

**TOWN BOARD
TOWN OF OSSINING
OSSINING, NEW YORK**

**REGULAR MEETING
APRIL 13, 2004
7:30 p.m.**

**POLICE/COURT
FACILITY
86-88 Spring Street**

I. CALL TO ORDER

The Regular Meeting of the Town Board of the Town of Ossining was held on April 13, 2004 in the Police/Court Facility, 66-68 Spring Street. The meeting was called to order at 7:30 p.m. by Supervisor John Chervokas. Other members of the Board present were Michael G. O'Connor, Geoffrey Harter, Francesca Connolly and Northern Wilcher. Also present were Thomas Beirne, Town Attorney and Mary Ann Roberts, Town Clerk.

**II. PUBLIC HEARING – Introductory Local Law No. 1 of 2004 -
Amending Chapter 82 of the Town Code
Regarding Electrical Inspections**

Supervisor Chervokas opened the public hearing at 7:31 p.m.

Attorney Beirne stated that this local law was being presented under the recommendation of the Building Inspector. The Underwriter's Lab that normally does these inspections is in financial difficulty and will no longer be able to perform those duties. Under this local law, the Building Inspector will have the ability to conduct these inspections.

At 7:32 p.m., Councilmember O'Connor moved and it was seconded by Councilmember Harter that the public hearing be closed.

Motion Carried: Unanimously

III. COMMUNITY ANNOUNCEMENTS

Councilmember Harter announced that Saturday, April 24, 2004 at 9 a.m. will be the kick off of Opening Day for the Little League with a parade from Roosevelt School on Croton Avenue to Veteran's Park. The Supervisor traditionally tosses out the first pitch of the season.

Supervisor John Chervokas announced that Stash the Trash will take place on Saturday, April 17, 2004 commencing at 9 a.m. This will be the 13th Anniversary of Stash the Trash which was initially started by former Town Councilwoman Susan Poverman. Please call Recreation at 941-3189 or just show up for the event at either the Briarcliff Municipal Building, Ossining Historical Society, the Jug Tavern or the Ossining Recreation Center. Lunch will be served at the Joseph G. Caputo Community Center after the event.

IV. TOWN BOARD RESOLUTIONS

A. Approval of Minutes – March 23, 2004

Councilmember Harter moved and it was seconded by Councilmember Connolly that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby approves the Minutes of the March 23, 2004 Regular Meeting as presented.

Motion Carried: Unanimously

B. Approval of Voucher Detail Report

Councilmember O'Connor moved and it was seconded by Councilmember Connolly that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby approves the Voucher Detail Report dated April 13, 2004 in the amount of \$495,241.47.

Motion Carried: Unanimously

C. Finance – Capital Project #2004-0023 Heavy Duty Trucks

Councilmember Harter 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 creation of Capital Project #2004-0023, entitled Heavy Duty Trucks, in the amount of \$238,500, to be financed by a Bond Anticipation Note.

Motion Carried: Unanimously

D. Adoption of Local Law No. 1 – 2004

Councilmember O'Connor moved and it was seconded by Councilmember Wilcher that the following be adopted:

Resolved, that the Town Board of the Town of Ossining hereby adopts Local Law No. 1 of 2004, as follows:

LOCAL LAW 1 - 2004

Be it enacted by the Town Board of the Town of Ossining as follows:

Section 1. Chapter 82 (Electrical Standards) of the Code of the Town of Ossining is hereby amended by deleting Section 82-4 thereto and substituting for such deleted section the following:

“The Chief Inspector and each of the duly appointed inspectors of a corporation that is a member of the International Association of Electrical Inspectors, applies the National Electric Code as the standard for inspection and certification and has been approved by the Town Board, are hereby authorized to make inspections and reinspections of all electrical installations heretofore and hereafter described and to approve or disapprove the same. In no event, however, will the cost or expense of such inspections and reinspections be a charge against the Town of Ossining.”

Section 2. This local law shall take effect immediately upon filing with the Secretary of State.

Motion Carried: Unanimously

E. Sewers – Westchester County Sanitary Sewer District

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

Whereas, in December, 2001 Westchester County approved a petition submitted by the Town of Ossining to remove eligible unsewered parcels from the County sewer district, and

Whereas, 6 parcels in the Town of Ossining were excluded from the list because a nearby developer was to install a sewer line within 100 feet of the parcels, and

Whereas, the developer has since installed a sewer line along a different route that exceeds 100 feet from the parcels;

Now, Therefore, Be It Resolved, that the Town Board of the Town of Ossining hereby petitions the County Board of Legislators to remove from the Westchester County Sewer District 6 parcels in the Unincorporated Town of Ossining with a total taxable assessed value of \$171,650; and

Be It Further Resolved that copies of this resolution along with the list of parcels will be forwarded to County Legislator Richard Wishnie.

Motion Carried: Unanimously

F. Finance - 2003 Budget Adjustments

Councilmember O'Connor moved and it was seconded by Councilmember Harter that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby authorizes the following transfers to be made to the 2003 budget:

From:	Amount	To
10-9010-817 Health ins.	1,424.35	10-7110-105
	75.00	10-7110-106
	7,386.43	10-7110-101
	268.63	10-7110-103

Motion Carried: Unanimously

G. Finance - 2003 Budget Adjustments

Councilmember O'Connor 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 2003 budget to be amended as follows:

Increase revenue account 31-0031-4960 by \$19,080.24, and
Increase the following expenditures accounts by the amounts listed:

31-5110-106	\$200
31-5110-101	\$15,904.11
31-5110-105	\$2,357.12
31-5110-103	\$619.01

Motion Carried: Unanimously

H. Finance – Capital Project #9303 (North State Road Sewer District)

Councilmember Connolly moved and it was seconded by Councilmember O'Connor that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby amends the budget for capital project #9303, entitled North State Road Sewer District, to \$1,119,895. Furthermore, the Board authorizes the capital project to be closed and the surplus of \$50,774 be transferred to debt service fund of the North State sewer district.

Motion Carried: Unanimously

I. Finance – Capital Project #2001-0011 – Vehicles Senior Services

Councilmember Harter moved and it was seconded by Councilmember O'Connor that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby amends the budget for capital project #2001-0011 as follows:

Budget: \$34,000 Financed by: Federal/State 3B nutrition funding \$23,301.22
General Fund Balance \$10,698.78

Motion Carried: Unanimously

J. Finance – Capital Project #2003-0021 Gordon Avenue Drainage

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

Resolved, that the Town Board of the Town of Ossining hereby amends the budget for capital project #2003-0021, entitled Gordon Avenue drainage, to \$67,482 to be financed as follows:

Bond Anticipation Note \$55,000
Transfer from fund balance (31) in the amount of \$12,482

Motion Carried: Unanimously

K. Appointment – Animal Warden

Councilmember Harter moved and it was seconded by Councilmember Connolly that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby appoints Doreen Boyton of Ossining as Animal Warden of the Town of Ossining pursuant to the terms and conditions of the agreement for the period January 1, 2004 through December 31, 2004.

Councilmember Connolly moved and it was seconded by Councilmember Harter that the resolution be amended by adding "subject to review of contract by the Town Attorney."

Motion Carried: Unanimously

L. Assessment – Temporary Employee

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

Resolved, that the Town Board of the Town of Ossining hereby appoints Nathaniel Jackson to a temporary position in the Assessors office at a rate of \$27/hour, effective April 7, 2004.

Motion Carried: Unanimously

M. Ossining Fire Department – Special Event Permit

Councilmember Wilcher moved and it was seconded by Councilmember O'Connor that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby authorizes the Supervisor to sign the necessary documents granting permission to the Ossining Fire Department for use of Engel Park on Friday, August 6, 2004 in connection with their Annual Parade.

Motion Carried: Unanimously

N. Senior Services – Westchester County Food Establishment Permit Renewal

Councilmember Connolly 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 execute and deliver an application to the Westchester County Department of Health for a permit to operate a food service establishment at the Community Center for senior citizens.

Motion Carried: Unanimously

O. Highway – Request for Bids – 2004/2005 Materials and Supply

Councilmember Harter moved and it was seconded by Councilmember Connolly that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby authorizes the Town Clerk to advertise a Request for Bids for Highway Materials and Supplies for the period ending April 30, 2005 as specified in the bid form available in the Office of the Town Clerk. Bids are returnable to the Town Clerk's Office, 16 Croton Avenue, Ossining, no later than 10:00 a.m. on Thursday, May 13, 2004.

Motion Carried: Unanimously

V. MONTHLY REPORTS – March, 2004

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

Resolved, that the Town Board of the Town of Ossining hereby accepts the Monthly Reports for March, 2004 from Town Clerk, Receiver of Taxes and Police Department.

Motion Carried: Unanimously

VI. CORRESPONDENCE TO BE RECEIVED AND FILED

Councilmember Harter moved and it was seconded by Councilmember Connolly that the following be received and filed:

1. March, 2004 Helicopter Log from General Electric.

Motion Carried: Unanimously

VII. VISITOR RECOGNITION

Maureen Redmond, Greater Ossining Chamber of Commerce, reminded everyone to keep the date open for the 24th Annual Village Fair which will be held on June 12th. There will also be a parade associated with the Village Fair. A Cultural Exhibit will also be a part of the event. There will be more information to follow regarding the Cultural Exhibit. The next meeting of the Greater Ossining Chamber of Commerce will be held on Monday, April 26, 2004 at the Joseph G. Caputo Community Center with the meeting starting at 7:30 p.m. The topic of the program will be the Ossining School Budget. On Monday, April 19, there will be a program at the Ossining Public Library sponsored by the Library, the Chamber and Boces. It is entitled "Spanish for Non-Spanish Business Owners."

Bobby Williams, Spring Street, questioned whether the County was ready to take over the duties regarding the North State Road Sewer District. Supervisor Chervokas advised that they were. He then questioned whether there would be any new amenities at Cedar Lane Park. Councilmember Harter stated that he had attended the Recreation Advisory Meeting on Monday evening and that a number of new programs/items would be presented to the public. The Youth Basketball Team has been closed for the winter, having made the second round at the event at the County Center. A traveling Team of select individuals will be put together under the direction of Mr. Walker and a group that he chooses. It will be a 6 team league for 6 weeks during the summer. There are numerous improvements proposed particularly to Reservoir Park which will be turned into a passive park with a new walkway, dock for fishing, skating house for winter events, etc. A new park is also scheduled for Sherman Place which will be named after Mr. Jones. A split rail fence, benches, and 100 rose bushes will be planted. New basketball rims and backboard will be installed at Nelson Park and at Snowden Park. A volunteer Men's Tennis League is also in the works. Mr. Williams also questioned the barge down on the Waterfront. Supervisor Chervokas stated that a meeting with the Village, Town and Ossining Boat and Canoe Club has been set up for April 22, 2004 to discuss the numerous questions regarding the barge and its status.

VIII. ADJOURNMENT

At 8:22 p.m., Councilmember O'Connor moved and it was seconded by Councilmember Wilcher that the meeting be adjourned.

Motion Carried: Unanimously

Approved:

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Mary Ann Roberts, Town Clerk**