

**MINUTES**  
**TOWN BOARD**  
**TOWN OF OSSINING**  
**IN PERSON AT**  
**MUNICIPAL BUILDING**  
**1st FLOOR CONFERENCE ROOM**  
**16 CROTON AVE – OSSINING, NEW YORK**  
**AND VIA VIDEO CONFERENCING**

**February 28, 2023**  
**REGULAR MEETING**  
**7:30 P.M.**

**SUPERVISOR**  
**Elizabeth R. Feldman**

**COUNCILMEMBERS**  
**Gregory G. Meyer                      Angelo A. Manicchio**  
**Jennifer Fields-Tawil                Matthew J. Weiss**

**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, 2023 at the Municipal Building, 16 Croton Ave, Ossining, NY 10562 AND via video conference. The meeting was called to order at 7:30 PM by Supervisor Elizabeth R. Feldman. Members of the Board present were: Councilmembers Gregory G. Meyer, Angelo A. Manicchio, Jennifer Fields-Tawil, Matthew J. Weiss also present were Town Counsel Christie Tomm-Addona, Budget Officer Martha C. Quituisaca, and Deputy Town Clerk Jeaneth V. Guinansaca.

Supervisor Feldman announced the following: It is with deep regret that we report the sudden passing of our fellow Town colleague and Ossining native Cheryl Timmons who has been our Assessment Clerk since 1988. Her passing leaves a huge hole in our hearts and in the Town Assessment Office as Cheryl devoted her life to making sure that Ossining residents, especially our seniors, received the highest level of service that one could possibly give. Her smile and infectious laugh will be dearly missed by all who knew her

**II. PUBLIC HEARINGS**

- **LL - 2023: Implement a real property tax exemption for volunteer emergency service members**

At 7:34 PM, the Public Hearing opened.

Town Counsel Tomm-Addona explained the Law.

Supervisor Feldman decided to Carried the Law over to March 14, 2023 for further discussion in work session and further approval at the Legislative meeting on March 14, 2023.

Counsel member Manicchio recuse himself from this topic due to he is an active firefighter.

At 7:40 PM, Councilmember Meyer moved and it was seconded by Councilmember Weiss to carried the public hearing until March 14, 2023.

- **LL - 2023: Amend Chapter 180 of the Town Code to Allow Medical Costs to be Excluded from Income for Persons with Disabilities and Limited Income**

At 7:40 PM, the Public Hearing opened.

**Supervisor Feldman explain the Law.**

**Town Counsel Tomm-Addona add additional information in order to understand the law.**

**There were no additional comments on the public in regard this Local Law.**

**At 7:43 PM, Councilmember Meyer moved and it was seconded by Councilmember Weiss to close the public hearing.**

### **III. DEPARTMENTAL REPORT**

- **Andrew Tiess Superintendent of Water/Sewer**
  - **Kitchen at the community center for the Senior.**
  - **Sunshine Children’s Home & Rehabilitation Center sewer system.**
  - **Ice House Roof. Ongoing project. Would probably cost around \$10,000 working with the local constructing company compared with \$50,000 with an outside contract. The decision will be up to the Town Board.**
  
- **Paul Fraioli P.E. Town/Village Engineer.**
  - **Thank you to Planning Board we finally received the planning approval for the Flotation Treatment Facility to be constructed in Crotonville. Very large project. Will start with the Bids first.**
  - **McCarty project is finished total road reconstruction. The portion for the Town is \$2.3 million used for the Contractors and Engineers Services. There is \$200 thousand dollar left over going back to debt service.**
  - **Now McCarty in complete all that Road and some of the roads that tie into McCarty have all new storm sewer system with detention that never existed before. The scope of the project also included a rehabilitation and a sanitary sewer line that the Village crew together with Superintendent Connelly went over and did some extra cleaning of the line that weren’t part of the project. Now the Village sewer lines are completely intact as well.**
  - **For 2023 in discussion with superintendent Connelly for the next project Tappan Terrace and Leawood Drive will be included for the next projects. Do some storm water work.**
  - **Paving will include Tappan Terrace and Leawood Drive including draining improvements and blacktop.**
  - **Other project CDBG efforts on Nelson Park. Project will benefit the Water Front.**

### **IV. SUPERVISOR AND TOWN BOARD ANNOUNCEMENTS**

**Supervisor Feldman announced the following: I hope everyone enjoyed our first snow storm of the year, keep an eye out this Friday for the possibility of a little more.**

**Early this week, Town staff and Council Members attended the Annual Association of Town Meeting in NYC. We were able to learn about many policy updates and grant opportunities for towns in New York State as well as opportunities to collaborate with other municipalities about issues common to all of us. It was also a great opportunity to meet up with our fellow municipal colleagues, many of which we have not seen in person since the COVID pandemic started.**

**This week I joined the habitat stewards of Ryder Park for a free the trees vine cutting event to honor national invasive species awareness week please visit the DEC website to learn which invasive species may be in your own yard and how to deal with them.**

This is the last week to visit the amazing black history month exhibit curated by village historian Joyce Sharrock Cole at the Bethany arts community. If you haven't seen this event run right over it shouldn't be missed.

Don't forget this Friday is the first Friday Community Crawl come out to support local businesses and more importantly meet new people there are amazing art exhibits, phenomenal food choices, and more.

Sing Sing kill brewery is hosting the loft night out, A night of drag event this Thursday March 2nd 7-9 PM.

The Mike Risko school is hosting an Effective practice technique for parents' class to help your kids get the most out of practicing their instruments. The event will be free but you must register in advance and it will take place on Thursday March 2nd from 6-7 PM.

**V. LIAISON REPORTS**

**VI. PUBLIC COMMENT ON AGENDA ITEMS**

**VII. BOARD RESOLUTIONS**

**A. Approval of Minutes—Regular Meeting – February 14, 2023**

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following resolution be approved.

Resolved, that the Town Board of the Town of Ossining hereby approves the February 14, 2023 minutes of the Regular Meeting as presented.

Motion: Carried

**B. Approval of Voucher Detail Report**

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following resolution be approved.

Resolved, that the Town Board of the Town of Ossining hereby approves the Voucher Detail Report dated February 28, 2023 in the amount of \$645,337.67

Motion: Carried

**C. Resignation - Town Court - Intermediate Clerk**

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following resolution be approved.

Resolved, that the Town Board of the Town of Ossining accepts the resignation of Kenneth W. Lee, White Plains, from the part-time position of Court Attendant in the Town Court, effective February 8, 2023.

Motion: Carried

**D. Resignation - Town Clerk's Office - Intermediate Clerk**

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following resolution be approved.

Resolved, that the Town Board of the Town of Ossining accepts the resignation of Kevin Guiracocha, Briarcliff Manor, from the part-time position of Intermediate Clerk in the Town Clerk's Office, effective February 10, 2023.

Motion: Carried

**E. Appointment - Town Clerk's Office - Intermediate Clerk (As Amended)**

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following amended resolution be approved.

Resolved, that the Town Board of the Town of Ossining appoints Jennifer Criollo, Montrose, to the part-time position of Intermediate Clerk in the Town Clerk's Office, 17.5 hours per week, \$16 per hour, effective February 21, 2023.

Motion: Carried

**F. Stipulation of Agreement – CSEA – Temporary Re-Assignment of Assessment Clerk Work to Non-bargaining Unit Employment**

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following resolution be approved.

Be it so resolved, that upon the recommendation of the Town Supervisor, the Town Board hereby ratifies and approves the Stipulation of Agreement between the Town and the Civil Service Employees Association, Inc., dated February 28, 2023.

Motion: Carried

**G. Appointment – Assessor's Office - Assessment Clerk (As Amended)**

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following amended resolution be approved.

BE IT SO RESOLVED, that upon the recommendation of the Town Supervisor, the Town Board of the Town of Ossining hereby appoints Jackie MacMahon to the temporary position of Assessment Clerk in the Assessor's Office, at the hourly rate of \$38.92 per hour, effective March 1, 2023 for a period of 90 calendar days or until the appointment of a new full-time Assessment Clerk, whichever shall occur first. Ms. MacMahon's temporary appointment pursuant to this Resolution shall not exceed 90 days.

BE IT FURTHER RESOLVED that Ms. MacMahon's hours and/or days of work shall be as determined and authorized by the Town Supervisor or her designee; that Ms. MacMahon shall, on a weekly basis, provide a written and signed record of her hours worked for the Town to the Town Supervisor or her designee; and that aside from her daily compensation as set forth above, Ms. MacMahon shall not be entitled to any additional compensation, stipends, time off or benefits (of any kind) from the Town.

Motion: Carried

**H. Resolution -- First Amendment to Agreement with Hubbard's Cupboard, LLC**

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following resolution be approved.

BE IT RESOLVED, the Town Board hereby authorizes the Supervisor to sign a First Amendment to Agreement with Hubbard's Cupboard, LLC to continue to provide prepared lunches to the Town's Senior Nutrition Program for the 2023 calendar year at a price per meal not to exceed \$7.00 effective January 1, 2023.

Motion: Carried

**I. Stipulation of Agreement – CSEA**

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following resolution be approved.

BE IT RESOLVED, the Town Board hereby authorizes the Supervisor to sign a stipulation of agreement with the Civil Service Employees Association, Inc.

Motion: Carried

**J. Tax Payment Plan – 21 Independence Place (As amended)**

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following amended resolution be approved.

WHEREAS, the Town of Ossining is required to collect County and School District taxes with the onus on the Town to make these taxing jurisdictions whole for any uncollected taxes; and

WHEREAS, the Town Board, pursuant to Chapter 180, Article 5 of the Town Code, as authorized by New York Real Property Tax Law Section 1184, may enter into an installment plan for payment of all delinquent taxes, as well as interest and penalties, and the Town Board does occasionally, and its sole discretion, grant such a plan, provided the owner, the property and the payment plan meet the requirements of the Town Code and State Law;

WHEREAS, the Receiver of Taxes has been approached by a property owner requesting a short-term payment plan for delinquent taxes on the property at 21 Independence Place, Tax Parcel ID 89.19-5-47, which proposed payment plan complies with the Town Code and State Law; and

NOW THEREFORE,

BE IT RESOLVED, that the Town Board hereby grants the aforementioned payment plan to the owner of the property at 21 Independence Place, with the understanding that this sets no precedent going forward for this or any other property in the future.

Motion: Carried

**K. Resolution – Passport Labs, Inc. and Fundamental Business Service, Inc.**

Councilmember Meyer moved and it was seconded by Councilmember Weiss that the following resolution be approved.

WHEREAS, the Town of Ossining and Village of Ossining have an agreement with Passport Labs, Inc. (formerly Complus Data Innovations, Inc.) to provide a Parking Ticket Management System (“FastTrack”) for the issuing, processing and collection of parking tickets within the Village; and

WHEREAS, the Town’s participation in the contract is by virtue of an intermunicipal agreement for the Village to utilize the Town Court as it relates to said parking tickets and the Town has no financial obligation or benefit under this agreement; and

WHEREAS, due to Passport Labs’ failure to adequately provide the FastTrack services, which is a breach of the contract and is causing financial harm to the Village and a burden on the Town Court’s operations, the Village

and Town desire to terminate the FastTrack contract with Passport Labs and enter into a new contract with Fundamental Business Service, Inc., 14 Front Street, Hempstead, New York ("FBS") to provide said services; and

NOW THEREFORE,

BE IT RESOLVED, the Supervisor is hereby authorized to execute documentation reasonably necessary to terminate the FastTrack contract with Passport Labs, subject to approval by Counsel to the Town as to form; and

BE IT FURTHER RESOLVED, the Supervisor is hereby authorized to execute an agreement with FBS for said services, subject to approval by Counsel to the Town as to form; and

BE IT FURTHER RESOLVED, the foregoing authorizations are contingent upon there being no financial obligation on the part of the Town.

Motion: Carried

VIII. CORRESPONDENCE TO BE RECEIVED AND FILED

Councilmember Meyer moved and it was seconded by Councilmember Manicchio that the following resolution be approved.

Councilmember Weiss abstain. He was not present for such a meeting.

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

- Town Planning Board Minutes from 12/14/22 & 1/18/23

Motion: Carried

IX. VISITOR RECOGNITION

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

X. ADJOURNMENT

At 8:07 P.M., Councilmember Manicchio motioned to adjourn to Executive Session for advice of counsel and personnel contract, and Councilmember Meyer seconded.

Motion Carried: Unanimously

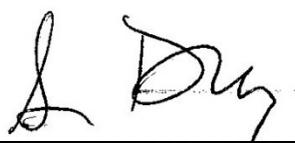
At 9:22 P.M., Councilmember Meyer motioned to leave Executive Session and Councilmember Manicchio seconded.

Motion Carried: Unanimously

At 9:22 P.M., Councilmember Meyer motioned to adjourn the Regular Meeting and Councilmember Manicchio seconded.

Motion Carried: Unanimously

Approved:

  
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Susanne Donnelly, Town Clerk