



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

APRIL 8, 2014
7:30 P.M.

SUPERVISOR
Susanne Donnelly

COUNCILMEMBERS
Geoffrey Harter Eric P. Blaha
Kim L. Jeffrey Northern Wilcher

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

The Regular Meeting of the Town Board of the Town of Ossining was held on April 8, 2014 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, Kim L. Jeffrey and Northern Wilcher. Also present were Town Attorney Wayne Spector, Budget Officer Madeline Zachacz and Town Clerk Mary Ann Roberts

II. Public Hearing in the matter of Cablevision Contract

At 7:32 P.M., the Public Hearing was opened.

No one came to speak at this Public Hearing.

At 7:33 P.M., Councilmember Wilcher moved and it was seconded by Councilmember Blaha that the Public Hearing be adjourned to the April 22, 2014 Legislative meeting.

III. ANNOUNCEMENTS

Supervisor Donnelly read the following statement:

Good evening

As we enter into our second week of April we understand the snow is gone for now replaced by rain and the sun. As I listened to the thunder and rain last night I kept saying the old nursery rhymes April showers bring May flowers. It has been a challenging winter and as we move into spring sports remember that the ground is saturated but the Parks department is still doing a great job preparing for baseball season. There is a parade this Saturday at 8:30 PM with the first ball being thrown out at Vet's Park at the conclusion of the parade.

It is great to see it stay light as we come to our meetings and we can finally put our heavy coats away until next winter. Much thanks goes out to our Senate and assembly representatives for passing a budget that contains relief for municipalities because of the high cost of salt and overtime we have used this year already. We will be applying for that relief as soon as it becomes available. As I stated to Senator Carlucci we still have another three months (October, November & December) that we could need our salt budgets and overtime hours as climate change seems to have changed the "norms" as far as seasons go.

Tonight we will authorize a bond for \$320,000 to pay for certs and scars during this calendar year. Another example of the importance of the revaluation.

Do not forget next Tuesday April 15, as well as Tuesday April 29th we will have Town Hall meetings in the Ossining library which will “kick off” the two plus year project to revalue all the properties (both commercial and residential) in the Town of Ossining 7:30 PM.

We will be approving the grant software agreement which we discussed last Tuesday and we believe will give us access to grants that we otherwise would not have the opportunity to look at and/or the time to investigate. Isn't technology great!!

We will be approving the rules of the Organic Garden in Cedar Lane. These well thought out rules were submitted by the group of volunteers from the organic garden to the Rec Advisory Group who then sent them on to the Town Board for approval. Democracy at its best from the hands on people who are in the thick of the situation to the elected decision makers. We encourage involvement at all levels within this community.

Watch with week as we request resumes for one position on the EAC Environmental Advisory Committee and as we start up a committee to review the comprehensive Plan. Last but certainly not least in our announcements is that we have a winner of our Waterfront Mural Contest. It is Taylor Beato who is a senior at the High School. This great piece of art will be painted on the rest room wall facing the train station during the second half of May. Exact dates will have a lot to do with the weather. The schools (teachers and students) will take charge and do the painting. We are so excited and looking forward to this exciting project along with a special thank you to Senator Carlucci for assisting us with monies to recirculation the water at the spray park. Environmentally both in water usage and water going into the Hudson as well as savings in the cost of the water.

We will also be finishing up the stage for Earth Day 2014as we prepare for the Concert series on Friday nights.

The Town Pier is just about ready for boating thank goodness the weather is starting to break. You can get your yearly pass or even a daily pass at the community center and in the summer from the members of OBCC.

IV. PUBLIC COMMENT ON AGENDA ITEMS

V. BOARD RESOLUTIONS

A. Approval of Minutes

Councilmember Blaha 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 March 25, 2014, Minutes of the Regular Meeting as presented.

Motion Carried: Unanimously

B. Approval of Minutes-Special Meeting

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

Resolved, that the Town Board of the Town of Ossining hereby approves the April 1, 2014, Minutes of the Special Meeting as presented.

**Motion Carried: 4-1-0
Ayes: Jeffrey, Wilcher,
Harter & Donnelly
Abstain: Blaha**

C. 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 April 8, 2014 in the amount of \$1,140,698.00 for 2013 and \$434,934.76 for 2014. Grand total of \$1,575,632.76.

Motion Carried: Unanimously

D. A RESOLUTION AUTHORIZING THE ISSUANCE OF \$320,000 BONDS OF THE TOWN OF OSSINING, WESTCHESTER COUNTY, NEW YORK, TO PAY THE COST OF CERTAIN JUDGMENTS, COMPROMISED CLAIMS OR SETTLED CLAIMS RESULTING FROM COURT ORDERS ON PROCEEDINGS BROUGHT PURSUANT TO ARTICLE 7 OF THE REAL PROPERTY TAX LAW DUE AND PAYABLE IN THE CURRENT FISCAL YEAR OF SAID TOWN.

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

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

Section 1. For the class of objects or purposes of paying the cost of certain judgments, compromised claims or settled claims resulting from court orders on proceedings brought pursuant to Article 7 of the Real Property Tax Law due and payable in the current fiscal year of the Town of Ossining, Westchester County, New York, there are hereby authorized to be issued \$320,000 bonds of said Town pursuant to the provisions of the Local Finance Law.

Section 2. The maximum estimated cost of the aforesaid class of objects or purposes is \$320,000, which class of objects or purposes is hereby authorized at a said maximum estimated cost, and the plan for the financing thereof is by the issuance of the \$320,000 serial bonds of said Town authorized to be issued therefor pursuant to the provisions of Section 1 hereof.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is five years, pursuant to subdivision 33-a of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in

addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 6. The faith and credit of said Town of Ossining, Westchester County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property in said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

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

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

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

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk substantially in the form provided in Section 81.00 of the Local Finance Law.

Roll Call Vote 5-0-0

**Ayes: Harter, Jeffrey, Wilcher,
Blaha & Donnelly**

E. Contract- eCivis Grant Software Agreement

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 the Supervisor to enter into an agreement with eCivis Grants Network of Pasadena, California, for grant consultation and training services, the conditions of such agreement consistent with their proposal dated March 27th, 2014.

Motion Carried: Unanimously

F. Ossining Organic Community Garden Rules

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 accept the list of 2014 Rules for the Ossining Organic Community Garden, submitted by the OOCG Committee, dated March 10th, 2014.

Motion Carried: Unanimously

VI. CORRESPONDENCE TO BE RECEIVED AND FILED

VII. MONTHLY REPORTS

Councilmember Blaha 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 monthly reports for the month of March 2014 from:

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

Motion Carried: Unanimously

VIII. VISITOR RECOGNITION

IX. ADJOURNMENT –EXECUTIVE SESSION-LEGAL ADVICE & REAL ESTATE

At 7:50 P.M. Councilmember Blaha moved and it was seconded by Councilmember Wilcher that the meeting be adjourned.

Motion Carried: Unanimously

Approved:

Mary Ann Roberts, Town Clerk