

A meeting of the Town Board of the Town of Lewisboro, Westchester County, New York, was held on May 5, 2014, at 7:30 p.m. at the Town House, 11 Main Street, South Salem, New York.

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

Also attending was the Attorney for the Town Jennifer Herodes, Facilities Maintenance Manager Joel Smith, Housing Chair Linda Rae and Confidential Secretary to Supervisor/Benefits Coordinator Mary Hafter.

Mr. Parsons called the meeting to order at 7:37 p.m.

PLEDGE OF ALLEGIANCE

Supervisor Parsons led the Pledge of Allegiance to the flag.

PUBLIC COMMENT PERIOD

There were no public comments.

CONSENT AGENDA

MINUTES - Approved

On motion by Mr. Parsons, seconded by Mr. Kelly, the Board voted to approve meeting minutes and to receive departmental reports.

On above motion and second, the Board voted 4-0 to approve the Town Board meeting minutes of April 21, 2014.

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

REPORTS – Monthly Reports

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

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

HIGHWAY – Consolidated Local Street and Highway Improvement Program (CHIPS) Funding for 2014

Mr. Parsons announced that the Consolidated Local Street and Highway Improvement Program (CHIPS) funding for the year 2014 will be an amount totaling \$167,225, which is \$16,000 over last year’s amount.

LEWISBORO VOLUNTEER AMBULANCE CORPORATION (LVAC)– Anonymous Donor

Mr. Parsons announced that he attended the Lewisboro Volunteer Ambulance Corporation (LVAC) annual dinner where he learned that an anonymous donor donated a total of seven Lucas chest compression systems, three of which will be dedicated to LVAC and the other four that will be used by the “Fly Cars”. Mr. Parsons also thanked Bob Stoddard for all of his hard work and dedication with regard to negotiating these compression systems.

HOUSING – Progress Report from Housing Committee

The Lewisboro Housing Committee Chair Linda Rae, informed the Board that the committee wanted to propose the following (see attached) amendments to portions of the Zoning Code, specifically Section 220. The purpose of the amendments is to facilitate the provision of affordable housing in our town in a manner compatible with rural character of Lewisboro. Members of the Committee presented these proposals to the Town Board after serious and thorough consideration of all the issues involved.

Mr. Pappalardo praised the committee for its hard work but stressed that we are going to have to keep our fingers on the pulse of this and that we are a moving target. He stressed that the Housing Committee has done a very good job of integrating affordable housing into Lewisboro. But he feels we are going to have to look beyond our town and look at this from a national perspective as things move forward.

Mr. Welsh agreed that this looks like a good and appropriate approach.

The Board agreed that this report should be forwarded to the Planning Board, Zoning Board of Appeals and ACARC (Architecture and Community Appearance Review Council) for their input and comments.

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

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

RESOLUTION

RESOLVED, that the Town Board resolves to forward the Lewisboro Housing Committee’s report/proposal to the Planning Board, Zoning Board of Appeals and ACARC (Architecture and Community Appearance Review Council) for their input and comments.

TOWN CODE - Amendment to Chapter 220, Sections 220-26(F)(1), 220-26(F)(7)(c), 220-26(7)(d) and 220-(F)(8)(c) entitled “Middle-income dwelling units,” of the Code of the Town of Lewisboro, to amend the maximum number of middle-income dwelling units an owner may own at one time, to require that prior to transfer of ownership, the Housing Committee shall review the form of the deed to ensure that the appropriate deed restriction is contained in the deed, and to only require the reexamination of rental family’s income. (Discussion went from 8:04 – 8:23 pm)

The Board continued their discussion on the amendments to the middle-income dwelling units town code update. They concluded that they need to figure out what it is that they want. The Board also agreed that they should speak with an accountant as well.

There will be further discussion on this at the next Town Board meeting when the full board is present.

PUBLIC HEARING ANNOUNCED – Paving on Hill of Boway Road

Mr. Parsons suggested that the Town Board have a public hearing with regard to paving the hill on Boway Road that leads to the intersection of Spring Street. He suggested that paving would be done on approximately 0.15 miles up hill (the exact length to be determined by our engineer). The cost of this would be approximately \$60,000. Mr. Parsons feels that by paving this portion of the road, it will help prevent runoff into nearby Lake Truesdale. Mr. Parsons also stated that we are spending a lot of money to maintain a very small portion of the road, with weather events increasing costs every year. There are approximately ten houses on this part of the road.

Mr. Kelly suggested that we send the public notice to the homes that are on this stretch of road; the target audience. The Town Clerk and the Supervisor will work together to get this done.

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

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

RESOLUTION

RESOLVED, that the Town Board of the Town of Lewisboro, will hold a public hearing on May 19, 2014, at 8 p.m. at the Lewisboro Town House, 11 Main Street, South Salem, New York, for the purpose of hearing the public with regard to paving Boway Road, from Spring Street, approximately 0.15 miles up hill.

NUTRITION PROGRAM – Authorize Supervisor to Sign Contract

Mr. Parsons explained that a resolution is needed to have the Supervisor sign the 2013 Memorandum of Agreement for the Senior Citizen Nutrition Program and pay the program fee. He said the Town gets an estimated contract and then once the actual usage is known, a final bill is sent. This has been budgeted for. Mr. Parsons and the Board also thanked all of the wonderful volunteers that help to deliver the meals to our Senior Citizens.

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

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

RESOLVED

RESOLVED, that the Supervisor be and hereby is authorized to sign the 2013 agreement for the Senior Citizen Nutrition Program along with the Towns of North Salem, Somers and Lewisboro for \$17,399 and be it further

RESOLVED, that the Supervisor be and hereby is authorized to execute the 2014 good faith agreement.

INTERNATIONAL FIREWORKS – Authorize Supervisor to Sign

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

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

RESOLVED

RESOLVED, that the Supervisor be and hereby is authorized to sign the contract with International Fireworks for the June 28, 2014 fireworks display.

WORKPLACE VIOLENCE PREVENTION PROGRAM – Approval

Confidential Secretary to Supervisor/Benefits Coordinator Mary Hafter, discussed the progress with the Workplace Violence Prevention Program. The training needs to be completed by May 15, 2014. Items that have been identified and need addressing still are panic buttons, lighting, and identification cards. The Board thanked both Mary Hafter and Nicole Stone, Parks and Recreation Assistant, for all of their hard work on getting this program put together and finalized.

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

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

RESOLVED

RESOLVED, that the Town Board does hereby approve the Workplace Violence Prevention Program for the Town of Lewisboro.

CABARET LICENSE – Renewal Issued for Le Chateau

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

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

RESOLUTION

RESOLVED, that the Town Board does hereby authorize renewal of a cabaret license for Le Chateau restaurant as submitted.

NYS DEPARTMENT OF TRANSPORTATION – Consortium Letter from Municipalities

The Board members discussed and agreed with a letter outlined by the I-684 and I-84 Municipal Consortium to ask the New York State Department of Transportation to make some major improvements on the two roadways that affect several northern Westchester and Putnam County towns.

The consortium was formed in March with the goal of working to improve the interstate roadways, traffic flow and the impacts they have on the towns involved. The consortium is supported by several elected and appointed officials from the county, state and federal governments.

Mr. Kelly stated that he would suggest asking for an enhanced shoulder on Route 138 since it is literally disintegrating. Mr. Parsons said that he would also request the same on Route 123. The Board agreed.

SOLAR PERMIT FEES – Waive Fees

The Board continued their discussion regarding the solar permit fees. They did decide to waive the solar permit fees for the next twenty-four months with the intention of encouraging residents to invest in solar power.

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

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

RESOLUTION

RESOLVED, that the Town Board does hereby resolve to waive the solar permit fees for the next twenty-four months with the intention of encouraging residents to invest in solar power.

CLAIMS – Authorized for Payment

On motion by Mr. Kelly, seconded by Mr. Pappalardo, the Board voted 4-0 to authorize payment of the Town’s bills in the amount of \$182,366.23.

MEETINGS – Dates Set

There will be a Town Board meeting on Monday, May 19, 2014 at 7:30 p.m. at the Town House, 11 Main Street, South Salem, NY.

TOWN BOARD REPORTS

MAHOPAC BRANCH RAIL TRAIL PROJECT – Authorize Supervisor to Send Letter

Mr. Welsh suggested that our Town Board create a letter to the Somers’s Town Supervisor Morrissey saying the following: Our board became aware of the potential and history of this initiative perhaps a year ago. On its face, it presents unique opportunities to enhance recreation and commuting options for area residents. Though only a small part of the trail lies in Lewisboro, the ability to connect to Somers and beyond to the North County Trail and the restoration of the historic “Bridge 158” would be very welcome improvements to Goldens Bridge. We understand that advocates for both of our towns are trying to see if they can pull together the information needed to prepare a grant application for this current round of state funding. While a decision on participation in such application is of course contingent on the details of any resulting grant proposal, and significant challenges remain to be overcome, the board is supportive of this effort and looks forward to working with Somers to try and realize this most unique project

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

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

RESOLUTION

RESOLVED, that the Town Board authorizes the Supervisor to send a letter to the Town of Somers Supervisor expressing the Town of Lewisboro’s support of the work to organize a grant application for the creation of a rail trail on the old Mahopac branch line rail bed leading out of Goldens Bridge.

HOUSING COMMITTEE – Commendation

The Board thanked the Linda Rae and the entire Housing Committee for all of its hard work and reminded everyone that these are volunteers.

COMPOSTING TOILETS – Progress

Mr. Parsons informed the Board that he is on the Planning and ACARC meeting agendas to discuss the composting toilets.

GUARD RAILS - Highway

Mr. Kelly would like to discuss guard rails with our Highway Superintendent. Mr. Parsons will have Peter Ripperger get in touch with Mr. Kelly.

EXECUTIVE SESSION – To Discuss Personnel and Contractual Issues

On motion by Mr. Parsons, seconded by Mr. Kelly, the Board voted 4-0 to go into executive session at 8:55 p.m. to discuss personnel and contractual issues.

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

ADJOURNMENT

On motion by Mr. Parsons, seconded by Mr. DeLucia, the Board voted 4-0 to adjourn at 9:10 p.m.

Janet L. Donohue  
Town Clerk