

NOVEMBER 9, 2017 – REGULAR MEETING

Minutes of a regular meeting of the Town Board of the Town of Somers held on Thursday evening November 9, 2017 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. Cirieco
	Councilman	William G. Faulkner

ABSENT:

Also present were Patricia Kalba, Town Clerk, Linda Verderame, Deputy Town Clerk and Roland A. Baroni, Jr., Town Attorney.

The Supervisor began the meeting with a Moment of Silence in memory of those who lost their lives in the shooting at the First Baptist Church in Sutherland Springs, Texas.

PUBLIC COMMENT:

Mr. Thomas Newman, Tomahawk Street, said that he wanted to thank the Town of Somers, he had the privilege of participating in the Town Election as a candidate for Town Board. He stated the even though he did not prevail it was a wonderful experience and he congratulated the winners of the Election. He said that it was a great experience to be involved in the Town and meet so many of the residents of the Town. Mr. Newman said that it was a rewarding experience and he encouraged anyone who had an interest to come forward and see if they could make a contribution. He also thanked the Town Board for all that they did for the Town. He said that he looked forward to being of service to the Town in the years to come.

The Supervisor thanked Mr. Newman for his generous comments. He said that campaigning was a lot of work and very time consuming and he applauded all of Mr. Newman's efforts.

Councilman Clinchy congratulated Councilman Cirieco and Councilman Faulkner on their victories. He said that running for Elections was a lot more work than people thought. He thanked Mr. Newman for putting himself forward.

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

Approval of Minutes

The first item of the agenda was the approval of the minutes.

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

RESOLVED, that the Town Board does hereby accept the minutes of the October 5, 2017 Work Session and the October 12, 2017 Regular Meeting.

Monthly Reports

The Town Clerk presented monthly reports from the Town Clerk, Building Inspector, Zoning Board of Appeals, Plumbing, Bureau of Fire Prevention, Parks and Recreation, Planning and Engineering, Tax Receiver and Director of Finance. She also announced that Top Hibachi located at 80 Route 6, Suite 501, Baldwin Place, was applying for a new Liquor License.

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Presentation of Proclamation

The Supervisor said that the next item on the agenda was a presentation of a Proclamation to Town resident, Mr. Richard Leaf. Councilman Clinchy said that every March he noted the great High School week in Westchester, the Basketball Tournament at the County Center. He said that he annually proclaimed that all good things on earth stem from Somers and an example of that was Mr. Roman Catalino, Director of the Boys Basketball Tournament and the Somers School District Athletic Director, Mr. Howard Green, officiates the officiating and was a Somers resident and the Voice of the County Center was Mr. Leaf, a longtime Somers resident. He said that evening they had the privilege of honoring Mr. Leaf, this was on the heels of Mr. Leaf being Elected to the Westchester County Sports Hall of Fame. Councilman Clinchy spoke to all that Mr. Leaf had done with charm, grace and unselfishness over the many years and different facets of his career and pointed out many accolades that he had received.

Mr. Leaf welcomed everyone to the Elephant Hotel, Somers most famous arena.

The Supervisor read Mr. Leaf’s Proclamation of gratitude and thanks and declared Friday, November 10, 2017 Rich Leaf Day in the Town of Somers.

Mr. Leaf thanked the Supervisor and Town Board and stated the he was very honored to receive the Proclamation.

2018 Budget

The next item was with regard to the 2018 Budget. The Supervisor said that the actions they were going to take that evening were to adopt the Town Officials Salaries for 2018, adopt the 2018 Preliminary Budget and schedule the public hearing with regard to the 2018 Preliminary Budget for December 7, 2017.

Councilman Garrity said that he wanted to clarify that the Tentative Budget looked as if only the Councilmen were getting a raise in salary for 2018. He said that the Board was currently in negotiations with the CSEA and until that agreement was reached they were unsure of the rate of increases. He said that evening they were going to be approving the salaries for the Supervisor, Councilmen, Town Clerk and Superintendent of Highways.

Supervisor Morrissey recused himself from the discussion and vote with regard to his salary.

Councilman Garrity said that there should be an increase to the Supervisor’s salary as the other employees would be receiving. He suggested that the Supervisor receive a 1.75% increase that was going to be given to the other employees.

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

RESOLVED, that pursuant to Section 108 of Town Law, the Town Board does hereby specify the proposed salary for the Supervisor to be included in the Notice of Public Hearing on the Preliminary Budget for the year 2018 as follows:

SUPERVISOR \$104,032.00

VOTE: AYES 4 Councilmen Clinchy, Cirioco, Faulkner & Garrity
RECUSED 1 Supervisor Morrissey

Adopt Salaries

The Supervisor said that it was in order for the Board to adopt the salaries for the other Elected Officials as required by Law. He said that for those positions his Tentative Budget was proposing a 1.75% increase and he felt that it was warranted.

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

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RESOLVED, that pursuant to Section 108 of Town Law, the Town Board does hereby specify the proposed salary for the Town Officials to be included in the Notice of Public Hearing on the Preliminary Budget for the year 2017 as follows:

COUNCILMAN (4) each	\$ 12,612.00
TOWN CLERK	\$ 74,255.00
SUPERINTENDENT OF HIGHWAYS	\$106,961.00

Adopt 2018
Budget

The Supervisor said that it was in order for the Board to adopt the 2018 Tentative Budget as the 2018 Preliminary Budget.

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

RESOLVED, that the Town Board after review of the Tentative Budget, made changes, alterations and revisions as the Board deemed advisable, adopted the Tentative Budget with changes therein to date as the Preliminary Budget of the Town of Somers for the year commencing 2018.

Schedule PH
for Budget

The Supervisor said that it was in order for the Board to schedule the public hearing with regard to the 2018 Preliminary Budget for December 7, 2017.

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

RESOLVED, that the Town Board does hereby schedule a public hearing to be held at the Town House, 335 Route 202, Somers, New York, on Thursday, December 7, 2017 at 7:00 P.M., to consider the year 2018 Preliminary Budget for the Town of Somers.

Councilman Garrity pointed out that the 2018 Preliminary Budget would be available on the Town website and in the Town Clerk's Office.

The Supervisor said that the Preliminary Budget was well under the Tax Cap with a proposed increase of .289%

PERSONNEL:

Current Vacancies:

Affordable Housing Board (2 – 2 year terms ending July 11, 2019)
Partners in Prevention (3 – 3 year terms ending December 31, 2019)

Upcoming Vacancies:

Bureau of Fire Prevention (3 – 1 year terms ending December 31, 2017)
Library Board of Trustees (1 – 5 year term ending December 31, 2017)
Partners in Prevention (4 – 3 year terms ending December 31, 2017)
Planning Board (1 – 7 year term ending December 31, 2017)
Zoning Board (2 – 5 year terms ending December 31, 2017)

Acknowledge
B. Prince
resignation of
ZBA

The Supervisor said that it was in order for the Board to acknowledge the resignation of Mr. Bruce Prince from the Zoning Board of Appeals. He thanked Mr. Prince for his service on the Zoning Board of Appeals and stated that he would be a great addition to the Planning Board.

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

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RESOLVED, that the Town Board does hereby acknowledge the resignation of Mr. Bruce Prince as member of the Zoning Board of Appeals effective November 3, 2017.

Planning Board joint meeting

The Supervisor announced that on November 29th at 7:00 PM at the Town House, the Planning Board was hosting a joint meeting with the Architectural Review Board, Open Space Committee and Historical Properties Board to discuss future sidewalk plans. He said that they would also be discussing the sidewalks that were currently in the Somers Crossing Community Benefits Agreement. He said that property owners were going to be invited to discuss their interest in efforts to decide which side of the street the sidewalks should be installed.

Consensus Agenda

The Supervisor said that the next item on the agenda was the consensus agenda.

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

Reinstate health ins.

1. RESOLVED, that the Town Board does hereby authorize the reinstatement of Health Insurance for Employee #001702 per email dated October 27, 2017 from Rick Morrissey, Supervisor.

RFP Window Cleaning

- 2a. RESOLVED, that the Town Board does accept Request for Proposals (RFP) for window cleaning at the Town House and Annex and does authorize the Supervisor to execute a Contract with Arco Cleaning, in the amount of \$1,600.00 per memo dated October 12, 2017 from Efreem Citarella, Building Inspector.

RFP Gutter Cleaning

- 2b. RESOLVED, that the Town Board does accept Request for Proposals (RFP) for upper gutter cleaning at the Town House, Annex and Wright-Reis Homestead and does authorize the Supervisor to execute a Contract with Old Greenwich Gutter and Window Cleaning, LLC, in the amount of \$1,320.00 per memo dated October 12, 2017 from Efreem Citarella, Building Inspector.

In-Rem Unpaid Taxes

3. RESOLVED, that the Town Board does hereby authorize the Town Attorney to commence In-Rem Proceedings in relation to unpaid taxes by Property Owners per email dated October 24, 2017 from Rick Morrissey, Supervisor.

Schedule PH Water Charges

4. RESOLVED, that the Town Board does hereby schedule a public hearing to consider an increase in the 2018 Water Charges for the Amawalk-Shenorock Water District, the Windsor Farms Water District and the Amawalk Heights Water District for December 14, 2017.

Letter of Credit Somers Estates

5. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute a Letter of Credit No.: S93059188 for the Somers Estates Subdivision extending the expiration date to November 19, 2018 per memo dated October 25, 2017 from Steven Woelfle, Principal Engineering Technician.

Erosion Control Bond

6. RESOLVED, that the Town Board does hereby authorize the transfer of the following Erosion Control Bond to the General Fund per memo dated October 26, 2017 from Steven Woelfle, Principal Engineering Technician:

- a. \$300.00 Fiore – Erosion Control Bond – 47.08-1-16
- b. \$200.00 Rosenthal – Erosion Control Bond – 27.12-1-9
- c. \$200.00 Barefoot & Basher – Erosion Control – 18.13-2-29

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Order &
Judgement

7. RESOLVED, that the Town Board does hereby authorize the Town Attorney to execute an Order and Judgement in the following matter: Ransebr, Inc. vs. Town of Somers – Index No. 67011/13 et al.

Refund of
SEQRA
Fees

- 8a. RESOLVED, that the Town Board does hereby authorize the refund of SEQRA Professional Fees for Mews at Baldwin Place to Mr. Ken Kearney, Kearney Realty & Development Group, PO Box 925, Baldwin Place, New York 10505 in the amount of \$64.31 per memo dated October 31, 2017 from Syrette Dym, Director of Planning.
- 8b. RESOLVED, that the Town Board does hereby authorize the refund of SEQRA Professional Fees for Verizon Wireless/Amato Prop. to Snyder & Snyder LLP, 94 White Plains Road, Tarrytown, New York 10591-5519 in the amount of \$2,655.59 per memo dated October 30, 2017 from Syrette Dym, Director of Planning.

Release
Erosion
Control
Bond

- 9a. RESOLVED, that the Town Board does hereby release the following Erosion Control Bond per memo dated October 30, 2017 from Steven Woelfle, Principal Engineering Technician:

\$500.00 Boniello Stormwater Management and Erosion and Sediment Control Permit #ASMESC2016-25 – 48.17-1-37

- 9b. RESOLVED, that the Town Board does hereby release the following Erosion Control Bond per memo dated November 1, 2017 from Steven Woelfle, Principal Engineering Technician:

\$500.00 Norton Wetland and Stormwater Management and Erosion and Sediment Control Permit #AWSMESC2016-30 – 28.06-1-33

- 9c. RESOLVED, that the Town Board does hereby release the following Erosion Control Bond per memo dated November 1, 2017 from Steven Woelfle, Principal Engineering Technician:

\$17,175.00 Merritt Park Subdivision Erosion Control Bond – Resolution No.: 2010-02

Councilman Garrity said that he was at the E-waste Drop-off over the weekend. He said that it was a great day and a lot of stuff was collected.

The Supervisor said that the Annual Bulk Refuse Drop-off ended on November 18th, information was available on the Town website.

The Supervisor said that the Rewilding School was holding their last class on Sunday November 19th.

The Supervisor said that the Town of Somers Veteran's Day Parade and Ceremony was Saturday, November 11th, lineup at the Town House was at 10:30 AM. Councilman Garrity said that Veteran's Day fell on a weekend this year and urged all to join the Town in honoring the Veterans.

The Supervisor said that the Affirmation Presbyterian Church was running a Christmas Child, Operation Shoebox program. He said that shoe boxes would be collected on Monday, November 13th and 20th. He said that there was a flyer on the Town website with what was needed. The Supervisor said that there was going to be a Ribbon Cutting on Monday, November 13th at 7:30 AM to kick-off the program.

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The Supervisor said that Primrose Elementary PTA Holiday Happiness was being held on Saturday, December 2nd from 10:00 AM to 4:00 PM at Primrose Elementary School.

The Supervisor said that the Somers Historical Society was hosting their 3rd Annual Gingerbread Festival drop-off was on Sunday, December 3rd at the Wright Reis Homestead from 10:00 AM to 11:00 AM.

The Supervisor said that Saint Luke's Food Pantry was always seeking non-perishable food donation, especially during the holidays. He urged all that were able to make a donation.

Councilman Garrity wished all a very Happy Thanksgiving.

Claims for the payment of all Town Bills in the amount of \$1,136,384.96 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 Ciriaco, the meeting was adjourned at 7:40 PM

Town Clerk