

MINUTES OF TOWN BOARD MEETING HELD ON JUNE 16, 2014

A meeting of the Town Board of the Town of Lewisboro, Westchester County, New York, was held on June 16, 2014, at 7:30 p.m. at the Town House, 11 Main Street, South Salem, New York.

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

Also attending was the Attorney for the Town Anthony Mole', Comptroller Leo Masterson, Facilities Maintenance Manager Joel Smith, Parks and Recreation Superintendent Dana Mayclim and Confidential Secretary/Benefits Coordinator Mary Hafter.

Mr. Parsons called the meeting to order at 7:33 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. DeLucia, 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 June 2, 2014.

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

REPORTS – Monthly Reports

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

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

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FINANCE – 2014 Year-To-Date Financial Update

Comptroller, Leo Masterson, provided the Board with a financial update (see attached). The Board thanked Mr. Masterson.

SLUDGE BIDS – Award Bid

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

THE VOTE:	Yes	- DeLucia, Kelly, Parsons, Welsh	(4)
	No	- None	(0)
	Absent	- Pappalardo	(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 and authorizes the Supervisor to sign said contract.

TOWN OFFICIALS – Court Clerk Salary

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

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

RESOLVED, that the salary for Court Clerk Samantha Incledon be and hereby is set at \$40,800 per year, effective June 23, 2014.

HIGHWAYS – Letter Re Paving of Boway Road

Below is a letter from a resident of Boway Road:

Dear Mr. Parsons, I am sorry to be entering the discussion on whether to pave a portion of Boway Road so late in the process, but I just found out from a back issue of the Lewisboro Ledger that the issue was before the town yet again, and that there had been a hearing as well as an opportunity for written comment on the issue. Please be assured that had I been here, I would have attended the hearing and expressed my concerns then. So I appreciate your willingness to hear me out, particularly at this late date.

I care deeply about this issue both as a long time resident of South Salem and as someone who has devoted most of her professional life to environmental matters, primarily as an environmental lawyer for a non-profit organization (11 years) and now as a professor of environmental law at Georgetown Law School (23 years). Much of my work has focused on the

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Clean Water Act, portions of which, in particular the provisions dealing with runoff, I co-authored with a colleague.

I have lived on Boway Road for over 60 years and have seen asphalt slowly replace dirt in the hopes of controlling sediment runoff and making life more comfortable for drivers -- the point made by the derogatory cartoon in last Thursday's Ledger. I want to align my remarks with my neighbors at Sassafra Farm who spoke about the folly of thinking asphalt will lessen sediment runoff -- in fact, by replacing dirt with an impervious surface, runoff will not only continue, but also will increase in velocity because the pavement will replace a pervious surface that captures and slows the transport of water and water-borne pollutants. Paving that portion of Boway will increase, not decrease, the flow of nutrients, pesticides, and herbicides into Lake Truesdale as Boway's carrying capacity of those pollutants during rainfall events of any size will have increased, not decreased. Automotive fluids that are spilled on the pavement will also flow more easily into the Lake, and the asphalt surface of the road will contribute harmful volatilizing organic compounds to the atmosphere, posing a health hazard to nearby residents and road maintenance crews. As the flow rate of water will not be slowed during major rain events, one can also expect more scouring along the road's edge and more sediment and other pollutants flowing into the Lake.

As for making life more comfortable for drivers, most of whom seem to be commuters from Connecticut, judging by the license plate, I think that is an unfortunate goal, and a goal if acceded to will lead the paving the entire road. The unpaved portions of Boway slows cars down, which is a good thing for the many walkers, runners, bikers, and children who live in the area as well as for domestic and wild animals that use the road as a corridor. Greater speed is in no one's interest other than the drivers -- indeed paving Boway may increase traffic as more drivers learn that the dirt road is being slowly replaced by pavement. That would dramatically change the rural character of the area and make it a less attractive one in which to live.

Moreover, paving Boway will not end the town's maintenance burden as paved roads develop potholes and their own anomalies that require attention. I can attest to that as I probably live in the pothole capital of the country, Washington, DC -- where potholes are so bad that people throw mattresses and sofas in them to prevent damage to cars from driving over them.

I hope that the town will reject this ill-conceived idea and look at other ways to prevent sediment and sediment borne pollutants from entering the Lake. For example, the town might reexamine the advisability of the storm drains at the intersection of Boway and Spring Street and at the intersection of Spring Street and Lake Shore Drive, which right now function as direct conduits of sediment-laden stormwater into the Lake. They might be replaced by catch basins like the ones the town constructed on my property on both sides of Boway near its intersection with Pettit Road. Better grading to direct the runoff to the undeveloped sides of the road and barriers to protect homeowners who are suffering from runoff might also be examined.

I appreciate your providing a forum for me to express my concerns. I hope you find these ideas helpful.

All the best, Hope Babcock

MINUTES OF TOWN BOARD MEETING HELD ON JUNE 16, 2014KATONAH-LEWISBORO SCHOOL DISTRICT – Authorize Supervisor to Sign Agreements

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

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

RESOLUTION

RESOLVED, that the Town Board does hereby authorize the Supervisor to sign the extension for the municipal cooperation agreement between the Katonah-Lewisboro School District and the Town of Lewisboro for fuel and salt and be it further

RESOLVED, that the Town Board does hereby authorize the Supervisor to sign the extension for the municipal cooperation agreement with the Katonah-Lewisboro School District for the use of the facilities with the elimination of the Goldens Bridge Community House and the elimination of the Lewisboro Elementary School.

PUBLIC HEARING - Date Set for Town Leash Law

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

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

RESOLUTION

RESOLVED, that the Town Board of the Town of Lewisboro, will hold a public hearing on June 30, 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 the amendment of the Town Code, SECTION 3 – DOGS AND OTHER ANIMALS, §105-6, Prohibited Acts, A. It shall be unlawful for any owner of any dog in the Town of Lewisboro to permit or allow such dog to:

- (1) Run at large unless the dog is restrained by an adequate leash.
- (2) Be off leash on any Town-owned or Town-controlled land, unless such dog is accompanied by its owner, and at the time it is off leash it is participating in an authorized dog training program pursuant to a valid permit issued by the Town for such program.

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FEE SCHEDULE - Increase and Amend Late Fees for Dog Licenses

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

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

RESOLUTION

RESOLVED, that the fee schedule is amended to increase the administrative late fee for dog licensing to be \$10 for the first 30 days and \$25 for every 30 days after compounding.

DOG CONTROL ORDINANCE – Permits for Lessons on Town Property

Martha Goodman, a longtime resident who has been giving dog training lessons at Onatru Park for the past twenty years, was approached by the police a few weeks ago on a Sunday while giving lessons. She was told she was not allowed to give lessons on Town Property and that she would have to discuss the situation with the Town. Ms. Goodman spoke with Ms. Mayclim who suggested that she discuss the situation with the Town Board at an upcoming Town Board meeting, so that is why Ms. Goodman and her husband approached the Board this evening.

At the previous meeting, the Town Board discussed creating a permit for dog lessons and training. They agreed that if a permit was created and issued, certain guidelines by the trainer would need to be met such as proper insurance, proof of vaccinations for all dogs that are being trained, dogs must be licensed, a list of registrants would be kept by the trainer, a maximum number of dogs would be allowed per class, field activities cannot be going on at the same time of training, specific days and times of the classes would need to be clarified, and they would need to pick up any fecal matter from the dogs. The permit can be annulled at any time if any of these items are not being met.

The Board asked Ms. Goodman if she obtained the proper liability insurance and she responded yes. The Board asked when and where she typically does her training and it is in the garden area on Sunday mornings between the hours of 9 a.m. and 11:30 a.m.

The Board requested the Attorney to draft an amendment to Chapter 167 of the Town Code to provide for a term permit for use of Town park facilities (later in the week, counsel reported back that upon review of Chapter 167, there is no need for such change. There is already a provision for events that are to occur on a regularly scheduled basis. See Section 167-4(E)(1). Also, there is nothing in the current Chapter 167 that prohibits the Town from granting a term permit. Therefore, counsel suggested leaving the specific term of a permit to the permit itself and the discretion of the Parks and Recreation Department rather than to make amendments to the Code). The Board would also like written into the permit that if the need arises, upon request, the Town of Lewisboro would require a list of registrants.

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The Board then discussed a reasonable fee for a permit. They asked Ms. Goodman what she felt would be a reasonable fee for a permit. Ms. Goodman felt that \$500 was too high. Mr. Kelly asked Ms. Goodman to think about a number, get back to the Supervisor and Mr. DeLucia via email after she looks at her business figures. She will do that, however, in the meantime, Ms. Goodman asked if the Board would still allow her to conduct her lessons while this was worked out. The Board agreed to make a resolution.

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

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

RESOLUTION

RESOLVED, that the Town Board does allow the dog lessons to persist at Onatru Farm until a permit fee structure and permits are created.

FINANCE – Authorize Borrowing of Funds for Water System

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

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

RESOLUTION

WHEREAS, all conditions precedent to the financing of the capital purpose hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act to the extent required, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital purpose; NOW,

THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Lewisboro, Westchester County, New York, as follows:

Section 1. For the purpose of paying the cost of water system improvements, in and for the Town of Lewisboro, Westchester County, New York, including incidental expenses in

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connection therewith, a class of objects or purposes, there are hereby authorized to be issued up to \$10,000 bonds of said Town pursuant to the provisions of the Local Finance Law

Section 2. It is hereby determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$10,000, and the plan for the financing thereof shall be by the issuance of the \$10,000 bonds authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby further determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years pursuant to subdivision one of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Lewisboro, Westchester County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent such appropriation is not made from other sources, there shall annually be levied on all the taxable real property of said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

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Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Lewisboro, Westchester County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as the Supervisor shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, the Supervisor shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or

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exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

(1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

(2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. Upon this resolution taking effect, the same shall be published in summary in *The Lewisboro Ledger*, the official newspaper of the Town, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

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Section 12. This resolution is adopted subject to permissive referendum in accordance with Section 35.00 of the Local Finance Law.

FINANCE – Authorize Borrowing of Funds for Improvement of Basketball Courts

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

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

RESOLUTION

WHEREAS, all conditions precedent to the financing of the capital purpose hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act to the extent required, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital purpose; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Lewisboro, Westchester County, New York, as follows:

Section 1. For the purpose of paying the cost of the improvement of Town-owned basketball courts, in and for the Town of Lewisboro, Westchester County, New York, including incidental expenses in connection therewith, a class of objects or purposes, there are hereby authorized to be issued up to \$75,000 bonds of said Town pursuant to the provisions of the Local Finance Law

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Section 2. It is hereby determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$75,000, and the plan for the financing thereof shall be by the issuance of the \$75,000 bonds authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby further determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years pursuant to subdivision nineteen of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Lewisboro, Westchester County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent such appropriation is not made from other sources, there shall annually be levied on all the taxable real property of said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Lewisboro, Westchester County, New York, by the manual or facsimile signature of

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the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as the Supervisor shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, the Supervisor shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall

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contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. Upon this resolution taking effect, the same shall be published in summary in *The Lewisboro Ledger*, the official newspaper of the Town, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 12. This resolution is adopted subject to permissive referendum in accordance with Section 35.00 of the Local Finance Law.

FINANCE – Authorize Borrowing of Funds for Road Reconstruction

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

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

RESOLUTION

WHEREAS, all conditions precedent to the financing of the capital purpose hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act to the extent required, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital purpose; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Lewisboro, Westchester County, New York, as follows:

Section 1. For the purpose of paying the cost of road reconstruction, in and for the Town of Lewisboro, Westchester County, New York, including incidental expenses in connection therewith, a class of objects or purposes, there are hereby authorized to be issued up to \$315,000 bonds of said Town pursuant to the provisions of the Local Finance Law

Section 2. It is hereby determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$315,000, and the plan for the financing thereof shall be by the issuance of the \$315,000 bonds authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby further determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years pursuant to subdivision twenty of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Lewisboro, Westchester County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent such appropriation is not made from other sources, there shall annually be levied on all the taxable real property of said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Lewisboro, Westchester County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as the Supervisor shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, the Supervisor shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall

be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

(1) Such obligations are authorized for an object or purpose for which said

Town is not authorized to expend money, or

(2) The provisions of law which should be complied with at the date of

publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(3) Such obligations are authorized in violation of the provisions of the

Constitution.

Section 11. Upon this resolution taking effect, the same shall be published in summary in *The Lewisboro Ledger*, the official newspaper of the Town, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 12. This resolution is adopted subject to permissive referendum in accordance with Section 35.00 of the Local Finance Law.

#### ONATRU – Art Show

There will be an art show at Onatru Farmhouse, called “Souls On Fire”, beginning June 27 and running through July 18, 2014. Individuals exhibiting in the show are responsible for insuring their own art. Supervisor Parsons was wondering if we needed additional insurance. Counsel suggested that the group that is organizing the show should take out additional insurance, not the Town.

#### FINANCE - Cost/Revenue of Bubbling Pool

Mr. DeLucia suggested that the Comptroller, Mr. Masterson and the Parks and Recreation Superintendent, Dana Mayclim, get together in the near future to discuss the expense and revenue lines with regards to the possibility of bubbling the Town pool.

#### ONATRU – Replacement of Art Show Banner and Cards

The Art Group from Onatru had a banner and cards from last year that they stored at Onatru Farmhouse, however, during the move of the Parks and Recreation Department, this sign and cards disappeared. They asked that the Town reimburse them for the replacement cost of the banner and cards which is approximately \$300.

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

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

RESOLUTION

RESOLVED, that the Town Board authorizes the reimbursement in the amount not to exceed \$300.00 to “ArtsOnatru” for the replacement of their banner and cards.

PARKS AND RECREATION – Maintenance Costs for John Jay High School Paddle Courts

Parks and Recreation Superintendent, Dana Mayclim, reported that the paddle courts that are on the high school property are maintained jointly, 50/50, by the school and the town.

The Board discussed using the permitting process with the paddle courts, similar to the way that they do with the tennis courts. Ms. Mayclim will put together a fee schedule.

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

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

RESOLUTION

RESOLVED, that the Town Board authorizes fifty percent of the funding for the repair work of the three John Jay High School Paddle courts (which was written into a deed), as provided by Reilly Green Mountain Platform Tennis, in the total amount of \$7,810.20.

PARKS AND RECREATION – Rugby Clinic

Councilman Kelly announced that a rugby clinic will be held at Fox Valley upper field on July 19 and 26, from 9:30 a.m. until noon. He invited all interested parties to attend.

CLAIMS – Authorized for Payment

On motion by Mr. Parsons, seconded by Mr. DeLucia, the Board voted 4-0 to authorize payment of the Town’s bills in the amount of \$337,836.15.

POLLING OF THE BOARD

FIREWORKS AND CHARITY SOFTBALL GAME

Councilman DeLucia reminded everyone that the 16<sup>th</sup> annual Fireworks would be taking place this Saturday, June 28<sup>th</sup>, at Onatru Farm. He invited all to attend. Donations are still being accepted. Mr. Kelly also mentioned the 3<sup>rd</sup> annual charity softball tournament that takes place at 11 am at Onatru that same Saturday, June 28. The cost to play is \$20 per inning with all proceeds going towards the Lewisboro Lions Club.

AFFORDABLE HOUSING – Letter to Monitor

Supervisor Parsons went to an affordable housing meeting in White Plains last week. Mr. Parsons wanted the Board to be aware of a few comments that he made at this meeting. His first comment was that he would appreciate a reply to his letter from the Federal Housing Monitor and secondly that he felt that the Monitor needed to make a significant effort to understand each town and that a “cookie cutter” approach was not appropriate.

CONFERENCE – Shared Services

Mr. Parsons will be attending a one day conference in Pawling, NY regarding sharing between towns and schools.

ART SHOW – Onatru Farmhouse

The Supervisor announced that there will be an Art Show at Onatru Farmhouse titled “Souls on Fire” starting on Friday, June 27 with a reception starting at 7 p.m. It will continue on Saturday, June 28 until the fireworks start and then will be open on Sundays during the month of July.

BIKE/PEDESTRIAN PATHS

Councilman Welsh announced that he will be going in front of the Planning Board again tomorrow to further discuss the draft Bike and Pedestrian Master Plan Addendum.

MEETINGS – Dates Set

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

EXECUTIVE SESSION – To Discuss Personnel and Contractual Matters

On motion by Mr. Parsons, seconded by Mr. DeLucia, the Board voted 4-0 to go into executive session at 9:25 p.m. to discuss personnel and contractual matters.

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. Kelly, the Board voted 4-0 to adjourn at 10:00 p.m.

Janet L. Donohue  
Town Clerk