

TOWN BOARD
TOWN OF OSSINING
BIRDSALL-FAGAN POLICE/COURT FACILITY
86-88 SPRING STREET – OSSINING, NEW YORK
FEBRUARY 27, 2007
7:30 PM

SUPERVISOR

John Chervokas

Councilmembers

Geoffrey Harter Northern Wilcher
David Krieger Martha Dodge

I. CALL TO ORDER

The Regular Meeting of the Town Board of the Town of Ossining was held on February 27, 2007 in the Police/Court Facility, 86-88 Spring Street in Ossining. The meeting was called to order at 7:30 p.m. by Supervisor John Chervokas. Other members of the Board present were: Geoffrey Harter, Northern Wilcher, David Krieger and Martha Dodge. Also present were: Wayne Spector, Deputy Town Attorney; Connie Cerny, Budget Officer and Mary Ann Roberts, Town Clerk.

II. PUBLIC HEARING - Cabaret License – Terra Rustica Restaurant
550 North State Road, Briarcliff Manor

The public hearing was opened at 7:30 p.m. by Supervisor Chervokas.

There was no representative from Terra Rustica to address the Board this evening. The Building Inspector advised the Supervisor that the restaurant failed the fire inspection and would be re-inspected shortly.

At 7:32 p.m., Councilmember Harter moved and it was seconded by Councilmember Krieger that the public hearing be adjourned to a future meeting.

Motion Carried: Unanimously

III. PUBLIC HEARING - Cabaret License – Torchia's Restaurant
518 North State Road, Briarcliff Manor

The public hearing was opened at 7:32 p.m. by Supervisor Chervokas.

There was no representative from Torchias to address the Board this evening regarding their renewal. Supervisor Chervokas advised that he had compared the 2006 application versus the 2007 and questioned why it was 3 days versus 2 days in 2006.

At 7:35 p.m., Councilmember Wilcher moved and it was seconded by Councilmember Krieger that the public hearing be adjourned to a future meeting.

Motion Carried: Unanimously

IV. PUBLIC HEARING - Cabaret License – Unique Affairs at Mansion Hill
25 Studio Hill Road, Briarcliff Manor

The public hearing was opened at 7:35 p.m. by Supervisor Chervokas.

There was no representative from Unique Affairs to address the Board this evening regarding their renewal of their Cabaret License. There was a zoning violation issued to this establishment and they will be going before the Zoning Board of Appeals on Monday, March 5th.

At 7:36 p.m., Councilmember Harter moved and it was seconded by Councilmember Dodge that the public hearing be adjourned to a future meeting.

Motion Carried: Unanimously

V. PUBLIC HEARING – Proposed Local Law – Creation of a New Chapter 140, Entitled, ‘Peace and Good Order’ to the Town Code

The public hearing was opened at 7:37 p.m. by Supervisor Chervokas.

At 7:39 p.m., Councilmember Harter moved and it was seconded by Councilmember Wilcher that the public hearing be adjourned to the March 6, 2007 meeting.

Motion Carried: Unanimously

VI. PUBLIC HEARING – Proposed Local Law – Amending Chapter 200, Zoning of the Town Code with Respect to Affordable Housing

The public hearing was opened at 7:40 p.m. by Supervisor Chervokas.

Supervisor Chervokas stated that this was a work in progress which the Town has been working on with the County Planning Department namely Norma Drummond.

Kim Jacobs, Mancuso Drive, congratulated the Town Board for this undertaking. After having read the law, there were several suggestions made regarding Section 200-33 in reference to Multifamily and General Business districts and existing building being rehab. There should also be an analysis of the remaining land to be developed. How many affordable units will it produce? An analysis should also be done regarding the density bonus. A first time buyers should be allowed to provide a 5% down payment versus 10%. Also questioned was the level of State funding with a priority list in place.

Supervisor Chervokas advised that there will not be a problem with State Grants with the priority list in place. There are two properties which are between 13 and 14 acres (Beldotti Property and Stony Lodge). The Stony Lodge facility is not presently for sale.

Gordon Albert, IFCA, discussed the chart on page 2 regarding the income limits. He provided the Board with a similar chart with higher rents. Also questioned was whether long term affordability had been addressed?

Councilmember Harter questioned the term “long term affordability”.

The rents will be below fair market value. Under Section C it states that a Studio would be occupied by only one person. What if it is a retired senior couple who want to occupy a studio. These are all things that must be taken into consideration.

Deputy Town Attorney Wayne Spector stated that there was no expiration date on affordability.

Bobby Williams, Spring Street, discussed aspects of Claremont Gardens and Snowden House where the affordability was only for a certain number of years and then would be allowed to go to fair market value with the owner opting to go private. There is no acreage in the Town besides the Beldotti Property and Stony Lodge.

Supervisor Chervokas stated that rehab is a possibility.

Holly Von Bernuth, Liberty Street, questioned how the income would be calculated. Would it be the total income of all of the occupants of the apartment or the head of the household?

Supervisor Chervokas advised that the Consultant as well as the Planning Board would be present at the next meeting. This will be discussed that the Work Session scheduled for March 6th.

At 7:56 p.m., Councilmember Harter moved and it was seconded by Councilmember Wilcher that the public hearing be adjourned to the March 6, 2007 meeting.

Motion Carried: Unanimously

VII. ANNOUNCEMENTS

Councilmember David Krieger reported that he had a meeting with the State Controller and learned that there is \$7.5 billion in 22 million accounts that are unclaimed. If you are interested in finding out if your name is on the list call 1-800-22-9311.

Councilmember Martha Dodge announced that a Summer Youth Job Fair would take place on Saturday, March 24, 2007 at the Joseph G. Caputo Community Center from 3 - 5:30 p.m. Local businesses and professionals are invited to participate in this program. In order to receive all of the particulars, go to the Town of Ossining website.

VIII. BOARD RESOLUTIONS

A. Approval of Minutes – February 13, 2007

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

Resolved, that the Town Board of the Town of Ossining hereby approves the Minutes of the February 13, 2007 Regular Meeting as presented.

Motion Carried: Unanimously

B. Approval of Voucher Detail Report

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

Resolved, that the Town Board of the Town of Ossining hereby approves the Voucher Detail Report dated February 27, 2007 in the amount of \$281,648.96.

Motion Carried: Unanimously

C. Town Clerk - Authorization to Attend NYS Town Clerk's Conference

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

Resolved, that the Town Board of the Town of Ossining hereby authorizes the Town Clerk to attend the NYS Town Clerk's Conference in Rochester, N.Y. on April 29 through May 2, 2007.

Motion Carried: Unanimously

D. Zoning Board of Appeals-Appointment-Michael L. Tawil

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

Resolved, that the Town Board of the Town of Ossining hereby appoints Michael Tawil, Woods Brooke Circle, Ossining, NY to the Zoning Board of Appeals for a five-year term expiring 12/31/11.

Motion Carried: Unanimously

E. Zoning Board of Appeals-Reappointment-Ching Wah Chin

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

Resolved, that the Town Board of the Town of Ossining hereby reappoints Ching Wah Chin, Mancuso Drive, Ossining, NY to the Zoning Board of Appeals for a five year term expiring 12/31/11.

Motion Carried: Unanimously

F. Environmental Advisory Committee-Appointment-John Ladd

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

Resolved, that the Town Board of the Town of Ossining hereby appoints John Ladd, Hudson Watch Drive, Ossining, NY to the Environmental Advisory Committee for a five year term expiring 12/31/11.

Motion Carried: Unanimously

G. Appointment-Part Time Intermediate Clerk-Town Court

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

Resolved, that the Town Board of the Town of Ossining hereby appoints Ann Carroll Malone, Iroquois Road, Ossining, NY to the part time position of Intermediate Clerk in the Town Court at a rate of \$15.38/hr effective February 28, 2007.

Motion Carried: Unanimously

H. Appointment – Part-Time Food Service Helper

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

Resolved, that the Town Board of the Town of Ossining hereby appoints Leonel Llano, Calam Avenue, Ossining, NY to the part time position of Food Service Helper in the Senior Center at a rate of \$12.00/hr. effective February 28, 2007.

Motion Carried: Unanimously

I. 2006 Budget Adjustments

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

Resolved, that the Town Board of the Town of Ossining hereby approves the following budget adjustments:

TRANSFER TO G/L ACCOUNT	AMOUNT	AMOUNT	TRANSFER FRM G/L ACCNT
TOWN JUSTICE			
010-1110-0101-Personnel	7516.18	9777.09	010-1315-0475-Vill. Of Oss. Contract.
010-1110-0104-Health Stipend	1500.00		
010-1110-0401-Supplies	496.42		
010-1110-0405-Conference	264.49		
010-1110-0408-Books	2653.20	2653.20	010-1110-0110-Part Time
010-1110-0414-Cont. Steno	300.00	300.00	010-1110-0455-Constables

SUPERVISOR

010-1220-0101-Personnel	20192.42	22697.68	010-1450-0437-Professional Fees
010-1220-0104-Health Stipend	750.00		
010-1220-0201-Equipment	1455.61		
010-1220-0401-Supplies	257.34		
010-1220-0405-Conference	42.31		

TAX COLLECTION

010-1330-0101-Personnel	1179.52	1179.52	010-1330-0104-Health Stipend
010-1330-0105-Overtime	2326.02	1500.00	010-1410-0424-Consultant/Comp
010-1330-0401-Supplies	123.66	500.00	010-1410-0417-Education
010-1330-0404-Mileage	79.38	636.06	010-1410-0405-Conference
010-1330-0419-Maint/Repair	107.00		
010-1330-0201-Equipment	3380.82	3023.04	010-1355-0101-Personnel
		357.78	010-1330-0417-Education
010-1330-0424-Consult/Comp	2015.53	711.43	010-1330-0110-Part Time
		896.42	010-1330-0436-Postage
		316.53	010-1330-0405-Conference
		91.15	010-1355-0408-Books

ASSESSMENT

010-1355-0110-Part Time	2031.78	5935.19	010-1355-0105-Overtime
010-1355-0201-Equipment	1630.78		
010-1355-0402- Printing	750.00		
010-1355-0406-Telephone	127.78		
010-1355-0411-Gasoline	1394.85		

TOWN CLERK

010-1410-0101-Personnel	2699.44	6852.64	010-1450-0111-Custodial
010-1410-0110-Part Time	4153.20		
010-1410-0402-Printing	6735.38	3500.00	010-1450-0430-Rental/Polling
		2120.00	010-1450-0431-Storage/Misc
		1115.38	010-1450-0419-Maint/Repair
010-1410-0419-Maint/Repair	1068.32	1068.32	010-1450-0417-Education

TOWN ATTORNEY

010-1420-0420-Litigation	20523.67	20523.67	010-6772-0429-Call A Cab
010-1420-0422-Certiorari	25068.61	13798.61	010-6770-0418-Contr. Food
		11270.00	010-6771-0418-Contr. Food
010-1420-0425-Labor Counsel	8307.15	6000.00	010-1355-0458-Tax Maps
		2307.15	010-1410-0107-Holiday Pay
010-1420-0494-Foreclos. Exp.	16716.39	16716.39	010-1450-0437-Professional Fees

ELECTIONS

010-1450-0401-Supplies	1018.68	1018.68	010-1450-0432-Carting/Light
------------------------	---------	---------	-----------------------------

BUILDINGS

010-1620-0110-Part Time	5705.00	5052.70	010-1620-0436-Postage
		652.30	010-1620-0405-Conference
010-1620-0201-Equipment	223.30	4133.09	010-1680-0475-Vill. Oss Contr.
010-1620-0401-Supplies	222.21		
010-1620-0402-Printing	242.44		
010-1620-0419-Maint/Repair	3445.14		
010-1620-0428-Dues	2027.00	2263.49	010-6772-0110-Part Time
010-1620-0438-Miscellaneous	792.10	11866.73	010-6772-0101-Personnel
010-1620-0442-Capital Improve.	11401.36	90.24	010-1620-0408-Books

CENTRAL COMMUNICATIONS

010-1650-0460-Cable TV	2025.00	2025.00	010-1650-0438-Misc-Phone, Web
------------------------	---------	---------	-------------------------------

UNALLOCATED

INSURANCE

010-1910-0468	647.22	647.22	010-1910-0467-Liability
---------------	--------	--------	-------------------------

JUDGMENTS & CLAIMS

010-1930-0438-Misc.	112378.84	54348.33	010-9010-0817-Hospital/Med Ins.
		31498.93	010-9010-0810-Retirement
		18821.87	010-9010-0813-Workers comp
		7709.71	010-1420-0421-Appraisals

010-6510-0438-Misc.	110.51	110.51	010-1620-0430-Rental/Polling
---------------------	--------	--------	------------------------------

NUTRITION

010-6772-0411-Gasoline	1915.92	1000.00	010-6772-0417-Education
		806.16	010-6772-201-Equipment
		109.76	010-6772-401-Supplies
010-6772-0416-Uniforms	153.00	491.50	010-6772-0449-Parts/Labor
010-6772-0437-Profess. Fees	338.50		
010-6774-0105-Overtime	210.24	210.24	010-6773-0401-Supplies

PARKS

010-7110-0105-Overtime	11403.80	3261.46	010-1420-0423-Litig/Eq Rate
		1500.00	010-1220-0110-Part Time
		1500.00	010-1355-0101-Personnel
		1500.00	010-1355-0417-Education
		1600.00	010-1410-0466-Legal Notices
		2000.00	010-1450-0432-Carting/Light
		42.34	010-1450-0201-Equipment
010-7110-0106-Longevity	450.00	3047.36	010-1450-0111-Custodial
010-7110-0110-Part Time	3820.00	1627.64	010-1010-0101-Personnel
010-7110-0111-Custodial	405.00		
010-7110-0406-Telephone	894.80	894.80	010-1410-0106-Longevity
010-7110-0409-Electricity	1557.41	2000.00	010-1410-0201-Equipment
010-7110-0410-Water	1368.89	701.51	010-1410-0401-Supplies
010-7110-0411-Gasoline	2683.16	2560.13	010-1110-0110-Part Time
010-7110-0419-Maint/Repair	14408.44	5630.00	010-7110-0438-Misc/Tree Care
		8100.36	010-1355-0101-Personnel
010-7110-0449-Parts/Labor	12038.53	5566.00	010-7110-0201-Equipment
		3415.00	010-7110-0413-Consultant
		3695.89	010-7110-0442-Cap. Improv.
010-7110-0474-Fuel Oil	134.47	134.47	010-1450-0408-Books
		224.79	010-7110-0441-Paper CIng Sppl
		123.03	010-1110-0424-Computer Cnsltnt
010-7310-0475-Vill.Oss Contr.	779.00	779.00	010-6770-0201-Equipment
010-7110-0109-Sick Incentive	1500.00	861.64	010-6770-0418-Contr.Food
		500.00	010-1110-0455-Constables
		178.08	010-1110-0438-Misc

EMPLOYEE BENEFITS

010-9010-0812-Social Security	7529.64	10027.19	010-9010-0814-Life/Dental
010-9010-0815- Unemployment	4788.36	1099.96	010-9730-0403-Filing Fees
		1190.85	010-6773-0423-Supplies
010-9901-0907-Trfr Dale Cmty	33224.06	33224.06	010-0010-4795-Fund Balance

JUDGMENTS & CLAIMS

020-1930-0425-Labor Counsel	1640.00	1640.00	020-1910-0467-Unallocated Ins.
--------------------------------	---------	---------	--------------------------------

POLICE DEPT.

020-3120-0101-Personnel	42190.23	125000.00	020-1990-0400-Contingency
020-3120-0105-Overtime	39692.38	1260.29	020-3120-0106-Longevity
020-3120-0201-Equipment	3202.80	6523.73	020-3120-0107-Holiday Pay

020-3120-0203-Car	5322.94		
020-3120-0401-Supplies	980.82		
020-3120-0406-Telephone	14082.81		
020-3120-0409-Electricity	7586.00		
020-3120-0411-Gasoline	10978.37		
020-3120-0419-Maint/Repair	8747.67		
020-3120-0424-Consult/Comp.	2641.74	2890.27	020-3120-0416-Uniforms
020-3120-0438-Misc.	166.18		
020-3120-0439-Invest. Funds	82.35		
BUILDING DEPT.			
020-3620-0101-Personnel	69.68	69.68	020-3620-0110-Part Time
020-3620-0455-Constables	152.21	152.21	020-3620-0436-Postage
PLANNING			
020-8020-0413-Consultant	8000.00	2000.00	020-9010-0813-Workers Comp.
		6000.00	020-8020-0424-Consultant Rmb
EMPLOYEE BENEFITS			
020-9010-0812-Social Security	4543.66	15487.30	020-9010-0811-Police Retire.
020-9010-0817-Hospital/Med	10943.64		
HIGHWAY FUND			
031-5010-0201-Equipment	76.29	5022.16	031-5010-0413-Consultant
031-5010-0401-Supplies	1173.51		
031-5010-0406-Telephone	501.93		
031-5010-0410-Water	109.68		
031-5010-0417-Education	158.75		
031-5010-0425-Labor Counsel	3002.00		
031-5110-0103-Out of Title Pay	2057.66	23300.00	031-5110-0447-Road Drainage
031-5110-0105-Overtime	18313.53	3900.00	031-5110-0448-Road Paving
031-5110-0110-Part Time	4882.00	2900.00	031-5110-0419-Maint/Repair
031-5110-0411-Gasoline	2353.18	1277.81	031-1910-0467-Insurance
031-5110-0412-Diesel Fuel	3771.44		
031-5130-0105-Overtime	1075.51	15651.22	031-9730-0610-Principal
031-5130-0449-Parts/Labor	33073.75	32000.00	031-5142-0450-Salt
031-5132-0419-Maint/Repair	14438.98	937.02	031-5010-0419-Maint/Repair
031-5140-0416-Uniforms	241.54	636.41	031-5010-0436-Postage
031-5140-419-Maint/Repair	394.87		
031-9010-0812-Social Security	508.37	43000.00	031-5142-0105-Overtime
031-9010-0813-Workers Comp	25170.43	9944.86	031-5140-0438-Maint of Trees
031-9010-0815-Unemployment	4435.78		
031-9010-0817-Hosp/Medical	22830.28		
031-9730-0403-Filing Fees	250.00	3104.47	031-9010-0810-Retirement
031-9730-0710-Interest	604.47		
031-5110-0109-Sick Incntv	2250.00		
SANITARY SEWERS			
051-8120-0409-Electricity	69.00	69.00	051-8120-0419-Maint/Repair
054-9730-0403-Filing Fees	316.67	346.48	054-8120-0419-Maint/Repair
054-9730-0710-Interest	29.81		
055-8120-0409	920.41	995.24	055-8120-0419-Maint/Repair
055-9730-0700-Interest	74.83		
056-8120-0409-Electricity	420.43	420.43	056-8120-0419-Maint/Repair

058-8120-0101-Personnel	791.27	2000.00	058-9730-0403-Filing Fees
058-8120-0419-Maint/Repair	1603.42	519.84	058-8120-0409-Electricity
058-8120-0475-Vill Oss. Contrac	845.14	845.14	058-0058-4795-Fund Balance
058-9010-0812-Social Security	125.15		
059-9730-0710-Interest	179.62	179.62	059-9730-0403-Filing Fees
060-9730-0403-Filing Fees	66.66		060-8120-0475-Vill Oss Contr.
060-9730-0710-Interest	57.33	123.99	060-0060-4795-Fund Balance
061-9730-0710-Interest	17.64	17.64	061-8120-0475-Vill. Oss. Contr
LIGHTING DISTRICT			
063-5182-0409-Electricity	557.86	557.86	063-5182-0419-Maint/Repair
REFUSE & GARBAGE			
065-8160-0456-Recycling & Disp.	19687.12	15610.91 4076.21	065-8160-0471-Refuse-West. Cty 065-8160-0470- Refuse Contr.
032-8810-0411-Gasoline	3543.06		
032-8810-0419-Maint/Repair	4191.00		
032-8810-0413-Consultant	25490.00	33224.06	032-0032-5032-Transfer frm G/F
032-8810-0201	8115.94	1905.00	032-8810-0438-Miscellaneous
032-8810-0410	367.05	2139.00	032-8810-0467-Liability
		1071.00	032-8810-0472-Cntrctl
		3246.00	032-8810-0474-Ntrl Gas
		121.99	032-8810-0436-Postage

Motion Carried: Unanimously

J. Adoption of Local Law No. 1 of 2007

Resolved, that the Town Board of the Town of Ossining hereby adopts Local Law No. 1 of 2007, as follows:

Chapter 140: PEACE AND GOOD ORDER

ARTICLE I – Defacing of Public Property

§140-1. Defacing of public property prohibited.

- A. No person shall damage, break, mar, deface, injure or remove any building, fence, sign, fire hydrant, fire alarm box, streetlight, tree, shrubbery or other property owned by the Town of Ossining in any manner whatsoever.
- B. No person shall carry an aerosol can of paint with the seal broken or an open magic marker in any public building or other public place or facility with intent to use same to deface property.

ARTICLE II – Graffiti

§140-2. Findings.

The Town Board of the Town of Ossining hereby finds and declares that graffiti creates a nuisance for the Town's residents and merchants. The proliferation of graffiti is a physical blight upon the landscape of the Town and costs taxpayers,

merchants and homeowners substantial monies to remove and repair. When unchecked, graffiti only encourages more graffiti.

§140-3. Definitions.

For purposes of this article, the following words shall have the meaning ascribed to them herein:

GRAFFITI – Any drawing, figure, inscription, mark, message, slogan, symbol or object written, painted, drawn, etched, placed or otherwise made on property.

PROPERTY – Any building, fence, motor vehicle, recreational vehicle, rock, statue, monument, wall, tunnel, sign, structure, tree, utility box, utility pole, waste receptacle and all other articles of personal or real property upon which one can write, draw, paint, etch or otherwise mark.

§140-4. Prohibited Acts.

It is unlawful for any person to apply graffiti to any property without the permission of the owner or occupant of such property.

§140-5. Removal of graffiti; costs.

- A. Requirement to remove graffiti. The occupant, owner, lessee, sublessee, agent and/or landlord of any commercial, personal or residential property located within the Town of Ossining on which any form of graffiti has been written, painted, drawn, etched, or otherwise applied shall remove the graffiti from public view by either moving the property, removing the graffiti, or repainting, restoring, or recovering the surface on which the graffiti has been applied using the same colors and textures as existed previously on the surface, within thirty days after written notice from the Town. The Town may serve said written notice on the occupant, owner, lessee, sublessee, agent and/or landlord by personal service, in which case the thirty-day curative period shall begin to run from the date of said service, or by certified mail, return receipt requested, to the address at which the property is located, in which case the thirty-day curative period shall run from the date that said notice is received as set forth in that receipt or, if that receipt is not returned, 21 days from the date of mailing.

In cases of economic hardship resulting from the foregoing obligation to remove graffiti, the Town may perform the necessary restorative work and accept reimbursement of its costs from the responsible occupant, owner, lessee, sublessee, agent and/or landlord on such terms as are just, reasonable and consistent with the interest of the public in the prompt removal of graffiti.

- B. Remedy of Town. If any graffiti is not removed from public view within thirty days after notice from the Town as set forth in §5A, then the Town may issue a criminal summons or appearance ticket returnable in the Justice Court of the Town of Ossining charging the occupant, owner, lessee, sublessee, agent and/or landlord of the property involved with violation of the said §5A.

ARTICLE III – Penalties

§140-6. Penalties for offenses.

- A. Any person who is found guilty of damaging property in violation of §140-1(A) shall be punished by a fine of not more than \$500. In addition, such person shall be required to reimburse the Town of Ossining for repair of any damage sustained by said Town.

- B. Any person who is found guilty of carrying an aerosol can of paint or an opened magic marker in violation of §140-1(B) shall be punished by a fine of not more than \$100.
- C. Any person who is found guilty of causing and/or assisting graffiti to be applied in violation of §140-4 shall be punished by a fine of not more than \$250 for each violation thereof. In addition, that person may be required to reimburse the cost of removing said graffiti from the property and restoring the property as part of his or her punishment.
- D. Any occupant, owner, lessee, sublessee, agent and/or landlord of any commercial, personal, or residential property located within the Town of Ossining which has been found guilty of failing to remove any graffiti from public view after the notice and the thirty-day curative period in violation of §140-5A shall be punished by a fine of not more than \$100. Each day the graffiti is permitted to remain in public view after the curative period designated in §140-5A shall constitute a separate and distinct offense and shall be punishable by separate and distinct cumulative amounts of fines.
- E. Any person who is found guilty of violating any provision of this Chapter 140 may be required to perform suitable community services in addition to any penalty imposed for his or her violation under any other provision of this §140-6.

§140-7. Reward.

Under the authority of §91 of the General Municipal Law of the State of New York, any person who shall provide information that leads to the detection, arrest and conviction of any other person of a violation of this chapter shall be entitled to a reward equal to ½ of any fine imposed by the court, but in no event greater than \$1,000.

Councilmember Dodge moved and it was seconded by Councilmember Harter that the foregoing local law be TABLED:

Motion to TABLE: Unanimous

IX. VISITOR RECOGNITION

Bobby Williams, Spring Street, announced that the Village of Ossining would be opening the Village Pool on Saturday, March 10th at noon. Also discussed was the Hudson River regarding the roles that GE, the EPA and the DEC each play in undoing what GE has done to the river regarding the environment. We must change our way of living to protect the animals and birds by stopping pollution.

Supervisor Chervokas stated that the invitations that the Village sent out invite you to the opening of the Aquatic Facility.

Councilmember Dodge also announced that the Ossining Public Library would have its opening on Sunday, March 11th.

X. ADJOURNMENT

At 8:17 p.m., Councilmember Harter moved and it was seconded by Councilmember Krieger that the meeting be adjourned into Executive Session for the purpose of Personnel.

Motion Carried: Unanimously

Approved:

Mary Ann Roberts, Town Clerk