

AUGUST 6, 2009 – COMBINED WORK SESSION/REGULAR MEETING

Minutes of a combined work session/regular meeting of the Town Board of the Town of Somers held on Thursday evening August 6, 2009 at 7:05 PM at the Town House, 335 Route 202, Somers, New York.

ROLL CALL:

PRESENT: Supervisor Mary Beth Murphy
Councilman George R. Dieter
Councilman Richard G. Clinchy

ABSENT: Councilman Paul Z. Meyer, Jr.
Councilman Thomas A. Garrity, Jr.

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 real estate and personnel.

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

7:45 PM – meeting reconvened

Councilman Garrity present at 7:45 PM.

The Supervisor announced that there was going to be a Blood Drive at the Town House on September 1st. She urged all that could to donate blood. She said that there was also going to be a Food Drive. The Supervisor explained that the County was undertaking a large Food Drive and all of Westchester County Towns on August 19th and 20th were participating. She said that canned and dried goods could be dropped off at the Town House, Library, Parks Office and Nutrition. She said that she wanted people to keep in mind that this was not for things that were in the back of the pantries, there were a lot of people in need at this time. The Supervisor asked anyone that could participate to please do so.

The Supervisor said that it was in order for the Board to open a public hearing with regard to a proposed Local Law amending Chapter 158 entitled Vehicles and Traffic of the Town of Somers with regard to proposed stop sign for Tulip Road.

7:50 PM – hearing opened
7:51PM – meeting reconvened

The Supervisor said that it was in order to adopt a Local Law amending Chapter 158 entitled Vehicles and Traffic of the Town of Somers with regard to proposed stop sign for Tulip Road

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

RESOLVED, that the Town Board does hereby adopt a Local Law amending Chapter 158 entitled Vehicles and Traffic of the Town of Somers with regard to stop sign for Tulip Road as follows:

A Local Law to amend Chapter 158 entitled Vehicles and Traffic of the Town of Somers.

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

1. Article V Stop and Yield Intersections Section 158-19 Stop Intersections Designated is hereby amended to add the following:

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GGG. Pursuant to Section 1660 Subdivision 1 of the Vehicle and Traffic Law, stop signs shall be installed at the following locations:

- (1) Southeast corners of the intersections of Tulip Road and Larch Drive and Tulip Road and Evergreen Drive.
- (2) Northwest corners of the intersections of Tulip Road and Larch Drive and Tulip Road and Evergreen Drive.

2. Effective Date: This Local Law shall be effective immediately upon filing of same with the Secretary of State of the State of New York.

The Supervisor said that it was in order for the Board to open a public hearing with regard to a proposed Local Law amending Chapter 158 entitled Vehicles and Traffic of the Town of Somers with regard to Parking Prohibited in Designated Locations.

7:52 PM – hearing opened
7:53 PM – meeting reconvened

The Supervisor said that it was in order to adopt a Local Law amending Chapter 158 entitled Vehicles and Traffic of the Town of Somers with regard to Parking Prohibited in Designated Locations.

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

RESOLVED, that the Town Board does hereby adopt a Local Law amending Chapter 158 entitled Vehicles and Traffic of the Town of Somers with regard to Parking Prohibited in Designated Locations as follows:

A Local Law to amend Chapter 158 entitled Vehicles and Traffic of the Town of Somers.

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

1. Section 158-6 entitled Parking Prohibited in Designated Locations is hereby amended as follows:

Q. Van Tassell Park Parking Lot. The parking of any motor vehicle is prohibited in the Van Tassell Park Parking Lot Monday through Friday unless the driver of such vehicle is attending the park facility.

2. Effective Date: This Local Law shall be effective immediately upon filing of same with the Secretary of State of the State of New York.

The Supervisor said that it was in order for the Board to open a public hearing with regard to a proposed amend Chapter 74 entitled Building Construction of the Town of Somers to add Article V entitled Energy Star Regulations.

7:54 PM – hearing opened
7:55 PM – meeting reconvened

The Supervisor said that it was in order to adopt a Local Law amending amend Chapter 74 entitled Building Construction of the Town of Somers to add Article V entitled Energy Star Regulations.

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

RESOLVED, that the Town Board does hereby adopt a Negative Declaration and a Local Law to amend Chapter 74 entitled Building Construction of the Town of Somers to add Article V entitled Energy Star Regulations as follows:

A Local Law to amend Chapter 74 entitled Building Construction of the Town of Somers to add Article V entitled Energy Star Regulations.

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

1. Article V Energy Star Regulations

A. Definition. New York State Energy Star Home shall be defined as any new one or two family dwelling or multiple family dwelling of three stories or less, built to achieve a Home Energy Rating Score (HERS) of eighty-four (84) or higher or HERS index of eighty (80) or lower on a scale created under the Home Energy Rating System established pursuant to the National Home Energy Rating Technical Guidelines issued by the National Association of State Energy Officials and dated September 19, 1999, and which meets the following two additional requirements:

- (1) Must include a total of 300 kilowatt hours per dwelling unit of estimated annual savings from energy star labeled lighting and appliances, and
- (2) Must include the capability to deliver automatically controlled mechanical ventilation of at least 15 cubic feet per minute per dwelling unit plus an additional 15 cubic feet per minute per bedroom.

B. Energy Star Requirement

No building permit shall issue for a new one or two-family dwelling or multi-family dwelling of three stories or less unless the applicant can demonstrate that the dwelling will meet the requirements for a New York energy star labeled home.

C. Certificate of Occupancy Requirement

Prior to the issuance of either a temporary or permanent Certificate of Occupancy for the dwelling by the Building Inspector, the applicant shall submit Energy Star Certification documents including the positive results of field testing to the Building Inspector. This submission shall be accompanied by the applicant's affidavit in the form as attached to this local law as Appendix A affirming that the certification documents and field testing results are indeed for the dwelling for which either a temporary or permanent Certificate of Occupancy is sought.

D. Effective Date. This local law shall be effective immediately upon filing of same with the Secretary of State of the State of New York.

APPENDIX A

Affidavit

State of New York)
County of Westchester) ss.:

_____, being duly sworn, deposes and says:

1. I am the applicant for either a temporary or permanent Certificate of Occupancy for the dwelling located at _____.

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2. In support of my application I have submitted to the Building Inspector the documentation requested of me including energy star certification documents and field testing results.

3. I hereby affirm that the documents submitted and field testing results are for the dwelling referred to above. I make this affidavit knowing the Building Inspector will rely thereon.

Applicant

Sworn to before me this
_____ day of _____, 20__

Notary Public

The Supervisor said that it was in order to open a public hearing with regard to a petition to extend the Somers Sewer District to include the Planned Hamlet Subdivision.

7:56 PM – hearing open
9:30 PM – meeting reconvened

The Supervisor said that it was in order to open a public hearing with regard to a petition to extend the Amawalk Shenorock Water District to include the Planned Hamlet Subdivision.

7:56 PM – hearing open
9:30 PM – meeting reconvened

9:30 PM – 5 minute break
9:40 PM – meeting reconvened

PUBLIC COMMENT:

Mr. Arnold Folberth, said that it was time for the other Board's in Somers be a little more helpful. He said that they cannot keep revisiting issues. He said that there was another Builder before the Board and they wanted to add another story to his buildings to get more affordable housing. He said that what was the difference if it was 2 stories or 3 stories, Katonah was a nice old Town and the buildings were all 3 stories. Mr. Folberth said don't hang people up on the little things.

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

Approval
of the
minutes

The next item was approval of the minutes.

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

RESOLVED, that the Town Board does hereby approve the minutes of the June 11, 2009 Regular Meeting, the June 26, 2009 Special Meeting, the July, 9, 2009 public hearing with regard to the amendment to Chapter 158 – Proposed Stop Sign for Tulip Road, the July 9, 2009 public hearing with regard to the amendment to Chapter 67 – Application Processing Restrictive Law, the July 9, 2009 public hearing with regard to the Proposed extension to the Somers Sewer District and the Amawalk Shenorock Water District to include the Planned Hamlet Subdivision and the July 9, 2009 Combined Work Session & Regular Meeting

Monthly reports

The Town Clerk presented monthly reports from the Town Clerk, Building Inspector, Parks and Recreation, Planning and Engineering, Tax Receiver, Director of Finance Zoning Board of Appeals and Plumbing.

Resolutions of Housing Action Counsel

The Supervisor said that Board had to adopt a resolution to waive the Right of First Refusal to acquire the 5 acre parcel that the Housing Action Counsel was looking to acquire and a resolution authorizing the submission of an application for the Housing Implementation Funds by the Town. The Supervisor asked Ms. Noonan if the Housing Action Counsel would be preparing the documents for the Board's consideration. Ms. Noonan said that they were prepared.

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

RESOLVED, that the Town Board does hereby authorize a waiver of the Town's right of first refusal.

WHEREAS, The County of Westchester desires to purchase and then convey approximately 4.9 acres of real property located at Route 6 and Mahopac Avenue, Baldwin Place in the Town of Somers (the "Town") to Housing Action Council, Inc., or a limited liability corporation or limited partnership to be formed by HAC (the "HAC"), for the purpose of providing affordable housing for a period of 50 years.

WHEREAS, the Town supports the development of affordable housing on said property, subject to any applicable requirements and waives any rights to purchase the property under the following terms and conditions:

1. For use in perpetuity for park and municipal recreation purposes for the sum of one dollar (\$1.00).
2. For other municipal purposes at the current appraisal value as determined by the Board of Legislators, or for no more than the same consideration for which it is proposed to be sold to HAC, whichever is less.
3. Any opportunity to purchase this property shall not constitute a right to purchase and may be withdrawn by the County at any time.

NOW THEREFORE BE IT RESOLVED, that the Town hereby declares its support for the aforesaid project, and be it further

RESOLVED, that the Town waives and relinquishes any rights that it may have under the aforesaid opportunity to purchase said property.

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF SOMERS
AUTHORIZING THE SUPERVISOR TO SUBMIT AN APPLICATION AND
ENTER INTO AN INTERMUNICIPAL FOR AN INFRASTRUCTURE FUND
GRANT FROM WESTCHESTER COUNTY FOR THE BALDWIN PLACE
AFFORDABLE SENIOR HOUSING DEVELOPMENT**

WHEREAS, the Housing Action Council or a limited liability company or partnership to be formed by the HAC (the "HAC"), will acquire approximately five (5) acres of land located at Route 6 and Mahopac Avenue, Baldwin Place in the Town of Somers (the "Town") (Sheet 4.20, Block 1, portion of lot 15) for the purpose of providing affordable senior rental housing for a period of 50 years (the "project")

WHEREAS, in order to make this project suitable for development, infrastructure must be constructed, including, but not limited to, curbing, sidewalks, roadways, sanitary sewer and water mains, fire hydrants, light poles and landscaping; and

WHEREAS, this project is in need of assistance from Westchester County Housing Implementation Fund for the subsidization of infrastructure costs for affordable housing; and

WHEREAS, the Town has a need for affordable senior housing.

NOW THEREFORE BE IT RESOLVED, that the Supervisor is hereby authorized to submit an application to Westchester County for an infrastructure fund grant for the Project up to \$1,200,000; and

BE IT FURTHER RESOLVED, that the Town Supervisor is authorized to enter into an appropriate intermunicipal agreement to facilitate said grant, said agreement to be in a form and content acceptable to the Corporation Council.

Somers
Carbon
Footprint

The Supervisor said that the next item was with regard to Somers Carbon Footprint. Mr. Herb Oringel stated that he was present to discuss with the Town Board establishing the carbon footprint for the Town of Somers. He said that the Town of Somers had an opportunity to do something innovative by establishing a carbon footprint that they will work on and a sustainable Somers plan of action. Discussion ensued with regard to a Consultant service, fund grants and the service that would be provided. The Supervisor suggested scheduling an interview meeting with the Consultants for the September work session and she asked Mr. Oringel to put some information together for the Board.

Home Rule

The next item on the agenda was Home Rule message to allow for low interest loans for energy audits and improvements. Mr. Oringel said that Bedford applied to do this and achieved it. He explained that it allows the municipality to loan monies to homeowners for energy saving improvements to their homes. The Supervisor said that she was not sure if she had forwarded the information to the Board and suggested that they put this over to next month as well.

Mr. Folberth, said that most of the things that Mr. Oringel was saying was a duplication of services. He said for instance NYSEG would do a survey of your home and let you know how efficient it was. He said that grant money was not free money it was paid for by taxes.

Holiday
Decoration
Policy

The Supervisor said that the next item on the agenda was with regard to a Holiday Decoration Policy. She said that she had an offer to donate to the Town a larger menorah than was currently displayed. She said that as part of that she thought the Board should adopt a policy. The Supervisor explained that she asked the Town Attorney to recommend something and he took something from another Town that he worked with. She read the policy to the Board and they discussed how it would apply to the Town of Somers. Mr. Wolhberg said that he was there to make sure that if people wanted to put up a holiday decoration they can do so with some degree of equality. He said that what precipitated this was that he always admired the tree that the Town had, he asked why there was no menorah and he was advised that there was a menorah. He said that all he could see was the light and not the menorah. Mr. Wolhberg said that he offered to donate a menorah to the Town. He said that the Supervisor was very helpful to him and the Town Attorney came up with a policy. He said that the only thing with the policy he would like to change was with regard to number 8, he did not think they should be responsible for vandalism. Mr. Wolhberg said that he was before the Town Board informally representing the Jewish War Veterans, Shalom Society of Heritage Hills and Moishe Rosen, they were delighted that he was there speaking on their behalf. He suggested that this holiday season they be allowed to place a menorah near the present Holiday Tree. Mr. Folberth said that the tree in the front of the Town House was a pine tree, he said that his father planted that tree and there was a twin to it at the Lake Purdy Club House. He said that his father also started putting the lights on it. The Supervisor asked the Town Attorney to draft the policy for Somers and they would revisit it.

Lease of
Police
Vehicle

The next item was with regard authorizing the lease of a Police vehicle. The Supervisor said that this item was being removed.

Salary
schedule
for PT
Police

The Supervisor said that the next item was to adopt a salary schedule for Part-Time Police Officers. She said in looking at this issue she came to the realization that they never adopted the salary schedule that they implemented and were using. Councilman

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Clinchy asked how long ago that was. The Supervisor said that was about 2 years ago. The Director of Finance confirmed that it was 2years ago during budget reviews.

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

RESOLVED, that upon the hiring of a new Part-time Police Officer the following pay scale shall be implemented:

Beginning Salary	80% of top salary
Year 2	85% of top salary
Year 3	90% of top salary
Year 4	95% of top salary
Year 5	Top Pay

Hire R. Lamb – PT Police Officer

The next item on the agenda was to authorize the hiring of a Part-Time Police Officer.

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

RESOLVED, that the Town Board does hereby authorize the Police Chief to contact the Part-time Police Academy in Chatham, NY and enroll Richard Lamb at the Town’s expense of \$1,900.00 and,

DOES HEREBY, hire Richard Lamb effective September 12, 2009 (date of starting at academy) at one-half the salary of a regular Somers Police Officer at top pay while he attends the Police Academy and provide him with uniform and equipment and,

DOES HEREBY RESOLVE, that Richard Lamb, upon successfully completing the Academy will receive an increase in salary to a rate of 80% of the top salary of a Somers Police Officer for two (2) years of employment and 90% of regular salary of a Somers Police Officer for the following two (2) years of employment and that this resolution rescinds the resolution passed at the July 9, 2009 Town Board meeting.

VOTE: Ayes – 3 Councilmen Clinchy & Garrity, Supervisor Murphy
 Nays – 1 Councilman Dieter
 Absent Councilman Meyer

MOTION CARRIED

Donation of old vehicle to SFD

The Supervisor said that the next item on the agenda was to authorize the donation of an old unusable vehicle for the Amawalk-Shenorock Water District to the Somers Fire Department for their training purposes.

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

RESOLVED, that the Town Board does hereby authorize donation of old and unusable vehicle from the ASWD to the Somers Volunteer Fire Department for their use for fire training purposes.

Refer out the proposed amendments to Erosion Control and Site Plan Submittal

The next item was with regard to referring the proposed amendments from the Conservation Board to the Town Code regarding Erosion Control and Site Plan Submittals to the Town Engineer and Town Planner for comments.

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

RESOLVED, that the Town Board does hereby refer proposed amendments from the Conservation Board to the Town Code re: Erosion Control and Site Plan Submittals to the Town Engineer and the Town Planner for review and comment by September 3, 2009.

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RESOLVED, that the Town Board does hereby authorize creation of a Capital Projects Budget for labor and materials for replacement of boilers at the Library in the amount of \$45,000.00

RESOLVED, that the Town Board does hereby accept bid for installation of boilers at the Somers Library to Northeast Air, LLC, Patterson, NY 12563 in the amount of \$23,500.00. Bids received were as follows:

Northeast Air, LLC \$23,500.00
383 Haviland Drive
Patterson, NY 12563

Northern Boiler & Burner Bid was hand delivered at 11:00 AM
43 Rock Gate Farm Road Bid opening was at 10:00 AM
Mt. Kisco, NY 10549 Received too late for opening

Disposal of unusable electronic equipment and shredding of Police records

The next item on the agenda was with regard to the disposal of unusable electronic equipment and shredding of Police records. The Supervisor suggested that this be referred to the Records Management Officer for confirmation of the retention schedule and if it was approved authorize the disposal.

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

RESOLVED, that the Town Board does hereby authorize the disposal of unusable electronic equipment and shredding of Police Department records upon consultation with the Records Management Officer before disposal per memo dated August 2, 2009 from Michael W. Driscoll, Chief.

PERSONNEL:

Current Vacancies:

- Affordable Housing Board (1 – 2 year terms to July 11, 2009)
- Board of Ethics (1 – to serve at the pleasure of the Town Board)
- Parks and Recreation Board (1 – unexpired terms to March 9, 2011)
- SARAC (2 - 2 year terms to July 12, 2006)
- SARAC (4 - 2 year terms to July 12, 2007)
- Substance Abuse Council (1 – 3 year term to December 31, 2009)
- Substance Abuse Council (1 – 3 year term to December 31, 2010)
- Substance Abuse Council (1 – 3 year term to December 31, 2011)
- Affordable Housing Board (2 – 2 year terms to July 11, 2011)

Upcoming Vacancies:

Appoint G. Tuson to SEAP

The Supervisor said that it was in order to appoint Geoffrey Tuson to the Somers Energy Advisory Panel.

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

RESOLVED, that the Town Board does hereby appoint Geoffrey B. Tuson to the Somers Energy Advisory Panel to serve at the pleasure of the Board.

Hire E. Gentile – PT Chauffer for Nutrition

The Supervisor said that it was in order to hire Erica Gentile as a Part-Time Chauffer for Nutrition.

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

RESOLVED, that the Town Board does hereby authorize hiring of Erica Gentile to replace Richard Sabol as part-time chauffeur for no more than 17 hours per week,

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effective August 10, 2009 at an hourly rate of \$13.00 per memo dated July 28, 2009 from Barbara Taberer, Nutrition Program Director.

Terminate Tammi Savva as PT Senior Office Assistant and hire her FT

The Supervisor said that it was in order to terminate Tammi Savva as Part-Time Senior Office Assistant and hire her Full-Time.

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

RESOLVED, that the Town Board does hereby authorize termination of Ms. Tammi Savva as part-time Senior Office Assistant effective Friday August 28, 2008 and,

DOES HEREBY, hire her full time effective Monday, August 31, 2009 at an annual salary of \$49,803.00, Grade 4, Step II of the CSEA Contract per memo dated August 4, 2009 from Mary Beth Murphy, Supervisor.

Consensus agenda

The Supervisor said that the next item on the agenda was the consensus agenda. The Supervisor said that with regard to item number 7 the applicant had asked for a waiver. Councilman Dieter said with regard to item number 4g the section block and lot was incorrect. The Town Clerk said that with regard to item number 4n the name was spelled incorrectly.

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

Agreement w/ Virtual Town Hall

1a. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute agreement with Virtual Town Hall in the amount of \$5,395.00 for One Time Implementation Costs which includes standard design and development fees, requirements analysis, user training, web hosting, surveying/polling module, calendars, software, statistical tools and customer support, and \$3,995.00 for Annual Application Services and Hosting per memo dated June 30, 2009 from Tammi Savva, Senior Office Assistant.

2009/2010 School Tax Warrant

1b. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the 2009/2010 School Tax Warrant.

Accept Erosion Control Bond

2. RESOLVED, that the Town Board does hereby authorize acceptance of \$2,103.00 – Erosion Control Bond posed by Deans Bridge Associates, tax ID 17.08-1-8 per memo dated July 21, 2009 from Guy L. Gagne, P.E., Town Engineer.

Accept Erosion Control Bonds

3. RESOLVED, that the Town Board does hereby authorize acceptance of the following Erosion Control Bonds per memos from Guy L. Gagne, P.E., Town Engineer:

- a. \$200.00 Andriano & Sons Development Corp. Stormwater Management & Erosion & Sediment Control – 58.12.-1-12.
- b. \$200.00 Monaco – Stormwater Management & Erosion & Sediment Control – 18.09-1-2.2.
- c. \$200.00 Meadow Ridge Homes, Inc. – Stormwater Management & Erosion & Sediment Control – 4.18-1-19.
- d. \$200.00 Blue Haven Pools NY, Inc. – Stormwater Management & Erosion & Sediment Control – 38.05-2-20.

Release of Erosion Control Bonds

4. RESOLVED, that the Town Board does hereby authorize release of the following Erosion Control Bonds per memos from Guy L. Gagne, P. E., Town Engineer:

- a. \$100.00 Vegliante Steep Slope Permit – 16.10-1-40
- b. \$100.00 Pennella Wetland Permit – 6.14-1-3
- c. \$300.00 Boniello Land & Realty LTD Wetland/Steep Slope/Tree

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- Permit 58.08-1-3.2
- d. \$150.00 Toll Bros. Inc. Steep Slope Permit – 17.18-1-12
 - e. \$150.00 Toll Bros. Inc. Steep Slope Permit – 17.18-1-13
 - f. \$200.00 Smith Wetland Permit – 16.10-2-12
 - g. \$100.00 Coral Sea Pools Service Corp. Wetland Permit – 48.17-1-23
 - h. \$ 25.00 Clayborne Tree Preservation Permit – 27.05-1-7
 - i. \$ 25.00 DelPezzo Tree Preservation Permit – 27.17-1-5
 - j. \$300.00 Milian (Grisanti) Steep Slope/Erosion & Sediment Control/Tree Removal Permit – 6.16-2-45
 - k. \$100.00 Cioffi Tree Preservation Permit – 16.13-2-45
 - l. \$ 25.00 Salman Tree Preservation Permit – 27.19-1-15
 - m. \$100.00 Bretti Erosion & Sediment Control Permit – 28.09-1-10
 - n. \$300.00 Iniguez Wetland Permit – 5.18-1-37
 - o. \$ 25.00 Loyed Tree Preservation Permit – 16.14-1-6
 - p. \$ 25.00 Cord Tree Preservation Permit – 17.10-1-53
 - q. \$100.00 Borrero (Weinscheuk) Steep Slope Permit – 27.16-1-10
 - r. \$ 25.00 Gazzola Tree Preservation Permit – 47.12-1-34

Release
SEQRA
fund
deposits

5. RESOLVED, that the Town Board does hereby authorize release of the following SEQRA fund deposits per memos from Guy L. Gagne, P. E., Town Engineer:

- a. \$3,840.69 Soprano – Sunrise Ridge Subdivision –
- b. \$ 238.10 Silvio Management Corporation Amended Site Plan
- c. \$ 285.75 Moreau – Super Stop & Shop Site Plan
- d. \$ 239.55 Murphy – Murphy Subdivision
- e. \$5,000.00 Heritage Hills – Heritage Hills of Westchester Maintenance Yard Site Plan
- f. \$ 580.03 Heritage Hills of Westchester – Kilian-Jones Subdivision
- g. \$1,830.70 Heritage Hills of Westchester – Heritage Hills Wastewater Treatment Plant – Site Plan
- h. \$1,371.50 Diamond Getty – Getty Service Station Site Plan
- i. \$3,911.34 Lafayette Street Properties, LLC – Wooded Acres Subdivision

Transfer
unclaimed
application
deposits

6. RESOLVED, that the Town Board does hereby authorize transferring \$4,692.00 in unclaimed applicant deposits to the General Fund per memo dated July 13, 2009 from Joan E. Kachmarik, Director of Finance.

Filming
Permit

7. RESOLVED, that the Town Board does hereby authorize the issuance of a Filming Permit to Brigitte Liebowitz & Lisa Perry and Rex Realty of Connecticut (King Kone)Route 100, Tax ID 38.17-1-2 to be filmed on August 27-28 or (2) days first week of September.

Public Hearing for
the proposed
Martin/Pierz
extension of the
ASWD

8. RESOLVED, that the Town Board does hereby authorize the scheduling of a Public Hearing for the proposed Martin/Pierz extension of the Amawalk-Shenorock Water District for Thursday, September 10, 2009.

The Town Clerk announced that last month there was a typo on the agenda with regard to the Paving Grant, it stated for the Park and Library Parking Lots and it should have read for the Park and Town House Parking Lots. She said that the Resolution was drafted correctly; she just wanted to note the discrepancy.

The Supervisor reminded that there was going to be a Food Drive, August 19th and 20th, drop off sites were the Town House, Library, Parks Office and Nutrition. She said that there was also going to be a Blood Drive September 1st at the Town House.

Claims for the payment of all Town Bills in the amount of \$817,320.24 were presented and allowed for payment as shown on the Abstract of Audited Claims on file in the office of the Town Clerk.

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Thereupon motion of Supervisor Murphy, seconded by Councilman Garrity, the meeting was adjourned at 10:50 PM.

Town Clerk