

A meeting of the Town Board of the Town of Lewisboro, Westchester County, New York, was held on May 20, 2013, at 7:30 p.m. at the Town House, 11 Main Street, South Salem, New York.

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

Also in attendance were Facilities Maintenance Manager Joel Smith, Attorney for the Town Jennifer Herodes Highway Superintendent Peter Ripperger and Comptroller Leo Masterson.

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

PLEDGE OF ALLEGIANCE

Deputy Supervisor DeLucia led the Pledge of Allegiance to the flag.

COMMENDATIONS – Billy Gossett and Tom Ritchey

County and Town Resolutions were given to Billy Gossett (see Town Resolution below).

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

THE VOTE: Yes - DeLucia, Kelly, Pappalardo, Welsh (4)  
No - None (0)  
Absent - Parsons (1)

RESOLUTION

WHEREAS, William James Gossett is a Senior at John Jay High School where he is a member of the wrestling team and a son and grandson of long time South Salem residents who have made substantial contributions to their community, and

WHEREAS, in the early afternoon of Monday, April 15, on the Parkway in the hamlet of Katonah a lady was reversing out of her parking space when an individual forced his way into her car on the driver’s side, pushed her into the passenger seat and caused her to scream, and

WHEREAS, William James Gossett and another man heard those screams, forced their way into the car, removed the ignition key, pushed their way out of the vehicle together with the victim and held the assailant prisoner in the car until the police arrived, and

WHEREAS, these actions are deserving of public gratitude and praise, now

THEREFORE BE IT RESOLVED, that the Town Board of the Town Of Lewisboro, in recognition of the outstanding actions of the citizen of the Town of Lewisboro, does hereby offer the thanks of its populace to William James Gossett, and

BE IT FURTHER RESOLVED, that a copy of this Resolution be spread upon the minutes of this May 20, 2013 Town Board Meeting for future generations to see and that a copy of this Resolution be presented to William James Gossett.

County, Town and Vista Fire Department Resolutions were given to Tom Ritchey (see Town Resolution below).

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

THE VOTE:	Yes	- DeLucia, Kelly, Pappalardo, Welsh	(4)
	No	- None	(0)
	Absent	- Parsons	(1)

RESOLUTION

WHEREAS, Thomas J. Ritchey is a graduate of John Jay High School, who first volunteered at the Vista Fire Department in 1979, qualified as an Emergency Medical Technician in 1982, is the manager of the Vista Fire Department, a position he has held for 19 years, and was hired as a Police Officer by the Lewisboro Police Department in 1989, and

WHEREAS, he was commended by the Town Board of the Town of Lewisboro in 1993, when he pursued an individual who was threatening a Town resident with a kitchen knife, tackled the perpetrator, disarmed him and handcuffed him, and

WHEREAS, Thomas J. Ritchey was on patrol on Sunday, April 28, of this year when he was flagged down by the daughter of Robert Goett who had collapsed face down while mowing his lawn, and

WHEREAS, Thomas J. Ritchey quickly used his expertise and experience to apply his defibrillator and begin rescue breathing so saving Robert Goett's life, and

WHEREAS, these actions are deserving of public gratitude and praise, now

THEREFORE BE IT RESOLVED, that the Town Board of the Town of Lewisboro, in recognition of the outstanding actions of this Police Officer, does hereby offer the thanks of its populace to Thomas J. Ritchey, and

BE IT FURTHER RESOLVED, that a copy of this Resolution be spread upon the minutes of this May 20, 2013 Town Board Meeting for future generations to see and that a copy of this Resolution be presented to Thomas J. Ritchey.

COMMENDATION – Letter from Robert Goett re Thomas Ritchey

**Mr. Peter Parsons and Lewisboro Town Board  
11 Main Street PO Box 500  
South Salem, New York 10590**

**Dear Peter and Members of the Town Board,**

**Every time I have ever met a Lewisboro police officer, fireman, EMT, first responder, or similar volunteer I have always been impressed with their professionalism and their devotion to serving our community.**

**On April 28, 2013, Tom Ritchey, while on patrol as a Lewisboro police officer, saved my life. In fact, I have no memory of meeting Tom at that time.**

**Upon returning home from the hospital, I met Tom. He told me he was just doing his job, and he was happy to see me. You would expect that from this humble and consummate professional. I also learned that Tom serves our community in the Vista Fire Department and is an EMT. We are blessed to have such an individual in Lewisboro. He is the best of the best.**

**I am so fortunate he was there when he was. I, and my family, are at a loss for words beyond "Thank you forever" for what Tom did for me.**

**I write to you to recognize and thank Tom. I compliment our town for providing life saving equipment with our police vehicles, and training our responders so well.**

**I am so grateful for Tom Ritchey. He is my hero. Forever.**

Yours truly,



*Bob Goett*

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DRUG ABUSE PREVENTION PRESCRIPTION DRUG DISPOSAL – Acknowledgement

Patricia Warble, Executive Director of the Bedford/Lewisboro/Pound Ridge Drug Abuse Prevention Council, reported that the new MedReturn drug collection units installed in the police departments are being well used. The drugs will not be tempting to teens and they provide a safe way to dispose of drugs so that the toxic substances will not be discarded in a manner that contaminates the streams and waterways. It is also completely anonymous.

The MedReturn is located in the Police Station which is located in the lower level of the Orchard Square at Cross River shopping center.

PUBLIC COMMENT PERIOD

Lee Blum and Debbie Baker, residents of Cove Road, complained that a town snow plow backed into the stone pillar at the entrance of Cove Road during a snow storm in early January of this year. It has not been touched since and they want to know when something will be done about this. Peter Ripperger explained that it had been turned into the town's insurance carrier and they refused the claim. Peter Parsons, who was absent from this meeting, has been working with our insurance carrier, trying to work something out. Two separate quotes to fix the pillar were obtained, which amounted to approximately \$1,800 each. The town board wants to discuss this with Supervisor Parsons. This will be on the agenda for the work session to be held on June 3, 2013.

Evelyn Kahlow, a resident of Harbor Place, stated that she made a comment at the last town board meeting about her property and that her comments were not noted in the minutes.

The Board asked the Town Clerk to put Ms. Kahlow's comments into the minutes (note: Ms. Kahlow's comments were not made during public comment period. Her comments were added into the May 6, 2013 minutes under the culverts on Cornwall Court and Elmwood section).

STORMWATER - Annual Report

David Sessions, presented the Town's annual stormwater report. The report provides required documentation to New York State of what the Town has done and what it plans to do toward compliance with its stormwater permit, also known as an MS-4. He spoke about the 6 MCMS or the minimal control measures.

The first minimum control measure is public education and outreach. Direct mailing, emails blasts, and television spots have helped with educating the public.

The second minimum control is public involvement and participation. Several Stormwater meetings have been held which have been posted on the town's website and bulletin boards.

The third minimum control measure is illicit discharge detection and elimination. The town has six hundred and ninety four out falls. These have all been mapped out on GIS (Geographical Information System). This was required to be completed by January of 2013 and the Stormwater Committee did a great job with the completion of this monumental task.

The fourth minimum control measure is the construction site stormwater runoff control. The Town has updated the stormwater ordinance to reflect updates to the General Permit, as well as implement a local stormwater permit for disturbances greater than five thousand square foot Town-wide.

The fifth minimum control measure is post-construction stormwater management. The Town participates in the Croton Kensico Watershed Intermunicipal Coalition (CKWIC) regarding retrofitting programming and other aspects of regional stormwater cooperation. The Town will continue to inspect stormwater management practices and report on condition.

The sixth and final minimum control measure is stormwater management for municipal operations. This refers to good housekeeping for the Town. For example, the salt dome, parking lots, roadway being swept, catch basins being cleared, etc.

The Board thanked David Sessions for his hard and thorough work, along with thanking particular members of the stormwater committee which included Paul Lewis, Janet Anderson and Evelyn Kahlow.

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

THE VOTE:	Yes	- DeLucia, Kelly, Pappalardo, Welsh	(4)
	No	- None	(0)
	Absent	- Parsons	(1)

RESOLUTION

RESOLVED, that the Town Board does hereby accept the Annual (MS4) Storm Water Management Report and be it further

RESOLVED, that the Supervisor be and hereby is authorized to sign the Town’s Stormwater Management Report.

SLUDGE BIDS – Award Bid

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

THE VOTE:	Yes	- DeLucia, Kelly, Pappalardo, Welsh	(4)
	No	- None	(0)
	Absent	- Parsons	(1)

RESOLUTION

RESOLVED, that the Town Board does hereby accept the bid of Residuals Management Services, LLD, dba Earthcare of .125 per gallon for the removal of sewer sludge from the Oakridge and Wild Oaks Sewer Districts.

SILVERMINE PRESERVE SUBDIVISION – Planning Board as Lead Agency in SEQR Review

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

THE VOTE:	Yes	- DeLucia, Kelly, Pappalardo, Welsh	(4)
	No	- None	(0)
	Absent	- Parsons	(1)

RESOLUTION

RESOLVED, that the Town Board does hereby authorize the Planning Board to be the lead agency in a SEQR review for the Silvermine Preserve Subdivision, as submitted and reviewed by counsel.

CABARET LICENSE – Renewal Issued for Smith Ridge Catering

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

THE VOTE:	Yes	- DeLucia, Kelly, Pappalardo, Welsh	(4)
	No	- None	(0)
	Absent	- Parsons	(1)

RESOLUTION

RESOLVED, that the Town Clerk be and hereby is authorized to issue a cabaret license to Smith Ridge Catering LLC for a period of one year.

HIGHWAY – Equipment

Peter Ripperger, Highway Superintendent, continued the discussion of the possibility of leasing a second new highway truck. The Board did approve the leasing of a second truck after the Highway Superintendent came back with an assessment, and also stated that parts were no longer available for the truck and that it definitely would not pass inspection.

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

THE VOTE:	Yes	- DeLucia, Kelly, Pappalardo, Welsh	(4)
	No	- None	(0)
	Absent	- Parsons	(1)

RESOLUTION

RESOLVED, that the Town Board authorizes the Highway Superintendent to lease a second new truck, on a seven-year lease, in arrears, at a cost not to exceed the seven year price as submitted to the Town Board and to the comptroller.

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 \$282,945.67.

MEETINGS – Dates Set

The Deputy Supervisor noted there will be a Town Board work session on Monday, June 3rd at 7:30 p.m. at the Town House, 11 Main Street, South Salem, NY. There will also be a Town Board Meeting on June 17, 2013, at 7:30 p.m. at the Town House, 11 Main Street, South Salem, NY.

EXECUTIVE SESSION – Various Employment/Personnel and Legal Issues

On motion by Mr. DeLucia, seconded by Mr. Kelly, the Board voted 4-0 to go into executive session to discuss various appointments.

On motion by Mr. DeLucia, seconded by Mr. Kelly, the Board voted 4-0 to come out of executive session.

TOWN OFFICIALS AND EMPLOYEES - Appointment and Salary of Jennifer Caviola

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

THE VOTE:	Yes	- DeLucia, Kelly, Pappalardo, Welsh	(4)
	No	- None	(0)
	Absent	- Parsons	(1)

RESOLUTION

RESOLVED, that the salary for Deputy Town Clerk Jennifer Caviola be and hereby is set at \$44,000 per year, with additional stipends in the sum of \$800 for Election Officer and \$1,100 for Vital Statistics effective May 28, 2013.

TOWN OFFICIALS AND EMPLOYEES - Hiring of Doug MacCrae as Independent Contractor

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

THE VOTE:	Yes	- DeLucia, Kelly, Pappalardo, Welsh	(4)
	No	- None	(0)
	Absent	- Parsons	(1)

RESOLUTION

RESOLVED, that the Town Board approved the hiring of Doug MacCrae as an independent contractor, to work two days per month, at the rate of \$20/hour, beginning July 2, 2013, to

perform the same duties he currently performs in order to assist in the transition after his resignation.

UNITED PUBLIC SERVICE EMPLOYEES UNION – Approve Memorandum of Agreement

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

THE VOTE:	Yes	- DeLucia, Kelly, Pappalardo, Welsh	(4)
	No	- None	(0)
	Absent	- Parsons	(1)

RESOLUTION

RESOLVED, that the Town Board approves, as amended, the Memorandum of Agreement between United Public Service Employees Union (UPSEU) and the Town with respect to the Highway workers.

MUNICIPAL EMPLOYEE BENEFITS CONSORTIUM AGREEMENT – Approve and Authorize Supervisor to sign

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

THE VOTE:	Yes	- DeLucia, Kelly, Pappalardo, Welsh	(4)
	No	- None	(0)
	Absent	- Parsons	(1)

RESOLUTION

RESOLVED, that the Town Board approves the Municipal Employee Benefits Consortium Agreement, and authorizes the Supervisor to sign same, and also noted that the Town Board will select and designate a Director and Alternate Director as required therein after further consideration.

ADJOURNMENT

On motion by Mr. DeLucia, seconded by Mr. Kelly, the Board voted 4-0 to adjourn at 10:15 p.m.

Janet L. Donohue  
Town Clerk