



MINUTES
TOWN BOARD
TOWN OF OSSINING
BIRDSALL-FAGAN POLICE/COURT FACILITY
86-88 SPRING STREET – OSSINING, NEW YORK
AUGUST 27, 2019
REGULAR MEETING
7:30 P.M.

SUPERVISOR
Dana A. Levenberg

COUNCILMEMBERS
Elizabeth R. Feldman Gregory G. Meyer
Jackie G. Shaw Northern Wilcher, Jr.

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

The Special Meeting of the Town Board of the Town of Ossining was held on August 27, 2019 in 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 A. Levenberg. Members of the Board present were: Councilmembers Jackie G. Shaw, Elizabeth R. Feldman, and Northern Wilcher, Jr. Also present were Town Counsel Christie Tomm-Addona and Budget Officer Madeline Zachacz. Councilmember Gregory G. Meyer and Confidential Secretary Victoria Cafarelli were absent.

II. PUBLIC HEARINGS IN THE MATTER OF

Visitors shall be accorded one (1) four (4) minute opportunity to speak on each public hearing.

At 7:32 p.m., the Public Hearing opened.

- Local Law #7 of 2019- Amendments to Chapter 74 of the Town Code entitled “Dogs” to Regulate Registration for and Use of the Town’s Dog Parks.

Supervisor Levenberg stated that the Town is continuing to seek feedback from the Villages of Ossining and Briarcliff Manor in regard to Local Law #7. She also clarified that non-residents could still use the dog park and dog run. They would just have to get a tag and pay a fee.

No one from the public came to speak on this local law.

At 7:35 p.m., Councilmember Feldman moved and it was seconded by Councilmember Shaw that the Public Hearing be adjourned to September 10, 2019.

At 7:46 p.m., the Public Hearing opened.

- Local Law # 8 of 2019 -- Amendments to Chapter 180 of the Town Code entitled “Taxation” to Implement the Solar Energy System PILOT Law of the Town of Ossining, New York.

Town Counsel Christie Tomm-Addona discussed her conversation with NYSEDA about blanket exceptions for solar systems that are under one megawatt and how the Town would treat a property with multiple solar energy systems. She also discussed with NYSEDA about how to treat rooftop and canopy systems, and the escalator that the Town is proposing.

Julia Magliozzo from Ecogy Energy gave an explanation on cost differences between canopy systems and ground mounted systems. A canopy adds an amenity to an area. Canopies are typically pursued over already paved parking lots and don't have any detrimental environment effects. They do cost more, however. Canopy installation additionally is complex and requires materials that are expensive.

At 7:51 p.m. Councilmember Feldman moved and it was seconded by Councilmember Shaw that the Public Hearing be adjourned to September 10, 2019.

III. ANNOUNCEMENTS

Supervisor Levenberg announced the following:

Last week Ossining Village Manager set up a meeting for some of us to meet with the economic development and planning team in New Rochelle. They have come up with some approaches to development which take a proactive approach to issues like traffic and school district impacts, parking, and environmental issues. We learned about strategies which have the potential to be adaptable to our challenges in Ossining. As the Village and Town embark on comprehensive planning, we both felt that this was a valuable visit and appreciated the time New Rochelle took to share some of their best practices with us.

We also spent a lot of time over the last few weeks talking to residents who live near the Croton River and access to the Unique Area. This spot of State-owned forest land has become overcrowded, mostly as the word gets out through social media about free access to the water. Unfortunately, it has created related issues of safety, devastation to the natural habitat, quality of life issues for those who live adjacent to the space, and for those who have found their sleepy streets crowded with visitors who are looking for a place to park. We also learned through our partnership with Village of Croton an Town of Cortlandt that the water tested high for fecal coliform and Croton recommended against swimming last weekend. However, the DEC did not react and instead left it to the rest of us to pick up the slack. We did receive a letter this afternoon from the DEC which I would like to read now:

The day is finally here! Well... almost. This Friday, August 30th at 12 Noon, we will host the rescheduled ribbon cutting for the Spray Deck at Louis Engel Park. We were able to resurface the spray pad thanks to a grant from Senator David Carlucci, and it has been getting a ton of usage all summer long. Only a few days left to check it out—the spray deck will close for the summer after Labor Day weekend.

Then on Friday night, August 30th, we have our last installment of the 2019 Summer Concert Series at Louis Engel Park, featuring Mark Von Em. Mark will hit the stage at 7PM, but make sure to come early and pick up some snacks and drinks from this summer's final Food Truck Friday, which will begin at 5PM. Thanks again to Mike and Miriam Risko for curating our band list this year, along with the Greater Ossining Chamber of Commerce for bringing some of the best local eats down to our waterfront. Can't wait until next year! Also, a big shout out to our Gold Sponsors, Speakeasy Creative Workspace, Westchester Bank, and Connect One Bank, Silver Sponsor Sterling National Bank, and Bronze Sponsors, Matero Jewelry, River Knoll, Mark Seiden and Gracelane Kennels.

This weekend will be a bit quiet around town, as many folks will be away for the long weekend. As a reminder, Town and Village offices will be closed on Monday, September 2nd in observance of Labor Day. If you are around and looking for some place to hang out, Sing Sing Kill Brewery will be open between 1PM and 8PM, offering \$2 off draft beverages for all Union members from open till close.

If you do stay in Town, wind down after a great weekend with Shannon Reilly, who will be back with her free "Yoga in the Park" in Briarcliff Manor's Law Park on Monday, September 2nd. After all the Labor Day festivities, I bet a nice outdoor workout will be a welcome way to clear your head before it's back to reality for most of us!

Outdoor concerts are not quite over for the season. Next Wednesday, September 4th, the Ferry Sloops Summer Music Series will wrap up the summer with the music of All Wheel Drive. A strong catalog of original and cover songs combined with a wide array of musical styles, All Wheel Drive can be counted on to satisfy even the most discriminating listener. Their sets are tailored to fit each venue as they feel it's important to "play the room". Their energetic presentations and good humor make for exciting and enjoyable performances. Join us for an evening of music on the shore of the Hudson River at Shattemuc Yacht Club starting at 7:30PM. Admission is free and open to the public.

On Sunday, September 8th, you have another chance to check out a walking tour of Ossining's Historic Sparta neighborhood. The tour begins at the Jug Tavern at 1:00PM with a showing of the video "The Battle for Sparta." Participants will then walk about six blocks through the neighborhood, learning about the historic homes in the landmarked district. Admission is free, but participation is limited to 20 people so reserve your space by contacting alan@jugtavern.org. But if you miss the cutoff, don't worry, you still have one more opportunity this season to catch this fascinating tour on Sunday, October 6th.

Finally, I want to let everyone know that the Town Board will not be meeting next week (Tuesday, September 3rd) and will resume our regular meeting schedule on Tuesday, September 10th with a Legislative Session, right here in this very room. We look forward to seeing you back here in two weeks' time.

Councilmember Feldman announced that the Stay Active and On Your Feet event will be on Monday September 23 at the Joseph G. Caputo Community Center from 10:00 a.m. to 1:00 p.m.

IV. ADJOURN INTO WORK SESSION

At 7:56 PM the Town Board of the Town of Ossining voted to adjourn into Work Session. Councilmember Wilcher moved and it was seconded by Councilmember Shaw.

- **"The Wait Room" Performances at Engel Park- Discussion**

Stephanie Lynn of the Sing Sing Prison Museum Board gave a presentation on "The Wait Room" performances planned to be held at the waterfront this September. A part of the Sing Sing Prison Museum is scheduled to be opened in 2020. "The Wait Room" Performances will showcase through dance the impact incarceration has on women and children. At night, security will be present to guard the set. There will be one performance on Friday, two performances on Saturday, and one performance on Sunday. The performances are free to anybody who has had personal experience with the prison system. There will be a \$25 donation suggestion. Funds raised will go towards defraying the cost of production and towards the Sing Sing Prison Museum. A truck will be at the park for two hours to drop off set parts on Sunday September 15th.

Supervisor Levenberg asked if the truck could come at a later time on Sunday. Mrs. Lynn stated that it may not be possible to change the time the truck arrives. Supervisor Levenberg stated that the Town needs to check if anyone has booked the park for an event and if some park staff would be available to work that day. Mrs. Lynn said they are willing to cover any additionally costs incurred as a result of the truck coming in on Sunday September 15th.

Councilmember asked a question on insurance. Mrs. Lynn said the production company has its own insurance and that the Sing Sing Museum also has its own insurance. Security and fencing will be up before and after the performances.

Mrs. Lynn noted that there will be different scheduled events pertaining to incarceration leading up to “The Wait Room” performances.

V. ADJOURN WORK SESSION, RETURN TO REGULAR MEETING

At 8:21 PM the Town Board of the Town of Ossining voted to adjourn into Legislative Session. Councilmember Shaw moved and it was seconded by Councilmember Feldman.

VI. LIAISON REPORTS

VII. DEPARTMENTAL REPORTS

- Town Building Inspector John Hamilton gave the Board an update on what has been happening in the Town Building Department. Between January 2019 and August 2019 the Town Building Department has issued 168 permits, 124 alarm permits, and 83 title searches. Since January the department has done 210 inspections and has brought in a revenue of \$96,000. The department has begun doing accessory apartment renewal inspections and continues its ongoing fire inspections. Mr. Hamilton thanked the Town and Maddi for holding the CPR classes that the Building Department attended. Mr. Hamilton provided the Town Board with an update on the status of several building applications.

Councilmember asked how many accessory apartment renewal inspections the department is doing. Mr. Hamilton said the department is doing around 30.

- Town Receiver of Taxes Holly Perlowitz gave the Board an update on what has been happening in the Tax Receiver’s Office. In the last few weeks there has been a personnel change. Martha Quituisaca’s intermediate clerk position was filled by Angela Juarez. In July the Tax Receiver’s Office rolled over unpaid taxes and turned them into liens. Taxpayers with unpaid taxes that turned into liens were notified of the change. The office started out with 120 properties with tax liens. The number of properties with tax liens has gone down to 102 as of Tuesday August 27, 2019. There are currently three properties that could be auctioned off. However, two of them are under a payment plan and the one other property is an unbuildable lot. There are a total of eight payment plans and they are all being successfully paid. The email blasts have bettered communication between the Tax Receiver’s Office and taxpayers. On Friday August 30th, school tax bills will be mailed out to taxpayers and will be available online. The first installment of School Taxes is due September 30th.

VIII. ADJOURN INTO WORK SESSION

At 8:41 PM the Town Board of the Town of Ossining voted to adjourn into Work Session. Councilmember Wilcher moved and it was seconded by Councilmember Shaw.

- Solar PILOT Law- Discussion

At 8:58 PM the Town Board of the Town of Ossining voted to adjourn into Legislative Session. Councilmember Shaw moved and it was seconded by Councilmember Feldman.

IX. LIASON REPORTS

Councilmember Feldman announced that the Ossining Boat and Canoe Club will be hosting its Family Fun and Fishing Day at the end of September.

X. PUBLIC COMMENT ON AGENDA ITEMS

XI. BOARD RESOLUTIONS

A. Approval of Minutes—Special Meeting – August 6, 2019

Councilmember Shaw moved and it was seconded by Councilmember Feldman that the following resolution be approved.

RESOLVED, that the Town Board of the Town of Ossining hereby approves the August 6, 2019 minutes of the Special Meeting as presented.

Motion Carried: Unanimously

B. Approval of Minutes—Special Meeting – August 20, 2019

Councilmember Shaw moved and it was seconded by Councilmember Feldman that the following resolution be approved.

RESOLVED, that the Town Board of the Town of Ossining hereby approves the August 20, 2019 minutes of the Special Meeting as presented.

**Motion Carried
Abstain: Wilcher**

C. Approval of Voucher Detail Report

Supervisor Levenberg said the following in regard to the resolution: As a reminder, we have had 3 weeks between reports, so this one is a bit of a doozy—besides one month of IMA payments to the Village of Ossining and our September medical bill, we also have three bills for trucks for our Parks and Highway departments that were delivered at various times this summer.

Councilmember Shaw moved and it was seconded by Councilmember Feldman that the following resolution be approved.

RESOLVED, that the Town Board of the Town of Ossining hereby approves the Voucher Detail Report dated August 27, 2019 in the amount of \$886,285.33.

Motion Carried: Unanimously

D. Tax Certiorari – 26 Yale Associates LLC vs. Town of Ossining, New York

Councilmember Wilcher moved and it was seconded by Councilmember Shaw that the following resolution be approved.

WHEREAS, proceedings pursuant to Article 7 of the Real Property Tax Law of the State of New York were instituted by Wachovia Wells Fargo against The Town of Ossining, New York to review the tax assessments made on Petitioner’s property located at 22-24 Croton Avenue, Town of Ossining, N.Y. and designated on the tax assessment map of The Town of Ossining as Section 89.19, Block 2, Lot 50 and for Tax Assessment Years 2016-2018, which proceedings are now pending in the Supreme Court of the State of New York, County of Westchester, under Index Nos. 63986/16; 65917/17 and 65371/18; 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:

**26 Yale Associates LLC Town of Ossining, N.Y. 10562 22-24 Croton Avenue
Section 89.19, Block 2, Lot 50**

Assessment Year	Tax ID No.	Original Assessed Value	Reduction	Final Assessed Value
2016	89.19-2-50	\$891,100	\$76,000	\$815,100
2017	89.19-2-50	\$891,100	\$98,000	\$793,100
2018	89.19-2-50	\$948,800	\$58,000	\$890,800

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 Counsel to The Town, 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 Counsel to the Town 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 \$222.63, which will be ordered pursuant to said Consent Judgment.

Motion Carried: Unanimously

E. Tax Certiorari - ZSA Ossining, LLC vs. Town Of Ossining

Councilmember Feldman moved and it was seconded by Councilmember Shaw that the following resolution be approved.

WHEREAS, proceedings pursuant to Article 7 of the Real Property Tax Law of the State of New York were instituted by ZSA Ossining, LLC against The Village of Ossining, Town of Ossining, New York to review the tax assessments made on Petitioner’s property located at 105 Croton Avenue, Ossining, N.Y. 10562 and designated on the tax assessment map of The Town of Ossining as Section 89.16, Block 1, Lot 57 and for Tax Assessment Year 2018, which proceedings are now pending in the Supreme Court of the State of New York, County of Westchester, under Index Nos. 65356/18; 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:

**ZSA Ossining LLC 105 Croton Avenue Ossining, N.Y. 10562
Section 89.16, Block 1, Lot 57**

Assessment Year	Tax ID No.	Original Assessed Value	Reduction	Final Assessed Value
2018	89.16-1-57	\$1,976,900	\$126,500	\$1,850,400

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 Counsel to the Town, 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 Counsel to the Town 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 \$121.71, which will be ordered pursuant to said Consent Judgment.

Motion Carried: Unanimously

F. Tax Certiorari - Wachovia Wells Fargo vs. Village of Briarcliff Manor, Town of Ossining

Councilmember Feldman moved and it was seconded by Councilmember Shaw that the following resolution be approved.

WHEREAS, proceedings pursuant to Article 7 of the Real Property Tax Law of the State of New York were instituted by Wachovia Wells Fargo against The Village of Briarcliff Manor, Town of Ossining, New York to review the tax assessments made on Petitioner's property located at 1050 Pleasantville Road, Village of Briarcliff Manor, N.Y. 10510, Town of Ossining, N.Y. and designated on the tax assessment map of The Town of Ossining as Section 98.10, Block 1, Lot 51 and for Tax Assessment Years 2012-2018, which proceedings are now pending in the Supreme Court of the State of New York, County of Westchester, under Index Nos. 65896/2012; 66458/2013; 65386/2014; 65975/2015; 63927/2016; 65520/2017 and 65163/2018; 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:

Wachovia Wells Fargo 1050 Pleasantville Road, Village of Briarcliff Manor, N.Y. 10510 Town of Ossining

Section 98.10, Block 1, Lot 51

Assessment Year	Tax ID No.	Original Assessed Value	Reduction	Final Assessed Value
2012	98. 10-1-51	\$169,850	\$22,350	\$147,500
2013	98. 10-1-51	\$169,850	\$17,350	\$152,500
2014	98. 10-1-51	\$169,850	\$24,850	\$145,000
2015	98. 10-1-51	\$169,850	\$32,350	\$137,500
2016	98. 10-1-51	\$2,702,500	\$302,500	\$2,400,000
2017	98. 10-1-51	\$2,702,500	\$352,500	\$2,350,000
2018	98. 10-1-51	\$2,744,900	\$444,900	\$2,300,000

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 Counsel to the Town, 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 Counsel to the Town 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 \$2,019.84, which will be ordered pursuant to said Consent Judgment.

Motion Carried: Unanimously

G. Tax Certiorari - 140 South Highland Avenue, LLC vs. Town of Ossining

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

WHEREAS, proceedings pursuant to Article 7 of the Real Property Tax Law of the State of New York were instituted by 140 South Highland Avenue, LLC against The Village of Ossining, Town of Ossining, New York to review the tax assessments made on Petitioner's property located at 140 South Highland Avenue, Ossining, N.Y. 10562 and designated on the tax assessment map of The Town of Ossining as Section 97.11, Block 4, Lot 29 and for Tax Assessment Years 2016-2017, which proceedings are now pending in the Supreme Court of

the State of New York, County of Westchester, under Index Nos. 65573/16 and 66517/17; 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:

140 South Highland Avenue, LLC 140 South Highland Avenue, Ossining, N.Y. 10562
Section 97.11, Block 4, Lot 29

Assessment Year	Tax ID No.	Original Assessed Value	Reduction	Final Assessed Value
2016	97.11-4-29	\$1,516,600	\$316,600	\$1,200,000
2017	97.11-4-29	\$1,516,600	\$316,600	\$1,200,000

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 Counsel to The Town, 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 Counsel to The Town 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 \$607.07, which will be ordered pursuant to said Consent Judgment.

Motion Carried: Unanimously

H. Tax Certiorari -- Deercliff Builders, Inc. vs. Town of Ossining

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

WHEREAS, proceedings pursuant to Article 7 of the Real Property Tax Law of the State of New York were instituted by Friends Construction, Inc. against The Village of Ossining, Town of Ossining, New York to review the tax assessments made on Petitioner's property located on 1250 Pleasantville Road, Village of Briarcliff Manor, Town of Ossining, N.Y. 10510 and designated on the

tax assessment map of The Town of Ossining, Village of Briarcliff Manor as Section 98.10, Block 1, Lot 41 and for Tax Assessment Years 2015-2018, which proceedings are now pending in the Supreme Court of the State of New York, County of Westchester, under Index Nos. 65229-15, 63734-16, 64561-17 and 64903-18; 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:

Deercliff Builders, Inc. 1250 Pleasantville Road Village of Briarcliff Manor,
Town of Ossining, N.Y. 10510
Section 98.10, Block 1, Lot 41

Assessment Year	Tax ID No.	Original Assessed Value	Reduction	Final Assessed Value
2015	98. 10-1-41	\$82,200	\$5,925	\$76,275
2016	98. 10-1-41	\$1,424,600	\$74,600	\$1,350,000
2017	98. 10-1-41	\$1,424,600	\$0	\$1,424,600
2018	98. 10-1-41	\$1,400,000	\$0	\$1,400,000

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 Counsel to The Town, 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 Counsel to The Town 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 \$130.95 , which will be ordered pursuant to said Consent Judgment.

Motion Carried: Unanimously

I. Climate Smart Communities Healthy Communities Initiative Grant Approval

Supervisor Levenberg said the following in regard to the resolution: This grant has been two years in the making and I am so glad to finally be able to get it going! This grant will have us working alongside Pace University’s Land Use

Law Center for the purpose of integrating public health into community planning by way of implementing new policies and land use codes, which will also help us to achieve our goals for combatting climate change. Special thanks to Confidential Secretary Victoria Cafarelli on all of her work with the folks at New York State and Pace to get this on track.

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

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

RESOLVED, that the Town Board of the Town of Ossining authorizes the Supervisor to enter into an agreement with the New York State Department of Environmental Conservation for a Climate Smart Communities Certification grant in the amount of \$70,100 to complete a project entitled “Healthy Communities Initiative,” subject to approval by Counsel to the Town as to form.

Motion Carried: Unanimously

J. Contract- “The Wait Room” Performance at Louis Engel Park

Supervisor Levenberg said the following in regard to the resolution: I am excited to be able to sign off on this very cool project, and I am looking forward to seeing it come to fruition after what is obviously a lot of planning and coordination. Mark your calendars now for performances on Saturday, September 21st at 3PM and 8PM, and Sunday, September 22nd at 3PM.

Councilmember Wilcher moved and it was seconded by Councilmember Shaw that the following resolution be approved.

RESOLVED, that the Town Board of the Town of Ossining authorizes the Supervisor to enter into an agreement with both the Sing Sing Prison Museum, 127 Main Street, Ossining, and Flyaway Productions, 1068 Bowdoin Street, San Francisco, California, to rent a section of Louis Engel Waterfront Park for the purpose of set installation, performances and set breakdown between September 15th, 2019 and September 23rd, 2019 under the terms and conditions outlined in the agreement, subject to approval by Counsel to the Town as to form.

Motion Carried: Unanimously

XII. CORRESPONDENCE TO BE RECEIVED AND FILED

XIII. MONTHLY REPORTS

Councilmember Feldman moved and it was seconded by Councilmember Shaw that the following resolution be approved.

Resolved, that the Town Board of the Town of Ossining hereby accepts the following monthly reports for the month of July 2019:

- Town Building Department

Motion Carried: Unanimously

XIV. VISITOR RECOGNITION

Visitors shall be accorded one (1) four (4) minute opportunity to speak

XV. ADJOURNMENT EXECUTIVE SESSION-PERSONNEL & ADVICE OF COUNSEL

At 9:15 P.M., Councilmember Feldman motioned to adjourn into Executive Session and Councilmember Shaw seconded.

Motion Carried: Unanimously

At 10:14 P.M., Councilmember Shaw motioned to leave Executive Session and Councilmember Feldman seconded.

Motion Carried: Unanimously

At 10:15 P.M., Councilmember Shaw motioned to adjourn Executive Session and Councilmember Feldman seconded.

Motion Carried: Unanimously

Approved:

Town Clerk, Mary Ann Roberts