or other nuisance.
3. During transportation, waste shall be either completely enclosed and maintained entirely in the vehicles or so covered as to prevent the loss of any material.
4. The vehicles and containers must prevent the loss or discharge of waste during transportation.
5. Disposal of waste at sites owned, operated and/or maintained by the County of Westchester shall be in complete conformity with the requirements of the Westchester County Department of Environmental Facilities.
6. Disposal of waste shall be in complete conformity with the requirements of and written consent of the local authority in charge of the disposal site.
7. Disposal sites shall be limited to the facilities that are currently permitted by the regulatory government agency (agencies) to accept such material.
8. Disposal sites shall be limited to the facilities stated on the permit application.
9. Regulated Medical/Infectious Waste shall be removed, collected and transported in accordance with the requirements of the New York State Department of Environmental Conservation i.e. 6 NYCRR Part 364, Subdivision 364.9.
10. Waste shall be removed, collected and transported in compliance with all applicable municipal, county, state and federal ordinances, laws and regulations.
11. A copy of this permit shall be kept in each vehicle listed on reverse side and shall be shown to a representative of the Westchester County Department of Health or the New York State Department of Environmental Conservation, on demand.
12. This permit is not transferrable to vehicles other than listed on reverse side.
13. The owner or business name as stated on the permit application must be prominently shown on each vehicle listed on reverse side.

This permit shall become null and void and may be suspended or revoked for cause if the said business is not conducted in accordance with this permit or as stated on the application, or if vehicles other than those described on page 2 of this permit are used. Nothing contained in this permit shall be construed to invalidate any local, county, state or federal ordinances, regulations or laws affecting the conduct of this business.

Date Issued: 04/01/2015

Sherlita Amler MD

Date Expired: 03/31/2016

Sherlita Amler, M.D. Commissioner of Health
SHERLITA AMLER, M.D.



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
12/22/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Risk Strategies Company 160 Federal St 2nd Floor Boston, MA 02110	CONTACT NAME Jenna Vadala	PHONE (INT. No., Ext.) (617) 330-5739	FAX (A/C. No.) (617) 451-8815	
	E-MAIL ADDRESS jvadala@riskstrategies.com			
INSURED City Carting Inc 8 Viaduct Road Stamford CT 06907	INSURER(S) AFFORDING COVERAGE		NAIC #	
	INSURER A: ACE American Ins Co			
	INSURER B: Lexington Ins Co			
	INSURER C:			
	INSURER D:			
	INSURER E:			
INSURER F:				

COVERAGES CERTIFICATE NUMBER: 27772904 REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	AUTO. SUBR. (INSR. WVD)	POLICY NUMBER	POLICY EFF. (MM/DD/YYYY)	POLICY EXP. (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> CCCJR CENTL AGGREGATE LIMIT APPLIES PER <input checked="" type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRC. SEC. <input type="checkbox"/> LOC <input type="checkbox"/> OTHER		G27589418001	5/1/2015	5/1/2016	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Per occurrence) \$ 300,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS COMPROP AGG \$ 2,000,000
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input checked="" type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS		ISA-H38857385	5/1/2015	5/1/2016	COMBINED SINGLE LIMIT (Per occurrence) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
B	<input checked="" type="checkbox"/> UMBRELLA LIAB EXCESS LIAB <input checked="" type="checkbox"/> CCCJR RETENTIONS		018017665	5/1/2015	5/1/2016	EACH OCCURRENCE \$ 10,000,000 AGGREGATE \$ 10,000,000 Includes Employer's Lib
A	<input checked="" type="checkbox"/> WORKERS COMPENSATION AND EMPLOYERS LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) <input checked="" type="checkbox"/> Yes, describe under DESCRIPTION OF OPERATIONS below	Y/N Y N/A	WLR-C48151437	5/1/2015	5/1/2016	PER STATUTE <input checked="" type="checkbox"/> OTH. <input type="checkbox"/> E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Town of Somers is included as additional insured with respect to General Liability and as required by written contract.

CERTIFICATE HOLDER Town of Somers 335 Route 202 Somers, NY 10589	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE Mike Christian <i>M B Christian</i>

STATE OF NEW YORK
WORKERS' COMPENSATION BOARD

CERTIFICATE OF NYS WORKERS' COMPENSATION INSURANCE COVERAGE

<p>1a. Legal Name & Address of Insured (Use street address only)</p> <p>City Carting 8 Viaduct Road Stamford, CT 06907</p> <p><i>Work Location of Insured (Only required if coverage is specifically limited to certain locations in New York State, i.e., a Wrap-Up Policy)</i></p>	<p>1b. Business Telephone Number of Insured</p> <p>203-324-4090</p> <p>1c. NYS Unemployment Insurance Employer Registration Number of Insured</p> <p>1d. Federal Employer Identification Number of Insured or Social Security Number</p> <p>051200482</p>
<p>2. Name and Address of the Entity Requesting Proof of Coverage (Entity Being Listed as the Certificate Holder)</p> <p>Town of Somers Town House 335 Route 22 Somers, NY 10589</p>	<p>3a. Name of Insurance Carrier</p> <p>Indemnity Insurance Company of North America</p> <p>3b. Policy Number of entity listed in box "1a"</p> <p>WLR C48151437</p> <p>3c. Policy effective period</p> <p style="text-align: center;"><u>5/1/2015</u> to <u>5/1/2016</u></p> <p>3d. The Proprietor, Partners or Executive Officers are</p> <p><input type="checkbox"/> included. (Only check box if all partners/officers included)</p> <p><input type="checkbox"/> all excluded or certain partners/officers excluded.</p>

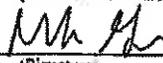
This certifies that the insurance carrier indicated above in box "3" insures the business referenced above in box "1a" for workers' compensation under the New York State Workers' Compensation Law. (To use this form, New York (NY) must be listed under **Item 3A** on the **INFORMATION PAGE** of the workers' compensation insurance policy). The Insurance Carrier or its licensed agent will send this Certificate of Insurance to the entity listed above as the certificate holder in box "2".

The Insurance Carrier will also notify the above certificate holder within 10 days IF a policy is canceled due to nonpayment of premiums or within 30 days IF there are reasons other than nonpayment of premiums that cancel the policy or eliminate the insured from the coverage indicated on this Certificate. (These notices may be sent by regular mail.) Otherwise, this Certificate is valid for one year after this form is approved by the insurance carrier or its licensed agent, or until the policy expiration date listed in box "3c", whichever is earlier.

Please Note: Upon the cancellation of the workers' compensation policy indicated on this form, if the business continues to be named on a permit, license or contract issued by a certificate holder, the business must provide that certificate holder with a new Certificate of Workers' Compensation Coverage or other authorized proof that the business is complying with the mandatory coverage requirements of the New York State Workers' Compensation Law.

Under penalty of perjury, I certify that I am an authorized representative or licensed agent of the insurance carrier referenced above and that the named insured has the coverage as depicted on this form.

Approved by: Mark Glover
(Print name of authorized representative or licensed agent of insurance carrier)

Approved by:  12/22/2015
(Signature) (Date)

Title: APP

Telephone Number of authorized representative or licensed agent of insurance carrier: _____

Please Note: Only insurance carriers and their licensed agents are authorized to issue Form C-105.2. Insurance brokers are NOT authorized to issue it.

Workers' Compensation Law

Section 57. Restriction on issue of permits and the entering into contracts unless compensation is secured.

1. The head of a state or municipal department, board, commission or office authorized or required by law to issue any permit for or in connection with any work involving the employment of employees in a hazardous employment defined by this chapter, and notwithstanding any general or special statute requiring or authorizing the issue of such permits, shall not issue such permit unless proof duly subscribed by an insurance carrier is produced in a form satisfactory to the chair, that compensation for all employees has been secured as provided by this chapter. Nothing herein, however, shall be construed as creating any liability on the part of such state or municipal department, board, commission or office to pay any compensation to any such employee if so employed.

2. The head of a state or municipal department, board, commission or office authorized or required by law to enter into any contract for or in connection with any work involving the employment of employees in a hazardous employment defined by this chapter, notwithstanding any general or special statute requiring or authorizing any such contract, shall not enter into any such contract unless proof duly subscribed by an insurance carrier is produced in a form satisfactory to the chair, that compensation for all employees has been secured as provided by this chapter.

Business Name: Somers Sanitation, Inc. License Number: 69

Vin	License Plate Number	State	Year	Decal Number	Decal Year	Model	Make	Notes
SPVNV8JVA4A551517	18347PB	NY	2010	40551	2014	RO	Hino	RO-56
1M2AG11C14M013591	21699PC	NY	2004	40552	2014	RO	Mack	RO-30
1M2AG11C93M004670	60134PA	NY	2003	40553	2014	RO	Mack	RO-29
1M2P268C4VM052760	25723PA	NY	2000	40554	2014	RO	Mack	RO-28
1M2P268C0VM051444	25722PA	NY	2000	40573	2014	RO	Mack	RO-10
1HTMMAAN59HO46186	29750ME	NY	2009	40555	2014	RL	Inter	RL-67
1HTMMAAN39HO46185	29751ME	NY	2009	40556	2014	RL	Inter	RL-68
1M2K189C83M022774	29524MD	NY	2003	40557	2014	FL	Mack	FL-27 *
1M2AV02C78M002583	29523MD	NY	2008	40583	2014	FL	Mack	FL-28 *
1M2K185CX2M009223	66751MD	NY	2002	40558	2014	FL	Mack	FL-26 *
1GBN8F1395F524889	37454MC	NY	2005	40559	2014	RL	Chev	RL-60
1M2AV02C98M002620	957221Y	NY	2008	40560	2014	RL	Mack	RL-34 *
1HTSHADT6YH258387	70842AW	NY	2000	40561	2014	RL	Inter	RL-33
VG6BA03B5LB052621	715121F	NY	1990	40562	2014	RL	Mack	RL-32
VG6BA09B9WB701848	715171V	NY	1998	40563	2014	RL	Mack	RL-31 *
VG6BA09B8WB701839	715161V	NY	1998	40564	2014	RL	Mack	RL-29
1M2K185C93M009408	28808JW	NY	2003	40579	2014	RL	MAACK	RL-28
JNAG410H7BAK10013	89369MB	NY	2011	40578	2014	SL	UD	SL-16 * * make 1842
JNAM443H34AK75047	26726JR	NY	2004	40565	2014	SL	UD	SL-14
1HTSLAAN61H345975	70010AP	NY	2001	40566	2014	SL	Int'l	SL-13
JNAM880H97AF60464	69935AP	NY	2007	40567	2014	SL	UD	SL-12
JHBFJH0WIS10284	93503AN	NY	1998	40568	2013	SL	Hino	SL-11
JALF5C13037700732	13665JV	NY	2003	40569	2014	SL	Isuzu	SL-10
JNAM443H22AF65019	69533AP	NY	2002	40570	2014	SL	UD	SL-7
JNALC81H7AAK80053	66505KA	NY	2010	40571	2014	SL	UD	SL-8
1HTSLABL1WH514840	66750MD	NY	1998	40572	2014	REC	INTER	R-17
1HTSCAAN22H511703	28810JW	NY	2002	40580	2014	REC	INTER	R-18
JNAM443H24AK75251	41769JS	NY	2004	40582	2014	SL	UD	SL-2
JALF5C13137700156	66801MD	NY	2003	40557	2014	SL	Isuzu	SL-3

JALF5C13037700147	690201W	NY	2003	40576	2014	SL	Isuzu	SL-4
JNAMA43H04AF75003	53970AH	NY	2004	40581	2014	SL	NISSAN	SL-6
SPVNV81V872550522	82095PA	NY	2007	40575	2014	RO	Hino	RO-57
JALF5C13637700749	715971V	NY	2003	40574	2014	SL	Isuzu	SL-5
1M1AE06V95N022303	50577A	CT	2005			TRC	Mack	TRC-5 CITY
1M1AK07V95N004939	54418A	CT	2005			TRC	Mack	TRC-7 CITY
1M1AK06V26N008494	48360A	CT	2006			TRC	Mack	TRC-8 CITY
1M1AK06V06N008493	51294A	CT	2006			TRC	Mack	TRC-9 CITY
1M2K195COVM009922	51266A	CT	1997			RL	Mack	RL-9 CITY
1M2P267C85M024727	51267A	CT	1995			RL	Mack	RL-12 CITY
1M2B198COKW004991	45383A	CT	1989			RL	Mack	RL-65 CITY
1H7MKAAN73H589536	26107PC	CT	2003			RL	Inter	RL-26 CITY
1H7SCAAN0YH272001	49110A	CT	2000			JAMMER	Inter	J-2 CITY
1FVMC5V57HX11769	44221A	CT	2007			RO	Freight	RO-31 CITY
1M2P267C5VM032191	38549A	CT	1997			RO	Mack	RO-5 CITY
1M2K195C61M018490	K51602	CT	2001			RL	Mack	RL-13
1M2B209C1WNM021971	23687A	CT	1998			RO	Mack	RO-21 CITY
		NY				JAMMER	FORD	KLEEN SWEEP JAMMI
		CT	2009			F-450	FORD	S-12
		NY				DAKOTA	DODGE	S-16
		NY				SILVERADO	CHEVY	S-21
		NY				S-10	CHEVY	S-26