



MINUTES
TOWN BOARD
TOWN OF OSSINING
IN PERSON AT
MUNICIPAL BUILDING
1st FLOOR CONFERENCE ROOM
16 CROTON AVE – OSSINING, NEW YORK
AND VIA VIDEO CONFERENCING

July 11, 2023
REGULAR MEETING
7:30 P.M.

SUPERVISOR
Elizabeth R. Feldman

COUNCILMEMBERS
Gregory G. Meyer Angelo A. Manicchio
Jennifer Fields-Tawil Matthew J. Weiss

I. CALL TO ORDER-PLEDGE OF ALLEGIANCE-ROLL CALL

The Regular meeting of the Town Board of the Town of Ossining was held on July 11, 2023 at the Municipal Building, 16 Croton Ave, Ossining, NY 10562 AND via video conference. The meeting was called to order at 7:30 PM by Supervisor Elizabeth R. Feldman. Members of the Board present were: Councilmembers Gregory G. Meyer, Angelo A. Manicchio, Jennifer Fields-Tawil, Matthew J. Weiss. Also present were Town Counsel Christie Tomm-Addona and Town Clerk Susanne Donnelly.

II. PRESENTATION

- Village & Town Water IMA Discussion, Village Manager Karen D'Attore

[Water IMA – Town & Village of Ossining Presentation](#)

III. DEPARTMENTAL REPORT

- Town Building Inspector Jon Turnquist spoke about new permits issued by the Town Building Department, small residential additions, the Triannual Fire Inspection, conversions from oil systems to gas systems, solar panels being added to homes, Storm Water Pond Restoration, and updating the Town Building Department to a new computer system.
- Town Treasurer Dale Brennan spoke about the sales of houses slowing down and as a result the first half mortgage revenue that came in June equaled 51% whereas in the past when it was 100%. Town expenses are up to 50% halfway through the year. The Town is keeping an eye out on the tax expenditure lines, as payments will be made on them on the voucher run for July 25, 2023 meeting. The Bond Market will be on July 20, 2023 this year.

IV. SUPERVISOR AND TOWN BOARD ANNOUNCEMENTS

Town supervisor Liz Feldman said the following:

Due to all the heavy storms, our community experienced severe flooding. Sections of the MTA Metro-North Railroad's Hudson Line tracks at Croton Harmon have become impassable, and service between Croton-Harmon and Poughkeepsie has been suspended.

Unfortunately, Tarrytown had a sewage spill. With that being said, it is advised not to go into the water until further notice. If there are any areas you feel need evaluating, please let the highway department know. Join us at the Louis Engel Park on the Ossining Waterfront for an incredible lineup of talented artists, curated by Mike Risko Music, who will fill the summer air with soulful melodies and rocking tunes throughout the season. The concert will be starting promptly at 7 PM

We are thrilled to announce that there is a incredible lineup of food vendors organized by the Greater Ossining Chamber of Commerce that will be offering a wide variety of delicious options at the upcoming River Jam 2023 Summer Concert on July 11th! Get ready for a mouthwatering selection of culinary delights. In addition, Sing Sing Kill will be serving their craft beverages and will be joined by 6 degrees

We extend our heartfelt gratitude to our incredible sponsors who have made this event possible. A special thank you goes to Sing Sing Kill Brewery, Mike Risko Music, New York Presbyterian, The Greater Ossining Chamber of Commerce, The Village of Ossining Recreation and Parks, Gracelane Kennels, Briarcliff Pediatric Dentistry, Matero Fine Jewelry, and Schatz Realty Group. Thank you for partnering with us and for your commitment to our community.

A big congratulations to our local businesses on winning the Best of Westchester award! Your exceptional achievement is a testament to your hard work and dedication. Well done!

Food & Drink

Empanada: Wanna Empanada
New Food Truck: Brothers Fish & Chips

Home & Garden

Flooring Shop: Westwood Flooring & Design
Frame Shop: The Art Barn
Home-Accessories Store: Melita's Home

Shopping:

Music Store: Mike Risko Music School
New Book Store: Hudson Valley Books for Humanity
Optical Store: Raymond Opticians

Fun & Leisure

Library: Ossining Public Library

Kids:

After-school Program: Mike Risko Music School
Baby Clothes: Melita's Home
Boy's Clothes: Melita's Home
Children's Library: Ossining Public Library
Dining with Kids: DD's Diner
Music School: Mike Risko Music School

Services

Pet Boarding: Gracelane Kennels
Shoe Repair: Tony's Shoe Repair

Community & Media

Sustainability Committee: Green Ossining

We are excited to announce an opportunity to make a real difference in our town. The Town of Ossining is seeking passionate individuals to join the

Board of Ethics (BOE). As a member of the BOE, you'll have the chance to actively promote transparency and ethical practices within our community.

Here are some key details:

Regular BOE meetings held twice a year.

Meetings take place at Town Hall, 16 Croton Avenue, Ossining, NY, or at other locations within the town as determined by the BOE.

In addition to regular meetings, there will be specific sessions for handling Verified Complaints and Requests for Advisory Opinions.

V. LIAISON REPORTS

VI. PUBLIC COMMENT ON AGENDA ITEMS

VII. BOARD RESOLUTIONS

A. Approval of Minutes—Regular Meeting – June 27, 2023

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following resolution be approved.

Resolved, that the Town Board of the Town of Ossining hereby approves the June 27, 2023 minutes of the Regular Meeting as presented.

Motion: Carried

B. Approval of Voucher Detail Report

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following resolution be approved.

Resolved, that the Town Board of the Town of Ossining hereby approves the Voucher Detail Report dated July 11, 2023 in the amount of \$556,628.43.

Motion: Carried

C. Stipulation of Agreement – CSEA

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following resolution be approved.

BE IT RESOLVED, the Town Board hereby authorizes the Supervisor to sign a stipulation of agreement with the Civil Service Employees Association, Inc.

Motion: Carried

D. New York State Liquor Authority Special Event Permit Application - Ossining Fire Department Parade

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following resolution be approved.

Resolved that the Town Board of the Town of Ossining hereby authorizes the Supervisor to sign the Landlord Authorization Form for the New York State Liquor Authority Special Event Permit Application made by the Ossining Fire Department for the Ossining Fire Department parade on August 4, 2023 at Louis Engel Park; and

Be it further Resolved, that the applicant will provide proof of insurance and the letter of indemnity to the Town in a form acceptable to Counsel to the Town.

Motion: Carried

E. Resolution – Tax Certiorari Settlement – 172 Highland LLC

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following resolution be approved

BE IT RESOLVED, at the recommendation of the Town Assessor and the Town Special Counsel and finding it to be in the best interest of the Town, the Town Board approves the settlement of the tax certiorari proceedings pending as 172 Highland LLC v. Assessor of the Town of Ossining et al. (Westchester County Supreme Court Nos. 65002/19, 60365/20, 62897/21, and 65083/22) for the property located at 172 N. Highland Ave (Section 89.15, Block 1, Lot 13) as set forth in the proposed consent judgment with a refund issued by the Town in the amount of \$135.96 and

BE IT FURTHER RESOLVED, the Town Supervisor, Town Assessor, Town Receiver of Taxes, Town Comptroller, Town Tax Certiorari Attorney and other relevant staff are authorized to take the necessary and appropriate actions to execute, file, process and make payment of the aforementioned settlement.

172 HIGHLAND LLC								
172 NORTH HIGHLAND AVENUE								
Index Nos. 65002/19; 60365/20;62897/21;65083/22								
Muni 554203			Section 89.15-1-13					
Assessment Year	Tax Year	Original Assessment	Reduced Assessment	Reduction	Town Gen'l Rate	Town Refund	Ambulance District OVAC	Ambulance District Refunds
2019	2020	1,025,000	1,005,000	20,000	0.759922	15.20	0.210429	4.21
2020	2021	1,029,800	1,010,000	19,800	0.756408	14.98	0.205132	4.06
2021	2022	993,000	920,000	73,000	0.781235	57.03	0.204433	14.92
2022	2023	957,800	930,000	27,800	0.729879	20.29	0.189666	5.27
Total:						107.50		28.46
Town General Fund Refund							\$ 107.50	
Ossining Ambulance District Refund							\$ 28.46	
Total Town Refund							\$ 135.96	

Motion: Carried

F. Finance- Capital Project #2023-5246 – 2023 Ryder Park Playground Equipment-Parks

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following resolution be approved

Resolved, that the Town Board of the Town of Ossining authorizes opening a 2023 Capital Project #2023-5246, entitled “2023 Ryder Park Playground Equipment” for the Town Parks Department, with a project budget of \$100,000. The project will be funded from a NYS CREST (Community Resiliency, Economic Sustainability, and Technology Program) Grant.

Increase Capital Projects Fund Appropriations:

<u>Account No.</u>	<u>Account Name</u>	<u>Amount</u>
370 7110.200.5246	2023 Ryder Park Playground Equipment	<u>\$100,000.00</u>

Total Increases to Capital Projects Fund Appropriations **\$100,000.00**

Increase Capital Projects Fund Estimated Revenues:

<u>Account No.</u>	<u>Account Name</u>	<u>Amount</u>
370 0300.3089.5246	NYS CREST Grant	<u>\$100,000.00</u>

Total Increase to Capital Projects Fund Estimated Revenues **\$100,000.00**

Motion: Carried

G. Finance- Capital Project #2023-5247 – 2023 Ryder Park Playground Resurfacing-Parks

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following resolution be approved.

Resolved, that the Town Board of the Town of Ossining authorizes opening a 2023 Capital Project #2023-5247, entitled “2023 Ryder Park Playground Resurfacing” for the Town Parks Department, with a project budget of \$100,000. The project will be funded from a NYS CREST (Community Resiliency, Economic Sustainability, and Technology Program) Grant and a transfer from General Fund.

Motion: Carried

Increase Capital Projects Fund Appropriations:

<u>Account No.</u>	<u>Account Name</u>	<u>Amount</u>
370 7110.200.5247	2023 Ryder Park Playground Equipment	<u>\$100,000.00</u>

Total Increases to Capital Projects Fund Appropriations \$100,000.00

Increase Capital Projects Fund Estimated Revenues:

<u>Account No.</u>	<u>Account Name</u>	<u>Amount</u>
370 0500.503100	I/F Transfer from General Fund	\$ 25,000.00
370 0300.3089.5246	NYS CREST Grant	<u>75,000.00</u>

Total Increase to Capital Projects Fund Estimated Revenues \$100,000.00

Increase General Fund Estimated Expenditures:

<u>Account No.</u>	<u>Account Name</u>	<u>Amount</u>
100 9901.905	I/F Transfer to Capital Fund	<u>\$25,000.00</u>

Total Increase to General Fund Estimated Expenditures \$25,000.00

Increase General Fund Estimated Revenues:

100 0600.4795	General Fund Balance	<u>25,000.00</u>
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Total Increase to General Fund Estimated Revenues \$25,000.00

Motion: Carried

H. Finance- 2023 Parks Budget Adjustment

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following resolution be approved.

Resolved, that the Town Board of the Town of Ossining authorized a budget adjustment of \$60,000 to the Parks Maintenance of Ball Fields operating budget for bleachers/bleacher pads, dugouts and drainage work for Ryder and Finch Fields with a transfer from General Fund Balance.

Increase General Fund Estimated Expenditures:

<u>Account No.</u>	<u>Account Name</u>	<u>Amount</u>
100 7110.484	Maintenance of Ball Fields & Lights	<u>\$60,000.00</u>

Total Increase to General Fund Estimated Expenditures \$60,000.00

Increase General Fund Estimated Revenues:

100 0600.4795	General Fund Balance	<u>\$60,000.00</u>
Total Increase to General Fund Estimated Revenues		\$60,000.00

Motion: Carried

I. Finance- 2023 Adjust and Close Capital Project #2021-5228 – 2021 McCarthy Drive Road Restoration-Highway

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following resolution be approved.

Resolved, that the Town Board of the Town of Ossining authorizes adjusting the 2021 Capital Project #2021-5228, entitled “2021 McCarthy Drive Road Restoration” for the Town Highway Department, with an original project budget of \$2,350,000 adjusted to \$2,069,333.38, transfer the remaining funds of \$280,666.62 to the Debt Service Fund, and the project closed.

Capital Projects Fund Appropriations Adjusted:

<u>Account No.</u>	<u>Account Name</u>	<u>Amount</u>
370 5110.200.5228	2021 McCarthy Drive Road Restoration	(\$280,666.62)
370 9936.200.5228	Inter Fund Transfer Out-Debt Service	<u>\$280,666.62</u>

Total Adjustment to Capital Projects Fund Appropriations \$0.00

Motion: Carried

J. Resolution – Approving Ryder Park Application for Women's Council of Realtors Empire Local Westchester

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following resolution be approved.

WHEREAS, the Town’s Ryder Park has a pavilion that the Town rents out to the public for concerts and other events, and

WHEREAS, the Town has received an application from Ruth Lara Deane of the organization Women's Council of Realtors Empire Local Westchester (the “Applicant”) to hold a special event on July 20, 2023; and

NOW THEREFORE BE IT RESOLVED, the Town Board hereby approves the Applicant’s application to hold an event at the Ryder Park Pavilion between the hours of 4:30 pm and 7:30 pm on Thursday, July 20, 2023; and

BE IT FURTHER RESOLVED, the granting of this Application does not bind the Town to any future action or set any precedent with respect to the Applicant or pavilion/ park rentals generally and the Town Board will continue to assess each application on a case by case basis.

Motion: Carried

K. Personnel – Senior Nutrition – Appointment

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following resolution be approved.

Resolved, that the Town Board of the Town of Ossining hereby appoints Lynn Muller, Montrose, to the position of Nutrition Site Manager in the Senior Nutrition effective July 1, 2023 at an annual salary of \$65,922.

Motion: Carried

VIII. CORRESPONDENCE TO BE RECEIVED AND FILED

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following correspondence be approved.

Resolved, that the Town Board of the Town of Ossining hereby accepts the following correspondence:

- **ZBA Resolution Special Permit for Bethany Arts Community 06/05/23.**

Motion: Carried

IX. MONTHLY REPORTS:

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following monthly report be approved.

Resolved, that the Town Board of the Town of Ossining hereby accepts the following monthly reports for the month of June 2023:

- **Town Highway Department**
- **GE Helicopter**
- **Town Clerk**
- **Town Supervisor**
- **Dale Cemetery**

Motion: Carried

X. VISITOR RECOGNITION

XI. ADJOURNMENT

At 8:17 P.M., Councilmember Meyer motioned to adjourn to Executive Session for pending litigation, personnel, contract and advice of counsel, and Councilmember Weiss seconded.

Motion Carried: Unanimously

At 9:55 P.M., Councilmember Meyer motioned to leave Executive Session and Councilmember Weiss seconded.

Motion Carried: Unanimously

At 9:55 P.M., Councilmember Meyer motioned to adjourn the Regular Meeting and Councilmember Weiss seconded.

Motion Carried: Unanimously

Approved:



Susanne Donnelly, Town Clerk