



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

**FEBRUARY 9, 2016
7:30 P.M.**

**SUPERVISOR
Dana Levenberg**

COUNCILMEMBERS

**Karen M. D'Attore Elizabeth R. Feldman
Kim L. Jeffrey Northern Wilcher, Jr.**

I. CALL TO ORDER – PLEDGE OF ALLEGIANCE – ROLL CALL

The Regular Meeting of the Town Board of the Town of Ossining was held on February 9, 2016 at the Birdsall-Fagan Police Court/Facility, 86-88 Spring Street in Ossining. The meeting was called to order at 7:30 p.m. by Supervisor Dana Levenberg. Members of the Board present were: Councilmembers Karen M. D'Attore, Elizabeth R. Feldman, Kim L. Jeffrey and Northern Wilcher, Jr. Also present were Town Counsels Steven Silverberg and Christie Tom Addona, Budget Officer Madeline Zachacz and Town Clerk Mary Ann Roberts.

II. Public Hearing in the Matter of Local Law #3 of 2016- Repealing Chapter 85 of the Town Code Regarding SEQRA Processes

At 7:31 P.M., the Public Hearing was opened.

Town Attorney Steven Silverberg stated that the reason for the law is due to its inconsistency with Article 8 of the New York Environmental Conservation Law and the implementing of regulations set forth at 6 NYCRR Part 617 entitled State Environmental Quality Review (SEQRA). This law was initially adopted in the 80's and is inconsistent with State Law. The Town has its own Type 1 list. The Board will adjourn this public hearing.

Mitzi Elkes, Hirst Road, is Chairman of the EAC discussed the revocation of Chapter 85 and has honed in on the Type 1 list. It is in the best interest not to revoke Chapter 85 until Type 1 list is fully reviewed.

Ms. Donna Sharrett of Morningside Drive read the following statement:

February 9, 2016

Re: Town Board Public Hearing for consideration of Local Law 3-2016 to repeal Chapter 85.

Six proposed developments are currently in the Planning Board review process, 4 of which are large proposals on properties with wetlands and/or watercourses and/or their required buffers. Three of these projects propose to disturb or destroy one or more of these resources and/or the required buffers. One of the properties is also within a FEMA flood zone. Two are in the Sing Sing Watershed upstream from areas which have flooded in the Village of Ossining; two are in the Pocantico River Watershed upstream from areas which have flooded on North State Road, Gordon Avenue and Briarcliff Manor.

Many of our town's wetlands have been lost to development over the past several decades, and our streams culverted. Wetlands and watercourse buffers absorb flood waters. Flooding is a public safety issue. Wetlands are our best tools for carbon sequestration and as such their protection is a climate change issue.

We should absolutely expect that more proposed actions with potential negative impacts to our natural resources will come before the planning Board.

When considered, Town Code 85-6(A)(10) offers protection to our town's wetlands, waterbodies and watercourses and their required buffers, protection that is not included in the State's SEQRA regulations.

Additionally, several of the State's SEQRA Type 1 actions thresholds are much greater than those in our Town's SEQRA regulations, and are therefore less stringent.

It is my opinion that the less stringent State SEQRA Type 1 actions could potentially be damaging to our town.

Ideally developers would present proposals that do no harm to our Town's natural resources. In reality, we need strong SEQRA regulations and the requirement that these regulations are observed and enforced during the planning review process for every proposed project.

I ask that the Town Board not revoke Chapter 85 of our Town's code and instead set a goal to amend this code so that it is both compliant with the State regulations and offers the maximum protection for our town and its precious natural resources.

*Donna Sharrett
84 Morninside Drive
Ossining*

At 7:45 P.M., Councilmember Jeffrey moved and it was seconded by Councilmember Wilcher that the Public Hearing be adjourned until March 8, 2016.

III. ANNOUNCEMENTS

Supervisor Levenberg announced the following items: A meeting with Christopher Soi was held regarding "Employee Wellness" which will begin on February 24, 2016. Work has been done on the Shrine House at Cedar Lane Park. The garage at Ryder Park is being rehad. Energize New York and Energize Ossining are working with Terra Tile with bond payments. Mayor Gearity and Supervisor Levenberg met in order to re-launch the Energize Program. Supervisor Levenberg also met with Nick Franzoso from OVAC who provided her with a Tour of the OVAC facility as well as a visit with Sleepy Hollow a partner in the Mid-Hudson Ambulance District. The LED Lighting Program is close to completion. Paul Fraioli with Lumin will provide an update at the next work session. Supervisor Levenberg has also met with Fred Schmidt the Town's Teamster Rep and she has also met with the Town Court. The kick off meeting is underway for Earth Day which will take place on April 16 pertaining to water conservation. A review of the Comprehensive Plan will take place at next week's work session. There are three Municipal Officials who will be attending the Association of Towns Meeting in New York City next weekend. More snow is on the way. Gullotta House, The Look by Melissa and Operation Prom are presenting Charity Couture on Thursday, February 11, 2016 at 5:30 p.m. at the Briarcliff Manor with a ticket priced at \$100. Gullotta House is also co-hosting with the Cortlandt School of Performing Arts a Live music and cocktail party "All You Need is Love" on February 14th at The Briarcliff Manor, 25 Studio Hill, Briarcliff Manor, New York with ticket prices at \$50 in advance or \$80 at the door. Gullotta House in conjunction with the Ossining Recreation is hosting Ossining Family Fun Night on February 19. The Historical Society Museum will sponsor "Celebrate History Open House" on Monday, February 15, 2016 from 12 noon to 3 p.m. Admission will be \$5 which will include

activities and refreshments. The Westchester county Shredder will be at the Joseph G. Caputo Community Center on Saturday February 27, 2016 with a four box maximum per resident. February 8th is Lunar New York and the Year of the Monkey will be celebrated for the next 15 days.

Councilperson D’Attore reminded the community that it was tax season and IFCA will provide tax service to those who qualify which is an income of less than \$55,000. Call IFCA for further details at 941-5252.

If you are struggling with homelessness the door at the Trinity Church opens at 9.

IV. PUBLIC COMMENT ON AGENDA ITEMS

V. BOARD RESOLUTIONS

A. Approval of Minutes

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

Resolved, that the Town Board of the Town of Ossining hereby approves the January 26, 2016, Minutes of the Regular Meeting as presented.

Motion Carried: Unanimously

B. Approval of Voucher Detail Report

Councilmember Wilcher moved and it was seconded by Councilmember D’Attore that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby approves the Voucher Detail Report dated February 9, 2016 in the amount of \$107,911.96 for 2015 and \$256,099.76 for 2016. Grand total of \$364,011.72.

Motion Carried: Unanimously

C. TAX CERTIORARI

231 S. Highland Realty Corp.
vs.
Town of Ossining

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

WHEREAS, proceedings pursuant to Article 7 of the Real Property Tax Law of the State of New York were instituted by 231 S. Highland Realty Corp. against The Town of Ossining, to review the tax assessments made on Petitioner’s property located at Schuman Court, Town of Ossining, and designated on the tax assessment map of The Town of Ossining as Section 97.15, Block 4, Lot 8, for Tax Assessment Year 2015, which proceedings are now pending in the Supreme Court of the State of New York, County of Westchester, under Index No. 67345/15; and

WHEREAS, the above Petitioner has agreed to a compromise and settlement of such proceedings, subject to the approval of the Town Board, correcting and reducing the assessed valuation of its real property and improvements, as follows: 231 S. Highland Realty Corp. Schuman Court, Ossining, N.Y. Section 97.15, Block 4, Lot 8

Assessment Year	Tax ID No.	Original Assessed Value	Reduction	Final Assessed Value
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WHEREAS, any and all refunds necessitated by said settlement will be made without interest; and

WHEREAS, the Town Board, upon the recommendation of the Assessor, concurred by the Town Counsel, finds the proposed settlement appropriate and in the best interest of the Town of Ossining; now therefore it is

RESOLVED, that settlement of the proceedings, on the terms set forth herein, is hereby accepted and approved, subject to the approval of the Supreme Court, Westchester County, wherein such proceedings are pending; and it is further

RESOLVED, that the Town Counsel is hereby authorized and directed to procure and execute any documents necessary to effectuate such settlement; and it is further

RESOLVED, subject to the approval of the Supreme Court, Westchester County, that the Assessor is authorized and directed to make the changes and corrections to the individual unit assessment on the tax assessment roll of the Town of Ossining, which will be ordered pursuant to the Consent Judgment to be entered in accordance with the terms of this settlement, and the Receiver of Taxes is authorized and directed to process and pay the refund of Town of Ossining taxes estimated to be \$ 0, which will be ordered pursuant to said Consent Judgment.

Motion Carried: Unanimously

D.

TAX CERTIORARI

Campwood Realty, LLC (90.13-1-81)

vs.

Town of Ossining

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

WHEREAS, proceedings pursuant to Article 7 of the Real Property Tax Law of the State of New York were instituted by Campwood Realty, LLC against The Town of Ossining, to review the tax assessments made on Petitioner’s property located at 17 Campwoods Road, Town of Ossining, and designated on the tax assessment map of The Town of Ossining as Section 90.13, Block 1, Lot 81, for Tax Assessment Years 2011 through 2014, which proceedings are now pending in the Supreme Court of the State of New York, County of Westchester, under Index Nos. 55727/11; 65011/12; 65481/13; and 64666/14; and WHEREAS, the above Petitioner has agreed to a compromise and settlement of such proceedings, subject to the approval of the Town Board, correcting and reducing the assessed valuation of its real property and improvements, as follows:
Campwood Realty, LLC 117 Campwoods Road, Ossining, N.Y. Section 90.13, Block 1, Lot 81

Assessment Year	Tax ID No.	Original Assessed Value	Reduction	Final Assessed Value
2011	90.13-1-81	\$22,600	\$3,000	\$19,600
2012	90.13-1-81	\$22,600	\$3,200	\$19,400
2013	90.13-1-81	\$22,600	\$3,600	\$19,000
2014	90.13-1-81	\$22,600	\$6,700	\$15,900

WHEREAS, any and all refunds necessitated by said settlement will be made without interest; and

RESOLVED, that settlement of the proceedings, on the terms set forth herein, is hereby accepted and approved, subject to the approval of the Supreme Court, Westchester County, wherein such proceedings are pending; and it is further

RESOLVED, subject to the approval of the Supreme Court, Westchester County, that the Assessor is authorized and directed to make the changes and corrections to the individual unit assessment on the tax assessment roll of the Town of Ossining, which will be ordered pursuant to the Consent Judgment to be entered in accordance with the terms of this settlement, and the Receiver of Taxes is authorized and directed to process and pay the refund of Town of Ossining taxes estimated to be \$ 148.26, which will be ordered pursuant to said Consent Judgment.

E.

529 North State Associates

VS.

WHEREAS, proceedings pursuant to Article 7 of the Real Property Tax Law of the State of New York were instituted by 529 North Associates against The Town of Ossining, to review the tax assessments made on Petitioner's property located at 529 North State Road, Town of Ossining, and designated on the tax assessment map of The Town of Ossining as Section 90.15, Block 1, Lot 36, for Tax Assessment Years 2010 through 2015, which proceedings are now pending in the Supreme Court of the State of New York, County of Westchester, under Index Nos. 26371/10; 56685/11; 67923/12; 66115/13; 66296/14 and 67922/15; and

Assessment Year	Tax ID No.	Original Assessed Value	Reduction	Final Assessed
2010	90.15-1-36	\$136,950	\$31,650	\$105,300
2011	90.15-1-36	\$136,950	\$31,650	\$105,300
2012	90.15-1-36	\$136,950	\$31,650	\$105,300
2013	90.15-1-36	\$136,950	\$27,150	\$109,800
2014	90.15-1-36	\$136,950	\$30,250	\$106,700
2015	90.15-1-36	\$136,950	\$32,050	\$104,900

WHEREAS, the Town Board, upon the recommendation of the Assessor, concurred by the Town Counsel, finds the proposed settlement appropriate and in the best interest of the Town of Ossining; now therefore it is

RESOLVED, that settlement of the proceedings, on the terms set forth herein, is hereby accepted and approved, subject to the approval of the Supreme Court, Westchester County, wherein such proceedings are pending; and it is further

RESOLVED, that the Town Counsel is hereby authorized and directed to procure and execute any documents necessary to effectuate such settlement; and it is further

RESOLVED, subject to the approval of the Supreme Court, Westchester County, that the Assessor is authorized and directed to make the changes and corrections to the individual unit assessment on the tax assessment roll of the Town of Ossining, which will be ordered pursuant to the Consent Judgment to be entered in accordance with the terms of this settlement, and the Receiver of Taxes is authorized and directed to process and pay the refund of Town of Ossining taxes estimated to be \$ 23,194.88, which will be ordered pursuant to said Consent Judgment.

Motion Carried: Unanimously

F.

TAX CERTIORARI

N and G Realty Company LLC

vs.

Town of Ossining

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

WHEREAS, proceedings pursuant to Article 7 of the Real Property Tax Law of the State of New York were instituted by N and G Realty Company LLC against The Town of Ossining, to review the tax assessments made on Petitioner’s property located at 238 North Highland Avenue, Town of Ossining, and designated on the tax assessment map of The Town of Ossining as Section 89.11, Block 1, Lot 10, for Tax Assessment Years 2008 through 2015, which proceedings are now pending in the Supreme Court of the State of New York, County of Westchester, under Index Nos. 22465/08; 22045/09; 24493/10; 14579/11; 66870/12; 65435/13; 66121/14 and 66570/15; and

WHEREAS, the above Petitioner has agreed to a compromise and settlement of such proceedings, subject to the approval of the Town Board, correcting and reducing the assessed valuation of its real property and improvements, as follows:
N and G Realty Company LLC, Ossining, N.Y. Section 89.11, Block 1, Lot 10 238 North Highland Avenue

Assessment Year	Tax ID No.	Original Assessed Value	Reduction	Final Assessed Value
2008	89.11-1-10	\$75,400	\$15,400	\$60,000
2009	89.11-1-10	\$75,400	\$15,400	\$60,000
2010	89.11-1-10	\$75,400	\$14,400	\$61,000
2011	89.11-1-10	\$75,400	\$11,613	\$63,788
2012	89.11-1-10	\$75,400	\$11,613	\$63,788
2013	89.11-1-10	\$75,400	\$10,863	\$64,538
2014	89.11-1-10	\$75,400	\$11,613	\$63,788
2015	89.11-1-10	\$75,400	\$11,613	\$63,788

WHEREAS, any and all refunds necessitated by said settlement will be made without interest; and

WHEREAS, the Town Board, upon the recommendation of the Assessor, concurred by the Town Counsel, finds the proposed settlement appropriate and in the best interest of the Town of Ossining; now therefore it is

RESOLVED, that settlement of the proceedings, on the terms set forth herein, is hereby accepted and approved, subject to the approval of the Supreme Court, Westchester County, wherein such proceedings are pending; and it is further

RESOLVED, that the Town Counsel is hereby authorized and directed to procure and execute any documents necessary to effectuate such settlement; and it is further

RESOLVED, subject to the approval of the Supreme Court, Westchester County, that the Assessor is authorized and directed to make the changes and corrections to the individual unit assessment on the tax assessment roll of the Town of Ossining, which will be ordered pursuant to the Consent Judgment to be entered in accordance with the terms of this settlement, and the Receiver of Taxes is authorized and directed to process and pay the refund of Town of Ossining taxes estimated to be \$ 1,109.82, which will be ordered pursuant to said Consent Judgment.

Motion Carried: Unanimously

G.

TAX CERTIORARI

NSRR Realty LLC,

VS.

Town of Ossining

Councilmember Jeffrey moved and it was seconded by Councilmember Feldman that the following be approved:

WHEREAS, proceedings pursuant to Article 7 of the Real Property Tax Law of the State of New York were instituted by NSRR Realty LLC, against The Town of Ossining, to review the tax assessments made on Petitioner's property located at 530 North State Road and 532 North State Road, Town of Ossining, and designated on the tax assessment map of The Town of Ossining as Section 90.15, Block 2, Lot 18 and Section 90.15, Block 2, Lot 17; for Tax Assessment Years 2010 through 2015, which proceedings are now pending in the Supreme Court of the State of New York, County of Westchester, under Index Nos. 23151/10; 14743-11; 64980-12; 64176-13; 65083-14; and 65230-15; and

WHEREAS, the above Petitioner has agreed to a compromise and settlement of such proceedings, subject to the approval of the Town Board, correcting and reducing the assessed valuation of its real property and improvements, as follows:

NSRR Realty LLC 530 North State Road, Ossining, N.Y. Section 90.15, Block 2, Lot 18

Assessment Year	Tax ID No.	Original Assessed Value	Reduction	Final Assessed
2010	90.15-2-18	\$50,500	\$15,400	\$35,100
2011	90.15-2-18	\$50,500	\$11,700	\$38,300
2012	90.15-2-18	\$50,500	\$8,130	\$42,370
2013	90.15-2-18	\$50,500	\$4,825	\$45,675
2014	90.15-2-18	\$50,500	\$5,420	\$45,080
2015	90.19-2-19	\$50,500	\$0	\$50,500

Assessment Year	Tax ID No.	Original Assessed Value	Reduction	Final Assessed
2010	90.15-2-17	\$29,500	\$9,000	\$20,500
2011	90.15-2-17	\$29,500	\$6,875	\$22,625
2012	90.15-2-17	\$29,500	\$4,770	\$24,730
2013	90.15-2-17	\$29,500	\$2,840	\$26,660
2014	90.15-2-17	\$29,500	\$3,180	\$26,320
2015	90.15-2-17	\$29,500	\$0	\$29,500

WHEREAS, any and all refunds necessitated by said settlement will be made without interest; and

WHEREAS, the Town Board, upon the recommendation of the Assessor, concurred by the Town Counsel, finds the proposed settlement appropriate and in the best interest of the Town of Ossining; now therefore it is

RESOLVED, that settlement of the proceedings, on the terms set forth herein, is hereby accepted and approved, subject to the approval of the Supreme Court, Westchester County, wherein such proceedings are pending; and it is further

RESOLVED, that the Town Counsel is hereby authorized and directed to procure and execute any documents necessary to effectuate such settlement; and it is further

RESOLVED, subject to the approval of the Supreme Court, Westchester County, that the Assessor is authorized and directed to make the changes and corrections to the individual unit assessment on the tax assessment roll of the Town of Ossining, which will be ordered pursuant to the Consent Judgment to be entered in accordance with the terms of this settlement, and the Receiver of Taxes is authorized and directed to process and pay the refund of Town of Ossining taxes estimated to be \$ 17,423.23, which will be ordered pursuant to said Consent Judgment.

Motion Carried: Unanimously

I.

TAX CERTIORARI

RESE Realty LLC

vs.

Town of Ossining

Councilmember D’Attore moved and it was seconded by Councilmember Jeffrey that the following be approved:

WHEREAS, proceedings pursuant to Article 7 of the Real Property Tax Law of the State of New York were instituted by RESE Realty LLC against The Town of Ossining, to review the tax assessments made on Petitioner’s property located at Schuman Court , Town of Ossining, and designated on the tax assessment map of The Town of Ossining as Section 89.19, Block 4, Lot 21.1 for Tax Assessment Year 2015, which proceedings are now pending in the Supreme Court of the State of New York, County of Westchester, under Index No. 67347/15; and

WHEREAS, the above Petitioner has agreed to a compromise and settlement of such proceedings, subject to the approval of the Town Board, correcting and reducing the assessed valuation of its real property and improvements, as follows:
RESE Realty LLC 179 Main Street , Ossining, N.Y. Section 89.19, Block 4, Lot 21.1

Assessment Year	Tax ID No.	Original Assessed Value	Reduction	Final Assessed Value
2015	89.19-4-21.1	\$88,300	\$11,460	\$76,840

WHEREAS, any and all refunds necessitated by said settlement will be made without interest; and

WHEREAS, the Town Board, upon the recommendation of the Assessor, concurred by the Town Counsel, finds the proposed settlement appropriate and in the best interest of the Town of Ossining; now therefore it is

RESOLVED, that settlement of the proceedings, on the terms set forth herein, is hereby accepted and approved, subject to the approval of the Supreme Court, Westchester County, wherein such proceedings are pending; and it is further

RESOLVED, that the Town Counsel is hereby authorized and directed to procure and execute any documents necessary to effectuate such settlement; and it is further

RESOLVED, subject to the approval of the Supreme Court, Westchester County, that the Assessor is authorized and directed to make the changes and corrections to the individual unit assessment on the tax assessment roll of the Town of Ossining, which will be ordered pursuant to the Consent Judgment to be entered in accordance with the terms of this settlement, and the Receiver of Taxes is authorized and directed to process and pay the

refund of Town of Ossining taxes estimated to be \$ 0, which will be ordered pursuant to said Consent Judgment.

Motion Carried: Unanimously

J. Contract- Interstate Fireworks

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

Resolved, that the Town Board of the Town of Ossining hereby authorizes the Supervisor to sign an agreement with Interstate Fireworks Inc., PO Box 260, Rowland, Pennsylvania, to furnish a display of fireworks on June 30th, 2016, for a contract amount totaling \$24,255. Provided Supervisor unable to negotiate modification as same or later date.

Councilmember Feldman moved and it was seconded by Councilmember Wilcher that the resolution be adopted as amended.

Motion Carried: Unanimously

K. Personnel: Creation of Title

Councilmember Feldman moved and it was seconded by Councilmember D'Attore that the following be approved:

Whereas, the Town of Ossining desires to add a title to their employee roster;
Now therefore be it Resolved, that the Town Board of the Town of Ossining does hereby creates one full time position in the Competitive Civil Service Title of Senior Office Assistant (Automated Systems) with an annual salary of \$56,250 and a probationary period of not less than 12 weeks and not to exceed 52 weeks;

And be it also Resolved, that this position will be added to the Civil Service Employee Association bargaining unit.

Motion Carried: Unanimously

L. Personnel: Building Department- Promotion of Office Assistant (Automated Systems)

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

Resolved, that the Town Board of the Town of Ossining hereby appoints Sandra Anelli, Ossining, to the probationary position of Senior Office Assistant (Automated Systems) in the Town Building Department, at an annual salary of \$56,250, effective February 8th, 2016.

Motion Carried: Unanimously

M. Tax Payment Plan- 6 Charles Place

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

Whereas, the Town of Ossining is required to collect Town, County and School taxes for the municipality, with the onus on the Town to make whole the County and School District for any uncollected taxes; and

Whereas, the Receiver of Taxes has been approached by a property owner requesting a short-term payment plan for the owner occupied property at 6 Charles Place, Tax Parcel Designation 89.16-4-33; and

Whereas, the Town Board, pursuant to Article 5 of the Ossining Town Code, as authorized by section 1184 of the New York Real Property Tax Law, before entry of a final judgment, may withdraw a parcel for which payment of real property taxes is delinquent, from a foreclosure proceeding and enter into an installment plan for payment of all delinquent taxes, as well as interest and penalties, and does occasionally grant such a plan and has the discretion to accept or reject any proposal by a residential or commercial property owner, providing the owner meets the eligibility requirements set forth in section 180-17 of the Town Code and the payment plan conforms to the requirements for such a repayment plan set forth in section 180-18 of the Town Code;

Now, therefore be it Resolved, that the Town Board of the Town of Ossining hereby grants the aforementioned payment plan, which terms comply with the Town Code, to grant this property owner, who has been determined to be eligible, with the understanding that this sets no precedent going forward for this or any other property in the future.

Motion Carried: Unanimously

N. Procurement Policy- Amendment to Adopted Policy

Councilmember D'Attore moved and it was seconded by Councilmember Feldman that the following be approved:

Whereas, the Town Board of the Town of Ossining re-adopts the Town Procurement Policy at the start of every year; and

Whereas, the Town Board of the Town of Ossining approved an amendment to the Procurement Policy at the March 24th, 2015 meeting that was not included in the 2016 adoption on January 12th, 2016;

Now, therefore be it Resolved that the Town Board of the Town of Ossining hereby amends the 2016 Procurement Policy to include the below language under "General Provisions":

As to the purchase of tires for Town-owned vehicles:

- 1. Any supplier and/or distributor of tires to the Town must be on New York State and/or Westchester County contract.*
- 2. Any supplier and/or distributor of tires to the Town must be able to provide all tires required and selected for any vehicle in the Town of Ossining fleet.*
- 3. Whenever possible, a supplier/distributor with a facility within the Town that otherwise meets all other criteria and requirements will be selected to supply tire to the Town.*
- 4. Travel time / delivery time will be factors utilized in selecting a tire supplier/distributor.*
- 5. In selecting a tire supplier/distributor, preference will be given, if and when possible, to purchase tires from American companies that manufacture tires within the United States.*

As to the use of tow companies and vehicle inspections for Town-owned vehicles:

- 1. All tows of Town owned vehicles are to be done by Town of Ossining businesses.*
- 2. All automotive inspections of Town owned vehicles are to be done by Town of Ossining businesses.*

Motion Carried: Unanimously

O. MUNIS Resolution to Establish Capital Project and Budget, Including Inter-fund Transfers for the 2015 Capital Project:

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

Resolved, that the Town Board of the Town of Ossining hereby authorizes establishing capital project #2015-2195, entitled “MUNIS Implementation”, with a project budget of \$180,762 to be funded by a fund balance transfer from multiple funds.

Increase: 037.1680.2195	\$180,762 MUNIS Implementation (Expense)
Increase: 037.0037.5032.0195	\$ 68,195 MUNIS Implementation-Transfer from General (Revenue)
Increase: 037.0037.5034.0195	\$ 39,898 MUNIS Implementation-Transfer from Town Outside (Revenue)
Increase: 037.0037.5035.0195	\$ 38,372 MUNIS Implementation-Transfer from Highway (Revenue)
Increase: 037.0037.5031.0195	\$ 3,257 MUNIS Implementation-Transfer from Dale Cemetery (Revenue)
Increase: 037.0037.5031.0195	\$ 5,786 MUNIS Implementation-Transfer from Consolidated Sewer (Revenue)
Increase: 037.0037.5031.0195	\$ 1,142 MUNIS Implementation-Transfer from Lighting District (Revenue)
Increase: 037.0037.5031.0195	\$ 8,714 MUNIS Implementation-Transfer from Fire District (Revenue)
Increase: 037.0037.5031.0195	\$ 7,296 MUNIS Implementation-Transfer from Refuse and Recycling District (Revenue)
Increase: 037.0037.5031.0195	\$ 8,102 MUNIS Implementation-Transfer from Ambulance District (Revenue)

Increase: 010.9901.0906	\$ 68,195 General Fund Transfer to Capital (Expense)
Increase: 010.0010.4795	\$ 68,195 General Fund Balance (Revenue)
Increase: 020.9901.0906	\$ 39,898 Town Outside Fund Transfer to Capital (Expense)
Increase: 020.0020.4795	\$ 39,898 Town Outside Fund Balance (Revenue)
Increase: 031.9901.0906	\$ 38,372 Highway Fund Transfer to Capital (Expense)
Increase: 031.0031.4795	\$ 38,372 Highway Fund Balance (Revenue)
Increase: 032.9901.0906	\$ 3,257 Dale Cemetery Transfer to Capital (Expense)
Increase: 032.0032.4795	\$ 3,257 Dale Cemetery Fund Balance (Revenue)
Increase: 045.9901.0906	\$ 5,786 Consolidated Sewer Transfer to Capital (Expense)
Increase: 045.0045.4795	\$ 5,786 Consolidated Sewer Fund Balance (Revenue)
Increase: 063.9901.0906	\$ 1,142 Lighting District Transfer to Capital (Expense)
Increase: 063.0063.4795	\$ 1,142 Lighting District Fund Balance (Revenue)
Increase: 064.9901.0906	\$ 8,714 Fire District Transfer to Capital (Expense)
Increase: 064.0064.4795	\$ 8,714 Fire District Fund Balance (Revenue)
Increase: 065.9901.0906	\$ 7,296 Refuse and Recycling Transfer to Capital (Expense)
Increase: 065.0065.4795	\$ 7,296 Refuse and Recycling Fund Balance (Revenue)
Increase: 066.9901.0906	\$ 8,102 Ambulance District Transfer to Capital (Expense)
Increase: 066.0066.4795	\$ 8,102 Ambulance District Fund Balance (Revenue)

Motion Carried: Unanimously

P. Local Law #3 of 2016- Repeal of Chapter 85 of the Town Code: Referral to Town Planning Board

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

Whereas, the Town of Ossining seeks to memorialize the reliance on the State SEQRA regulations and wishes to repeal Chapter 85 of the Town Code in order to revert to the State regulations regarding the same; and

Whereas, Town Counsel has recommended such changes, and has recommended that the Town Board also seek input from various agencies on this change;

Therefore be it Resolved that the Town Board hereby refers the draft Local Law #3 of 2016 to the Town Planning Board for review and comment.

Motion Carried: Unanimously

Q. Personnel: Office of the Town Clerk- Temporary Appointment

Councilmember Jeffrey moved and it was seconded by Councilmember Feldman that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby appoints Ms. Christina LoBue, Yonkers, to the Temporary Part-Time position of Intermediate Clerk in the Office of the Town Clerk at a rate of \$13.00 per hour, effective February 10th, 2016.

Motion Carried: Unanimously

R. Association of Towns- Legislative Agenda

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

Resolved, that the Town Board of the Town of Ossining hereby authorizes Madeline Zachacz, the Alternate Delegate to the Town of Ossining for the Association of Towns, to vote on behalf of the Town at the 2016 Annual Meeting on February 17th, consistent with the directives of the Town Board.

Motion Carried: Unanimously

VI. CORRESPONDENCE

VII. CORRESPONDENCE TO BE RECEIVED AND FILED

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

Resolved, that the Town Board of the Town of Ossining hereby accepts the following:

- Planning Board Meeting Minutes dated December 16, 2015

Motion Carried: Unanimously

VIII. MONTHLY REPORTS

Councilmember Wilcher moved and it was seconded by Councilmember D'Attore that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby accepts the following monthly reports for the month of January 2016:

- Town Supervisor's Office
- Town Clerk's Office
- Town Building Department
- Tax Receiver's Office
- G.E. Helicopter Report
- Dale Cemetery

Motion Carried: Unanimously

IX. VISITOR RECOGNITION

Donna Sharrett, Morningside Drive, commented that Sandy Anelli in the Highway Department is a wonderful woman and has done a great job. She is also glad to see that on February 26, 2016 there will be changes in the goal on the Comprehensive Plan which addresses the GB and Residential.

X. ADJOURNMENT –EXECUTIVE SEESION-LEGAL ADVICE-PERSONNEL

At 8:45 P.M., Councilmember Feldman moved and it was seconded by Councilmember Wilcher that the Special Meeting be adjourned.

Motion Carried: Unanimously

At 9:55, Councilmember Jeffrey moved to leave Executive Session and it was seconded by Councilmember Wilcher.

At 9:56, Councilmember Wilcher moved to adjourn the meeting and it was seconded by Councilmember D’Attore.

Approved:

Mary Ann Roberts Village Clerk