



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

**FEBRUARY 28, 2012  
7:30 P.M.**

**SUPERVISOR  
Susanne Donnelly**

**COUNCILMEMBERS  
Geoffrey Harter    Eric P. Blaha  
Peter Tripodi     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 February 28, 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, Peter Tripodi, Northern Wilcher and Eric Blaha. Also present were Town Attorney Wayne Spector, Budget Officer Madeline Zachacz and Town Clerk Mary Ann Roberts.

**II. Public Hearing in the matter of the Petition for Extension of the Ossining Consolidated Sewer District –Thomas Williamson**

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

No one spoke at this Public Hearing-There were no comments or questions.

At 7:33 P.M., Councilman Harter moved and it was seconded by Councilman Tripodi that the Public Hearing be closed.

**III. ANNOUNCEMENTS**

Supervisor Donnelly announced that she has been working with the Board, Department Heads on various events such as Ossining Earth Day and Stash the Trash which will take place on Saturday, April 21, 2012.

The Cabaret License renewal is on the agenda for this evening. The Haymont House Cabaret License is also proposed for issuance with a renewal date of September 30<sup>th</sup>. The March 20<sup>th</sup> Town Board Work Session will be held at the Joseph G. Caputo Community Center and will be considered a Town Hall Meeting with neighborhoods coming together.

Councilman Tripodi announced that the last pizza was being served at Vinnie's Pizzeria this evening as he is closing his business and moving. Mr. Tripodi thanked Vinnie for his years of service to the Community.

Maddie Zachacz, Budget Officer, announced that the Westchester County Shedder will be at the Joseph G. Caputo Community Center on Saturday, March 3<sup>rd</sup>, from 10 a.m. to 1 p.m. Only four boxes of personal paperwork will be accepted. There are to be no paper clips or staples.

**IV. PUBLIC COMMENT ON AGENDA ITEMS**

**V. BOARD RESOLUTIONS**

**A. Approval of Minutes**

Councilmember Wilcher 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 February 14, 2012 Minutes of the Regular Meeting as presented.

Motion Carried: Unanimously

**B. Approval of Voucher Detail Report**

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

Resolved, that the Town Board of the Town of Ossining hereby approves the Voucher Detail Report dated February 28, 2012 in the amount of \$94,038.88 for 2011 and \$208,834.01 for 2012, for a total of \$302,872.89.

Vote: 4-0-1  
Voting Aye: Wilcher,  
Harter, Blaha & Donnelly  
Voting Nay: Tripodi

**C. Approval of Bethel Nursing Home Sign**

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

WHEREAS, a request has been made by the Bethel nursing home and senior residence facility located on Narragansett Avenue to install, on the public right-of-way at an approved location at the intersection of Narragansett Avenue and Croton Dam Road, a directional sign to assist drivers in locating the facility, and the proposed sign has been reviewed and found to be of appropriate size and character, and the proposed location of the sign has been found by the Superintendent of Highways to be an appropriate location, and the Board having considered the nature of the facility and the benefits the proposed sign would provide, particularly for visitors of individuals residing at the facility, and most importantly for first responders who need to locate the facility quickly to respond to a potential emergency, medical or otherwise, hereby approves the installation of the sign at a location and in a manner approved by the Superintendent of Highways. The approval herein granted is not intended to create a general precedent and is specific to the needs associated with the facility requesting placement of the specific sign approved herein.

Motion Carried: Unanimously

**D. Resolution in Opposition of Proposed Redistricting**

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

WHEREAS, the NYS Legislative Task Force on Demographic Research and Reapportionment has proposed a new 38th State Senatorial District -- one in which the entire Town of Ossining would lose representation by a Westchester Senator and be connected in a new district to three towns in Rockland County; and

WHEREAS, the proposed 38th District would comprise the Town of Ossining on the East bank of the Hudson and Ramapo, Clarkstown, and Orangetown, with which Ossining does not have a commonality of interests, on the West bank; and

**WHEREAS, The Town of Ossining has opposed the plan in testimony submitted to the Task Force and Governor Cuomo, in letters to the editor of various news media, and in a discussion with the Editorial Board of the Journal News; and**

**WHEREAS, The Town of Ossining does not believe that the interests of the Town, as geographically remote as it will be if this proposal stands, will have equal standing with the remainder of the District, and have equal access to a senator, who has no Westchester ties, experience, or history -- one who divides the majority of time between Rockland County and Albany; now therefore be it**

**RESOLVED, that on behalf of the residents of the Town of Ossining, the Town Council hereby opposes the proposed new 38th State Senatorial District and call upon the Task Force and Governor Cuomo to reject this proposal as it is not in the best interest of the residents of the Town of Ossining and we believe it to be detrimental to the future of our community.**

**Motion Carried: Unanimously**

**E. Renewal of Cabaret License-The Tuscan Grille-518 North State Road, Briarcliff Manor, Town of Ossining**

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

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

**Whereas, the Tuscan Grille has filed an application for a renewal Cabaret License for the calendar year 2012; and**

**Whereas, the Town Board has reviewed the application and attachments thereto, as well as reports from involved departments, including the Police Department and Building Department; now therefore be it**

**Resolved, that the Town Board of the Town of Ossining hereby approves the application of the Tuscan Grille, 518 North State Road, Briarcliff Manor, in the Unincorporated Area of the Town of Ossining, for a Cabaret License, subject to the following limitations and conditions: One (1) DJ using a Karaoke Machine shall be allowed on Wednesday and Friday evenings from 7p.m. until 11p.m., and live music on Saturday evenings from 7:00 p.m. until 11:00 p.m.**

**Motion Carried: Unanimously**

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

**VII. MONTHLY REPORTS**

**VIII. VISITOR RECOGNITION**

**Bobby Williams, Spring Street, discussed the PCB's in the Hudson River and that G.E. should continue removing the PCB's from the river. The PCB's stay in the body of the fish as well as in human bodies and are hazardous to our health. The School Bond issue is coming up on Tuesday and everyone should make it a point to vote on this important issue.**

**IX. ADJOURNMENT –EXECUTIVE SESSION-LEGAL**

**At 7:50 P.M. Councilmember Harter moved and it was seconded by Councilmember Tripodi that the meeting be adjourned in memory of three young men killed in Ohio.**

**Motion Carried: Unanimously**

**Approved:**

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**Mary Ann Roberts, Town Clerk**