

DECEMBER 8, 2011 – REGULAR MEETING

Minutes of a regular meeting of the Town Board of the Town of Somers held on Thursday evening December 8, 2011 at 7:05 PM at the Town House, 335 Route 202, Somers, New York.

ROLL CALL:

PRESENT:	Supervisor	Mary Beth Murphy
	Councilman	Harold R. Bolton
	Councilman	Richard G. Clinchy
	Councilman	Frederick J. Morrissey
	Councilman	Thomas A. Garrity, Jr.

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.

Thereupon motion of Supervisor Murphy, seconded by Councilman Garrity, the meeting was adjourned to an executive session with regard to personnel at 7:05 PM to return that evening.

7:35 PM – meeting reconvened

The Supervisor said that the first item on the agenda was a discussion pertaining to a petition intended for Mahopac Avenue.

Ms. Jamie Mandel, 117 Mahopac Avenue, read a prepared statement with regard to a petition that she was presenting to the Town Board to make Mahopac Avenue safer. Her statement pointed out the hazards that occurred on the road and suggested how to make the road safer.

Ms. Marisa Landolf, 3 Stonewall Drive, said that they were all horrified by the recent tragedy that had occurred. She said that she felt that the speeding happened from the bike path to Route 6 and that area was a straight stretch of road with no intersections. She asked where the stop signs were going to be placed. Ms. Landolf suggested warning signs be placed.

The Supervisor said that Mahopac Avenue was one of the two highest policed roads in the Town. She said that her concerns about putting a sign at the bike path was it could give people on the bike path a false sense of security that cars would stop for them and it may cause rear-end collisions because it was not a cross street. She said that there were signs with regard to the bike path that were removed for whatever reason and she would contact the County about having them replaced. The Supervisor said that she had thought of the possibility of getting solar speed signs that would flash the speed that someone was traveling. She continued that she thought of flexible reflector sticks along the shoulder of the road. She said that they were looking into several different options.

Mr. Joseph Carbone, 52 Granite Springs Road, said that he supported the request for some modification to be made to slow the traffic down on Mahopac Avenue. He said that there were also some real concerns with Granite Springs Road. He said that most people who drive on that road had no respect that it was a residential road. Mr. Carbone gave examples of incidents that had happened on Granite Springs Road recently.

Ms. Virginia Sheridan, 115 Mahopac Avenue, said that standing out on Mahopac Avenue in the morning waiting for the School Bus was terrifying. She said that speeding on the road was a problem and now was the time to make the change. She suggested the Town consider signs that would capture people speeding and a ticket could be mailed to the driver.

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The Supervisor said that the idea of cameras on traffic devices was raised and it was her understanding that the tickets could not legally be enforced. The Town Attorney said that he did not know if that could be enforced outside of New York City. The Supervisor said that she would look into that.

Mr. Bennett Macaluso, 15 Cottage Place, said that that there were a lot of good suggestions with regard to making the road safer. He said that he would like to suggest that rumble strips be placed along the sides of the road. He asked what the next step was for the residents to hear back as to what was being considered.

The Supervisor said that she was going to put together a memo trying to outline the issues that had been raised along with the petition. She said that memo would be sent to the Highway Superintendent, the Engineering Department and the Police Chief and it would request them to comment. She said that the Board would be looking into the issue and they will refer out the suggestions for formal comment back to the Board.

Mr. Steven Morrison, 180 Mahopac Avenue, said that he did not see how a stop sign at the bike path was going to stop people from going too fast and he did not see how it would solve the overall problem. He said that the problem was bigger than a stop sign. He said that they should also include the other end of Mahopac Avenue, people speed there as well; there were a number of roads where people speed. Mr. Morrison asked if they were going to be placing lights at the stop signs so that they were seen at night. He said that ongoing Police patrols throughout the Town was going to help and hopefully slow people down.

Ms. Mandel said that they had heard excellent suggestions that evening and she started with stop signs but was open to calming devices being placed on the road. She said that there were large ditches along side of the road and even with safe driving you could be forced off of the road. She said that the dropoff and the speed were things that needed to be addressed. Ms. Mandel asked what the next step they could take to help the Board.

The Supervisor said that the Police Chief was obviously aware of the situation and will continue to do enforcement on that road. She said that maybe they could call upon the resources that they had in the Local Newspapers to alert people that there would be increased enforcement with regard to speeding. She said that she had been out there a couple of times with the Highway Superintendent and the Police Chief looking at the situation. The Supervisor said that she personally did not feel that stop signs were the answer and gave her reasons why. She explained the reason that she thought of reflectors was because when driving on that road there was the perception of a wide expanse and that was deceiving. She said that she spoke to the Highway Superintendent with regard to rumble strips and it was his initial sense that the pavement was not wide enough in certain places for that. The Supervisor said that he was going to look into that further.

Ms. Mandel said that she appreciated all of the points that had been raised and the other ideas were wonderful.

The Supervisor suggested that the rest of the Board go out and look at the road. She said that no matter what they did Mahopac Avenue was still going to be a well traveled road in the Town.

Councilman Garrity said that he was a fan of the rumble strips. He said that he learned how to drive on that road and he had never considered it to be as unsafe. He said that the reflectors were a good idea as well. Councilman Garrity said that his concern with the guard rail was if someone came into the other lane and there was a guard rail there, there would be nowhere for the person in the other lane to go.

Ms. Mandel said that there was nowhere to go, nowhere to bail out to.

Councilman Garrity said as from a stop sign standpoint he was concerned with people getting rear-ended.

Ms. Mandel said that the truck traffic on Mahopac Avenue was very high as well.

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Councilman Morrissey said that they were talking about injury prevention. He said that what they had begun here was education. He said that there were three E's of injury prevention, Education, Engineering and Enforcement. Councilman Morrissey said that they all needed to be done as a combination. He said that the situation was only going to get worse on all of the Town's through roads when the development was completed in Mahopac. He said that he heard a lot of good ideas of engineering to be considered.

Ms. Landolf said that the young drivers need to be taught to be respectful when learning to drive.

The Supervisor said that it was in order to open a public hearing with regard to the proposed 2012 Water Rate change.

8:30 PM – hearing opened
8:31 PM – meeting reconvened

The Supervisor said that it was in order for the Board to adopt the proposed 2012 Water Rate Change.

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

RESOLVED, that the Town Board does hereby adopt the 2012 Water Rate Change as proposed by Adam Smith, Water and Sewer Superintendent memo dated October 26, 2011.

The Supervisor said that it was in order for the Board to open a public hearing with regard to a proposed amendment to Chapter 11 entitled Conservation Board of the Town Code of the Town of Somers.

8:32 PM – hearing opened
8:33 PM – meeting reconvened

The Supervisor said that it was in order for the Board to adopt a Local Law with regard to a proposed amendment to Chapter 11 entitled Conservation Board of the Town Code of the Town of Somers.

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

RESOLVED, that the Town Board does hereby adopt a Local Law to repeal Chapter 11 entitled Conservation Board of the Town Code of the Town of Somers as follows:

A Local Law to repeal Chapter 11
entitled Conservation Board of the
Code of the Town of Somers.

Be It Enacted by the Town Board of the Town of Somers as follows:

1. Chapter 11 entitled Conservation Board of the Code of the Town of Somers is repealed.
2. The Conservation Board of the Town of Somers is abolished and the current Conservation Board is released from all of its powers and duties.
3. The Powers and Duties set forth in Section 11-4 of the former Chapter 11 are transferred to the Open Space Committee to the extent permitted by law.
4. Effective Date: This Local Law shall be effective as of 12/31/11 and upon filing of same with the Secretary of State of the State of New York.

Councilman Bolton NAY

PUBLIC COMMENT:

Dr. Henry Olsen, Heritage Hills, Heritage Society Community Relations Member to the Town Board, said that he was present to make comment with regard to the Budget and other items they were concerned with. He said that in the Spring when the School Budget was presented there was a huge outcry because of the lowering of the assessment of Heritage Hills and how they were responsible for the School Budget increase. He said that they went around and finally it was clarified that it was a legal opportunity for any resident to challenge their assessment of their property. Mr. Olsen said that now that the Town Budget was being presented, the local newspapers were blaming the increase in the Town taxes due to the lowering of the Heritage Hills assessment. He said that they did not identify any of the other reassessments, and there were major ones, as they were aware of. He said that they were disappointed that this had come up again and they thought it had been resolved. Mr. Olsen gave the history of how their assessments were lowered. He said that he also wanted to point out that many of the services of the Town were not provided to Heritage Hills and listed them. He said that the Board had proposed and approved a Budget that met not going above the 2% guideline. Mr. Olsen said that it must be noted that the tax rate was going to realize an 11% increase in taxes and that was because of the re-assessables. He asked if next year they were going to have the same problem.

The Supervisor said that there was about a thirty million dollar decrease in the total assessed value of the Town. She said that no one was pointing fingers but that was the fact.

Mr. Olsen said that the budget that was recently presented had a number of cuts and almost all of the cuts were put back in. He said that the only way they were going to make less of a tax increase was by cutting the budget more.

Councilman Bolton said that they had done all that they could do. He said that Dr. Olsen's issue was more with the Newspapers than the Board.

Dr. Olsen said that the Newspapers got their information that Heritage Hills was to blame from somewhere.

The Supervisor said that no one on the Board said that Heritage Hills was responsible. She said that when she was asked about the tax increase she explained that it had to do with two factors. She said that the first factor was the reduction of the assessed value, which was a fact and the second factor was that revenues were reduced.

Dr. Olsen said that the Newspapers should get their information more correct and stop pointing fingers. He said that he hoped that the 11% increase was not a preview to what was going happen next year.

The Supervisor said that it should not happen again unless that the assessed valuation of the Town was reduced again.

Mr. Olsen said that his final comment was that stop signs were not the answer to making the roads safer.

Mr. Brian Fumagalli, Reporter, Somers Record, said that he tried to report the facts. He said that there was a drastic change to the Town's assessment and he asked why. He said that he was told the reasons why and he reported it. He said that no one was being blamed.

Councilman Clinchy said that he liked the speed limit signs that posted the actual speed of travel. He said that he thought they were effective and he was interested in the cost of them.

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

Monthly reports

The Town Clerk presented monthly reports from the Town Clerk, Building Inspector, Parks & Recreation, Planning & Engineering, Tax Receiver, Director of Finance, Plumbing Inspector, Zoning Board of Appeals and Bureau of Fire prevention. She said that she also would like to announce that Alfant, Corp d/b/a Le Fontane Restaurant, 137 Route 100 was renewing their liquor license. She said that she would like to report that they were just notified by New York State that the only time a liquor license was going to be announced by the Town would be for new licenses.

Military Service Personnel Policy

The Supervisor said that the next item was with regard to Military Service Personnel Policy. She said that she drafted something very simple and she believed that it incorporated everything that they had discussed at the last meeting. She said if there were any changes that they would like to make. Councilman Clinchy suggested some language to be added with regard to extraordinary circumstances.

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

RESOLVED, that the Town Board does hereby adopt a Military Service Personnel Policy as follows:

Town of Somers
Policy on Military Leave of Absence

1. Under the Uniformed Services Employment and Reemployment Rights Act (USERRA), the Town of Somers is required to grant an unpaid military leave of absence to any employee who requests such leave in order to perform service in the uniformed services. It is the policy of our company to comply with USERRA and all other state, federal and local laws. In case of any conflicts between this policy and federal, state or local laws, such applicable laws shall control, subject to conflict of laws principles.
2. The uniformed services are the Army, Navy, Marine Corps, Air Force, Coast Guard, and the commissioned corps of the Public Health Service. This includes the Reserve components of these services and the Army National Guard and Air National Guard. Under another Federal law, enacted in 2002 Congress has extended reemployment rights under USERRA to persons who serve as Intermittent Disaster Response Appointees (IDRAs).

Somers extends these reemployment rights under USERRA to a person who serves the New York Guard.

3. In addition to the rights of all employees under USERRA any employee called to active duty for a training exercise or activated from reserve status to active duty will be paid their normal salary for up to a 2 week period while on active duty. The Town Board in extenuating circumstances may extend this provision.

A copy of the employee's orders must be provided to the Supervisor prior to such 2 week paid leave being taken.

Payment from the Insurance Reserve Fund

The next item was to authorize a payment from the Insurance Reserve Fund.

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

RESOLVED, that the Town Board does hereby authorize \$575.00 payment from Insurance Reserve Fund to Millennium Wall Systems for damages incurred at Waterview Nursing Home by a Nutrition Van per memo dated December 1, 2011 from Barbara, Taberer, Nutrition Program Director.

Donation to the Salvation Army

The Supervisor said that the next item on the agenda was with regard to the consideration of a monetary donation to the Salvation Army for the services provided during the October Snow Storm. She explained that the Police Chief sent a memo outlining the

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good work that the Salvation Army did for the Town during the most recent power outage. She said that she could vouch for all that he had said and then some. The Supervisor said that the Chief had asked if the Town Board would give a donation as a way of thanking them for their help. She said that Counsel had advised her that it would not be appropriate for the Board to gift Town funds. She said that she wanted to tell the public that in their time of need that Salvation Army stepped up to help and during this Holiday Season if anyone was looking for a fitting Organization to make a donation to they were a worthy source. Councilman Garrity suggested the Salvation Army's information be placed on the Town's website for those who were interested. Councilman Clinchy said the Salvation Army was a great organization and they help people in the Town all year long.

2012 Budget

The next item on the agenda was with regard to the 2012 Budget. The Supervisor said that this year for the first time the Town was required to file a computation that they made to determine the tax cap number was in terms of the total tax levy. She said to be absolutely certain that they were abiding by the letter of the law she would recommend that the Board rescind the Resolution that was adopted last week and readopt that Resolution at this time without changes so that it would be after the filing date.

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

RESOLVED, that the Town Board does hereby rescind the 2012 Budget adopted on December 1, 2011 and does hereby re-adopt the 2012 Budget without any changes.

Emergency Preparedness Committee

The Supervisor said that the next item was an update with regard to the Emergency Preparedness Committee's work. She said that she wanted to brief the Board that they had created an Emergency Preparedness Committee and they had met twice. She said that the things that they had discussed were the positives and negatives that had occurred during the storm, expected types of emergencies in Somers, guidelines for the Emergency Shelter, which had been drafted with much help from the Heritage Hills Security Department and informing the Public. The Supervisor said in connection with informing the Public Ms. Terry Clifford and herself had drafted a "What to do in Case of an Emergency", she asked the Somers Record to publish it for them. She said that she wanted to share that with the Board so that they could see the types of things they had been thinking about and working on. She said that she also wanted to note that they had someone that was going to give Shelter and CERT training. The Supervisor said that training would be held at Heritage Hills in January and she would be sharing that information as soon as it was available. She said that another thing they were looking at was how to reach out to people and communicate. She said that was clearly an important issue. She said that she contacted Blackboard, a company that the School used and there were other companies that offer this service that she was getting quotes from. The Supervisor said she would be coming back to the Board with a recommendation of a service. Discussion ensued with regard to the services that were available and the different types of communication. The Supervisor said that the last thing she wanted to update the Board on was that she had a meeting with NYSEG and the other Westchester Supervisors. She said that some of what they told them was promising if they follow through with it. She explained to the Board what was discussed and how NYSEG was going to improve their services in the future. The Supervisor said that she also wanted the public to know that if they had a special medical needs condition and have to have power on to run a device there was a registry and they would become a priority customer.

PERSONNEL:

Current Vacancies:

Conservation Board (unexpired term to March 15, 2012)
Substance Abuse Council (1 – 3 year term to December 31, 2012)
Substance Abuse Council (2 – 3 year term to December 31, 2013)
Somers Energy Environmental Committee
Affordable Housing Board (5 – 2 year terms to July 11, 2013)
Assessment Board of Review (1 – 5 year term to December 31, 2016)

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Upcoming Vacancies:

Library Board of Trustees (2 – 5 year terms to December 31, 2016)
Planning Board (1 – 7 year term to December 31, 2018)
Substance Abuse Council (6 – 3 year term to December 31, 2014)
Zoning Board of Appeals (1 5 year term to 2016)

Appoint M. Hurson to the Substance Abuse Counsel

The Supervisor said that it was in order for the Board to appoint Maureen Hurson to the Substance Abuse Counsel.

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

RESOLVED, that the Town Board does hereby appoint Mary J. McPartlan-Hurson to serve on the Somers Substance Abuse Council to a term ending December 31, 2013.

Acknowledge resignation of Paul Marx as member and Chairman of the ZBA

The Supervisor said it was in order for the Board to acknowledge the resignation of Paul Marx as member and Chairman of the Zoning Board of Appeals. She said that she wanted to thank Mr. Marx for his service to the Town on the Zoning Board of Appeals as a member and Chairman. She congratulated his on his election to the Supreme Court of New York State and that was the reason for his resignation.

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

RESOLVED, that the Town Board does hereby acknowledge with regret the resignation Paul Marx as member and chairman of the Zoning Board of Appeals effective December 31, 2011 per letter dated December 1, 2011 from Paul Marx.

Acknowledge the retirement and hiring PT of M. Murphy as Secretary to the Planning Board

The Supervisor said that it was in order for the Board to acknowledge the retirement of Marilyn Murphy as Secretary to the Planning Board and authorize the hiring of Ms. Murphy as part time Secretary effective January 1, 2012 at 14 hours per week at a salary of \$31.59 per hour. She that she would like to thank Ms. Murphy for her many years of service to the Town and the Planning Board.

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

RESOLVED, that the Town Board does hereby acknowledge the retirement of Marilyn Murphy, Secretary to the Planning Board effective December 31, 2011 and does hereby authorize hiring of Marilyn Murphy as part-time Secretary to the Planning Board for fourteen (14) hours a week at an hourly rate of \$31.60 effective January 1, 2012.

Consensus agenda

The next item was the consensus agenda. Councilman Bolton asked a question with regard to one of the budget modifications. The Supervisor explained that the modification was with regard to legal services.

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

Accept Erosion Control Bond

1. RESOLVED, that the Town Board does hereby accept the following Erosion Control Bonds per memos from Wendy Getting, Senior Office Assistant:
 - a. \$200.00 – Meadow Ridge Homes, Inc. – Stormwater Management & Erosion & Sediment Control – 4.19-1-5.
 - b. \$200.00 – Healy – Stormwater Management & Erosion & Se diment Control 17.17-1-23.

Budget Modifications

2. RESOLVED, that the Town Board does hereby authorize the following budget modifications per memo dated November 28, 2011 and revised December 2, 2011 from Mary Beth Murphy, Supervisor:

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RESOLVED, that the Town Board does hereby authorize a budget modification for year end balances per memo dated November 23, 2011 from Efram Citarella, Building Inspector:

From: 8010.11 – Overtime
To: 8010.4 – Contractual \$500.00

RESOLVED, that the Town Board does hereby authorize a budget modification to provide additional funding for unanticipated purchases per memo dated December 1, 2011 from Joan E. Kachmarik, Director of Finance:

From: 001-1910.4 – Unallocated Insurance
To: 001-1310.4 – Finance – Contractual \$500.00

RESOLVED, that the Town Board does hereby authorize a budget modification to provide funding for flood damages and insurance settlement per memo dated November 30, 2011 from Joan E. Kachmarik, Director of Finance:

From: 001-599 – Insurance Reserve
To: 001-1931.4 – Special Items – Insurance, Reserve Fund \$14,411.66

RESOLVED, that the Town Board does hereby authorize a budget modification to increase the 2011 budget for receipt of NYSERDA grant funds that will be used to pay the Energy Managers for completion of “Milestone 4,” per memo dated November 30, 2011 from Joan E. Kachmarik, Director of Finance:

From: Increase Fund – 001-3090 – State Aid-Other General
To: Increase Fund – 001-8160.42 – Energy & Environment
Contractual \$20,000.00

RESOLVED, that the Town Board does hereby authorize a budget modification to provide funding for 2012 debt service payments on the 2011 Public Improvement Bond for Highway Reconstruction/Paving per memo dated November 29, 2011 from Thomas E. Chiaverini, Highway Superintendent and Joan E. Kachmarik, Director of Finance:

From: 5110.402 Highway Fund – General Repairs, Contractual Paving
To: 9950.93 Highway Fund – Transfer to Debt Service Fund
\$300,000.00

RESOLVED, that the Town Board does hereby authorize a budget modification for overtime higher than anticipated per memo dated December 2, 2011 from Adam Smith, Water & Sewer Superintendent:

From: 051-8310.1 ASWD – Water Administration Personal Services.
To: 051-8310.11ASWD – Water Administration Personal Services.
Overtime \$1,600.00

RESOLVED, that the Town Board does hereby authorize a budget modification for expenses that have exceeded budget due to water main replacement and repairs of valves per memo dated December 2, 2011 from Adam Smith, Water & Sewer Superintendent:

From: 051-8310.4 ASWD – Water Administration Contractual (\$35,000.00)
051-8320.4 ASWD – Source of Supply, Power & Pumping
Contractual (40,000.00)
To: 051-8340.4 ASWD – Transmission & Distribution Contractual

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\$75,000.00

RESOLVED, that the Town Board does hereby authorize a budget modification for Water Transmission costs that were higher than anticipated per memo dated December 2, 2011 from Adam Smith, Water & Sewer Superintendent:

From: 049-8340.401 – Windsor Farms WD – Transmission &
Distribution Interfund – ASWD
To: 049-8340.44 – Windsor Farms Water Transmission Contractual
Services \$425.00

RESOLVED, that the Town Board does hereby authorize a budget modification to provide monies for new furnace in the Annex Building per memo dated December 2, 2011 from Barbara J. Sherry, Confidential Secretary to the Supervisor:

From: 001-1910.4 – Unallocated Insurance
To: 001-1620.2 – Building Equipment \$7,000.00

RESOLVED, that the Town Board does hereby authorize a budget modification to increase both revenue and appropriations to permit the payment of the “Elephant Monument” restoration from insurance proceeds per memo dated December 5, 2011 from Joan E. Kachmarik, Director of Finance:

From: 001-691 – Deferred Revenue-Insurance Recovery
To: 001-1620.42 – Buildings – Repairs \$6,500.00

RESOLVED, that the Town Board does hereby authorize a budget modification to provide additional funding for legal services per memo dated December 7, 2011 from Joan E. Kachmarik, Director of Finance:

From: 001-1910.4 – Unallocated Insurance
To: 001-1420.512 – Legal Services, Other \$16,000.00

RESOLVED, that the Town Board does hereby authorize a budget modification to provide for overage of budget line per memo dated December 7, 2011 from Barbara J. Sherry, Confidential Secretary to the Supervisor:

From: 8160.43 – Energy & Environment Recycling –
To: 1620.405 – Buildings Maintenance & Repair (\$700.00) &
1620.47 – Buildings Utilities & Maintenance Foreclosure
(\$800.00)
\$1,500.00

RESOLVED, that the Town Board does hereby authorize a budget modification to cover overage from Storm Clean-Up per memo dated December 6, 2011 from Thomas E. Chiaverini, Superintendent of Highways:

From: 5130.1 – Highway Machinery – Personal Services
To: 5140.11 – Highway – Brush – Overtime \$6,000.00

RESOLVED, that the Town Board does hereby authorize a budget modification to cover overage from Storm Clean-Up per memo dated December 6, 2011 from Thomas E. Chiaverini, Superintendent of Highways:

From: Highway – 5130.11 – Machinery – Personal Services (\$2,000.00)
Highway – 5140.4 – Brush – Contractual (\$3,000.00)

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Highway – 5142.1 – Snow – Personal Services (\$5,000.00)
To: Highway 5140.1 – Brush – Personal Services \$10,000.00

RESOLVED, that the Town Board does hereby authorize a budget modification to provide monies for overage per memo dated December 6, 2011 from Thomas E. Chiaverini, Superintendent of Highways:

From: 5110.11 – Highway General Repair OT (\$18,000.00) &
5142.1 – Highway Snow Personal Services (\$15,000.00)
To: 5110.1 – Highway General Repair Personal Services \$33,000.00

RESOLVED, that the Town Board does hereby authorize a budget modification to provide funding for the payment of real property taxes on foreclosed properties per memo dated December 7, 2011 from Joan E. Kachmarik, Director of Finance:

From: 1410.4 – Town Clerk – Contractual (\$3,500.00)

1460.1 – Records Mgmt. Personal Services (\$8,200.00)
1460.4 – Records Mgmt. Contractual (\$7,000.00) &
1930.4 – Special Items Refunds Tax Payments (\$2,950.00)
To: 1950.4 – Special Items – Property Taxes, Town Owned Property
\$21,650.00

RESOLVED, that the Town Board does hereby authorize a budget modification to provide additional funding for the payment of workers compensation insurance per memo dated December 7, 2011 from Joan E. Kachmarik, Director of Finance:

From: 7020.1 – Recreation Admin. – Personal Services (\$4,000.00)
7140.1 – Instructional/Special Programs, PS (15,000.00)
7310.1 – Youth Programs, Personal Services (\$8,000.00)
To: 9040.8 – Employee Benefits – Workers Compensation \$27,000.00

Agreement
with South
Salem Animal
Hospital

3. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute agreement with South Salem Animal Hospital for the purpose of holding and sheltering of dogs in accordance with the NEW YORK STATE AGRICULTURE AND MARKET LAW and in accordance with the provisions of Chapter 86 of the Code of the Town of Somers.

Authorize
Library roof
repair

4. RESOLVED, that the Town Board does hereby authorize the following for the library roof repair per memo dated December 5, 2011 from Patricia Miller, Library Director:
- a. Final Payment of \$2,156.44 to Hudson Valley Roofing & Sheet Metal.
 - b. Return of \$39,727.00 Performance Bond to Hudson Valley Roofing & Sheet Metal.

Award bid for
One 4x4
Pickup Utility
Truck with
Light Duty
Dump Body

5. RESOLVED, that the Town Board does hereby award bid for One 4x4 Pickup Utility Truck with Light Duty Dump Body from Burdick Chevrolet, Liverpool, NY, the only bid received in the amount of \$41,995.00 per memo dated December 2, 2011 from Thomas E. Chiaverini, Superintendent of Highways.

Refer out request
for a third Stop
Sign at the
intersection of
Pines Bridge Road
and Laura Lane

6. RESOLVED, that the Town Board does hereby refer request for a third Stop Sign at the intersection of Pines Bridge Road and Laura Lane to the Highway Superintendent, Police Chief and Principal Engineer Technician for their review and comment.

Schedule Public
Hearing for Stop Signs
requested by the
Purdy's Homeowner's
Association

7. RESOLVED, that the Town Board does hereby schedule a Public Hearing for January 12, 2012 for Stop Signs requested by the Purdy's Homeowner's Association.

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The Supervisor wished everyone a Happy Hanukkah, Merry Christmas and Happy New Year. She wished all of the best to family and friends throughout the seasons.

Councilman Clinchy thanked the Lions and all who were involved in the Tree Lighting Ceremony. He said that it was a wonderful day.

Councilman Clinchy thanked At Home in Somers for hosting a wonderful concert at the Middle School.

The Supervisor said that they were having the Menorah Lighting on December 20th at 6:30 PM at the Town House.

Claims for the payment of all Town Bills in the amount of \$1,836,490.18 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 Murphy, seconded by Councilman Garrity, the meeting was declared closed at 9:50 PM.

Town Clerk