

A meeting of the Town Board of the Town of Lewisboro, Westchester County, New York, was held on October 7, 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, John Pappalardo, Daniel Welsh  
Absent - Frank Kelly  
Town Clerk - Janet Donohue

Also attending was the Attorney for the Town Anthony Mole', Facilities Maintenance Manager Joel Smith, Henri Wolfe and Dean Travalino from Cable Television (LCTV), Assessor Lise Robertson, Building Inspector Peter Barrett and Comptroller Leo Masterson.

Mr. Parsons called the meeting to order at 7:34 p.m.

PLEDGE OF ALLEGIANCE

Supervisor Parsons led the Pledge of Allegiance to the flag.

PUBLIC COMMENT PERIOD

Richard Sklarin, a Goldens Bridge resident, wanted to ask Mr. Kelly and Mr. DeLucia where they stood on the subject of yellow lines being painted on town roads, specifically in Waccabuc (Mr. Kelly was not in attendance at this meeting). Mr. Welsh stated that this is not just an issue for Mr. Kelly and Mr. DeLucia, but it is an issue for the entire Town Board to discuss. Mr. Sklarin said that he thought that the public comment period was for public comments. Mr. DeLucia said that yes, it is for comments that pertain to agenda items during work sessions and if his comments were related to the budget, that would be fine.

CONSENT AGENDA

On motion by Mr. Parsons, seconded by Mr. DeLucia, the Board voted 4-0 to approve the Town Board minutes of September 30, 2013 and voted 4-0 to approve the Building, Planning and Police Department Reports for September, 2013.

MINUTES - Approved

On the above motion and second, the Board voted 4-0 to approve the Town Board minutes of September 30, 2013

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

REPORTS – Monthly Reports

On the above motion and second, the Board voted 4-0 to accept and file the September, 2013 reports from the Building, Planning and Police Departments.

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

EAGLE SCOUT PROJECT – Approval of Liam Hafter’s Project

Eagle Scout, Liam Hafter presented to the Board his Eagle Scout Project which is to renovate the town’s former courtroom. This renovation will include new carpeting, painting, incorporating a Fresco which was in the former home, and to also have a wall of past supervisors.

The Board complimented Liam on this project. Mr. Welsh asked Liam if he was working with low VOC (Volatile Organic Compound) paint. Liam replied that he is using a zero rated VOC, which means that it will not give off the smell of paint.

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

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

RESOLUTION

RESOLVED, that the Town Board approves the Eagle Scout project by Liam Hafter to undertake an historical renovation of the town’s former courtroom, located at the Town House, 11 Main Street, South Salem.

JUSTICE COURT - Accept Audit Report

FINANCE – Accept Justice Court Audit Report

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

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

RESOLUTION

RESOLVED, the Town Board does hereby accept the 2012 Town Justice Court Audit.

EAST OF HUDSON WATERSHED CORPORATION (EOHWC) – Authorize to act as lead agency on SEQRA reviews of stormwater retrofit projects funded by EOHWC

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

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

RESOLUTION

RESOLVED, that the Town Board authorizes the Supervisor to sign the agreement that consents that the East of Hudson Watershed Corporation (EOHWC) serve as lead agency for all retrofit projects undertaken by the EOHWC for the years 2013 and 2014 and requests that the Town of Lewisboro be notified of SEQRA determinations, proceedings and hearings in all matters which involve this agency.

PLANNING BOARD – Authorize Required Training

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

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

RESOLUTION

RESOLVED, that the Town Board authorizes John O’Donnell, a member of the Planning Board, to attend the Land Use Leadership Alliance Training Program, as required by NYS Town Law, Section 271-7a, for the required planning board training.

WESTCHESTER EMS (Emergency Medical Service) ALS (Advanced Life Support) FLY CAR PROGRAM – Approve and Authorize Supervisor to Sign

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

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

RESOLUTION

RESOLVED, that the Town Board approves and authorizes the Supervisor to vote in favor of the town’s allocation for the Westchester EMS (Emergency Medical Service) ALS (Advanced Life Support) Fly Car Program.

RETIREE DRUG SUBSIDY (RDS) PROGRAM – Appoint Receiver of Taxes as Authorized Representative

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

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

RESOLUTION

RESOLVED, that the Town Board appoints the Receiver of Taxes, Deirdre Casper, as the authorized representative to administer the Retiree Drug Subsidy (RDS) Program.

KATONAH-LEWISBORO SCHOOL DISTRICT – Authorize Supervisor to Sign 2013-2014 Use of Facilities Agreement

The Board reviewed a proposed facilities use agreement with the Katonah-Lewisboro School District.

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

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

RESOLUTION

RESOLVED, that the Town Board does hereby approve and authorize the Supervisor to sign the 2013-2014 Use of Facilities Agreement with the Katonah-Lewisboro School District with the agreement term commencing September 1, 2013 and terminating August 31, 2014, as approved by the Recreation Superintendent and reviewed by the town attorney.

BUDGET – Discussion of the Lewisboro Cablevision (LCTV) 2014 Budget

Henri Wolfe, the Lewisboro Cablevision (LCTV) coordinator, and Dean Travalino, Chairman of the town’s Cable TV Committee, requested additional funding of \$5,500 for part-time staff to cover the video taping of town sporting events. This would bring his budget up to \$30,500. This would include two to three camera people and an announcer. Mr. Pappalardo asked if this could be tied into the communications department at the high school. Mr. Wolfe has tried this in the past, but they tend to be unreliable. Mr. Parsons suggested approaching the two big sporting stores in Danbury for sponsorship. Mr. Travalino feels that since LCTV is non profit, they could not ask these companies for donations. Mr. DeLucia discussed merchants paying a fee for coverage on LCTV. Mr. Welsh suggested the possibility of sports teams who pay for banners (Lewisboro Baseball Association, lacrosse, soccer, etc.) could pay extra for television coverage.

Mr. Welsh also suggested selling DVD's to major sporting events. Mr. Wolfe suggested that the school is doing this. Mr. DeLucia suggested having the local sports teams support the Chamber of Commerce and in the future, the Chamber could say that they support LCTV. Mr. Welsh feels everyone is favorably inclined, but they would like to have it digest a bit and look at it in the entirety of the budget. Mr. Travalino also mentioned that Mr. Wolfe is using significantly less than what other towns are using. In fact, he won an award in the budget category for budgets less than \$300,000.

EXECUTIVE SESSION – To Discuss a Specific Contract for Negotiation

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

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

CABLEVISION – Authorize Supervisor to Sign

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

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

RESOLUTION

RESOLVED, that the Town Board does hereby authorize the Supervisor to sign the contract with Best, Best and Krieger, attorneys at law, for a sum not to exceed three thousand dollars as it pertains to the proposed Cablevision agreement.

CLAIMS – Authorized for Payment

On motion by Mr. DeLucia, seconded by Mr. Pappalardo, the Board voted 4-0 to authorize payment of the Town's bills in the amount of \$253,515.42.

BUDGET – Discussion of the Proposed Assessor's 2014 Budget

Lise Robertson, Assessor, presented her budget to the Board. Salaries will be going up by 2.67%. Ms. Robertson found savings to pay all but \$1,000 of the increased salaries and benefits for 2014. Ms. Robertson's budget went from \$140,660 in 2013 to \$141,660 in 2014. Also, the town anticipates spending approximately \$25,000 more in settling real estate claims and judgments in 2014 than it did last year.

Tax maps are down from last year. Sam Wear from Westchester County is helping the Assessor with a company out in Long Island where they can do the maps a la carte for very little maintenance cost. Mileage for the assessor will increase a small amount as well since she is

already over her mileage budget for this year. Ms. Robertson also mentioned that today marks her twenty-eighth year with the town.

BUDGET – Discussion of the Proposed Building Department’s 2014 Budget

Mr. Barrett, Building Inspector, presented his budget to the Board. Salaries will be going up by 2.67%. As a result of the 2013 reorganization of the building, planning and zoning departments, along with the town’s Architectural and Community Appearance Review Council (ACARC), the town will see a decrease of \$20,000 in salary and benefits among the four departments.

Mr. Barrett explained that although these personnel changes result in the overall savings cited above, they have caused the building department budget to show a significant increase from 2013 to 2014.

Mr. Barrett is asking for an increase in fees, which he has been asking for during the past three years. He would like to see the Zoning Variance fee go up from \$175 to \$250. Special permits would increase but there is only 5 or 6 a year.

Mr. Barrett also expressed that sooner versus later, their department will need a new vehicle. The Blazer is falling apart. The police station may have a Crown Victoria available after they get their two new vehicles.

Mr. Barrett also wanted to thank the Board for making the switch with Ms. Hodges from the Planning Department to the Building Department. It is working out very well.

HIGHWAY – Discussion of Highway Paving Plans for 2014

Mr. Parsons presented three possible options for dealing with the condition of the town roads. He said that there appeared to be some consensus that at a minimum the town should increase its paving budget to the \$480,000 annual outlay recommended in the study completed by Meghan Collins of the Cornell Local Roads Program this past summer. However, the main question to be answered is how to pay for keeping the town’s roads in good condition. Mr. Parsons asked how do we cover the difference between the annual New York state roads grant, which is approximately \$360,000 and the \$480,000 the town needs. We could raise taxes, borrow, or some combination of the two.

Option one would be to raise the taxes by 7%, which represents approximately \$86.00 per household per year. Option two calls for borrowing \$360,000 each year, which would increase the town’s annual debt over time. The third option involves raising taxes by 2% or \$100,000 in 2014, 2015, 2016 and an additional 1%, or \$65,000 in 2017. He balance would be funded by borrowing the balance needed, a total of \$481,000, over the years 2014, 2015 and 2016.

Town Highway Superintendent, Peter Ripperger said the amount of money the board was talking about annually would allow for the paving and/or repairing of about five miles of road a year.

Mr. DeLucia expressed that bonding costs are very low right now. We are in a difficult financial position and have to look at the cost of this down the road. Mr. DeLucia's preference would be for bonding for years one and two. This money would be "fenced" for roads only.

Mr. Welsh feels that financing costs more. He remains in favor of the annual budgeting for this which he feels would cost the taxpayers less. He would like to see if there is an argument to be made to do more work up front and then he might think about bonding. Mr. Ripperger will call Cornell and inquire about this and report back.

The Board agreed that the town should take the Cornell study's recommendation to use the town's annual road funding to keep the roads that are now in decent condition in repair and not only address the worst roads.

Mr. Pappalardo said that the Cornell intern, Ms. Collins, advocated strongly to do work on roads that are not that badly deteriorated and we should take that advice.

KATONAH-LEWISBORO SCHOOL DISTRICT – Discussion of Salt and Fuel Agreement

The schools brought this to the attention of the supervisor. Transactions for salt and fuel take place now with no issues however, there is no agreement in writing. The KL school district at this point charges the town ten cents per gallon surcharge on fuel and the town does not charge a surcharge on the salt. Mr. Parsons is suggesting that the town charge the school a two dollar per ton, or three percent, service fee on salt. As a percentage, the surcharges match. Mr. Parsons stated that while this agreement may not be ideal from the town's point of view, it does three things. This agreement puts on paper what is already happening, it includes a service fee for salt, and it handles indemnification issues.

The Board agreed to send the contract, with the changes, back to attorneys for the KL school district to get their input.

LEON LEVY PARKING LOT – Ground Breaking

Mr. Parsons and Mr. DeLucia stated that the groundbreaking for the Leon Levy parking lot took place on Saturday, October 5, 2013. Many people were in attendance.

JOHN LEWIS DAY – St. Paul's Chapel

Mr. Parsons stated that the First John Lewis Day was held on Saturday, October 5, 2013, at the St. Paul's Chapel, in Vista, NY. He said that a large crowd gathered to hear the Town Historian, Maureen Koehl. She gave a presentation regarding the history of John Lewis. Mr. Parsons thanked Ms. Koehl along with the Town's summer intern, Sebastian Bates, for creating this wonderful event.

LEWISBORO LIONS CLUB – Annual Golf Outing

Mr. Pappalardo shared that the Lewisboro Lions Club was having their annual golf tournament at Waccabuc Country Club on Thursday, October 10, 2013. The lunch begins at 11:30 a.m. and the

shotgun starts at 12:30 p.m. He invited anyone who was interested in golfing or donating to contact him.

OPEN SPACE PRESERVES ADVISORY COMMITTEE (OSPAC) MEETING – Mountain Biking

Mr. Welsh stated that OSPAC brought in the Smallidge father and son duo who are into mountain biking. They had a good discussion regarding the Brownell Preserve area to look at the terrain and to see if the area was appropriate for mountain biking. The consensus was that there is a good rapport with hikers and bikers. The bikers tend to be very good stewards of the trails and they help to maintain them.

MEETINGS – Dates Set

There will be a Town Board meeting on Monday, October 21, 2013 at 7:30 p.m. at the Lewisboro Library, 15 Main Street, South Salem, NY.

EXECUTIVE SESSION – To Discuss Personnel Issues

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

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

ADJOURNMENT

On motion by Mr. Parsons, seconded by Mr. Welsh, the Board voted 4-0 to adjourn at 9:45 p.m.

Janet L. Donohue  
Town Clerk