

JANUARY 9, 2014 – REGULAR MEETING

Minutes of a regular meeting of the Town Board of the Town of Somers held on Thursday evening January 9, 2014 at 6:30 PM at the Town House, 335 Route 202, Somers, New York.

ROLL CALL:

PRESENT:	Supervisor	Rick Morrissey
	Councilman	Richard G. Clinchy
	Councilman	Thomas A. Garrity, Jr.
	Councilman	Anthony J. Cirieco
	Councilman	William G. Faulkner

ABSENT:

Also present were Kathleen R. Pacella, Town Clerk, Patricia Kalba, Deputy Town Clerk and Roland A. Baroni, Jr., Town Attorney.

The Supervisor said that it was in order for the Board to enter into an executive session with regard to personnel matters.

Thereupon motion by Supervisor Morrissey, seconded by Councilman Garrity, the meeting was adjourned to an executive session with regard to personnel matters at 6:30 PM to return that evening.

7:15 PM – meeting reconvened

PUBLIC COMMENT:

There being no one to be heard on motion of Supervisor Morrissey, seconded by Councilman Garrity, public comment session was declared closed.

Approval of the minutes

The Supervisor said that the first item on the agenda was the approval of the minutes.

Thereupon motion of Supervisor Morrissey, seconded by Councilman Cirieco, it was,

RESOLVED, that the minutes of the October 3, 2013 Work Session; the October 10, 2013 Public Hearing regarding a Proposed Amendment to Chapter 72, Brush, Grass & Weeds; the October 10, 2013 Regular Meeting; the October 17, 2013 Budget Meeting; the October 21, 2013 Budget Meeting; the October 24, 2013 Budget Meeting; the November 7, 2013 Work Session; the November 14, 2013 Public Hearing regarding a Proposed extension of the Amawalk Shenorock Water District to include 26.20-1-23; the November 14, 2013 Regular Meeting; the December 5, 2013 Public Hearing regarding the Preliminary 2014 Budget; the December 5, 2013 Special Meeting; the December 12, 2013 Public Hearing regarding the Proposed water rate increases in the Amawalk Shenorock Water District, Amawalk Heights Water District and Windsor Farms Water District and the December 12, 2013 Regular Meeting.

Councilman Faulkner recused himself from voting to approve the minutes because he was not a Councilman for those meetings.

Monthly reports

The Town Clerk presented monthly reports from the Town Clerk, Building Inspector, Director of Finance, Parks and Recreation, Tax Receiver, Planning and Engineering, Zoning, Plumbing and Bureau of Fire Prevention. She also announced that Alfant Corporation, d/b/a Le Fontane, 137 Route 100, Katonah, NY 10536 was renewing their liquor license.

Hydrant Rental Agreement

The next item on the agenda was to authorize the Supervisor to execute the Hydrant Rental Agreement with the Somers Board of Fire Commissioners of the Somers Fire Department

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for the Amawalk Shenorock Water District, Amawalk Heights Water District and Windsor Farms Water.

Thereupon motion of Supervisor Morrissey, seconded by Councilman Clinchy, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the Hydrant Rental Agreements with the Amawalk-Shenorock Water District one hundred ninety three (193) fire hydrants, the Amawalk-Heights Water District fourteen (14) fire hydrants and the Windsor Farms Water District six (6) fire hydrants with the Somers Board of Fire Commissioners of the Somers Volunteer Fire Department.

Reschedule
Public
Hearing reg.
Bureau of
Fire
Prevention

The Supervisor said that the next item was to reschedule a public hearing to allow the Bureau of Fire Prevention to issue tickets for cars parked within the 15 feet of either side of the fire hydrant to February 13, 2014. Councilman Faulkner asked why this was being rescheduled. The Town Clerk explained that the Local Law needed to be written before the hearing could be scheduled.

Thereupon motion of Supervisor Morrissey, seconded by Councilman Clinchy, it was unanimously,

RESOLVED, that the Town Board does hereby reschedule the Public Hearing to allow the Bureau of Fire Prevention to issue tickets for cars parked within 15 feet of either side of a fire hydrant to February 13, 2014.

The next item on the agenda were two items with regard to the Highway Department.

Thereupon motion of Supervisor Morrissey, seconded by Councilman Garrity, it was unanimously,

Promote J.
DeCrenza

RESOLVED, that the Town Board does hereby authorize the promotion of Jaycen DeCrenza to Skilled Road Maintainer at an hourly rate of \$24.9924 effective January 1, 2014 per memo dated January 2, 2014 from Thomas E. Chiaverini, Superintendent of Highways.

Attendance
Bonus to A.
Vinberg

RESOLVED, that the Town Board does hereby authorize an annual bonus of \$600.00 based on attendance to Allan Vinberg per memo dated January 2, 2014 from Thomas E. Chiaverini, Superintendent of Highways.

PERSONNEL:

Current Vacancies:

Somers Energy Environmental Committee
Substance Abuse Council (2 – unexpired 3 year terms to December 31, 2016)
Affordable Housing Board (1 – unexpired 2 year term ending July 11, 2013)
Affordable Housing Board (4 – 2 year terms ending July 11, 2013)
Library Board of Trustees (2 – 5 year terms ending December 31, 2018)
Planning Board (1 – 7 year term ending December 31, 2020)
Zoning Board of Appeals (1 – 5 years term to December 31, 2018)

Upcoming Vacancies:

Architectural Review Board (3 – 3 year terms to March 31, 2017)
Parks and Recreation (4 – 3 year terms to March 9, 2017)

Supervisor Morrissey said that that evening they were going to be appointing a number of members to some of the Boards. He said that at the last meeting they appointed just the

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Chair people. He explained that the people they were appointing were volunteers who had either served or were interested in serving.

The Supervisor said that it was in order for the Board to reappoint Ms. Vicky Gannon to the Planning Board for a 7 year term ending December 31, 2020.

Thereupon motion of Councilman Garrity, seconded by Councilman Clinchy, it was unanimously,

Reappoint
V. Gannon
to Planning
Board

RESOLVED, that the Town Board does hereby reappoint Vicky Gannon to serve on the Somers Planning Board to a seven (7) year term ending December 31, 2020.

The Supervisor said that it was in order for the Board to reappoint Ms. Laura Parisi and Ms. Elizabeth Mignardi to the Library Board of Trustees for a 5 year term ending December 31, 2018.

Thereupon motion of Councilman Garrity, seconded by Councilman Clinchy, it was unanimously,

Reappoint L.
Parisi & E.
Mignardi to
Somers
Library
Board of
Trustees

RESOLVED, that the Town Board does hereby reappoint Laura Parisi to the Somers Library Board of Trustees to a five (5) year term ending December 31, 2018.

RESOLVED, that the Town Board does hereby reappoint Elizabeth Mignardi to the Somers Library Board of Trustees to a five (5) year term ending December 31, 2018.

The Supervisor said that it was in order for the Board to reappoint Mr. Victor Cannistra to the Zoning Board of Appeals to a 5 year term ending December 31, 2018.

Thereupon motion of Councilman Garrity, seconded by Councilman Clinchy, it was unanimously,

Reappoint
V. Cannistra
to Zoning
Board of
Appeals

RESOLVED, that the Town Board does hereby reappoint Victor J. Cannistra to the Somers Zoning Board of Appeals to a five (5) year term ending December 31, 2018.

The Supervisor said that they did have some vacancies on various Boards. He encouraged residents to go to the Town website and check the vacancies and if interested get involved in the Town.

Change of
Assistant
Building
Inspector to
Group VIIA
Step 6

The Supervisor said that it was in order for the Board to authorize the change of Assistant Building Inspector from Group VI Step 11 to Group VIIA Step 6.

Thereupon motion of Supervisor Morrissey, seconded by Councilman Clinchy, it was unanimously,

RESOLVED, that the Town Board does hereby authorize change of Assistant Building Inspector from Group VI Step 11 to Group VIIA Step 6 and place Thomas J. Tooma, Jr. at an annual salary of \$69,476.00 per memo dated January 6, 2014 from Rick Morrissey, Town Supervisor.

Consensus
agenda

The next item was the consensus agenda. The Supervisor said that he had an amendment to item number 4, that should read Phase I not Phase II.

Thereupon motion of Supervisor Morrissey, seconded by Councilman Cirieco, it was unanimously,

Set Parks and
Rec 2014
Fee Schedule

1a. RESOLVED, that the Town Board does hereby authorize the Superintendent of Parks and Recreation to set fee schedule for the 2014

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programs and services per memo dated December 20, 2013 from Steven Ralston, Superintendent of Parks and Recreation.

Authorize RFP for Reis Park Concessionaire contract

- 1b. RESOLVED, that the Town Board does hereby authorize the Superintendent of Parks and Recreation to seek Requests for Proposal (RFP) for the Reis Park Concessionaire contract per memo dated December 20, 2013 from Steven Ralston, Superintendent of Parks and Recreation.

Authorize RFP for Reis Park Rec Center Cleaning Contract

- 1c. RESOLVED, that the Town Board does hereby authorize the Superintendent of Parks and Recreation to seek Requests for Proposal (RFP) for the Recreation Center (Van Tassell) cleaning contract per memo dated December 20, 2013 from Steven Ralston, Superintendent of Parks and Recreation.

Execute the North East Special Recreation, Inc. Interagency Agreement

- 1d. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the North East Special Recreation, Inc. Interagency Agreement for the January 1 – December 31, 2014 year per memo dated December 20, 2014 from Steven Ralston, Superintendent of Parks and Recreation.

Reviewed the Greenbriar-Somers Corporation Wetland/Steep Slopes/SMESC/Tree application

2. The Town Board reviewed the Greenbriar-Somers Corporation Wetland/Steep Slopes/SMESC/Tree application at the January 9, 2014 Regular meeting and has no comment.

Return Erosion Control Bond

3. RESOLVED, that the Town Board does hereby authorize the return of the following Erosion Control Bond per memo dated December 16, 2013 from Steven Woelfle, Principal Engineering Technician:

a. \$100.00 – Maher – Wetland Permit – 36.11-1-2.

Transfer of Engineering Inspection Fees

4. RESOLVED, that the Town Board does hereby authorize the transfer of \$40,674.11 Engineering Inspection Fees for the Mews at Baldwin Place Phase I from Trust and Agency to the General Fund per memo dated December 18, 2013 from Steven Woelfle, Principal Engineering Technician.

Execute the Land Use Project 2208

5. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the Land Use Project 2208 – Town of Somers Highway Garage Retrofit with NYCDEP per letter dated December 20, 2013 from New York City Department of Environmental Protection.

Transfer Erosion Control Bond

6. RESOLVED, that the Town Board does hereby authorize the transfer of Erosion Control Bonds to the General Fund in the amount of \$325.00 per memo dated November 1, 2013 from Steven Woelfle, Principal Engineering Technician.

Budget modifications

7. RESOLVED, that the Town Board does hereby authorize the following budget modifications per memo dated January 3, 2014 from Supervisor Rick Morrissey:

RESOLVED, that the Town Board does hereby authorize a budget modification for ASWD repair and replacement of Transmission & Distribution System expenses were higher than anticipated per memo dated December 27, 2013 from Adam Smith, Water & Sewer Superintendent:

From: 051-8310.0400 – Water Administration Contractual \$20,000.00
 051-8330.0400 – Purification 5,000.00
 To: 051-8340.0400 – Transmission & Distribution Contractual
 \$25,000.00

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RESOLVED, that the Town Board does hereby authorize a budget modification for AHWD repairs and replacement of Transmission & Distribution System expenses were higher than anticipated per memo dated December 27, 2013 from Adam Smith, Water & Sewer Superintendent:

From: 050-8320.0410 – Purchased Water -	\$1,100.00
To: 050-8340.0400 – Transmission & Distribution Contractual	\$1,100.00

RESOLVED, that the Town Board does hereby authorize a budget modification for WFWD Administrative expenses were higher than anticipated per memo dated December 27, 2013 from Adam Smith, Water & Sewer Superintendent:

From: 049-8340.44 – Water Transmission Contractual -	\$1,100.00
To: 049-8310.0400 – Water Administration Contractual	\$1,000.00

RESOLVED, that the Town Board does hereby authorize a budget modification for WFWD purchased water expenses were higher than anticipated per memo dated December 27, 2013 from Adam Smith, Water & Sewer Superintendent:

From: 049-8340.41 – Water Transmission Supplies -	\$500.00
049-8340.401 – Water Transmission Interfund -	\$2,500.00
To: 049-8320.41 – Water Supply Purchase of Water	\$3,000.00

The Supervisor opened the floor for comments from the Board members.

Councilman Clinchy said that he wanted to extend a congratulations to their good friend County Legislator Kaplowitz for being named County Board of Legislator Chairman. He said that Legislator Kaplowitz was a long time resident of Somers and they were all very proud of him. Councilman Garrity said that Legislator Kaplowitz and Legislator Maisano will go in with the spirit of bipartisanship. Supervisor Morrissey said that Legislator Kaplowitz and Legislator Maisano were going to make a dynamic duo and he was looking forward to work with them.

Councilman Ciriaco said he wanted to mention that in Somers they held a Relay for Life Event that typically took place in June. He said that the Town got an outstanding response to the event and the Kickoff event was being held at Somerfield's on January 27, 2014 at 7:00 PM. He said if anyone had any questions they could contact Mary Beth Murphy or Carole Ciriaco and he hoped to see everyone there. The Supervisor said that something would be posted on the Town website with regard to the event.

Supervisor Morrissey said that he wanted to commend the Town Highway Superintendent for the stellar job that he and his team had done through the cold snaps and bad weather. He said that people did not realize that they were out there at 3:00 AM – 4:00 AM to make the roads safe for the following day.

Councilman Clinchy said that Somers Energy Environment Committee was actively trying to promote a great product. He said it was the free Home Energy Assessment and this was a good time for people to think about that. He said that there were a lot of State incentives and it was a free assessment and people would see how they could save money the next heating season. Councilman Faulkner asked if that should be on the Town website or was there contact information that should be shared. Councilman Clinchy said that the Somers Energy Environment Committee website was linked on the Town website and there was information with regard to the assessment on their website. Supervisor Morrissey said that

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he had the assessment done at his house and the report you were given showed where the house was losing heat and how to address the issues. He continued that there were things that the homeowners could do themselves and they could take the report to the contractor and get estimates. He said that the Somers Energy Environment Committee would also give the residents referrals to contractors as well. The Supervisor said that everyone should avail themselves of the assessment.

The Supervisor said that everyone should be aware, that at the Organizational Meeting the Board agreed to move the meeting time to begin at 7:00 PM on the first and second Thursday on each month not 7:30 PM.

Claims for the payment of all Town Bills in the amount of \$304,334.32 were presented and allowed for payment as shown on the Abstract of Audited Claims on file in the office of the Town Clerk.

Thereupon motion of Councilman Garrity, seconded Councilman Clinchy the meeting was adjourned at 7:30 PM.

Town Clerk