



SPECIAL MEETING

**TOWN BOARD
TOWN OF OSSINING
MUNICIPAL BUILDING
53 CROTON AVENUE-BUDARZ THEATER
OSSINING, NEW YORK**

**DECEMBER 6, 2016
8:42 P.M.**

**SUPERVISOR
Dana Levenberg**

COUNCILMEMBERS

**Karen M. D'Attore Elizabeth R. Feldman
Kim L. Jeffrey Northern Wilcher, Jr.**

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

The Special Meeting of the Town Board of the Town of Ossining was held on December 6, 2016 at the Ossining Public Library-Budarz Theater, 53 Croton Avenue, Ossining, NY. The meeting was called to order at 8:42 p.m. by Supervisor Dana Levenberg. Members of the Board present were: Councilmembers Kim Jeffrey, Northern Wilcher, Karen M. D'Attore and Elizabeth R. Feldman. Also present was Budget Officer Madeline Zachacz.

II. PUBLIC COMMENT ON AGENDA ITEMS

III. BOARD RESOLUTIONS

A. Agreement- Briarcliff Little League

Councilmember Wilcher moved and it was seconded by Councilmember Jeffrey that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby authorizes the Supervisor to enter into an agreement with the Briarcliff Little League regarding field usage at Ryder Park for the time period between April 1st and October 31st for the years 2017, 2018 and 2019, including general provisions related to league conduct and procedures for the time period, in a form acceptable to Counsel to the Town.

Motion Carried: Unanimously

B. Acceptance of Donation- Briarcliff Little League

Councilmember Wilcher moved and it was seconded by Councilmember Feldman that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby accepts the donation in the amount of \$7,523.75 from the Briarcliff Little League, to be used for the express purpose of adding clay and bases to Field #2 at Ryder Park and will be credited to 010.7110.0419; and

Be it further Resolved, that the aforementioned items will hereby become property of the Town of Ossining once installed at Ryder Park.

Amendment: and be it Further Resolved, that the fence shall neither be extended in height nor width as part of this agreement.

Motion Carried: Unanimously

C. Renewal- Stirling Benefits Flexible Spending Account (FSA)

Councilmember Jeffrey moved and it was seconded by Councilmember Wilcher that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby authorizes the renewal of the Town's Flexible Spending plan through Stirling Benefits of Milford, CT, and

Be it further Resolved, that the Town Board acknowledges that the Health Care Maximum contribution will be \$2,600 in 2017.

Motion Carried: Unanimously

D. Greenway Conservancy for the Hudson River Valley Grant- Authorization to Sign MOU

Councilmember Wilcher moved and it was seconded by Councilmember Feldman that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby authorizes the Supervisor to sign a Memorandum of Understanding with the Greenway Conservancy for the Hudson River Valley, Inc., Albany, NY, to begin work on a plan for an Open Space/ Bike Lane/ Connectivity Corridor.

Motion Carried: Unanimously

E. Statement of Support for a Safe, Inclusive and Unified Ossining

Councilmember Jeffrey moved and it was seconded by Councilmember Wilcher that the following be TABLED:

Whereas, there has been an outpouring of support across our nation for families and groups who share concerns and fears over how they may be adversely impacted by changes in our government; and

Whereas, the Town Board of the Town of Ossining wishes to lend our voices to that support, and affirm that the Town of Ossining will always strive to be a welcoming, inclusive place for all of our residents and visitors;

Now, therefore be it Resolved, that the Town Board of the Town of Ossining hereby issues the following statement:

“The Town Board of the Town of Ossining does hereby condemn any and all acts of discrimination, violence, or intimidation, or any acts that serve to disenfranchise members of our community based on their national origin, gender, sexual orientation, race, sex, disability or religion. We refuse to tolerate behavior in the Town of Ossining that causes anyone to feel unsafe or unwelcome, and we are committed to the preservation of the freedom we have come to enjoy, underpinned by the equality and rights for which our country's founders fought, and by which our nation was formed.”

Motion Carried: TABLED

F. Order Calling a Public Hearing in the matter of the Petition for Extension of the Ossining Consolidated Sewer District

Councilmember Wilcher moved and it was seconded by Councilmember Jeffrey that the following be approved:

Whereas, a written petition, dated December 5th, 2016, in due form and containing the required signature, has been presented by Birney Kubica and Akira Onoyama to the Town Board of the Town of Ossining, Westchester County, New York, for the extension of the Ossining Consolidated Sewer District in said Town; and

Whereas, said premises are known as 12 Tavano Road, Ossining, New York , and also known as Section 90.10, Block 3, Lot 21 on the Tax Map of the Town of Ossining, and

Whereas, the improvements proposed for said Sewer District Extension consist of the construction and installation of a sewer system, including sewer main, manhole and other improvements incidental thereto, all as more described in the map and plan accompanying

the aforesaid petition, which map and plan are on file in the Town Clerk's Office of said Town for public inspection during regular business hours; and

Whereas, the cost of establishing such Sewer District Extension shall be borne entirely by the Petitioner; and

Whereas, it is now desired to call a Public Hearing to consider the Petition for the proposed establishment of said Sewer District Extension pursuant to Section 193 of the Town Law, as well as for purposes of determining the environmental impact of said action; Now Therefore be it

Ordered, by the Town Board of the Town of Ossining, Westchester County, New York, as follows:

Section 1: A meeting of the Town Board of the Town of Ossining, Westchester County, New York, shall be held at Village/ Town Hall at 16 Croton Avenue, in Ossining, New York, on the 20th day of December, 2016, at 7:30p.m., for the purpose of conducting a public hearing to consider the aforementioned Petition and to hear all persons interested in the subject thereof concerning the same.

Section 2: The Town Clerk is hereby authorized and directed to cause a certified copy of this Order to be published in the Gazette and posted in the manner provided by law.

Section 3: This Order shall take effect immediately.

Motion Carried: Unanimously

G. Retainer Agreement- Leavitt Legal

Councilmember Jeffrey moved and it was seconded by Councilmember Wilcher that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby retains the services of Benjamin Leavitt of Leavitt Legal, Inc. to represent former Supervisor Susanne Donnelly in the matter of Dale Cemetery Management Corp, et. al. v. Donnelly, et. al.

Motion Carried: Unanimously

H. Planning 4 Health Task Force- Authorization to Sign MOU

Councilmember D'Attore moved and it was seconded by Councilmember Wilcher that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby authorizes the Supervisor to sign a Memorandum of Understanding with members of NY Metro Planners4Health Task Force, subject to approval by Counsel to the Town.

Motion Carried: Unanimously

IV. ADJOURNMENT-EXECUTIVE SESSION-PERSONNEL

At 9:03 P.M., Councilmember Wilcher moved and it was seconded by Councilmember D'Attore that the meeting be adjourned to Executive Session

Motion Carried: Unanimously

At 9:42 P.M., Councilmember D'Attore moved and it was seconded by Councilmember Jeffrey to leave Executive Session

At 9:43 P.M., Councilmember D'Attore moved and it was seconded by Councilmember Feldman that the meeting be adjourned

Approved:

Mary Ann Roberts Town Clerk