

**NORTH SALEM TOWN BOARD
REGULAR MEETING/WORKSESSION
TOWN HALL ANNEX
JUNE 28, 2011**

PRESENT: Supervisor: Warren Lucas
Councilman: Stephen Bobolia
Councilman: Peter Kamenstein
Councilwoman: Amy Rosmarin
Town Clerk: Veronica Howley
Attorney for Town: Roland Baroni

ABSENT: Councilwoman: Mary-Elizabeth Reeve

OTHERS PRESENT: Attached List

The regular meeting was called to order by Supervisor Lucas at 7:50 P.M. A Public Hearing to Consider amending Chapter 200-10, Section D and adding a new Section E to Chapter 200-8 of the Code of the Town of North Salem was held prior to the regular meeting.

RESOLUTIONS

RESOLUTION #156-TO AUTHORIZE BID REFUNDS

Motion made by Supervisor Lucas
Seconded by Councilman Bobolia

RESOLVED, that the Town Board of the Town of North Salem hereby approves refunds of fifty dollars (\$50.00) each to the following contractors for returning Joe Bohrdrum Park restroom bid packages:

- Acocella Contracting, Inc., 68 Gaylor Road, Scarsdale, NY 10583 - Receipt #018158
- Con-Tech Construction, 28 Lakeview Drive, Yorktown Heights, NY 10598 - Receipt #018157
- Clivus Multrum, Inc., 15 Union Street, Lawrence, MA 01850 – Receipt #018160

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

RESOLUTION #157-TO AUTHORIZE TAX ASSESSOR TO ATTEND SEMINAR AT THE NEW YORK STATE ASSESSOR'S CONFERENCE

Motion made by Supervisor Lucas
Seconded by Councilman Kamenstein

RESOLVED, that the Town Board of the Town of North Salem hereby authorizes Karen Futia, Tax Assessor, to attend a seminar at the New York State Assessor's Conference at Cornell University in Ithaca, New York, July 20-21, 2011 and be it further

RESOLVED, that she will be reimbursed at a cost not to exceed seven hundred fifteen dollars and forty cents (\$715.40) for the conference, lodging, meals and mileage.

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

RESOLUTION #158-TO DECLARE THE PEACH POND STONE CHAMBER AN NORTH SALEM HISTORIC LANDMARK - SECTION 8, BLOCK 1759, LOT 5

Motion made by Supervisor Lucas

Seconded by Councilwoman Rosmarin

RESOLVED, by the Town Board of the Town of North Salem that, pursuant to the Code of the Town of North Salem, Chapter 130, entitled “Landmark and Historic Preservation”, the determination of the North Salem Historic Preservation Commission designating the stone chamber at 955 Peach Lake Road, to be known as the Peach Pond Stone Chamber, will be added to the Register of Historic Landmarks in the Town of North Salem. The designation shall include a protective perimeter formed by the north wall of the attached garage; the property line at Peach Lake Road; a line perpendicular to the road that is 20 feet from the center line of the chamber; and a line parallel to and 35 feet from the road-facing side of the chamber. Furthermore, if the garage is removed, the earth should be retained to prevent damage to the chamber; and any activity in the vicinity that could affect the stone chamber, such as demolition, excavation, tree removal, blasting, etc., shall require application to the Historic Preservation Commission for a Certificate of Appropriateness; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized and directed to provide notice of such designation and approval to those agencies and the property owner as provided for in Section 130-5G of said law.

Supervisor Lucas - Aye

Councilman Bobolia - Aye

Councilman Kamenstein – Aye

Councilwoman Reeve - Absent

Councilwoman Rosmarin - Aye

Resolution Adopted.

RESOLUTION #159-TO AUTHORIZE SUPERVISOR TO SIGN PROPOSAL BLACKBOARD CONNECT INC.

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 sign a proposal with Blackboard Connect Inc. for Blackboard Connect for Government communication service at a cost of three thousand two hundred forty-six dollars (\$3,246.00) for a one-year term beginning June 1, 2011 to renew automatically for successive one-year terms unless either party provides written notice of its desire not to renew at least thirty days prior to the end of the then-current term.

Supervisor Lucas - Aye

Councilman Bobolia - Aye

Councilman Kamenstein – Aye

Councilwoman Reeve - Absent

Councilwoman Rosmarin - Aye

Resolution Adopted.

RESOLUTION #160-TO GRANT A WAIVER OF THE APPLICATION PROCESSING RESTRICTIVE LAW

Motion made by Supervisor Lucas

Seconded by Councilman Kamenstein

RESOLVED, that the Town Board of the Town of North Salem hereby grants a waiver of the Application Processing Restrictive Law (APRL) to Richard S. Swanson for six months for the property at 11 Baxter Road, North Salem, NY in order to move forward with remediation on that portion of Violation #V11-09 issued by the Town Building Inspector regarding Chapter 92-4(a) – the requirement of building permits. The portion of Violation #V11-09 relating to Chapter 137-3 on the disposal of litter continues to require immediate action.

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

RESOLUTION #161-TO APPOINT MEMBER TO ZONING BOARD OF APPEALS

Motion made by Supervisor Lucas
Seconded by Councilman Kamenstein

RESOLVED, that the Town Board of the Town of North Salem hereby appoints Cynthia McKean to the Zoning Board of Appeals to fill an unexpired term ending December 31, 2013.

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

RESOLUTION #162-TO DIRECT BUILDING INSPECTOR TO INSPECT VACANT STRUCTURE

Motion made by Supervisor Lucas
Seconded by Councilwoman Rosmarin

RESOLVED, that the Town Board of the Town of North Salem hereby directs the Building Inspector to make an inspection of the vacant structure at 71 Lake Street and prepare a written report for the Town Board to review and act upon, pursuant to Chapter 41, “Unsafe Buildings;” Section 41-4 “Notice to Owner” and be it further

RESOLVED, that the Building Inspector is authorized to seek the guidance of engineering and electrical experts as needed during the course of his inspection.

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

RESOLUTION #163-TO AUTHORIZE SUPERVISOR TO EXECUTE AMENDED FORM OF ENVIRONMENTAL EASEMENT FOR DINO & ARTIE'S

Motion made by Supervisor Lucas
Seconded by Councilman Kamenstein

RESOLVED, that the Town Board of the Town of North Salem, previously authorized the grant of an Environmental Easement pursuant to Article 71, Title 36 of the New York State Environmental Conservation Law to The People of the State of New York acting through the Department of Environmental Conservation (“NYSDEC” for real property owned by North Salem at 610-612 Route 22, North Salem, New York and identified on the Tax Maps of the Town of North Salem as Section 1.1, Block 1727, Lots 3, 4, 5, 6 & 9 (formerly the site occupied by Dino & Artie’s Automatic Transmission Shop) which resolution was adopted subject to Permissive Referendum, formal Notice of which was published on or about September 14, 2010 and certain technical amendments having since been made to the form of easement by NYSDEC which are deemed acceptable to the Town Board, the Supervisor is hereby authorized to execute the amended form of easement and necessary recording documents associated with the same.

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

RESOLUTION #164-TO APPOINT SEASONAL EMPLOYEES - SUMMER DAY CAMP

Motion made by Supervisor Lucas
Seconded by Councilwoman Rosmarin

RESOLVED, that the Town Board of the Town of North Salem hereby appoints Dylan Caulfield as Senior Counselor at a rate of \$234/week, Rachel Lenchner as a Senior Counselor at a rate of \$221/week, Caitlin Bove as a Junior Counselor at a rate of \$192/week and Megan Moore as a Counselor in Training at a rate of \$185/week for the 2011 season.

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

RESOLUTION #165-TO ADOPT LOCAL LAW #04-11 TO AMEND SECTION 200 OF THE TOWN CODE

Motion made by Supervisor Lucas
Seconded by Councilwoman Rosmarin

RESOLVED, that the Town Board of the Town of North Salem hereby adopts Local Law #04-11 which amends Chapter 200 of the Code of the Town of North Salem, subdivision, by amending Section 200-10, D entitled “Expiration of Final Approval” and by adding a new Section 200-8, E entitled “Expiration of Approval”.

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

WORKSESSION

1. **Discuss Purchasing a New Holland Loader for the Highway Department**

The Board discussed Highway Superintendent Ward Hanaburgh’s request to purchase a loader for the Highway Department.

Supervisor Lucas will speak with bond counsel regarding bonding the purchase.

2. **Discuss the Need for Generators at Town Office Buildings**

The Board discussed installing generators at Delancey, Lobdell and the Annex.

Supervisor Lucas will get estimates to see what the cost would be and ask OEM to advise the Board on what they think would be the best approach.

There being no further business and all those wishing to be heard having been heard, the meeting adjourned at 8:45 P.M. Motion was made by Supervisor Lucas, seconded by Councilman Kamenstein. All voted in favor.

S E A L

Veronica Howley
Town Clerk

