

**NORTH SALEM TOWN BOARD
REGULAR MEETING/WORKSESSION
TOWN HALL ANNEX
MAY 10, 2011**

PRESENT: Supervisor: Warren Lucas
Councilman: Peter Kamenstein
Councilwoman: Mary-Elizabeth Reeve
Councilwoman: Amy Rosmarin
Town Clerk: Veronica Howley
Attorney for Town: Roland Baroni

ABSENT: Councilman: Stephen Bobolia

OTHERS PRESENT: Planning Board Chair Cynthia Curtis
CPU Chair John White
Superintendent of Schools Dr. Kenneth Freeston
School Board President Katherine Daniels
Andrew J. Arias, CPA – Cooper, Niemann & Co.
Dan Ginnel & Frank Pasquale – 31 Fields Lane

The regular meeting was called to order by Supervisor Lucas at 6:30 P.M. at which time the following resolution was offered:

RESOLUTION #113-TO GO INTO EXECUTIVE SESSION

Motion made by Supervisor Lucas
Seconded by Councilwoman Reeve

RESOLVED, that the Town Board of the Town of North Salem go into Executive Session to interview two candidates for board vacancies.

Supervisor Lucas – Aye
Councilman Bobolia - Absent
Councilman Kamenstein – Aye
Councilwoman Reeve – Aye
Councilwoman Rosmarin - Aye
Resolution Adopted.

The Regular Meeting reconvened at 7:35 P.M.

APPROVAL OF MINUTES

The following Minutes as submitted by the Town Clerk were approved:

- March 30, 2011 Special Meeting
- April 12, 2011 Regular Meeting/Worksession
- April 20, 2011 Special Meeting
- April 26, 2011 Public Hearing
- April 26, 2011 Regular Meeting

REPORTS

The following reports were approved:

1. Building Inspector's Monthly Report – April 2011.
2. Highway Department Monthly Report – April 2011.
3. Planning Board Financial Report – April 2011.
4. Police Department Monthly Report – April 2011.
5. Receiver of Taxes Monthly Report – April 2011.
6. Recreation Department Monthly Report – April 2011.
7. Supervisor's Monthly Report – April 2011.
8. Town Clerk's Monthly Report – April 2011.

RESOLUTIONS

RESOLUTION #114-TO PAY TOWN BILLS

Motion made by Supervisor Lucas
Seconded by Councilwoman Reeve

RESOLVED, that Town Bills totaling \$905,334.39 as listed on Abstract #5, Claims 360 through 453 be audited, approved, and ordered paid.

Supervisor Lucas – Aye
Councilman Bobolia - Absent
Councilman Kamenstein – Aye
Councilwoman Reeve – Aye
Councilwoman Rosmarin - Aye
Resolution Adopted.

RESOLUTION #115-TO PAY HIGHWAY BILLS

Motion made by Supervisor Lucas
Seconded by Councilman Kamenstein

RESOLVED, that Highway Bills totaling \$31,149.42 as listed on Abstract #5, claims 185 through 215 be audited, approved, and ordered paid.

Supervisor Lucas – Aye
Councilman Bobolia - Absent
Councilman Kamenstein – Aye
Councilwoman Reeve – Aye
Councilwoman Rosmarin - Aye
Resolution Adopted.

RESOLUTION #116-TO AUTHORIZE SUPERVISOR TO SIGN AND FILE THE ANNUAL MS4 REPORT

Motion made by Supervisor Lucas
Seconded by Councilwoman Rosmarin

RESOLVED, that the Town Board of the Town of North Salem hereby authorizes the Supervisor to sign and file the 2011 Annual MS4 Report with the State, subject to addition of the Croton Kensico Watershed Intermunicipal Coalition (CKWIC) information from the coalition.

Supervisor Lucas – Aye
Councilman Bobolia - Absent
Councilman Kamenstein – Aye
Councilwoman Reeve – Aye
Councilwoman Rosmarin - Aye
Resolution Adopted.

RESOLUTION #117-TO AUTHORIZE RENEWAL OF TOWN INSURANCE POLICY

Motion made by Supervisor Lucas
Seconded by Councilman Kamenstein

RESOLVED, that the Town Board of the Town of North Salem hereby authorizes the renewal of the Town's insurance policy with SKCG Group, Inc., 123 Main Street, White Plains, N.Y. 10601 for 2011/2012.

Supervisor Lucas – Aye
Councilman Bobolia - Absent
Councilman Kamenstein – Aye
Councilwoman Reeve – Aye
Councilwoman Rosmarin - Aye
Resolution Adopted.

RESOLUTION #118-TO AWARD BID TO CON-TECH CONSTRUCTION TECHNOLOGY, INC. FOR WESTVIEW CROSS ROAD CONSERVATION PROJECT PLANTINGS

Motion made by Supervisor Lucas
Seconded by Councilwoman Reeve

RESOLVED, that the Town Board of the Town of North Salem hereby awards the bid for plantings for the Westview Cross Road Conservation Project in the amount of nine thousand thirty-five dollars and twenty-one cents (\$9,035.21) to Con-Tech Construction Technology Inc.

Supervisor Lucas – Aye
Councilman Bobolia - Absent
Councilman Kamenstein – Aye
Councilwoman Reeve – Aye
Councilwoman Rosmarin - Aye
Resolution Adopted.

RESOLUTION #119-TO AUTHORIZE PAYMENT CON-TECH CONSTRUCTION TECHNOLOGY INC. WESTVIEW CROSS ROAD CONSERVATION PROJECT

Motion made by Supervisor Lucas
Seconded by Councilwoman Rosmarin

RESOLVED, that the Town Board of the Town of North Salem hereby authorizes payment to Con-Tech Construction Technology Inc. in the amount of seventy-seven thousand three hundred twenty-six dollars and seventy-one cents (\$77,326.71) for work on the Water Quality Improvements - East of Hudson Watershed, Westview Cross Road Conservation Project (NS-MU-09 and NS-MU-08) as recommended by Town Engineer James Hahn in a letter dated May 4, 2011.

Supervisor Lucas – Aye
Councilman Bobolia - Absent
Councilman Kamenstein – Aye
Councilwoman Reeve – Aye
Councilwoman Rosmarin - Aye
Resolution Adopted.

RESOLUTION #120-TO SET AMOUNT OF REMOVAL BOND OF CELL TOWER SUN VALLEY DRIVE

Motion made by Supervisor Lucas
Seconded by Councilwoman Reeve

RESOLVED, that the Town Board hereby accepts the amount of \$68,500 as the total amount required for the Removal Bond for Crown Atlantic's tower on the CFFD property off Sun Valley Drive, as per referral from the Planning Board and recommendation of the Engineer for the Town. The Town holds a removal bond in the amount of \$20,000 and will accept a supplemental removal bond in the amount of \$48,500.

Supervisor Lucas – Aye
Councilman Bobolia - Absent
Councilman Kamenstein – Aye
Councilwoman Reeve – Aye
Councilwoman Rosmarin - Aye
Resolution Adopted.

The Board discussed the Comprehensive Plan Draft Generic Environmental Impact Statement (DGEIS) with CPU Chairman John White and Planning Board Chairwoman Cynthia Curtis. The following resolution was then offered:

RESOLUTION #121-TO ACCEPT THE DRAFT GENERIC ENVIRONMENTAL IMPACT STATEMENT (DGEIS) AND SET PUBLIC HEARING DATE ON COMPREHENSIVE PLAN AND DGEIS

Motion made by Supervisor Lucas
Seconded by Councilwoman Rosmarin

RESOLVED, that the Town Board of the Town of North Salem hereby accepts the Draft Generic Environmental Impact Statement (DGEIS), as amended, and sets the date for the joint Public Hearing on the Comprehensive Plan and DGEIS for Tuesday, June 14, 2011 at 7:30 PM in the Annex.

Supervisor Lucas – Aye
 Councilman Bobolia - Absent
 Councilman Kamenstein – Aye
 Councilwoman Reeve – Aye
 Councilwoman Rosmarin - Aye
 Resolution Adopted.

RESOLUTION #122-TO APPROVE PAY REQUEST #10 TO SOUTHEAST PLUMBING – PEACH LAKE SEWER DISTRICT

Motion made by Supervisor Lucas
 Seconded by Councilwoman Reeve

RESOLVED, that the Town Board of the Town of North Salem hereby approves Pay Request No. 10, from Southeast Plumbing in the amount of \$26,226.04 (marked as Claim #451 on Abstract #5 of the Town bills), which payment reflects a retainage reduction to 1%; all in accordance with a letter from Sarah Cwikla, P.E. dated May 2, 2011.

Supervisor Lucas – Aye
 Councilman Bobolia - Absent
 Councilman Kamenstein – Aye
 Councilwoman Reeve – Aye
 Councilwoman Rosmarin - Aye
 Resolution Adopted.

RESOLUTION #123-TO ACCEPT BIDS FOR AND AUTHORIZE SALE OF TOWN VEHICLES

Motion made by Supervisor Lucas
 Seconded by Councilman Kamenstein

RESOLVED, that the Town Board of the Town of North Salem hereby authorizes the Supervisor to accept the following bids received and opened on April 28, 2011 and further authorizes the Supervisor to proceed with the sale of said vehicles:

- | | | |
|----|---------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------|
| 1. | 1994 Chevrolet Dump Truck
VIN: 1GBHK34K8RE280054
Current Mileage: 91,563
Attachments: Plow Frame only and Rack Body | Bid Amount: \$1,200.00
High Bidder: Kect Construction |
| 2. | 1988 GMC Pick-up Truck
VIN: 1GTGK34K0JE531824
Current Mileage: 143,845 (Broken)
Attachments: Complete Plow System and 8' Bed | Bid Amount: \$900.00
High Bidder: Kect Construction |
| 3. | 2005 Ford Crown Victoria
VIN: 2FAHP71W85X126776
Current Mileage: 88,792 | Bid Amount: \$1,552.99
High Bidder: Liberty Motors |

Supervisor Lucas – Aye
 Councilman Bobolia - Absent
 Councilman Kamenstein – Aye
 Councilwoman Reeve – Aye
 Councilwoman Rosmarin - Aye
 Resolution Adopted.

RESOLUTION #124-TO REJECT BIDS FOR EXCAVATOR

Motion made by Supervisor Lucas
 Seconded by Councilman Kamenstein

RESOLVED, that the Town Board of the Town of North Salem hereby rejects all of the bids received and opened in the Town Clerk's Office on April 28, 2011 for the following vehicle:

1988 John Deere Excavator – Model No. 595
 ID: CK0595D000655
 Current Hours: 7,332
 Attachments: Post hole digger (need hydraulic motor),
 Wain Roy ditch bucket, 60" mower and rebuilt engine

Supervisor Lucas – Aye
 Councilman Bobolia - Absent
 Councilman Kamenstein – Aye
 Councilwoman Reeve – Aye
 Councilwoman Rosmarin - Aye
 Resolution Adopted.

RESOLUTION #125-TO REAPPOINT MEMBER TO THE ARCHITECTURAL REVIEW BOARD

Motion made by Supervisor Lucas
 Seconded by Councilwoman Rosmarin

RESOLVED, that the Town Board of the Town of North Salem hereby reappoints Donald Raskopf to the Architectural Review Board for a term to expire on April 14, 2014.

Supervisor Lucas – Aye
 Councilman Bobolia - Absent
 Councilman Kamenstein – Aye
 Councilwoman Reeve – Aye
 Councilwoman Rosmarin - Aye
 Resolution Adopted.

RESOLUTION #126-TO AUTHORIZE INDIVIDUAL TO PROVIDE ACCOUNTING AND ADMINISTRATIVE SERVICES FOR PEACH LAKE SEWER DISTRICT

Motion made by Supervisor Lucas
 Seconded by Councilwoman Reeve

WHEREAS, the Peach Lake Sewer District Project is in need of continuing accounting and administrative services; and

WHEREAS, pursuant to the Amended Intermunicipal Agreement with the Town of Southeast, the Town of North Salem is responsible for administering the sewer construction project; and

WHEREAS, Marion J. LaFranco, Confidential Secretary to the Supervisor, is familiar with the project details and has, in fact, been providing some of the administrative services necessitated by this sewer project.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of North Salem hereby authorizes Marion J. LaFranco to provide accounting and administrative services to the Peach Lake Sewer District as follows:

1. Review of all funding and other related contracts related to the Peach Lake Sewer District project.
2. Preparation of disbursement requests to the NYS Environmental Facilities Corporation ("EFC") on behalf of the Town of North Salem and the Town of Southeast, as often as weekly, if necessary, on behalf of the Town, for the Peach Lake Sewer District Project. Preparation of documents for the signature of the Supervisors of the Town of North Salem and the Town of Southeast. Such disbursement requests will require the photocopying of all bills and back-up documents associated with each disbursement request, as necessary.

- 3. Preparation of vouchers for the signature of the North Salem Town Supervisor for reimbursement of amounts paid by the Town to various contractors regarding the Peach Lake Sewer District, and submission to the County of Westchester Department of Planning (“Westchester”) and the County of Putnam Finance Department (“Putnam”). Such vouchers will require the photocopying of all bills and back-up documents associated with each reimbursement request, as necessary.
- 4. Follow-up with NYS Environmental Facilities Corporation, County of Westchester, County of Putnam, and Town representatives to ensure timely response to disbursement or reimbursement requests; answer any questions concerning the Towns’ submissions for payment; and reconcile any issues concerning these submissions.
- 5. Maintaining a separate file of each disbursement request and each reimbursement request and all supporting documentation related to those requests.

Said services represent an expansion of the duties of the position of Confidential Secretary and shall continue for so long as deemed necessary by the Town Board. The rate for the services described above will be at an hourly rate of fifty dollars (\$50.00) with 74% of the costs to be borne by the Town of North Salem and 26% of the costs to be borne by the Town of Southeast.

Supervisor Lucas – Aye
 Councilman Bobolia - Absent
 Councilman Kamenstein – Aye
 Councilwoman Reeve – Aye
 Councilwoman Rosmarin - Aye
 Resolution Adopted.

RESOLUTION #127-TO APPROVE CHANGE ORDER #1 SOUTHEAST PLUMBING – PLSD METERS

Motion made by Supervisor Lucas
 Seconded by Councilwoman Reeve

RESOLVED, that the Town Board of the Town of North Salem hereby approves Change Order #1 in the amount of thirteen thousand fifty-six dollars and ninety-seven cents (\$13,056.97) to Southeast Plumbing Corporation in connection with the installation of meters in the Peach Lake Sewer District as approved by Stearns & Wheler.

Supervisor Lucas – Aye
 Councilman Bobolia - Absent
 Councilman Kamenstein – Aye
 Councilwoman Reeve – Aye
 Councilwoman Rosmarin - Aye
 Resolution Adopted.

There being no further business and all those wishing to be heard having been heard, the meeting adjourned at 9:30 P.M. Motion was made by Supervisor Lucas, seconded by Councilman Kamenstein. All voted in favor.