



AGENDA
TOWN BOARD
TOWN OF OSSINING
IN PERSON AT THE
BIRDSALL-FAGAN POLICE/COURT FACILITY
86-88 SPRING STREET – OSSINING, NEW YORK
AND VIA VIDEO CONFERENCING

Members of the public can view the meeting via computer or mobile app:
<https://us02web.zoom.us/j/87968718836>

Members of the public can listen to the meeting by dialing in via phone: +1 929 205 6099

Meeting ID: 879 6871 8836

****Please note that by dialing in, your phone number will be visible to the host, participants, and attendees of the meeting.****

June 11, 2024
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**
- II. DEPARTMENTAL REPORT**
 - Highway Superintendent/Cemetery Superintendent Pete Connolly
 - Park Foreman Mario Velardo
- III. SUPERVISOR AND TOWN BOARD ANNOUNCEMENTS**
- IV. LIAISON REPORTS**
- V. PUBLIC COMMENT ON AGENDA ITEMS**

Visitors shall be accorded one (1) four (4) minute opportunity to address the Board on any of the resolutions on the agenda.

- VI. BOARD RESOLUTIONS**
 - A. Approval of Minutes – May 28, 2024**

Resolved, that the Town Board of the Town of Ossining hereby approves the May 28, 2024 minutes of the Regular Meeting as presented.
 - B. Approval of Minutes – June 04, 2024 – Special Meeting**

Resolved, that the Town Board of the Town of Ossining hereby approves the June 4, 2024 minutes of the Special Meeting as presented.
 - C. Approval of Voucher Detail Report**

Resolved, that the Town Board of the Town of Ossining hereby approves the Voucher Detail Report dated June 11, 2024 in the amount of \$202,392.92.

D. Intermunicipal Agreement – Westchester County Municipality Youth Sports Education Program

Resolved, that the Town Board of the Town of Ossining retroactively authorizes the Supervisor to sign an inter-municipal agreement with Westchester County for the purposes of receiving \$7,100 in funding to support the Municipality Youth Sports Education Program entitled “KIDS POUND”.

E. Proposal for Assistance in Preparation of the MS4 Annual Stormwater Report for Program Year 2024-2025

Resolved, that the Town Board of the Town of Ossining accepts the proposal from AI Engineers, Dolph Rotfeld Engineering Division, Elmsford, NY for Assistance in Preparation of the MS4 Annual Stormwater Report for Program Year 2024-2025, at a fee of \$7,500.

F. Approval of Memorandum of Understanding – Sustainable Westchester, Inc.

Resolved, that the Town Board of the Town of Ossining authorizes the Supervisor to sign a Memorandum of Understanding with Sustainable Westchester, Inc. to allow the Town of Ossining to participate in the Westchester Power Community Choice Aggregation Program, commencing November 1, 2024.

G. Resolution – Public Hearing on Zoning Petition for BE Zoning District

WHEREAS, Crotonville Owner LLC (“Applicant”), the owner of 1 Albany Post Road in the unincorporated Town of Ossining (the “Property”), submitted a Zoning Petition and a Full Environmental Assessment Form, Part 1 to the Town Board proposing certain zone text amendments to the BE (Business Education) zoning district in which the Property is located; and

WHEREAS, the Applicant is not proposing any changes to the bulk regulations in the BE District, but only to introduce the potential for additional uses already conducive to the Property as developed; and

WHEREAS, the Town Board understands the Applicant will also be submitting a site plan application to the Planning Board for site plan approval to repurpose certain existing structures on the Property in accordance with the proposed zone text amendment; and

WHEREAS, this is a Type I action under the State Environmental Quality Review Act (“SEQRA”) that requires a coordinated review; and

NOW THEREFORE,

BE IT RESOLVED, the Town Board hereby declares its intent to be lead agency under SEQRA; and

BE IT FURTHER RESOLVED, the Town Board hereby directs that this proposed legislation be circulated to the Planning Board for its review and comment; and

BE IT FURTHER RESOLVED, the Town Board hereby calls for a public hearing to be opened at its legislative session on July 9, 2024 on the Zoning Petition; and

BE IT FURTHER RESOLVED, the Town Clerk, the Town’s Counsel, the Town’s Planner and any other applicable Town staff/consultants are directed to circulate all notices and referrals as required by law.

H. Resolution – Public Hearing on Code Text Amendment for Indian Brook-Croton Gorge Inter-Municipal Watershed Protection Overlay District

WHEREAS, the Towns of Cortlandt, New Castle, and Ossining, and the Villages of Croton-on-Hudson and Ossining have coordinated to prepare legislation for each municipality known as the Indian Brook-Croton Gorge Inter-Municipal Watershed Protection Overlay District

WHEREAS, the intent of this legislation is to protect the health and welfare of residents living within the boundaries of the Indian Brook–Croton Gorge Watershed by minimizing the potential for groundwater and surface water contamination and taking steps to limit the severity of resource degradation; and

WHEREAS, this is an unlisted Action under the State Environmental Quality Review Act (“SEQRA”) and the Town’s Planner has prepared a short Environmental Assessment Form, Part 1; and

NOW THEREFORE,

BE IT RESOLVED, the Town Board hereby declares itself lead agency under the SEQRA as it is the only involved agency for this legislation as it relates to the unincorporated Town; and

BE IT FURTHER RESOLVED, the Town Board hereby directs that this proposed legislation be circulated to the Planning Board for its review and comment; and

BE IT FURTHER RESOLVED, the Town Board hereby calls for a public hearing to be opened at its regular legislative session on July 9, 2024 on the zoning petition; and

BE IT FURTHER RESOLVED, the Town Clerk, the Town’s Counsel, the Town’s Planner and any other applicable Town staff/consultants are directed to send all applicable notices and referrals as required by law.

I. Resolution – Hudson Valley Stream Conservancy Water Quality Study

WHEREAS, in 2021, the Hudson Valley Stream Conservancy (HVSC), a local not-for-profit organization, partnered with the Town of Ossining to conduct a water quality study at the Louis Engel Park beach and nearby areas with the purpose of exploring the feasibility of opening the beach to permitted public swimming and understanding the relative contributions from various nearby potential pollution sources; and

WHEREAS, the resulting report was submitted to the Westchester County Department of Health and they indicated that more than one season’s data would be needed for any permitting determination; and

WHEREAS, HVSC conducted another study in 2023 and has offered to conduct another study in 2024 with no labor cost to the town; and

WHEREAS, there are costs associated with the samples being tested by the certified Westchester County laboratories, as well as other incidental materials needed such as reagents for the HVSC laboratory analysis of additional samples for this study, ice for sample transporting, fuel for transport to the lab, etc.; and

WHEREAS, the Town Board recognizes the benefit of exploring the feasibility of permissible public swimming in conjunction with the Town’s ongoing process of envisioning future usage of the Ossining waterfront, and the value of HVSC procuring the samples at no cost to the Town; and

NOW THEREFORE,

BE IT RESOLVED, as part of the water quality study, the Town Board hereby authorizes the Town to pay Westchester County Laboratories for the sample testing in an amount not to exceed \$5,000 and to reimburse Hudson Valley Stream Conservancy and its President, Gareth Hougham, for incidental costs actually incurred up to \$1,000 (with adequate documentation provided to substantiate those costs).

J. Resolution – Assessment Agreement with Crotonville Owner LLC

BE IT RESOLVED, the Town Board hereby authorizes the Supervisor to enter into an agreement with Crotonville Owner LLC to set the assessed value of the property known as 1 Old Albany Post Road at \$44.2 million for the 2024 assessment roll (for 2025 real property taxes), subject to approval by Counsel to the Town as to form.

VII. MONTHLY REPORTS:

Resolved, that the Town Board of the Town of Ossining hereby accepts the following monthly reports for the month of May 2024:

- Dale Cemetery
- Highway Department
- Tax Receiver
- Town Building Department
- Town Clerk
- Town Supervisor

VIII. VISITOR RECOGNITION

Visitors shall be accorded one (1) four (4) minute opportunity to address the Board on issues not relating to the agenda, but of relevance to the common good of the Town.

IX. ADJOURNMENT