

**TOWN OF OSSINING
BIRDSALL-FAGAN POLICE/COURT FACILITY
86-88 SPRING STREET – OSSINING, NEW YORK
OCTOBER 23, 2007
7:30 P.M.**

**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 October 23, 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. Also present were: Councilmembers Geoffrey Harter, Northern Wilcher, Martha Dodge and David Krieger. Also present were Town Attorney, Thomas Beirne and Town Clerk, Mary Ann Roberts.

II. ANNOUNCEMENTS

Councilmember Dodge announced Ossining High School Performing Arts presents You're A Good Man Charlie Brown at the Ossining High School Auditorium On November 8th at 4 p.m.; November 9th at 7 p.m.; November 10th at 7 p.m.; and November 11th at 2 p.m. The admission is free.

Councilmember Wilcher announced that a Candlelight Vigil in Support of Victims and Survivors of Domestic Violence will be held on Sunday, October 28th at 5:30 p.m. at Market Square. Chief Kenneth Donato, Sylvia Escala, Sara Vescio, Assemblywoman Sandra Galef, CarlLaHorton, Mayor William Hanauer, Mayor William Vescio and Supervisor Chervokas will be in attendance. This is a very important event and hopefully all will attend.

Councilmember Harter announced that the Dedication of the Water Fountain at Richard Wishnie Park in Memory of Brian Fee will take place on Saturday, October 27th at 1:30 p.m. Brian was co-chair of the Recreation Advisory Committee for many years as well as a coach for many sports teams. His wife Maureen and his children will also be in attendance.

Councilmember Krieger announced that a Concert will be held at the First Presbyterian Church will be held at 8 p.m. Steve Worthy will make a presentation at the Ossining Public Library on November 14th giving the history of the Cedar Lane Park which was originally the Kress Family Home.

III. BOARD RESOLUTIONS

A. Approval of Minutes – October 9, 2007

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

Resolved, that the Town Board of the Town of Ossining hereby approves the Minutes of the October 9, 2007 Regular Meeting as presented.

**Vote: 4 – 0 – 1
Voting Yes: Harter, Wilcher, Krieger,
Chervokas
Abstaining: Dodge**

Councilmember Dodge was absent at the 10/9/07 meeting.

B. Approval of Voucher Detail Report

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

Resolved, that the Town Board of the Town of Ossining hereby approves the Voucher Detail Report dated October 23, 2007 in the amount of \$379,833.15.

Motion Carried: Unanimously

C. Town Property – Surplus Vehicle

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 authorizes the following surplus vehicle to be sold to the best offer made by sealed proposals submitted to the Town Clerk by Tuesday, November 13, 2007 at 10:00AM:

2001 Ford Crown Victoria VIN # 2FAFP71W81X136578
(Police Vehicle)

Motion Carried: Unanimously

D. Westchester County – IMA – Leased vehicle VIN # 1FXE40F2XHC31386

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

Whereas, previously the Town Board of the Town of Ossining authorized the Town Supervisor to enter into an agreement with Westchester County for the lease of a van at the cost of \$1.00 to be used by the Police Department as a command center in the event of a critical incident in the Town of Ossining and for prisoner transportation.

Whereas, the Westchester County Board of Legislators (BOL) recently authorized the County to transfer ownership and title of the vehicle to the Town of Ossining for \$1.00;

Now, therefore be it resolved, that the Town Board of the Town of Ossining hereby authorizes the Town Supervisor to enter into an agreement with Westchester County to transfer the ownership and title of the vehicle to the Town of Ossining for the amount of \$1.00.

Motion Carried: Unanimously

E. Highway – Awarding of Bids- 2008 Refuse/Recycle Collection

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

Whereas, the Town of Ossining invited bids pursuant to Section 103 of the General Municipal Law of the State of New York for the removal of refuse, garbage, and co-mingled recyclables within the Town of Ossining Refuse District for the period of January 1, 2008 – December 31, 2008 with the option on the part of the Town to renew for up to four additional years at base price plus CPI; and

Whereas, a public notice was advertised in the Journal News on Monday, October 1, 2007; and

Whereas, at 10:00 am, Monday October 15, 2007 all bids were opened and upon reviewing the bids, the Town Attorney advised that the low bidder could be considered, in his opinion, the lowest responsible bidder meeting the requirements of the contract documents, such low bidder being Sani- Pro Disposal Corp., d/b/a Suburban Carting Co. of 566 North State Road, Briarcliff, New York 10510, at a total bid price of \$425,413.00;

Now, Therefore be it resolved, that the 2008 Refuse/Recycle Bid is hereby awarded to Sani-Pro Disposal Corp., d/b/a Suburban Carting Co. of 566 North State Road, Briarcliff, New York 10510, for the total bid price of \$425,413.00.

Motion Carried: Unanimously

Pat Cartelemei of Furnace Dock Rock questioned why the contract for the Removal of Refuse, Garbage and Co-mingled Recyclables went to someone who does not have the 3 years to qualify.

Attorney Beirne stated that written comments were received from CRP one of the unsuccessful bidders. A letter from Mr. Wislocki dated October 18, 2007 as well a second letter dated October 22, 2007 was read into the record. Mr. Wislocki represents CRP Sanitation, Inc. and Affordable Enterprises of Westchester, Inc. In reference to these letters Mr. Beirne spoke to Bruce Berger, Commissioner of Solid Waste in White Plains and he responded that Affordable Enterprises was a container company and that CRP is clearly qualified. In an interview with Mr. Nicolas Orlando it was determined that Sani Pro purchased that assets of Suburban including most of their employees and equipment and had the use of their trade name. This is a responsible and economic decision in the best interest of the Town of Ossining.

Supervisor Chervokas responded that he was in touch with both North Castle and New Castle which both utilize the service of Sani Pro and were most satisfied with their work.

F. Westchester County- IMA – AAA Transportation Program

Councilmember Harter 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 authorizes the Town Supervisor to sign an agreement with Westchester County for the AAA Transportation Program, effective April 1, 2007 – March 31, 2008. The Town shall receive state funds not to exceed \$2,300.

Motion Carried: Unanimously

IV. MONTHLY REPORT – September, 2007

Councilmember Dodge moved and it was seconded by Councilmember Wilcher that the September, 2007 Monthly Report from the Receiver of Taxes be received and filed.

Motion Carried: Unanimously

V. CORRESPONDENCE TO BE RECEIVED AND FILED

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

1. Certioraris: Mystic Point I and II; Briarcliff Racquet & Fitness Club; Scarborough Manor Owners Corp; Briar Oaks Condos; Hudson View Condos I, II and III; Christopher Trotta; Scarborough Glen Condos I, II, III and IV; The Hamlet on Spring Pond Condos; Kapson Briarcliff Manor; Trump National Golf Club; Park Professional Condo; The Wire Mill; High Meadow Coop; Fox Hill Condo; Monument Plaza Corp; Dencourt Limited; JAD; DP 22; Truagh Dev. Corp; Sunoco Inc; Eric &

Patricia Lindemann; Managers of Copely Court Condos; General Electric Co; Manicchio Brothers; Louis Rinaldi, 47 Hudson Street, LLC; Al Saleh Assoc.; Sleepy Hollow Country Club; Stony Lodge Hospital; Briarcliff Station; Tudor III Realty; Home Properties of Sparta Green; Kenneth Dengler; Mark & Susan Kaminsky; Robert & Maria Solari; Briarcliff Self Storage; V & B Realty; Mavis Tire Supply; 40 South Highland Ave.; Plateau Associates; CWBP #2 (2); Arthur DeMarchis; Deerfield Condo I, II, III.

Motion Carried: Unanimously

VI. VISITOR RECOGNITION

Bobby Williams, Spring Street, discussed a number of issues including veteran problems.

VII. ADJOURNMENT

At 8:11 p.m., Councilmember Harter moved and it was seconded by Councilmember Krieger that the meeting be adjourned.

Motion Carried: Unanimously

Mary Ann Roberts, Town Clerk

Approved: