



**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/81531139961>

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

Meeting ID: 815 3113 9961

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

May 28, 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
  - P.E. Village Engineer Paul Fraioli
  - Superintendent of Water/Sewer Andrew Tiess
- 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 14, 2024

Resolved, that the Town Board of the Town of Ossining hereby approves the May 14, 2024 minutes of the Regular Meeting as presented.

B. Approval of Voucher Detail Report

Resolved, that the Town Board of the Town of Ossining hereby approves the Voucher Detail Report dated May 28, 2024 in the amount of \$220,359.95.

C. Resolution – Request for Special Law for Hotel Occupancy Tax

WHEREAS, the unincorporated portion of the Town of Ossining consists primarily of residential properties and does not have many commercial properties to contribute to its tax base; and

WHEREAS, there is opportunity for certain properties within the unincorporated Town to be developed or repurposed to include a hotel use, including one property that was formerly owned by General Electric for a corporate conference center use and was recently sold to an entity that is considering implementing a hotel use utilizing the existing dormitories; and

WHEREAS, in order to implement a hotel occupancy tax in the Town a special law is required from the State, which legislation has previously been passed for several neighboring municipalities, including the City of Peekskill and the Towns of Greenburgh, Mount Pleasant and North Castle – as well as many of the Villages therein; and

WHEREAS, Assemblywoman Dana Levenberg has proposed Bill A10405 to allow the Town to adopt a local law to implement a hotel occupancy tax of 3%, which percentage is consistent with the other neighboring municipalities ([Bill Search and Legislative Information | New York State Assembly \(nyassembly.gov\)](https://www.nyassembly.gov)); and

NOW THEREFORE,

BE IT RESOLVED, for the reasons set forth above, the Town Board hereby expresses its full support for Bill A10405 and requests that the State Legislature and Governor take prompt action in enacting a special law to this effect; and

BE IT FURTHER RESOLVED, the Town Board hereby authorizes the Supervisor to send a letter to Assemblywoman Levenberg to this effect.

**D. Personnel – Assessor’s Office – Appointment**

Resolved, that the Town Board of the Town of Ossining hereby appoints Sierra Champagne, North White Plains, to the position of Assessment Clerk in the Assessor’s Office effective retroactively to May 21, 2024 at an annual salary of \$65,765.

**E. Personnel—Park Seasonal Laborer – Appointment**

Resolved, that the Town Board of the Town of Ossining appoints Patrick Meudt, Ossining, to the seasonal position of Laborer in the Town Parks Department at an hourly rate of \$17, effective June 24, 2024.

**F. New York State Liquor Authority Special Event Permit Application—  
RiverJam Summer Concert Series and Fireworks Celebration**

Resolved that the Town Board of the Town of Ossining hereby authorizes the Supervisor to sign the Landlord Authorization Form for the New York State Liquor Authority Special Event Permit Application made by Sing Sing Kill Brewery, LLC, for the craft beverage corral at the RiverJam Summer Concert Series and Fireworks Celebration at Louis Engel Park on Fridays, July 3, 12, 19, & 26, and August 9, 16, & 23, 2024 with rain dates of July 5, 2024, August 30, 2024, and September 6, 2024; and

Be it further Resolved, that the applicant will provide proof of insurance and the letter of indemnity to the Town in a form acceptable to Counsel to the Town.

**G. A RESOLUTION AUTHORIZING THE RECONSTRUCTION AND  
RESURFACING OF ROADS, IN AND FOR THE TOWN OF OSSINING,**

**WESTCHESTER COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$1,400,000 AND AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE ISSUANCE OF \$1,400,000 SERIAL BONDS OF SAID TOWN TO PAY THE COST THEREOF.**

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Town Board of the Town of Ossining, Westchester County, New York, as follows:

**Section 1.** The reconstruction and resurfacing of roads, including sidewalks, curbs, gutters, drainage, landscaping and other incidental improvements, in and for the Town of Ossining, Westchester County, New York, is hereby authorized, subject to permissive referendum, at a maximum estimated cost of \$1,400,000.

**Section 2.** The plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$1,400,000 serial bonds of said Town hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

**Section 3.** It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

**Section 4.** The faith and credit of said Town of Ossining, Westchester County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

**Section 5.** Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

**Section 6.** All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

**Section 7.** The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

**Section 8.** This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

**Section 9.** Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

**Section 10.** THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.

**H. Finance- 2024 Capital Project #2024-5257 – 2024 Street Paving-Highway**

Resolved, that the Town Board of the Town of Ossining authorizes creating the 2024 Capital Project #2024-5257, entitled “2024 Street Paving” for the Town Highway Department, with an original project budget of \$1,400,000 for paving of Ganung Drive and Cul-de-sacs, Decker Road, Tuttle Drive, Robin Drive, Sleater Drive and Parker Lane. The project will be funded from Debt Service and NYS CHIPS/EWR/Pave NY Grant Funds.

Increase Capital Projects Fund Appropriations:

<u>Account No.</u>	<u>Account Name</u>	<u>Amount</u>
370 5110.200.5257	2024 Street Paving	\$ 1,400,000.00

Total Increases to Capital Projects Fund Appropriations \$ 1,400,000.00

Increase Capital Projects Fund Estimated Revenues:

<u>Account No.</u>	<u>Account Name</u>	<u>Amount</u>
370 0600.571000.5257	BAN/Serial Bond Debt	\$ 1,244,187.20
370 0300.350100.5257	NYS CHIPS/EWR/Pave NY	\$ 155,812.80

Total Increase to Capital Projects Fund Estimated Revenues \$ 1,400,000.00

**VII. 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.*

**VIII. ADJOURNMENT.**