

A meeting of the Town Board of the Town of Lewisboro, Westchester County, New York, was held on March 4, 2013, at 7:30 p.m. at the Lewisboro Library, 15 Main Street, South Salem, New York.

PRESENT: Supervisor - Peter H. Parsons  
Councilmen - Peter DeLucia, Frank Kelly, John Pappalardo, Daniel Welsh  
Town Clerk - Janet Donohue

Also in attendance were Facilities Maintenance Manager Joel Smith and Attorney for the Town Jennifer Herodes.

Mr. Parsons called the meeting to order at 7:38 p.m.

PLEDGE OF ALLEGIANCE

Supervisor Parsons led the Pledge of Allegiance to the flag.

PUBLIC COMMENT PERIOD

There were no public comments.

REFUSE LICENSE – Renewal authorized for Somers Sanitation, dba Bria Carting

On motion by Mr. Parsons, seconded by Mr. Kelly, the Board voted as follows:

THE VOTE: Yes - Parsons, DeLucia, Kelly, Pappalardo, Welsh (5)  
No - None (0)  
Absent - None (0)

RESOLUTION

RESOLVED, that the Town Clerk be and hereby is authorized to issue a renewal license for the collection of residential refuse to Somers Sanitation, dba Bria Carting for a period of one year.

REFUSE LICENSE – Renewal authorized for R & S Waste Services, LLC

On motion by Mr. Parsons, seconded by Mr. Kelly, the Board voted as follows:

THE VOTE: Yes - Parsons, DeLucia, Kelly, Pappalardo, Welsh (5)  
No - None (0)  
Absent - None (0)

RESOLUTION

RESOLVED, that the Town Clerk be and hereby is authorized to issue a renewal license for the collection of residential and commercial refuse to R & S Waste Services for a period of one year.

PUBLIC HEARING DATE – Municipal Member Agreement for Energize (PACE)

The Town Board set a Public Hearing date of March 18, 2013 at 8 p.m. to hear the public in regards to a local law that would activate and re-state Article 5L of the General Municipal Law which empowers local NYS municipalities to offer Energize (PACE) Financing to their local property owners.

On motion by Mr. Parsons, seconded by Mr. DeLucia, the Board voted as follows:

|           |        |  |     |
|-----------|--------|--|-----|
| THE VOTE: | Yes    | - Parsons, DeLucia, Kelly, Pappalardo, Welsh | (5) |
|           | No     | - None                                       | (0) |
|           | Absent | - None                                       | (0) |

RESOLUTION

RESOLVED, that the Town Board of the Town of Lewisboro will hold a Public Hearing on March 18, 2013 at 8 p.m. at the Lewisboro Library, 15 Main Street, South Salem, New York for the purpose of hearing the public with regard to activating and re-stating Article 5L of the General Municipal Law which empowers local NYS municipalities to offer Energize (PACE) Financing to their local property owners.

TOWN PROPERTY – Old Field Preserve

The Town Board heard a presentation from Jim Nordgren regarding the Watershed Agricultural Council Grant Project that he has been working on for the Old Field Preserve. Mr. Nordgren would like to apply for a \$2,575 grant to be used for work at the Old Field Preserve in Waccabuc. The grant would come from the Watershed Agricultural Council Forestry Management Assistance Program that has an application deadline of July 15 of this year. A detailed management plan for the preserve has been completed and presented to the Town Board. Mr. Nordgren explained that he would like to continue with the work that has been started with removing unwanted small trees, vines, shrubs, and brush. Many volunteers have already been working very hard brush-hogging the fields. Goals and objectives, including water quality protection measures, are the following: Maintain the 100 acres of fields and woods for wildlife habitat, water protection and passive recreation including hiking, snowshoeing, cross-country skiing, horseback riding, environmental education and non-destructive nature study, wildlife observation and, consistent with governing law, hunting and fishing. Maintain the approximately 40 acres of field, grassland and shrubland for wildlife habitat and other permitted uses. Maintain the approximately 60 acres of forest as healthy forest and other permitted uses. Maintain well-marked, safe and dry hiking and horseback riding trails. Protect the three main watercourses from erosion by maintaining adequate stream crossings. Protect the steep slopes in the rocky ravine from erosion. Protect the wetlands for wildlife habitat and water quality.

The Board suggested that Mr. Nordgren work with Joe Tansey, a member of the Open Space and Preserves Advisory Committee to come up with a list of priorities for the preserve and that they isolate a few things that could be done as Eagle Scout projects.

Mr. Nordgren asked that the Board read through his complete management plan and let him know when the Supervisor would be ready to sign the grant application.

SUSTAINABILITY COMMITTEE – Arbor Day 2013

Lisa Silver, from the Sustainability Committee, updated the Board on the Arbor Day event, which will be held on Saturday, April 27 at Onatru Farm Park at 11 a.m. She is also working with the Katonah-Lewisboro schools to have the Arbor Day fliers sent home via back pack mail and an email blast to be sent to the email subscribe list. They are hopeful to plant two fruit trees per school.

The event will happen in collaboration with the Garden club. The fruit trees that they are looking to plant are still being talked about however the native Pawpaw tree is in the running. The Lions club may be funding some of the trees. The local nurseries will be at Arbor Day. Cornell Extension will be there testing soil for PH.

GOLDENS BRIDGE GRANT – Authorize Supervisor to Sign

The Board heard from Mr. Welsh regarding a letter to be signed by the Supervisor in support of a grant application for the Citizens Institute for Rural Design workshop. After much discussion, the Board did not pass this resolution due to the fact that they never had an opportunity to look at the grant application.

On motion by Mr. Welsh, seconded by Mr. Parsons, the Board voted as follows:

|           |        |                              |     |
|-----------|--------|------------------------------|-----|
| THE VOTE: | Yes    | - Parsons, Welsh             | (2) |
|           | No     | - DeLucia, Kelly, Pappalardo | (3) |
|           | Absent | - None                       | (0) |

RESOLUTION

The motion did not carry. No resolution was passed.

HOUSING COMMITTEE – Middle-Income Housing

Tom Herzog, the Chairman of the Housing Committee, made a presentation to the Town Board suggesting that they adopt new and revised language in the Town Code that would assure all middle-income units that have already been approved at the time of adoption of the amendments to the Town Code, would be grandfathered. All units approved after the date of adoption would be governed by the revised code. The town currently has thirty seven units of middle-income housing.

Mr. Herzog said that the Housing Committee’s recommendations would be called “Lewisboro’s Enhancement and Promotion of Housing Opportunities for Citizens Act” or LEPHOCA. The committee has worked very hard on this since March of 2010 and they have met with county experts and consultants. Mr. Herzog and the committee believes that LEPHOCA is a viable

solution for the Town's housing obligations which would satisfy HUD's goals and intentions while being fair to Lewisboro real estate owners.

Lewisboro has been asked by the county to develop a model ordinance, designed to supplement existing municipal zoning codes for the purpose of ensuring the promotion of fair and affordable housing to minority residents. After reviewing the model ordinance, officials asked Ed Burroughs, a resident of Lewisboro and the Westchester County Planning Commissioner, to tailor the ordinance, which he did. However, the committee was not satisfied with the suggestions that were made and thus came up with the proposed resolution, LEPHOCA.

The Town Board agreed with the grandfathering of existing units since they would like to keep housing in town for our volunteers, first responders and firemen. Mr. DeLucia would also like to see something about housing for seniors. Mr. Herzog explained that the county did not take seniors into account with this initiative.

Mr. Parsons expressed that neighboring towns have already taken significant steps to comply with the settlement and this is a good step forward for the Town of Lewisboro. The Board said that the Housing Committee deserved tremendous credit for the work it had done. The next step would be to ask Mr. Burroughs to attend a meeting and review the proposed resolution and model ordinance.

#### LEWISBORO LIBRARY – Temporary Move to Onatru

Lewisboro Library Director, Cindy Rubino, asked the Town Board about the possibility of using Onatru Farm main building as a temporary library location during construction. Mr. DeLucia feels that the temporary library site would be better suited at the Goldens Bridge Community House, which is now occupied by the Parks and Recreation department. Mr. DeLucia stated that the Parks and Recreation Department plans on moving into Onatru at the end of the summer and they don't want to jeopardize that move. Ms. Rubino feels that Goldens Bridge would not be a good idea since this location is on the fringe of the town and people in this area mostly use the Katonah library.

Ms. Rubino explained that during the temporary shut-down, one which she expects to last for approximately eight months or more, the majority of the library's stock of materials would be put into storage. They would have a reduced library collection and services, but want to continue serving the community as best as they can.

Mr. Welsh suggested the old Katonah-Lewisboro school district headquarters on Shady Lane as a possibility and the Board agreed that this would be an option that should be investigated. Ms. Rubino stated she would need to see floor plans for the buildings. Mr. DeLucia said he would get the plans for the Parks and Recreation building to her. Board members also suggested exploring the possibility of setting up a small office for Ms. Rubino at Onatru to be used while the Parks and Recreation occupies the second floor space. Books could be dropped off on the first floor and at other locations that would be set up around town. The first floor could also occupy some library programs. Ms. Rubino also does not want to jeopardize the annual September Library Fair since they depend on that for funding. No final decision was reached but the matter will be discussed further at a later meeting.

CLAIMS – Authorized for Payment

On motion by Mr. DeLucia, seconded by Mr. Kelly, the Board voted 5-0 to authorize payment of the Town's bills in the amount of \$149,369.02.

MEETINGS – Dates Set

The Supervisor noted there will be a Town Board meeting on Monday, March 18, 2013, at 7:30 p.m. at the Lewisboro Library, 15 Main Street, South Salem, NY. There will also be a Town Board work session on Monday, April 8<sup>th</sup> at 7:30 p.m. at the Lewisboro Library, 15 Main Street, South Salem, NY.

ADJOURNMENT

On motion by Mr. Parsons, seconded by Mr. Pappalardo, the Board voted 5-0 to adjourn at 10:37 p.m.

Janet L. Donohue  
Town Clerk