



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

**OCTOBER 23, 2012  
7:30 P.M.**

**SUPERVISOR  
Susanne Donnelly**

**COUNCILMEMBERS  
Geoffrey Harter      Eric P. Blaha  
Peter Tripodi        Northern Wilcher**

**7:00 P.M. -EXECUTIVE SESSION- REAL ESTATE**

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

The Regular Meeting of the Town Board of the Town of Ossining was held on October 23, 2012 in the Police/Court Facility, 86-88 Spring Street in Ossining. The meeting was called to order at 7:30 p.m. by Supervisor Susanne Donnelly. Members of the Board present were: Councilmembers Geoffrey Harter, Eric Blaha and Peter Tripodi. Councilman Northern Wilcher was absent. Also present were Town Attorney Wayne Spector, Budget Officer Madeline Zachacz and Town Clerk Mary Ann Roberts.

**II. Public Hearing in the Matter of -PACE Financing to be Added to Town Tax Bills  
There were no speakers on this topic.**

**III. ANNOUNCEMENTS**

Supervisor Donnelly announced the Harvest Festival on Saturday, October 27, on North State Road in Briarcliff Manor. There will also be an Intel Parade on Saturday, October 27, 2012 at 3 p.m. beginning at the Ossining High School Football Field and ending with a Rally at Market Square. Mary knoll will sponsor the Mary knoll International Bazaar on Saturday, October 27, 2012.

Edie McCarthy of the AIO Assessor's Group made a presentation to Fernando Gonzales, Assessor in the Town of Ossining since February/March 2012. Fernando has attained the IAO designation. This designation was obtained after much study and passing a 5 hour written exam. There is a 60% failure rate on taking this exam for the first time.

Fernando thanked the Board for their support.

Resolution D – Councilman Blaha questioned whether the Museum does want this to take Place. Town Attorney Wayne Spector responded that Counsel is legally and capable to effectuate this resolution.

Councilman Tripodi stated that at a fundraiser at a local diner a number of years ago thought something should be done to correct the situation at Sparta Cemetery. The situation at Sparta is different from the situation at Dale. The families and veterans deserve to have this work done.

Supervisor Donnelly stated that this was an important step. Special projects can now be worked on.

**IV. PUBLIC COMMENT ON AGENDA ITEMS**

**V. BOARD RESOLUTIONS**

**A. Approval of Minutes-Regular Meeting**

**Councilmember Harter moved and it was seconded by Councilmember Tripodi that the following be approved:**

**Resolved, that the Town Board of the Town of Ossining hereby approves the October 9, 2012, Minutes of the Regular Meeting as presented.**

**Motion Carried: Unanimously**

**B. Approval of Minutes-Special Meeting**

**Councilmember Tripodi moved and it was seconded by Councilmember Blaha that the following be approved:**

**Resolved, that the Town Board of the Town of Ossining hereby approves the October 16, 2012, Minutes of the Special Meeting as presented.**

**Motion Carried: Unanimously**

**C. Approval of Voucher Detail Report**

**Councilmember Harter moved and it was seconded by Councilmember Blaha that the following be approved:**

**Resolved, that the Town Board of the Town of Ossining hereby approves the Voucher Detail Report dated October 23, 2012 in the amount of \$319,643.88**

**Motion Carried: Unanimously**

**D. Acceptance of Sparta Cemetery**

**Councilmember Tripodi moved and it was seconded by Councilmember Harter that the following be approved:**

**WHEREAS, title to the historic Sparta Cemetery, located entirely within the boundaries of the Town of Ossining, is currently held by the Ossining Historical Society, a not for profit organization, and;**

**WHEREAS, the Sparta Cemetery is not currently an active Cemetery capable of adding additional gravesites but it is a Cemetery of historic importance that requires regular and routine maintenance, and;**

**WHEREAS, no viable corporate body, trust fund or endowment exists to maintain the Sparta Cemetery and the Ossining Historical Society is not financially capable of providing for the required regular and routine maintenance and upkeep of the cemetery, and;**

**WHEREAS, the Sparta Cemetery is or will attain the status of an abandoned cemetery by reason of the lack of means to provide required and routine maintenance to the cemetery and upkeep of its grounds, and; WHEREAS, pursuant to article 17 of the Town law of the state of New York, the Town of Ossining will be deemed the owner of this Sparta Cemetery by reason of the lack of any means to provide routine and regular upkeep and maintenance to the cemetery at the present time and in the future, and**

**WHEREAS, the Town wishes to formalize the transfer of title to the Sparta Cemetery from the Ossining Historic Society and the Ossining Historic Society has**

or will take the necessary steps to transfer title to the Sparta Cemetery to the Town of Ossining.

**NOW BE IT RESOLVED**, that the Town of Ossining, in accordance with the provisions of article 17 of the New York State Town Law, hereby accepts conveyance of the Sparta Cemetery from the Ossining Historic Society in order for the town to provide the necessary maintenance and upkeep of the cemetery grounds as required pursuant to article 17 of the New York State Town Law. The Town Supervisor is authorized to execute, on behalf of the town, any required conveyance documents, as reviewed and approved by the Town Attorney, in order to effectuate the conveyance to the Town of the Sparta Cemetery.

**Motion Carried: Unanimously**

#### **VI. CORRESPONDENCE TO BE RECEIVED AND FILED**

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

- September 2012-G.E. Helicopter Report
- Town Planning Board Meeting minutes dated August 22, 2012 & September 12, 2012

**Motion Carried: Unanimously**

#### **VII. MONTHLY REPORTS**

Councilmember Tripodi moved and it was seconded by Councilmember Blaha that the following be approved:

**Resolved**, that the Town Board of the Town of Ossining hereby accepts the monthly report for September 2012 from the following Town offices:

- Town Clerk's Office Monthly Report- September, 2012

**Motion Carried: Unanimously**

#### **VIII. VISITOR RECOGNITION**

Andre LaMarre, Haymont Terrace, questioned the blue card that was received in the mail. Did the Board create and pay for these? Supervisor Donnelly responded yes. Has the Board discussed with the School the fight that took place after the sporting event this past Friday Night? Supervisor Donnelly responded that it is an on-going police investigation. The Town/Village/School will hold their quarterly IMA meeting this Friday and it will be on the agenda to discuss. It is an unfortunate situation. Mr. LaMarre heard a rumor that the Town would be going to one day per week garbage pickup. Supervisor Donnelly responded that the bid is out for both options (one day per week and two days per week pick up). The two days per week pick up will be put in the budget. On Thursday, November 8, the Town Board will hold their monthly Town Hall Meeting at the Ossining Public Library at 7:30 p.m. Mr. LaMarre spoke about the waterfront development in other communities. Ossining has trash along the river and broken down homes. Supervisor Donnelly responded that Engel Park and the Boat and Canoe Club are the only Town owned parcels with Westerly, Shattemuc Yacht Club, and a number of other parcels are privately owned.

Councilman Tripodi stated that he has been to a lot of grand openings and closings. The concentration seems to be on affordable housing. The real Town downtown is North State Road.

**IX. ADJOURNMENT**

**At 8:05 P.M. Councilmember Blaha moved and it was seconded by Councilmember Tripodi that the meeting be adjourned.**

**Motion Carried: Unanimously**

**Approved:**

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**Mary Ann Roberts, Town Clerk**