

TOWN BOARD
TOWN OF OSSINING
BIRDSALL-FAGAN POLICE/COURT FACILITY
86-88 SPRING STREET – OSSINING, NEW YORK

SEPTEMBER 9, 2008 – REGULAR MEETING
7:30 PM

INTERIM SUPERVISOR

Martha Dodge

COUNCILMEMBERS

Geoffrey Harter Northern Wilcher
David Krieger Kimberlie Jacobs

I. CALL TO ORDER

The Regular Meeting of the Town Board of the Town of Ossining was held on September 9, 2008 in the Police/Court Facility, 86-88 Spring Street in Ossining. The meeting was called to order at 7:30 p.m. by Interim Supervisor Martha Dodge. Members of the Board present were: Geoffrey Harter, David Krieger, Northern Wilcher and Kimberlie Jacobs. Also present were: Thomas Beirne, Town Attorney and Mary Ann Roberts, Town Clerk.

II. Ambulance District - PowerPoint Presentation

Supervisor Dodge made a presentation entitled "Ossining Ambulance District" outlining the current situation with the Community enjoying 24 hour emergency medical care for the past 50 years. The need for emergency services has changed partly due to the increase in population as well as the aging population. Ossining will not be able to maintain adequate emergency medical services for the Village and Unincorporated areas of the Town through 2009. A working committee has been formed to assure continuous dedicated EMS response for Ossining which will include an Ambulance District. The EMT's provide advanced life support, but many of the volunteers hold full time jobs in other communities. In the event of a regional wide disaster, these individuals will be going back to their communities rather than staying in Ossining and providing assistance here. An ambulance district is a special taxing district like a sewer or water district which will raise funds for the emergency medical services. The district will provide four paramedics and three EMT's to provide emergency assistance in conjunction with the volunteers. The Town is calling for a Public Hearing to take place on Tuesday, September 23, 2008 at 7:30 p.m. in the Birdsall/Fagan Police Court Facility located at 86-88 Spring Street. The Village cannot set up a district on its own; it must be done thru the Town. The Village will have to pass a resolution to participate with the Town.

III. ANNOUNCEMENTS

Councilmember Krieger announced that The Artemis Chamber Ensemble will perform a free concert on September 28th beginning at 3 p.m. at the Ossining Public Library. Eagle Scout James Conn completed an Eagle Scout Project at Dale Cemetery prepared a plaque for many well known individuals from Ossining by preparing a brief biography and placing by their gravestones. Samuel Youngs who was born in 1760 and died in 1839 after being a lieutenant in the Revolutionary war and was reportedly the model for Washington Irving's Ichabod Crane. Cablevision has agreed to work with the schools in providing for more than one television in each school.

Supervisor Dodge reminded that Community about the Ferry Go Round which will be held on September 14 with the first boat leaving at 10:30 a.m. In conjunction with the Ferry Go Round will be Arts & Architecture on Main Street.

The 102nd Annual Fire Convention Parade will take place in Ossining on September 20th beginning at 4 p.m. at the corner of Calam Avenue and Croton Avenue and will proceed to the Ossining waterfront. OVAC will also be participating and celebrating their 50th Anniversary.

IV. BOARD RESOLUTIONS

A. Approval of Minutes – August 26, 2008

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 Minutes of the August 26, 2008 Regular Meeting as presented.

Vote: 4 – 0 – 1

Voting Yes: Krieger, Wilcher, Jacobs,
Dodge

Abstaining: Harter

Councilmember Harter was absent from the 8/26/08 meeting.

B. Approval of Voucher Detail Report

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 approves the Voucher Detail Report dated September 9, 2008 in the amount of \$95,818.04.

Motion Carried: Unanimously

C. Finance – Capital Project # 2008 – 2157 – Highway Department - Garage Doors

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

Resolved, that the Town Board of the Town of Ossining hereby authorizes the establishment of Capital Project # 2008-2157, entitled Highway Department Garage Doors in the amount of \$25,000.00 to be financed by a bond anticipation note.

Motion Carried: Unanimously

D. Finance – Capital Project # 2008-2158 – Samstag Avenue Retaining Wall

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 authorizes the establishment of Capital Project # 2008-2158, entitled Samstag Avenue Retaining Wall in the amount of \$80,000.00 to be financed by a bond anticipation note.

Motion Carried: Unanimously

E. Finance – Capital Project # 2008-2159 – Highway Department –
Dump Truck

Councilmember Jacobs 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 establishment of Capital Project # 2008-2159, entitled Highway Department Dump Truck in the amount of \$85,000.00 to be financed by a bond anticipation note.

Motion Carried: Unanimously

F. Finance – Capital Project # 2008-2160 – Highway Department –
Pick-up Truck

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 authorizes the establishment of Capital Project # 2008-2160, entitled Highway Department Pick-up Truck in the amount of \$45,000.00 to be financed by a bond anticipation note.

Motion Carried: Unanimously

G. Finance – Capital Project # 2008-2161 – Highway Department –
Confined Space Equipment

Councilmember Jacobs 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 establishment of Capital Project # 2008-2161, entitled Highway Department Confined Space Equipment in the amount of \$25,000.00 to be financed by a bond anticipation note.

Motion Carried: Unanimously

H. Finance – Capital Project # 2008 – 2162 – Highway Department –
Pre-wetting Roads

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

Resolved, that the Town Board of the Town of Ossining hereby authorizes the establishment of Capital Project # 2008-2162, entitled Highway Department Pre-wetting Roads in the amount of \$18,000.00 to be financed by a bond anticipation note.

Motion Carried: Unanimously

I. Finance – Capital Project # 2008 – 2163 – Highway Department –
Leaf Machine

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 authorizes the establishment of Capital Project # 2008-2163, entitled Highway Department Leaf Machine in the amount of \$27,643.00. \$26,500.00 will be financed by a bond anticipation note and \$1,143.00 will be transferred from highway fund's operating budget (highway machinery – equipment).

Motion Carried: Unanimously

J. Awarding of Bid – Vibratory Asphalt Roller

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

Whereas, the Town of Ossining has solicited bids for a Vibratory Asphalt Roller; and

Whereas, a public notice was advertised in the Journal News on August 13, 2008; and

Whereas, at 10:00 am on September 2, 2008 all bids were opened and upon reviewing the bids, the Highway Superintendent determined that the lowest responsible bidder meeting the requirements of the contract documents for the Vibratory Asphalt Roller is Trius, Inc., 458 Johnson Avenue, Bohemia, New York for a total amount of \$27,714.00; now

Therefore be it Resolved, that the Vibratory Asphalt Roller bid is hereby awarded to Trius Inc., 458 Johnson Avenue, Bohemia, New York for a total bid price of \$27,714.00.

Motion Carried: Unanimously

K. Finance – Capital Project # 2008 – 2164 – Highway Department - Vibratory Asphalt Roller

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 authorizes the establishment of Capital Project # 2008 – 2164, entitled Highway Department – Vibratory Asphalt Roller in the amount of \$27,714.00 to be fully funded by the New York State Department of Transportation Consolidated Local Street and Highway Improvement (CHIPS) Program.

Motion Carried: Unanimously

L. Finance – Capital Project #2008 -2165 – Dale Cemetery Microfilming

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

Resolved, that the Town Board of the Town of Ossining hereby authorizes the establishment of Capital Project # 2008 – 2165, entitled Dale Cemetery – Microfilming, in the amount of \$8,999.00 to be fully funded by the New York State Archives Local Government Records Management Improvement Fund.

Motion Carried: Unanimously

M. Permanent Police Sergeant

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 appoints William D. Thomas as a Contingent Permanent Police Sergeant at an annual salary of \$93,566.00 in accordance with the rules and regulations of the Westchester County Personnel Department. The probationary period shall be a minimum of twelve (12) weeks to a maximum of fifty-two (52) weeks.

Motion Carried: Unanimously

N. 2008 Budget Adjustments

Councilmember Jacobs 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 authorizes the following budget adjustments to be made to the 2008 budget:

TRANSFER TO G/L ACCOUT	AMOUNT	AMOUNT	TRANSFER FROM G/L ACCOUNT
Police Department			
020-3120-0416 Uniforms	\$366.41	\$366.41	020-0020-2626 Forfeiture of Proceeds- Restricted
020-3120-0411 Gasoline	\$4,400.00	\$4,400.00	020-3120-0201 Equipment
Highway			
037-5130-2163	\$1,143.00	\$1,143.00	031-5130-0201 Equipment
Capital Project Leaf Machine			

Motion Carried: Unanimously

O. Establishing Standard Work Day – Town Attorney and Deputy Attorney

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 establishes the following as reportable monthly hours for the Town Attorney and the Deputy Town Attorney for the purpose of days worked for the New York State and Local Retirement System:

Town Attorney – 14.58 days per month
Deputy Town Attorney – 10.25 days per month

Motion Carried: Unanimously

P. Alarm Review Board

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 reduces the false alarm fine for permit number 854 to \$2,000.00 pursuant to Local Law 2 of 2002.

Motion Carried: Unanimously

Q. Order Calling a Public Hearing in the matter of the Establishment of an Ambulance District to be known as the Town of Ossining Ambulance District Pursuant to Section 209-d of the Town Law.

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

WHEREAS, the Town Board of the Town of Ossining, Westchester County, New York, has duly caused to be prepared a description of the boundaries of a proposed Town of Ossining Ambulance District in said Town (hereinafter, the "District") and a general plan for the proposed method of operation thereof; and

WHEREAS, the boundaries of said District shall include the entire Town of Ossining except for property within the Village of Briarcliff Manor, as definitively described in the list of tax parcels set forth in Exhibit A which has been filed in the office of the Town Clerk, made available to the Town Board and hereby incorporated herein; and

WHEREAS, said description of boundaries and plan have been filed in the office of the Town Clerk of said Town, where the same are available during regular office hours for examination by any persons interested in the subject matter thereof; and

WHEREAS, the establishment of said District will enable the Town to exercise the authority established by subdivision 10-f of Section 198 of the Town Law to supply ambulance services to the District by contracting therefore; and

WHEREAS, no debt is expected to be incurred on behalf of the District, and the maximum amount to be expended annually for the services to be provided to the District is \$ 395,250.00, subject to future amendments from time to time in accordance with Section 209-h(2) of the Town Law; and

WHEREAS, it is now desired to call a public hearing upon the question of the proposed establishment of the Town of Ossining Ambulance District in the Town of Ossining pursuant to Section 209-d of the Town Law; NOW, THEREFORE, BE IT

ORDERED, by the Town Board of the Town of Ossining, Westchester County, New York, as follows:

Section 1. A meeting of the Town Board of the Town of Ossining, Westchester County, New York, shall be held at the Birdsall/Fagan Police Court Facility, 86-88 Spring Street, in Ossining, New York, in said Town, on September 23, 2008, at 7:30 o'clock P.M., Prevailing Time, for the purpose of holding a public hearing to consider whether the establishment of the Town of Ossining Ambulance District in said Town as described in the preambles hereof is in the public interest and to consider the map and report filed in relation thereto, and to hear all persons interested in the subject matter thereof concerning the same, and for such other action on the part of said Town Board as may be required by law or shall be proper in the premises.

Section 2. The Town Clerk is hereby authorized and directed to cause a copy of this order to be published in the *Journal News*, which is hereby designated by the Town as the official newspaper of the Town for this purpose, the first publication thereof to be not less than ten days nor more than twenty days before the day set herein for the hearing as aforesaid and said Town shall also cause a copy thereof to be posted on the sign-board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law not less than ten nor more than twenty days before the day set for the hearing as aforesaid.

Section 3. This Order shall take effect immediately.

The question of the adoption of the foregoing Order was duly put to a vote on roll call, which resulted as follows:

Voting Yes: Harter, Krieger, Wilcher
Jacobs, Dodge
Motion Carried: Unanimously

V. CORRESPONDENCE TO BE RECEIVED AND FILED

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

1. July, 2008 Helicopter Schedule from General Electric.

Motion Carried: Unanimously

VI. VISITOR RECOGNITION

Peter Tripodi, Quail Hollow Road, questioned whether the Town Attorney and the Deputy Town Attorney are part time positions. Also questioned was whether Briarcliff and Croton will be participating in the "Ambulance District". Supervisor Dodge responded that Briarcliff and Croton did sit at the table, but they are on a different budget schedule.

The Board recessed at 8 p.m. and reconvened at 8:05 p.m.

VII. ADJOURNMENT

At 8:17 p.m., Councilmember Krieger moved and it was seconded by Councilmember Harter that the meeting be adjourned.

Motion Carried: Unanimously

Approved:

Mary Ann Roberts, Town Clerk