

MARCH 12, 2015 – REGULAR MEETING

Minutes of a regular meeting of the Town Board of the Town of Somers held on Thursday evening March 12, 2015 at 7:00 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. Ciriaco
	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 invited Boy Scout Dominic Veltri to lead the Pledge of Allegiance that evening. Councilman Garrity said that Scout Veltri was working on his Public Relations Badge and part of the requirement for that badge was to attend a Town Board Meeting.

PUBLIC COMMENT:

Ms. Maureen Hurson, Yorktown Heights, said that the last time she was at a meeting they spoke briefly about a parcel of land called Hidden Meadows. She said that it was again on the agenda that evening. She said that there was a discussion about a Zoning change for that parcel of land. Ms. Hurson said that it was her understanding that the parcel was Zoned R-80 and then there was a vote by the Board to change to Zoning. She asked on what basis the Town Board Members made the decision that they had the authority to change an R-80 Zone to a Multifamily Residential District and adopt a Zoning provision contrary to the Master Plan. The Supervisor said that it was based on a 1973 Master Plan that was revised in 1994 and their research went back and read that prior Town Boards felt that a good use for the parcel would be for multifamily housing. He said that those were some of the factors that went into applying the Multifamily Zoning. Ms. Hurson said that was not what she found in her research. She said that in 1981 and 1982 the Town Board created two floating zones. She said that the two parcels that were designated were Lincoln Dale, which became 34 acres for the Willows and the other parcel was Baldwin Place. Ms. Hurson said that the R-80 Zone that they voted on someone said that it was ambiguous as to whether or not the parcel was included. She said that there was no ambiguity she looked through every Comprehensive Master Plan and they all reiterated the same parcels that were designated for multifamily housing for a hamlet. She said that based on someone stating that it was ambiguous the whole Master Plan was changed. Ms. Hurson said according to everything that she had read the Town Board had no authority to vote to change that Zoning. She gave her research for the Town Attorney to review.

Thereupon motion of Supervisor Morrissey, seconded by Councilman Clinchy, public comment session was declared closed.

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.

Comprehensive Master Plan

The Supervisor said that the first item on the agenda was a discussion with regard to the Comprehensive Master Plan. He explained that they had been working on updating the Master Plan for quite some time. He said that there was a Committee from 2003 to 2008 and they collected a wealth of information about the Town, although they never got to the point where it was analyzed and put into a Comprehensive Master Plan for the Town. The Supervisor said that they were fortunate to obtain the assistance of Mr. Frank Fish of BFJ

MARCH 12, 2015 – REGULAR MEETING

Planning and they had been asked to comb through the information with the Director of Planning to move the process of developing a Comprehensive Plan for the Town of Somers.

Mr. Fish said that he was going to give a PowerPoint presentation and afterwards Ms. Syrette Dym, Town of Somers Director of Planning and he would answer any questions. He said that this process was very closely aligned with the Town Board because under New York State Law they were the only ones who could adopt a plan. He said that the Town Board usually send the draft plan to the Planning Board for their comments and that was why the Planning Board was invited that evening. Mr. Fish said that they had been asked to assist the Town Director of Planning to complete the Comprehensive Plan. He explained that they wanted to utilize the 1994 Master Plan and the information gathered by the Master Plan Committee that was formed in 2003. He said that they were hoping to have a draft of the Comprehensive Plan by June of 2015 and give everyone the summer to look over the draft and be ready to make comments in the fall of 2015. Mr. Fish said that they should be able to accomplish those goals because there was so much work done because the 1994 Master Plan was a good plan and there was 5 years of work by a Committee. He said that evening they were presenting to the Board the schedule and the vision that the past Comprehensive Plan and the past Committee suggested for the Town. He said that in May or June come back to the Board and have another workshop on future land use map. Mr. Fish said that he wanted to have the draft of the map done before the workshop. He went through his PowerPoint presentation of what they were proposing for the update of the Comprehensive Plan.

The Supervisor thanked Ms. Dym and Mr. Fish for all of the hard work that they had put in to get them to that point. He said that he was very encouraged that they were at that point in the process. He said that the Town had been waiting for an updated Comprehensive Plan for many years and to have one by the end of 2015 would be a huge accomplishment.

Mr. Michael Hurson, Yorktown Heights, thanked Mr. Fish for the informative presentation. He asked what the necessity of adopting a new plan was. The Supervisor stated that the Town was in a much different place than they were in 1994. Mr. Hurson asked in what respect. The Supervisor said that there were environmental constraints, environmental changes; such as stormwater runoff requirements for Developers and a myriad of other Codes and Regulations. He said that the Town of Somers was a fast growing municipality and they needed to grow with the times. Mr. Hurson stated from the figures that were just presented the Town was not growing that fast. The Supervisor said that was an indication compared to some other municipalities, if you looked at the County records Somers was one of the fastest growing municipalities. He said that they did see the growth in the chart from 2010 to 2015. Councilman Garrity explained that the document was to be looking forward in a 10 to 15 year scope. He said that the 1994 plan was supposed to be looking forward to 10 to 15 years and in reality a new plan should have been done 5 to 6 years ago. Mr. Hurson said that it was his opinion that former Supervisors were very good at deferring anything that would interfere with the quality of Somers.

Ms. Eileen Rivilis, Baldwin Place, said that she commended the Town on their work on the Master Plan and she wanted to express some of her concerns. She said that they had to go out of the area for a lot of services and shopping. She said that it was her opinion that the Somers Center needed some revitalization. Ms. Rivilis said that the Town needed some sidewalks and a municipal parking lot to be more user friendly. She said that when the Town discussed the redevelopment of Interstate 684 there should be discussions with regard to a Park and Ride. She said that the Town of Somers needed more sit down type, nice restaurants and a catering hall. Ms. Rivilis said that the roadways needed a lot of work and the school zones should have a second turn lane.

The Board discussed their opinion of the presentation and pointed out where they would like to see some minor changes to the revision.

MARCH 12, 2015 – REGULAR MEETING

Ms. Vicki Gannon, Heritage Hills, said that she had a question with regard to the Future Land Use Plan. She said that the process was complex and asked how they planned to make available the document in advance before there was a meeting on the subject. She said that she would like the opportunity to review the plan and the map so that she would be able to make comments.

Mr. Fish said that it was his hope that they would have it available before the workshop and that was going to be partly controlled by their ability to meet with the Town Board and the Director of Planning with the draft. He said once the Town Board was comfortable with the draft they would go on the Town website as the first four chapters were. He said that he planned to bring fairly large scale maps so that the map would be in front of them for each discussion. Mr. Fish said that hopefully it would be on the website before the workshop.

Mr. Michael Barnhardt, Chairman of the Somers Open Space Committee, stated that he was glad that the Board was finishing this document. He said that he was a member of the Master Plan Committee and had put in years of work on the project. He said that he had a number of suggestions from the Open Space Committee that he would send in an email to the Director of Planning. Mr. Barnhardt said that there should be a gathering of the Boards to review the plan before they got into the work shopping of the document.

The Supervisor said that the Board would take a 5 minute break for Mr. Fish to break down his equipment before the meeting proceeded.

8:20 PM – 5 minute break
8:25 PM – meeting reconvened

Verizon
Wireless
installing
antennas on
the Ross
Drive Water
Tank

The next item on the agenda was with regard to Verizon Wireless installing antennas on the Ross Drive Water Tank. Several Residents who lived in close proximity to the Water Tank voiced their concerns and objections to having antennas placed on the structure. All of the Residents were concerned for the health, safety and welfare of the families.

The Town Attorney said that they needed to vote as to whether or not the Board would consider leasing space on the Water Tower to Verizon Wireless.

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

RESOLVED, that the Town Board does hereby deny the request of Verizon Wireless to place an antenna on the Ross Drive Water Tank.

VOTE:

Ayes – 5 Morrissey, Garrity, Clinchy, Ciriaco, Faulkner
Nays – 0

Order for the
Extension of
the Winsor
Farm Water
District

The Supervisor said that the next item was to schedule public hearings for April 9, 2015 with regard to Hidden Meadows. He said that it was in order for the Town Board to adopt an Order for the Extension of the Winsor Farm Water District as follows:

At a meeting of the Town Board of the Town of Somers at the Town Hall, 335 Route 202, Somers, New York in the Town of Somers, Westchester County, New York, on the 12th day of March, 2015, at 7:30p.m.

PRESENT:

MARCH 12, 2015 – REGULAR MEETING

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

-----X

In the Matter of the Extension of Windsor Farms
Water District in the Town of Somers,
Westchester County, New York, pursuant to Article 12
of the Town Law.

ORDER CALLING
PUBLIC HEARING

-----X

WHEREAS, a petition, a map and plan have been prepared by KEARNEY REALTY AND DEVELOPMENT GROUP, INC. in such manner and in such detail as has heretofore been determined by the Town Board relating to the extension of Windsor Farms Water District, and

WHEREAS, said petition, map and plan have been prepared by an engineer, duly licensed by the State of New York, showing the boundaries of the proposed extension and a general plan of the water system connection, and

WHEREAS, said petition, map and plan have been duly filed in the office of the Town Clerk of said Town and are available for public inspection during normal business hours, and

WHEREAS, said map shows the transmission mains and appurtenant facilities to be connected to the existing water mains, and

WHEREAS, the boundaries of the proposed extension to said district to be known as

"Hidden Meadows Extension" are as follows:

SEE SCHEDULE A

WHEREAS, the improvements proposed are as set forth in the petition, and

WHEREAS, the cost of the improvements, including professional fees, will be paid for by the applicant, and

WHEREAS, the maximum amount proposed to be expended for said improvements is Three Hundred Fifty Thousand (\$350,000.00) Dollars, and

NOW, on motion of Supervisor Morrissey, seconded by Councilman Clinchy, it is hereby

ORDERED, that the Town Board of the Town of Somers shall meet and hold a

MARCH 12, 2015 – REGULAR MEETING

public hearing at the Somers Town Hall, 335 Route 202 in said Town on the 9th day of April, 2015, at 7:30 p.m. in that day to consider said petition, map and report and to hear all persons interested in the subject thereof concerning the same and to take such action thereon as is required or authorized by law.

The adoption of the foregoing order was duly put to vote, and on a roll call the vote

was as follows:

Supervisor Rick Morrissey	voting Aye
Councilman Anthony J. Ciriaco	voting Aye
Councilman William G. Faulkner	voting Aye
Councilman Richard G. Clinchy	voting Aye
Councilman Thomas A. Garrity, Jr.	voting Aye

and the order was thereupon declared duly adopted.

BY ORDER OF THE TOWN
BOARD TOWN OF SOMERS
Kathleen R. Pacella, Town Clerk

Dated: Somers, New York
March 12, 2015

SCHEDULE A

ALL that certain plot, piece or parcel of land situate, lying and being in the Town of Somers, County of Westchester and State of New York, bounded and described as follows:

BEGINNING at a point on the southerly side of Route 6 where the same is intersected by the westerly side of lands of the City of New York;

THENCE southerly along lands of the City of New York, South 30 degrees 01' 40" East 67.93 feet to a monument;

THENCE still southerly along lands of the City of New York, South 16 degrees 21' 00" East 371.99 feet to lands of Algonquin Gas Transmission Company;

THENCE southwesterly along same, South 54 degrees 40' 55" West 817.78 feet to an angle point;

THENCE westerly still along lands of Algonquin Gas Transmission Company, North 86 degrees 12' 40" West 206.98 feet;

North 85 degrees 59' 50" West 127.1 feet;
North 85 degrees 37' 40" West 163.84 feet to a stone wall;

THENCE northerly along center of wall, North 16 degrees 55' 25" East 186.61 feet;

North 16 degrees 48' 10" East 60.85 feet;
North 15 degrees 22' 50" East 198.36 feet;
North 16 degrees 02' 25" East 137.63 feet;
North 15 degrees 53' 55" East 99.62 feet;
North 9 degrees 25' 40" East 67.09 feet;
North 5 degrees 35' 00" East 220.70 feet to the southerly side of Route 6;

THENCE easterly along Route 6, South 71 degrees 12' 30" East 223.20 feet;

South 77 degrees 15' 30" East 263.40 feet;

MARCH 12, 2015 – REGULAR MEETING

South 58 degrees 22' 40" East 73.56 feet;
South 85 degrees 40' 20" East 31.53 feet
North 72 degrees 10' 50" East 118.14 feet;
North 70 degrees 07' 20" East 135.65 feet to the point or place of BEGINNING.

Order with regard to the Extension of Somers Sewer District #1

The Supervisor said that it was in order for the Town Board to adopt an Order with regard to the Extension of Somers Sewer District #1 as follows:

At a meeting of the Town Board of the Town of Somers at the Town Hall, 335 Route 202, Somers, New York in the Town of Somers, Westchester County, New York, on the 12th day of March, 2015, at 7:30p.m.

PRESENT:

- Supervisor Rick Morrissey
- Councilman Anthony J. Ciriaco
- Councilman William G. Faulkner
- Councilman Richard G. Clinchy
- Councilman Thomas A. Garrity, Jr.

-----X

In the Matter of the Extension of Somers Sewer District #1 in the Town of Somers, Westchester County, New York, pursuant to Article 12 of the Town Law.

ORDER CALLING PUBLIC HEARING

-----X

WHEREAS, a petition, a map and plan have been prepared by KEARNEY REALTY AND DEVELOPMENT GROUP, INC. in such manner and in such detail as has heretofore been determined by the Town Board relating to the extension of the Somers Sewer District #1, and

WHEREAS, said petition, map and plan have been prepared by an engineer, duly licensed by the State of New York, showing the boundaries of the proposed extension and a general plan of the water system connection, and

WHEREAS, said petition, map and plan have been duly filed in the office of the Town Clerk of said Town and are available for public inspection during normal business hours, and

WHEREAS, said map shows the transmission mains and appurtenant facilities to be connected to the existing sewer mains, and

"Hidden Meadows Extension" are as follows:

SEE SCHEDULE A

MARCH 12, 2015 – REGULAR MEETING

WHEREAS, the improvements proposed are as set forth in the petition, and

WHEREAS, the cost of the improvements, including professional fees, will be paid for by the applicant, and

WHEREAS, the maximum amount proposed to be expended for said improvements is \$5.5M Dollars, and

NOW, on motion of Supervisor Morrissey seconded by Councilman Garrity, it is hereby

ORDERED, that the Town Board of the Town of Somers shall meet and hold a public hearing at the Somers Town Hall, 335 Route 202 in said Town on the 9th day of April, 2015, at 7:30 p.m. in that day to consider said petition, map and report and to hear all persons interested in the subject thereof concerning the same and to take such action thereon as is required or authorized by law.

The adoption of the foregoing order was duly put to vote, and on a roll call the vote was as follows:

Supervisor Rick Morrissey	voting Aye
Councilman Anthony J. Ciriaco	voting Aye
Councilman William G. Faulkner	voting Aye
Councilman Richard G. Clinchy	voting Aye
Councilman Thomas A. Garrity, Jr.	voting Aye

and the order was thereupon declared duly adopted.

BY ORDER OF THE TOWN
BOARD TOWN OF SOMERS
Kathleen R. Pacella, Town Clerk

Dated: Somers, New York
March 12, 2015

SCHEDULE A

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MARCH 12, 2015 – REGULAR MEETING

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South 77 degrees 15' 30" East 263.40 feet;

South 58 degrees 22' 40" East 73.56 feet;

South 85 degrees 40' 20" East 31.53 feet;

North 72 degrees 10' 50" East 118.14 feet;

North 70 degrees 07' 20" East 135.65 feet to the point or place of BEGINNING.

Removal of
PCBs from
the Hudson
River

The next item was to adopt a Resolution with regard to the removal of PCBs from the Hudson River. The Supervisor said that the Town of Somers was asked by a number of concerned River Communities to adopt a Resolution of Support. He said that the Town of Somers was not a Hudson River Municipality they were still concerned about the health of the Hudson River and the removal of PCBs. He said that in the Resolution they were standing in solidarity with the River Towns. Councilman Faulkner asked if the purpose of the Resolution was to make sure that the people that were responsible for cleaning it up were doing what they were supposed to do or was it beyond that. Councilman Garrity said that it was for them to make a better effort of getting rid of the PCBs. The Supervisor read the Resolution.

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

RESOLVED, that the Town Board of the Town of Somers does hereby adopt the following resolution regarding the removal of PCBs from the Hudson River:

WHEREAS, the Hudson River is an American Heritage River, and the Hudson River Valley is a National Heritage Area, and the health and beauty of the Hudson River is critical to the economic vitality of the communities surrounding it, including those throughout Westchester and Putnam Counties, as well as the state and the country at large; and

WHEREAS, sections of the Hudson River -from Hudson Falls to New York City-are a federal Superfund site because the General Electric Corporation (GE) discharged large quantities of polychlorinated biphenyls (PCBs) from two of its manufacturing plants between 1947 and 1977; and

WHEREAS, WPATs has been asked by Clearwater, Riverkeeper and other organizations to support their efforts to cause the PCBs to be removed from the Hudson River to further restore the Hudson River to its former ecological health, and spur the revival of long-dormant economic opportunities for both the Upper and Lower Hudson communities, including the towns in Westchester and Putnam Counties; and

NOW THEREFORE BE IT RESOLVED that the Town of Somers hereby lends its voice to this effort and urges a more thorough removal of PCBs from the Hudson River and calls upon GE to:

1. Dredge all areas of PCB- contaminated sediments in River Sections 2 and 3 that would require cleanup under the applicable-standards in River Section 1, including, at a minimum, the 136 acres identified by the federal Trustees;

MARCH 12, 2015 – REGULAR MEETING

2. Conduct any additional necessary removal of soils and sediments in PCB-contaminated "hot spots" in and around the Upper Hudson River, including cleanup of the Champlain Canal to ensure full use of the canal by deep draft shipping vessels;
3. Complete a thorough analysis and robust cleanup of the Hudson River, including the floodplains and the Old Champlain Canal, in order to restore the River to its full health and value as a natural and economic resource.

AND BE IT FURTHER RESOLVED that a copy of this resolution will be sent to:

- Jeffrey Immelt, Chairman and CEO, General Electric Corporation
- New York State Governor Andrew Cuomo
- NYS Office of the Attorney General
- NYS Department of Environmental Conservation
- NYS Canal Corporation
- National Oceanic and Atmospheric Agency (NOAA)
- US Department of Interior Fish and Wildlife Service
- US Environmental Protection Agency – Region 2 and Hudson River Field Office
- Hudson River Congressional Delegation

PERSONNEL:

Current Vacancies:

Somers Energy Environmental Committee

Affordable Housing Board (1 – unexpired 2 year term ending July 11, 2015)

Affordable Housing Board (4 – 2 year terms ending July 11, 2015)

Assessment Board of Review (1 – unexpired 5 year term ending September 30, 2015)

Library Board of Trustees (1 – 5 year terms ending December 31, 2014)

Planning Board (1 – 7 year term ending December 31, 2021)

Upcoming Vacancies:

Parks and Recreation Board (3 – 3 year terms ending March 9, 2018)

The Supervisor said that there were vacancies on the Somers Energy Environmental Committee who were doing some great things in Town and they would be hearing a lot from the Committee in the next couple of months. He said that the Affordable Housing Board was in dire need of participants on that Board. He said that here were some Affordable Housing Units that were coming up and they needed a Board to review applications and have direct input into the rental of those units. The Supervisor said that if anyone was interested to contact his Office for details.

Appoint F.
Morrissey to
Assessment
Board of
Review

Councilman Garrity said that it was in order for the Board to appoint Eric Morrissey to the Assessment Board of Review to fill an unexpired term ending September 30, 2015.

Thereupon motion of Councilman Garrity, seconded by Councilman Faulkner, it was,

RESOLVED, that the Town Board does hereby appoint Frederick Morrissey to the Somers Assessment Board of Review to fill the unexpired term of Joseph Ceriale ending September 30, 2015.

Supervisor Morrissey recused

Consensus
agenda

The Supervisor said that the next item on the agenda was the consensus agenda. He said that they needed to add an item number 15 to the consensus agenda. He explained that it was to approve the payment of \$320.41 for the unpaid Tax Bill regarding a parcel at 48.17-

MARCH 12, 2015 – REGULAR MEETING

1-1.1. The Supervisor said it was Road dedication to the Town per memo dated March 9, 2015, from Joan Ribaud, Receiver of Taxes.

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

Execute the 2015 Town Tax Warrant

1. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the 2015 Town Tax Warrant.

Decline offer of consideration of adding Conservation Parcel to Koegel Park and accepting it as a fee in lieu of Rec fees

2. RESOLVED, that the Town Board does hereby decline offer of consideration of adding Conservation Parcel to Koegel Park and accepting it as a fee in lieu of Recreation fees for the Mitchell 4-Lot Subdivision located at 197 Tomahawk Street (Route 118) Tax Map ID 16.09-1-9 and,

DOES HEREBY, modify prior existing unit as affordable to a Market Rate Unit.

Approve the form for registration of Vacant, Abandoned and Foreclosed Properties and set fee

3. RESOLVED, that the Town Board does hereby approve the form for registration of Vacant, Abandoned and Foreclosed Properties submitted by the Building Department and,

DOES HEREBY, set the registration fee in the amount of \$100.00.

M. Sessa as PT Senior Nutrition driver

4. RESOLVED, that the Town Board does hereby authorize the hiring of Melani Sessa as Part-time Senior Nutrition driver twice a week at an hourly rate of \$16.00 to work no more than 17 hours per week effective March 18, 2015, per memo dated February 26, 2015 from Barbara Taberer, Senior Nutrition/Transportation Director.

Reappoint R. John Currie as Chairman of the Planning Board

5. RESOLVED, that the Town Board does hereby reappoint R. John Currie as Chairman of the Planning board at an annual salary of \$2,500.00 to a term ending December 31, 2015.

Hire M. Wetzel PT Code Enforcement Officer

6. RESOLVED, that the Town Board does hereby authorize the hiring of Michael Wetzel, Jr. as Part-time Code Enforcement Officer effective March 9, 2015, at an hourly rate of \$16.8868 for not more than 17 hours per week per memo dated March 3, 2015 from Efrem Citarella, Building Inspector.

Execute Task Order 2-4.22

7a. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute Task Order 2-4.22 with Woodard & Curran for the Water System Planning – Modeling and SCADA per memo dated February 25, 2015 from Adam Smith, Superintendent of Water & Sewer.

Amended agreement for the Boarding of Impounded Dogs

7b. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the amended agreement for the Boarding of Impounded Dogs for the year 2015 with the South Salem Animal Hospital.

Execute the contract with CPI-HR

7c. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the contract with CPI-HR in the amount of \$8,100.00 per year for two (2) years.

Execute the Stipulation of Settlement

7d. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the Stipulation of Settlement in the Town of Somers v. Heights Elevator, Inc.

MARCH 12, 2015 – REGULAR MEETING

Bid for the
Cypress Lane
Water Main
Replacement

8. RESOLVED, that the Town Board does hereby authorize going to bid for the Cypress Lane Water Main Replacement per memo dated February 24, 2015 from Adam Smith, Superintendent of Water & Sewer.

Authorize
refund

9. RESOLVED, that the Town Board does hereby authorize a refund of \$132.49 to the James Segura Bernardo Living Trust per email dated February 27, 2015 from Teresa Stegner, Assessor.

Refund of
SEQRA Fees

10. RESOLVED, the Town Board does hereby authorize refunds for the following per memos dated February 17, 2015 from Syrette Dym, AICP, Director of Planning:

- a. \$1,840.00- SEQRA Professional Fee to New Cingular Wireless.
- b. \$2,620.57-SEQRA Professional Fee to Xenia Stephens.

Reject
donation of
property

11. RESOLVED, that the Town Board does hereby decline the donation of 31 Entrance Way Tax Map 17.16-1-80 and 33 Entrance Way – Tax Map 17.16-1-79.

Refer out
Donation of
property

12. RESOLVED, that the Town Board does hereby refer the donation of property – 0 Juniper Drive Tax ID #5.15-3-4 to the Principal Engineer Technician, Parks & Recreation Board, Open Space Committee, and the Superintendent of Highways for review and comment.

Budget
modification

13. RESOLVED, that the Town Board does hereby authorize the following budget modifications per memo dated March 2, 2015 from Supervisor Rick Morrissey:

RESOLVED, that the Town Board does hereby authorize a budget transfer in the amount of \$65,291.00 to cover 2014 year-end budget overages per memo dated February 27, 2015 from Robert Kehoe, Director of Finance:

FROM:

001.9010.0800	Retirement – ERS	\$65,291.00
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TO:

001.1220.0110	Supervisor – Personal Services-OT	\$ 1,420.00
001.1420.0410	Legal Services	\$14,300.00
001.1330.0400	Tax Collection-Contractual	\$ 733.00
001.1920.0400	Municipal Association Dues	\$ 180.00
001.4020.0100	Vital Statistics – Personal Services	\$ 4,320.00
001.4210.0100	Substance Abuse – Personal Services	\$ 106.00
001.5132.0405	Building Maintenance & Repairs	\$ 510.00
001.7020.0100	Rec. Administration – Personal Svcs.	\$ 2,100.00
001.7520.0400	Historical Properties – Contractual	\$ 5,900.00
001.8989.0100	ARB – Personal Services	\$ 372.00
001.9045.0800	Life Insurance	\$ 3,250.00
001.1930.0400	Refunds Tax Payments	\$32,100.00

MARCH 12, 2015 – REGULAR MEETING

RESOLVED, that the Town Board does hereby authorize a budget transfer to Capital Funds in the amount of \$69,821.51 per memo dated February 27, 2015 from Robert Kehoe, Director of Finance:

FROM:

001.7300.0100	Youth Programs – Personal Services	\$28,100.00
001.7310.0400	Youth Programs – Contractual	\$11,721.51
001.3120.0100	Police – Personal Services	\$30,000.00

TO:

Capital Funds:

Town House Electrical Connection	
For Generator	\$23,449.59
Final costs for Reis Park/Town House	
Project	\$16,371.92
Replacement of HVAC system at	
Van Tassell House	\$30,000.00

RESOLVED, that the Town Board does hereby authorize a budget transfer to cover 2014 Library building repairs per memo dated February 27, 2015 from Robert Kehoe, Director of Finance:

FROM:

001.1900.0400	Contingency	\$5,124.00
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TO:

001.9901.0900	Transfer to Library	\$5,124.00
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RESOLVED, that the Town Board does hereby authorize a budget transfer of Highway Funds in the amount of \$65,717.11 to cover year end overage per memo dated February 27, 2015 from Thomas E. Chiaverini, Superintendent of Highways:

FROM:

5142.1	Snow Personal Services	\$ 6,144.17
5142.11	Snow Overtime	\$ 698.07
5112.1	Chips Personal Services	\$ 1,020.69
5112.11	Chips Overtime	\$ 2,240.00
9010.08	Retirement	\$19,000.00
9030.08	Social Security – Medicare Tax	\$ 6,188.17
9030.85	Medicare Tax	\$ 1,464.98
9040.08	Worker’s Compensation	\$23,177.26
9089.08	Dental Insurance	\$ 4,080.73
9090.08	Optical Insurance	\$ 526.90
9950.93	Debt Service	\$ 1,176.14

TO:

5142.4	Snow _ Contractual	\$65,717.11
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RESOLVED, that the Town Board does hereby authorize a budget transfer of Highway Funds in the amount of \$68,022.62 to cover year end overage per memo dated February 27, 2015 from Thomas E. Chiaverini, Superintendent of Highways:

FROM:

MARCH 12, 2015 – REGULAR MEETING

5110.11	General Repair Overtime	\$10,454.77
5112.1	CHIPS Personal Services	\$29,223.21
5140.1	Brush Personal Services	\$ 8,006.26
5140.11	Brush Overtime	\$ 2,822.57
5140.4	Brush Contractual	\$17,515.81

TO:

5110.1	General Repair Personal Services	\$50,748.84
5110.4	General Repair Contractual	\$17,273.78

RESOLVED, that the Town Board does hereby authorize a budget transfer of Highway Funds in the amount of \$92,664.86 to cover year end overage per memo dated February 27, 2015 from Thomas E. Chiaverini, Superintendent of Highways:

FROM:

5130.11	Machinery Overtime	\$ 4,656.57
9950.93	Debt Service	\$88,008.29

TO:

5130.1	Machinery Personal Services	\$32,634.63
5130.4	Machinery Contractual	\$45,030.23
9060.08	Health Insurance	\$15,000.00

RESOLVED, that the Town Board does hereby authorize a budget transfer of Highway Funds in the amount of \$39,323.95 to cover year end overage per memo dated February 27, 2015 from Thomas E. Chiaverini, Superintendent of Highways;

FROM:

5112.1	CHIPS- Personal Services	\$39,323.95
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TO:

5112.2	CHIPS – Contractual	\$39,323.95
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RESOLVED, that the Town Board does hereby authorize a budget transfer of Library Funds in the amount of \$11,500.00 to cover 2014 budget overages per memo dated February 27, 2015 from Robert Kehoe, Director of Finance:

FROM:

005.9010.0800	State Retirement – ERS	\$11,500.00
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TO:

005.7410.0800	Contractual	\$11,000.00
005.9045.0800	Life Insurance	\$ 500.00

Adoption of
Capital
Project
Budget

14. RESOLVED, that the Town Board does hereby authorize the adoption of a Capital Project Budget for 2014 Highway Bond per memo dated March 2, 2015 from Robert Kehoe, Director of Finance:

Revenue:

054-5710	Bond Proceeds	\$2,000,000.00
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Appropriations:

MARCH 12, 2015 – REGULAR MEETING

054-5110.4	Contractual (Issuance Costs)	\$ 33,306.99
054-5110.405	General Repairs – Paving	\$1,966,693.01

Payment of
unpaid taxes

15. RESOLVED, that the Town Board does hereby approve payment of unpaid taxes for road bed dedicated to the Town on November 13, 2014 for Tax ID #48.17-1-1.1 in the amount of \$320.61 made payable to the Receiver of Taxes, per memo dated March 9, 2015 from Joan Ribauda, Receiver of Taxes.

The Supervisor said that the Annual Lion’s Club Pancake Breakfast was coming up on Sunday, April 12, 2015. He said that this was a town wide event where they served upwards of 1,500 breakfasts. He said that the breakfast was from 8:00 AM to 12:00 PM.

Councilman Garrity wished everyone a very happy and safe Saint Patrick’s Day.

Councilman Clinchy said that the High School Basketball Tournament was held at the Westchester County Center. He said that presided over by the voice of Westchester County Basketball, Heritage Hills Resident, Mr. Richard Lee.

The Supervisor said that last Saturday there was a Special Olympics Basketball Tournament held at Somers High School for the skilled Athletes and at Somers Intermediate School for the less skilled Athletes. He said that both were very well attended and there were a lot of volunteers.

Councilman Faulkner said that he wanted to congratulate all of the High School Students that were on the Honor Roll and High Honor Roll. He said that all of their names were list in last week’s Somers Record.

Councilman Cirienco said that Somers Relay for Life was underway. He said that the teams were meeting and they were always looking for more teams to join them.

Claims for the payment of all Town Bills in the amount of \$594,219.50 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 Supervisor Morrissey, seconded by Councilman Garrity, the meeting was adjourned at 9:00 PM.

Town Clerk