

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

JUNE 9, 2009
7:30 PM

SUPERVISOR
Catherine Borgia
COUNCILMEMBERS

Geoffrey Harter Michael L. Tawil
David Krieger Northern Wilcher

I. CALL TO ORDER

The Regular Meeting of the Town Board of the Town of Ossining was held on June 9, 2009 in the Police/Court Facility, 86-88 Spring Street in Ossining. The meeting was called to order at 7:30 p.m. by Supervisor Catherine Borgia. Members of the Board present were: Geoffrey Harter, Northern Wilcher, David Krieger and Michael Tawil. Also present were Town Attorney Wayne Spector, Budget Officer Connie Cerny and Town Clerk Mary Ann Roberts.

II. PUBLIC HEARING - To consider a proposal to amend the Town of Ossining Zoning Map – 513 North State Road, Briarcliff Manor, Town of Ossining

Supervisor Borgia opened the public hearing at 7:35 p.m.

Peter Tripodi, Quail Hollow Road, stated that he had met Dr. Haroush at a previous meeting and had an opportunity to speak to him regarding this amendment and did agree that it should be granted.

At 7:37 p.m., Councilmember Krieger moved and it was seconded by Councilmember Harter that the public hearing be closed.

Motion Carried: Unanimously

III. PUBLIC HEARING – In the matter of Introductory Local Law No. 1 of 2009 – Taxation of Converted Condominiums

Supervisor Borgia opened the public hearing at 7:38 p.m.

Town Attorney Wayne Spector stated that New York State has created a differential on newly converted condominiums. This law will not impact existing condominium units.

Supervisor Borgia announced that the Village of Ossining has already adopted this resolution and the School District is working on one now for passage during the summer.

Bobby Williams, Spring Street, questioned whether this would affect affordable units coming on line shortly. Supervisor Borgia stated it was addressed case by case.

Peter Tripodi, Quail Hollow Road, questioned that since it was applicable to all of the Town's boundries, has Briarcliff Manor adopted this resolution and if they haven't will it cause a problem with this Local Law if they do not adopt it.

Attorney Spector said he didn't know but would be doing some research on it.

At 7:45 p.m., Councilmember Krieger moved and it was seconded by Councilmember Tawil that the public hearing be closed.

Motion Carried: Unanimously

IV. ANNOUNCEMENTS

Supervisor Borgia advised Dr. Haroush, who was in the audience at this time, that the public hearing had been closed on his request for an amendment to the Town of Ossining Zoning Map – 513 North State Road, Briarcliff Manor, New York and would be placed on the next Town Board Meeting Agenda (June 23, 2009) for adoption.

Councilmember Harter announced that on June 12 beginning at 7 p.m. at Cedar Lane Park would be the Relay for Life, which is a community event where people come together to celebrate cancer survivors and remember those who lost the fight. At 10 p.m. there will be a lighting of the Ways.

Councilmember Krieger announced that the Farmer's Market is now open on Saturday's from 8:30 a.m. – 2 p.m. The Ossining Public Library will sponsor a book discussion on June 29th on "Walkable Westchester". The Ossining Public Library will also sponsor a program on June 18th in the Conference Room regarding the American Revolution.

Councilmember Wilcher announced that the Ossining Boat and Canoe Club will host a scholarship breakfast on Sunday, June 14th, from 8 a.m. to noon.

Supervisor Borgia announced that the Village Fair will take place on Saturday, June 13, beginning with a parade at 9:30 a.m. and the official opening of the Fair at 10 a.m. until 5 p.m. The Ossining Staff Development Center is hosting a "Celebration of Reading" to mark the fifth anniversary of its "1,000 Books Project" which will take place on Saturday, June 20, at the Ossining Public Library from 1 – 2 p.m. This is open to children ages 3 – 5. Ossining High School will sponsor "Ossining Live Concert for Grade 3 -12 on Thursday. The Town and Village Offices will be closed on Friday, June 26th for Records Retention Day.

Town Clerk Roberts announced that on Records Retention Day the Clerk's Office will only be open to issues Burial Permits and the Village Planner's Office will be open to receive only Planning Board Applications.

V. PUBLIC COMMENT ON AGENDA ITEMS

There were no visitors who wished to comment.

VI. BOARD RESOLUTIONS

A. Approval of Minutes – May 26, 2009

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 May 26, 2009 Regular Meeting as presented.

B. Approval of Voucher Detail Report

Councilmember Tawil 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 Voucher Detail Report dated June 9, 2009 in the amount of \$237,578.42.

Motion Carried: Unanimously

C. Sewers - Approval of Valley View Sewer District Extension -
Jacqueline Bush – 68 Hawkes Avenue

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

Whereas, a Petition for the extension of the Valley View Sewer District located at 68 Hawkes Avenue in the Town of Ossining, Westchester County, New York, dated June 17, 2008, has been presented to the Town Board by Jacqueline Bush, and

Whereas, an Order was duly adopted by the Town Board on May 12, 2009 reciting the filing of said Petition, the boundaries of the proposed sewer extension, the improvements proposed and the cost thereof, and specifying May 26, 2009 at 7:30pm in the Police/Court facility, 86-88 Spring Street, Ossining, New York as the date, time and place where the said Board would hold a Public Hearing to consider the Petition and to hear all persons interested in the subject matter thereof concerning the same; and

Whereas, such Order was duly posted and published as required by law; and

Whereas, a public hearing on the matter was duly held by the Town Board on May 26, 2009, where discussion of the matter was had, and all persons interested were given the opportunity to be heard; and

Whereas, pursuant to Section 194 (6) of the Town Law, the approval of the State Comptroller is not required since the entire burden of the financing of the proposed extension is to be borne by the Petitioner, and there is to be no financing borne by the Town of Ossining, the Valley View Sewer District, or any prior extensions thereof;

Now, Therefore, Be It Resolved (a) that the petition is signed and acknowledged as required by law; (b) that all the property and property owners within the proposed extension are benefited thereby; (c) that all the property and property owners benefited thereby are included and (d) that it is in the public interest to grant the relief sought; and it is further

Resolved, that the extension of the Valley View Sewer District located at 68 Hawkes Avenue in the Town of Ossining, Westchester County, New York, as proposed in the Petition, be and the same is hereby approved, and that the said sewer district extension include the property as described in the said Petition; and it is further

Resolved, that the Town Clerk shall, within ten (10) days after adoption of this Resolution, file certified copies thereof in duplicate in the Office of the State Department of Audit and Control at Albany, New York, and record a certified copy in the Office of the Clerk of the County of Westchester.

The question being put, the vote was called with the following result:

Councilmember Harter	Voting	Yes
Councilmember Krieger	Voting	Yes
Councilmember Wilcher	Voting	Yes
Councilmember Tawil	Voting	Yes
Supervisor Borgia	Voting	Yes

The resolution was thereupon declared duly adopted.

D. Sewers – Approval of Valley View Sewer District Extension –
Joanne Schneider – 74 Hawkes Avenue

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

Whereas, a Petition for the extension of the Valley View Sewer District located at 74 Hawkes Avenue in the Town of Ossining, Westchester County, New York, dated June 17, 2008, has been presented to the Town Board by Joanne Schneider, and

Whereas, an Order was duly adopted by the Town Board on May 12, 2009 reciting the filing of said Petition, the boundaries of the proposed sewer extension, the improvements proposed and the cost thereof, and specifying May 26, 2009 at 7:30pm in the Police/Court facility, 86-88 Spring Street, Ossining, New York as the date, time and place where the said Board would hold a Public Hearing to consider the Petition and to hear all persons interested in the subject matter thereof concerning the same; and

Whereas, such Order was duly posted and published as required by law; and

Whereas, a public hearing on the matter was duly held by the Town Board on May 26, 2009, where discussion of the matter was had, and all persons interested were given the opportunity to be heard; and

Whereas, pursuant to Section 194 (6) of the Town Law, the approval of the State Comptroller is not required since the entire burden of the financing of the proposed extension is to be borne by the Petitioner, and there is to be no financing borne by the Town of Ossining, the Valley View Sewer District, or any prior extensions thereof;

Now, Therefore, Be It Resolved (a) that the petition is signed and acknowledged as required by law; (b) that all the property and property owners within the proposed extension are benefited thereby; (c) that all the property and property owners benefited thereby are included and (d) that it is in the public interest to grant the relief sought; and it is further

Resolved, that the extension of the Valley View Sewer District located at 74 Hawkes Avenue in the Town of Ossining, Westchester County, New York, as proposed in the Petition, be and the same is hereby approved, and that the said sewer district extension include the property as described in the said Petition; and it is further

Resolved, that the Town Clerk shall, within ten (10) days after adoption of this Resolution, file certified copies thereof in duplicate in the Office of the State Department of Audit and Control at Albany, New York, and record a certified copy in the Office of the Clerk of the County of Westchester.

The question being put, the vote was called with the following result:

Councilmember Harter	Voting	Yes
Councilmember Krieger	Voting	Yes
Councilmember Wilcher	Voting	Yes
Councilmember Tawil	Voting	Yes
Supervisor Borgia	Voting	Yes

The resolution was thereupon declared duly adopted.

E. Sewers – Approval of Valley View Sewer District Extension – James Picciano – 70 Hawkes Avenue

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

Whereas, a Petition for the extension of the Valley View Sewer District located at 70 Hawkes Avenue in the Town of Ossining, Westchester County, New York, dated June 17, 2008, has been presented to the Town Board by James Picciano, and

Whereas, an Order was duly adopted by the Town Board on May 12, 2009 reciting the filing of said Petition, the boundaries of the proposed sewer extension, the improvements proposed and the cost thereof, and specifying May 26, 2009 at 7:30pm in the Police/Court facility, 86-88 Spring Street, Ossining, New York as the date, time and place where the said Board would hold a Public Hearing to consider the Petition and to hear all persons interested in the subject matter thereof concerning the same; and

Whereas, such Order was duly posted and published as required by law; and
Whereas, a public hearing on the matter was duly held by the Town Board on May 26, 2009, where discussion of the matter was had, and all persons interested were given the opportunity to be heard; and

Whereas, pursuant to Section 194 (6) of the Town Law, the approval of the State Comptroller is not required since the entire burden of the financing of the proposed extension is to be borne by the Petitioner, and there is to be no financing borne by the Town of Ossining, the Valley View Sewer District, or any prior extensions thereof;

Now, Therefore, Be It Resolved (a) that the petition is signed and acknowledged as required by law; (b) that all the property and property owners within the proposed extension are benefited thereby; (c) that all the property and property owners benefited thereby are included and (d) that it is in the public interest to grant the relief sought; and it is further

Resolved, that the extension of the Valley View Sewer District located at 70 Hawkes Avenue in the Town of Ossining, Westchester County, New York, as proposed in the Petition, be and the same is hereby approved, and that the said sewer district extension include the property as described in the said Petition; and it is further

Resolved, that the Town Clerk shall, within ten (10) days after adoption of this Resolution, file certified copies thereof in duplicate in the Office of the State Department of Audit and Control at Albany, New York, and record a certified copy in the Office of the Clerk of the County of Westchester.

The question being put, the vote was called with the following result:

Councilmember Harter	Voting	Yes
Councilmember Krieger	Voting	Yes
Councilmember Wilcher	Voting	Yes
Councilmember Tawil	Voting	Yes
Supervisor Borgia	Voting	Yes

The resolution was thereupon declared duly adopted.

F. Sewers – Approval of Valley View Sewer District Extension -
Raymond Coletti – 66 Hawkes Avenue

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

Whereas, a Petition for the extension of the Valley View Sewer District located at 66 Hawkes Avenue in the Town of Ossining, Westchester County, New York, dated June 24, 2008, has been presented to the Town Board by Raymond Coletti, and

Whereas, an Order was duly adopted by the Town Board on May 12, 2009 reciting the filing of said Petition, the boundaries of the proposed sewer extension, the improvements proposed and the cost thereof, and specifying May 26, 2009 at 7:30pm in the Police/Court facility, 86-88 Spring Street, Ossining, New York as the date, time and place where the said Board would hold a Public Hearing to consider the Petition and to hear all persons interested in the subject matter thereof concerning the same; and

Whereas, such Order was duly posted and published as required by law; and

Whereas, a public hearing on the matter was duly held by the Town Board on May 26, 2009, where discussion of the matter was had, and all persons interested were given the opportunity to be heard; and

Whereas, pursuant to Section 194 (6) of the Town Law, the approval of the State Comptroller is not required since the entire burden of the financing of the proposed extension is to be borne by the Petitioner, and there is to be no financing borne by the Town of Ossining, the Valley View Sewer District, or any prior extensions thereof;

Now, Therefore, Be It Resolved (a) that the petition is signed and acknowledged as required by law; (b) that all the property and property owners within the proposed extension are benefited thereby; (c) that all the property and property owners benefited thereby are included and (d) that it is in the public interest to grant the relief sought; and it is further

Resolved, that the extension of the Valley View Sewer District located at 66 Hawkes Avenue in the Town of Ossining, Westchester County, New York, as proposed in the Petition, be and the same is hereby approved, and that the said sewer district extension include the property as described in the said Petition; and it is further

Resolved, that the Town Clerk shall, within ten (10) days after adoption of this Resolution, file certified copies thereof in duplicate in the Office of the State Department of Audit and Control at Albany, New York, and record a certified copy in the Office of the Clerk of the County of Westchester.

The question being put, the vote was called with the following result:

Councilmember Harter	Voting	Yes
Councilmember Krieger	Voting	Yes
Councilmember Wilcher	Voting	Yes
Councilmember Tawil	Voting	Yes
Supervisor Borgia	Voting	Yes

The resolution was thereupon declared duly adopted.

G. Sewers – Approval of Valley View Sewer District Extension –
Herbert E. Olmstead Sr. – 72A Hawkes Avenue

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

Whereas, a Petition for the extension of the Valley View Sewer District located at 72A Hawkes Avenue in the Town of Ossining, Westchester County, New York, dated June 16, 2008, has been presented to the Town Board by, Herbert E. Olmstead, Sr., and

Whereas, an Order was duly adopted by the Town Board on May 12, 2009 reciting the filing of said Petition, the boundaries of the proposed sewer extension, the improvements proposed and the cost thereof, and specifying May 26, 2009 at 7:30pm in the Police/Court facility, 86-88 Spring Street, Ossining, New York as the date, time and place where the said Board would hold a Public Hearing to consider the Petition and to hear all persons interested in the subject matter thereof concerning the same; and

Whereas, such Order was duly posted and published as required by law; and

Whereas, a public hearing on the matter was duly held by the Town Board on May 26, 2009, where discussion of the matter was had, and all persons interested were given the opportunity to be heard; and

Whereas, pursuant to Section 194 (6) of the Town Law, the approval of the State Comptroller is not required since the entire burden of the financing of the proposed extension is to be borne by the Petitioner, and there is to be no financing borne by the Town of Ossining, the Valley View Sewer District, or any prior extensions thereof;

Now, Therefore, Be It Resolved (a) that the petition is signed and acknowledged as required by law; (b) that all the property and property owners within the proposed extension are benefited thereby; (c) that all the property and property owners benefited thereby are included and (d) that it is in the public interest to grant the relief sought; and it is further

Resolved, that the extension of the Valley View Sewer District located at 72A Hawkes Avenue in the Town of Ossining, Westchester County, New York, as proposed in the Petition, be and the same is hereby approved, and that the said sewer district extension include the property as described in the said Petition; and it is further

Resolved, that the Town Clerk shall, within ten (10) days after adoption of this Resolution, file certified copies thereof in duplicate in the Office of the State Department of Audit and Control at Albany, New York, and record a certified copy in the Office of the Clerk of the County of Westchester.

The question being put, the vote was called with the following result:

Councilmember Harter	Voting	Yes
Councilmember Krieger	Voting	Yes
Councilmember Wilcher	Voting	Yes
Councilmember Tawil	Voting	Yes
Supervisor Borgia	Voting	Yes

The resolution was thereupon declared duly adopted.

H. Firework's Approval – St. Augustine's Church

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

Whereas, the Church of St. Augustine, by letter dated May 27, 2009 has requested a permit from the Town of Ossining for a fireworks display to be held on the evenings of Wednesday, July 22 (rain date Thursday, July 23) and Sunday, July 26, 2009; and

Whereas, the Church has submitted the information required by Section 101-5 of the Code of the Town of Ossining and Section 405(2) of the Penal Law of the State of New York; and

Whereas, the bond/insurance coverage submitted by the Church has been found by the Town Attorney to comply with the requirements of Section 101-6 of the Ossining Code and Section 405 of the State Penal Law; and

Whereas, the Fire Chief has made an inspection of the premises where the fireworks display will be held and reported that such display will not be hazardous to persons or property;

Now, Therefore, Be It Resolved, that the application of the Church of St. Augustine's for a fireworks display on Wednesday, July 22, 2009 at 9:15 p.m. (rain date Thursday, July 23) and Sunday, July 26, 2009 at 9:15 p.m., is approved subject to the following conditions pursuant to Section 405(3) of the Penal Law:

1. The actual point at which the fireworks are to be fired shall be at least 200 feet from the nearest permanent building, public highway or railroad or other means of travel and at least 50 feet from the nearest above-ground telephone or telegraph line, tree or other overhead obstruction;
2. The audience at such display shall be restrained behind lines at least 150 feet from the point at which the fireworks are discharged and only persons in active charge of the display shall be allowed inside these lines;
3. All fireworks that fire a projectile shall be so set up that the projectile will go into the air as nearly as possible in a vertical direction, unless such fireworks are to be fired from the shore or a lake or other large body of water, in which case they may be directed in such manner that the falling residue from the deflagration will fall into such lake or body of water;
4. Any fireworks that remain unfired after the display is concluded shall be immediately disposed of in a way safe for the particular type of fireworks remaining;
5. No fireworks display shall be held during any wind storm in which the wind reaches a velocity of more than 30 miles per hour;
6. All persons in actual charge of firing the fireworks shall be over the age of 18 years, competent and physically fit for the task;
7. There shall be at least 2 such operators consistently on duty during the discharge; and
8. At least 2 soda acid or other approved type fire extinguishers of at least 2 and one-half gallons capacity each shall be kept at as widely separated points as possible within the actual area of the display; and it is further

Resolved, that a copy of this Resolution duly certified by the Town Clerk of the Town of Ossining shall constitute a Permit, meeting the requirements of the Code of the Town of Ossining and the Penal Law of the State of New York.

Motion Carried: Unanimously

I. Finance-2009 Budget Adjustments

Councilmember Tawil 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 following budget adjustments be made to the 2009 budget:

From:			To:		
Account Number	Description	Amount	Amount	Account Number	Description
Cemetery					
032.8810.0201	Equipment	1500.00			
032.8810.0401	Supplies	165.00			
032.8810.0406	Telephone	300.00			
032.8810.0411	Gasoline	1275.00			
032.8810.0416	Uniforms	225.00			
032.8810.0417	Education	225.00			
032.8810.0419	Maintenance/Repair	3750.00			
032.8810.0436	Postage	23.00			
032.8810.0438	Miscellaneous	150.00			
032.8810.0442	Improvements/Captl	1500.00			
032.8810.0467	Liability Insurance	900.00			
032.8810.0492	Contractual/Misc.	150.00	10163.00	032.8810.413	Consultant
Highway					
31-5130-0449	Parts/Labor	434.53	434.53	031-5130-0201	Equipment
Town Court					
010-1110-0401	Supplies	1015.00	15.00	010-1110-0405	Conference
			1000.00	010-1110-0436	Postage
Bldg Dept.					
020-8020-0401	Supplies	15.00	15.00	020-3620-0428	Dues
020-8020-0414	Contr. Steno	750.00	750.00	020-8010-0414	Contr. Steno
020-8010-0436	Postage	154.97	154.97	020-8020-0436	Postage
020-8740-0402	Printing	175.00	175.00	020-8740-0413	Consultant
Supervisor					
010-1220-0401	Supplies	30.00	30.00	010-1220-0417	Education
Tax Receiver					
010-1330-0401	Supplies	100.00	100.00	010-1330-0428	Dues
Assessor					
010-1355-0417	Education	240.89	108.61	010-1355-0449	Parts/Labor
			132.28	010-1355-112	Part Time
Town Clerk					
010-1410-0477	Records Mgmt.	5.00	5.00	010-1410-0428	Dues
Parks					
010-7110-0105	Overtime	556.17	556.17	010-7112-0105	OBCC Lift Station-Overtime
Police Dept					
020-3120-0408	Books	118.52	75.00	020-3120-0428	Dues
			43.52	020-3120-0203	Car
020-3120-0416	Uniforms	7,770.00	7,770.00	020-3120-0106	Longevity

Motion Carried: Unanimously

J. CLIMATE SMART COMMUNITY PLEDGE

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

WHEREAS, the Town of Ossining (hereinafter "local government") believes that climate change poses a real and increasing threat to our local and global environments which is primarily due to the burning of fossil fuels; and

WHEREAS, the effects of climate change will endanger our infrastructure, economy and livelihoods; harm our farms, orchards, ecological communities, including native fish and wildlife populations; spread invasive species and exotic diseases; reduce drinking water supplies and recreational opportunities; and pose health threats to our citizens; and

WHEREAS, we believe that our response to climate change provides us with an unprecedented opportunity to save money, and to build livable, energy-independent and secure communities, vibrant innovation economies, healthy and safe schools, and resilient infrastructures; and

WHEREAS, we believe the scale of greenhouse gas (GHG) emissions reductions required for climate stabilization will require sustained and substantial efforts; and

WHEREAS, we believe that even if emissions were dramatically reduced today, communities would still be required to adapt to the effects of climate change for decades to come,

IT IS HEREBY RESOLVED that the Town of Ossining, in order to reduce greenhouse gas emissions and adapt to a changing climate will

1. Pledge to Combat Climate Change by Becoming a Climate Smart Community

Set goals to reduce GHG emissions and adapt to predicted climatic changes. Establish a task force of local officials and community members to review the issues and propose a plan of action. Designate a point person who will oversee climate change initiatives and publicly report on progress. Work cooperatively with similar task forces in neighboring communities to ensure that efforts complement and reinforce one another. As an official signal of commitment and for access to technical resources, sign on to a widespread climate campaign such as ICLEI Local Governments for Sustainability - Climate Protection campaign.

2. Set Goals, Inventory Emissions, Move to Action

Gather data, inventory GHG gas emissions, and establish baselines for local government operations and community sectors. Develop quantifiable interim GHG emission targets consistent with emission reduction goals and propose a schedule and financing strategy to meet them. Encourage stakeholder and public input and develop an action plan. Report emissions to The Climate Registry (TCR), which has developed a standardized method for reporting emissions inventories; use ICLEI and TCR's tools to track and evaluate progress.

3. Decrease Energy Demand for Local Government Operations

Adopt a goal of reducing electricity use by 15 percent from projected levels no later than 2015.

Existing Public Facilities. Inventory current building electricity usage and identify opportunities for conservation and efficiency retrofits. Obtain energy assessments from the New York State Energy Research and Development

Authority (NYSERDA), the New York Power Authority, the Long Island Power Authority or other professionals. Consider actions such as purchasing energy efficient equipment and appliances, such as ENERGY STAR®; improving lighting, heating, and cooling efficiency; setting thermostats for maximum energy conservation; decreasing plug load from office equipment; and increasing pump efficiency in water and wastewater systems.

New Public Buildings. Achieve at least minimum U.S. Green Building Council Leadership in Energy and Environmental Design standards (LEED Silver) for all new local government buildings.

Infrastructure. Incorporate energy efficient technologies and operations and maintenance practices into municipal street lighting, traffic signals, and water and wastewater treatment facilities.

Vehicle Fleet and Commuting. Improve the average fuel efficiency of local government fleet vehicles. Discourage vehicle idling and encourage bicycling, car-pooling and public transit for employees. Consider reducing the number of vehicles; converting fleet vehicles to sustainable alternative fuels; and using electric vehicles where possible.

4. Encourage Renewable Energy for Local Government Operations

Supply as much of the local government's power, heat and hot water needs as possible from solar, wind, and small hydro through purchase or direct generation.

5. Realize Benefits of Recycling and Other Climate Smart Solid Waste Management Practices

Expand the "reduce, reuse and recycle" approach to waste management in local government operations and in the whole community. Reduce the amount of solid waste generated -- promote backyard composting, implement volume-based pricing and educate residents on how to prevent waste. Promote reuse by organizing community-wide yard sales, and providing a space for drop-off or trade of reusable goods. Provide recycling receptacles in local government buildings and outdoor spaces, require duplex printing in government offices, compost food scraps and green waste, and adopt a comprehensive green purchasing program.

6. Promote Climate Protection through Community Land Use Planning

Combat climate change by encouraging low-emissions development that is resilient to climatic changes. When updating land use policies, building codes or community plans, include provisions to combat climate change; reduce sprawl; preserve and protect open space, biodiversity, and water supplies; promote compact, transit-oriented, bikeable and walkable communities; promote infill development; minimize new development in floodplains; maintain or establish healthy community forests; and promote best forest management practices and encourage tree planting, especially along waterways, to increase shading and to absorb carbon dioxide.

7. Plan for Adaptation to Unavoidable Climate Change

Evaluate risks from unavoidable climate change, set adaptation goals and plan for adaptation. Identify climate change impacts (such as flooding, drought, and extreme temperatures) that could affect the community. Identify areas such as water supply and sewer infrastructure that may be at risk due to sea-level rise and future changes in climate. Factor risks into long-term investments and decision-making. Execute climate change adaptation and preparedness measures through local government planning, development and operations, giving priority to the highest risk areas.

8. Support a Green Innovation Economy

Identify opportunities to incorporate climate protection, sustainability and environmental goods and service industries into economic development plans. Encourage workforce development training and school curricula that support the emerging green collar job sector, including renewable energy and energy

efficiency, as well as climate smart solid waste management practices. Procure climate smart goods and services for local government operations and support modernizing of local and national electricity grids.

9. Inform and Inspire the Public

Lead by example. Highlight local government commitment to reducing energy use, saving tax dollars, and adapting to changing conditions. Demonstrate the benefits of energy savings, energy efficiency, and renewable energy projects by hosting open houses; distributing fliers; holding local meetings; working with school districts, colleges, and universities to develop climate change curricula and programs; engaging faith-based communities in climate protection; and regularly communicating community climate protection goals and progress to constituents.

10. Commit to an Evolving Process

Acknowledge that research and policy on climate protection are constantly improving and evolving. Be willing to consider new ideas and commit to update plans and policies as needed. Compare successes, cooperate and collaborate with neighboring communities to redirect less-effective actions and amplify positive results.

Motion Carried: Unanimously

K. Order Calling a Public Hearing in the matter of the Petition for an Extension of the North State Road Sewer District – Ann McCudden

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

Whereas, a written petition, dated June 3, 2009, in due form and containing the required signature has been presented by Ann McCudden to the Town Board of the Town of Ossining, Westchester County, New York for the extension of the North State Road Sewer District in said Town; and

Whereas, the boundaries of the proposed Sewer District Extension are described as follows:

“Beginning at a point on the westerly side of Sunset Drive on said map at land now or formerly of Briarcliff Hills Improvement Co.; thence running along said land of Briarcliff Hills Improvement Co. the following courses and distances; North 51° 55' 00" West 2.00 feet, North 55° 17' 30" West 78.16 feet, North 57 ° 35' 00" West 56.45 feet, North 61° 14' 30" West 63.99 feet to land now or formerly of Spector; thence running along said Land of Spector the following courses and distances: North 59° 28' 40" east 149.77 feet, North 41° 46' 10" East 85.35 feet to the southerly side of Grafton Road on said map; thence running easterly along the said southerly side of Grafton Road the following courses and distances: South 2° 44' 50" West 45.24 feet, South 12°04' 14" East 87.63 feet, South 51° 17' 40" East 37.18 feet to the westerly side of Sunset Drive on said map; thence running southerly along the said Westerly side of Sunset Drive South 38° 42' 20" West 112.22 feet to lands now or formerly of Briarcliff Hills Improvement Co. at the point or place of Beginning.

Said premises known as 98A Morningside Drive, Ossining, New York, and also known as Section 90.15, Block 1, Lot 21 on the Tax Map of the Town of Ossining; and

Whereas, the improvements proposed for said Sewer District Extension consist of the construction and installation of a sewer system, including sewer main, manhole and other improvements incidental thereto, all as more described in the map and plan accompanying the aforesaid petition, which map and plan are on

file in the Town Clerk's Office of said Town for public inspection during regular business hours; and

Whereas, the cost of establishing such Sewer District Extension shall be borne entirely by the Petitioner; and

Whereas, it is now desired to call a Public Hearing to consider the Petition for the proposed establishment of said Sewer District Extension pursuant to Section 193 of the Town Law, as well as for purposes of determining the environmental impact of said action; 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 Police/Court Facility, 86-88 Spring Street, In Ossining, New York, on the 23rd day of June 2009, at 7:30p.m., for the purpose of conducting a public hearing to consider the aforementioned Petition and to hear all persons interested in the subject thereof concerning the same.

Section 2: The Town Clerk is hereby authorized and directed to cause a certified copy of this Order to be published in the Journal News and posted in the manner provided by law.

Section 3: This Order shall take effect immediately.

Motion Carried: Unanimously

VII. CORRESPONDENCE TO BE RECEIVED AND FILED

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

1. May, 2009 Helicopter Log from General Electric.

Motion Carried: Unanimously

VIII. MONTHLY REPORTS

Councilmember Tawil 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 accepts the Monthly Reports for April, 2009 from Receiver of Taxes, and for May, 2009 from Town Clerk, Police Department and Building Department.

Motion Carried: Unanimously

IX. VISITOR RECOGNITION

Ellen Kahan, Ganung Drive, commended the Town Board for the establishment of an Ethics Committee and also for Climate Smart. A suggestion was made to the Cabaret License which would allow one which would include the use of alcohol at the establishment and another that would not include the use of alcohol. She had attended the Zoning Board of Appeals last evening which dealt with the 25 Studio Hill Road, Briarcliff Manor, New York and stated that she and her husband are willing to work with the Town/Neighbors/Establishment in order to be able to live peacefully in their homes. Also suggested was the use of solar/wind power to save money. Supervisor Borgia responded that she appreciated Ms. Kahan's comments on the harnessing of wind power that is

being undertaken by the Ossining Boat and Canoe Club and also in the good neighbor policy. The Board will take under advisement the non-alcoholic cabaret licenses. Councilmember Tawil extended his appreciation of Ms. Kahan being a conduit in a calm manner in her neighborhood. Town Attorney Spector stated that the present Cabaret Law doesn't require that the establishment serve alcohol.

Peter Tripodi, Quail Hollow Road, questioned when the American Revolution Program would be held at the Library. Councilmember Krieger responded that it would be held on June 18th at 7 p.m. Mr. Tripodi responded that the Relay for Life was dear to him, however, he had a conflict that evening. Supervisor Borgia responded that he could attend the 10 p.m. Lighting Ceremony and that many of the participants would be there over night. Mr. Tripodi continued that he agreed with the solar panels as well as the wind turbines. He also suggested that in order to save paper the agenda's should be double sided.

Bobby Williams, Spring Street, remarked that everyone in this Country should be treated equally.

X. ADJOURNMENT

At 8:20 p.m., Councilmember Krieger moved and it was seconded by Councilmember Tawil that the meeting be adjourned into Executive Session for the purpose of personnel negotiations.

Motion Carried: Unanimously

Approved:

Mary Ann Roberts, Town Clerk