

MINUTES OF THE OCTOBER 9, 2014 MEETING OF THE TOWN BOARD OF THE TOWN OF POUND RIDGE HELD AT THE TOWN HOUSE, 179 WESTCHESTER AVENUE, POUND RIDGE, N.Y., COMMENCING AT 8:00 P.M.

PRESENT: SUPERVISOR RICHARD LYMAN; COUNCIL MEMBERS: DANIEL PASCHKES, ALI BOAK, JONATHAN POWERS AND BONNIE SCHWARTZ

ALSO PRESENT: TOWN ATTORNEY, WILLIAM P. HARRINGTON.
TOWN CLERK, JOANNE PACE

CALL TO ORDER: Supervisor Lyman called the meeting to order at 8:00 p.m.

CALL FOR EXECUTIVE SESSION:

Board Action: Motion by Councilwoman Boak, seconded by Councilman Powers, all voting aye to hold an Executive Session immediately following the Town Board meeting for personnel matters.

MINUTES: Acknowledge/correct/accept minutes of the Executive Session held on October 2, 2014

Board Action: Motion by Councilman Powers, seconded by Councilwoman Schwartz, all voting aye to accept the minutes of the Town Board meeting held on October 2, 2014.

NEW BUSINESS:

- **Golf Course – monitoring plan removal of filtration system or bottle water**

Supervisor Richard Lyman recused himself from the discussion on the Golf Course water filtration system and left the room. Deputy Supervisor Jonathan Powers lead the discussion.

John Benvegna, Vice President of Leggette, Brashears & Graham, Inc. wrote to Deputy Supervisor Jonathan Powers March 221, 2014 regarding Eastwoods LLC/Pound Ridge Golf Club revised draft plan for treatment system-removal and elimination of offsite sampling. Potable water treatment systems were installed in four homes along High Ridge Road, bottle water service was implemented for three other homes and an offsite groundwater monitoring program was initiated in 2008 and 2009. The results show a decrease in the overall number of detected compounds, as well as declining concentration trends. The groundwater quality is improving and it is expected that future water quality will return to pre-release conditions. It is their recommendation that the treatment system, bottled water and offsite monitoring could be terminated.

Geraldine Tortorella, Esq., of Hocherman Tortorella & Wekstein, spoke on behalf of Eastwoods LLC/Pound Ridge Golf Club and explained that most detection of chemical has come down and others are at the non-detection level. Once all levels are at the non-

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detection level, it would be appropriate to discontinue the treatment system and bottled water for the surrounding neighbors. It was been determined that one year (1 year) is needed to show non-detection before the services are discontinued. The neighbors can opt out of the treatment and bottled water services or take it upon themselves to continue at their expense.

Michael van der Heijden, consultant for Woodard & Curran, agrees with all that was said by Geraldine Tortorella and John Benvegna. They have all appeared before the Planning Board and have their recommendation to discontinue the service after one year if all samplings are at the non-detection level.

A few neighbors were present to hear the discussion and asked questions to the consultants. They were reassured that all precautions will be taken and they will be properly notified of any and all results/decisions.

RESOLUTION #: 162-14

Board Action: Motion by Councilman Paschkes, seconded by Councilwoman Boak, all voting aye on the following:

RESOLVED, that the Town Board hereby accepts the proposed plan for discontinuation of the Water Treatment System maintenance, Bottled Water Program and Residential Sampling prepared by Leggette, Brashears & Graham, Inc. with regard to the detected pesticide compounds released in late 2008-2009 at the Pound Ridge Golf Club per recommendation of the Planning Board and recommendations from our experts and monitors.

- **Land Use – Pace In-house training**

RESOLUTION #: 163-14

Board Action: Motion by Councilwoman Boak, seconded by Councilman Powers, all voting aye on the following:

RESOLVED, that the Town Board hereby authorizes the payment of two thousand (\$2,000) dollars to John Nolan, Pace University School of Law, who will be providing the training session to be held at the Town House, October 29, 2014. This is a budgeted item.

- **Sale of Cemetery Plot**

RESOLUTION #: 164-14

Board Action: Motion by Councilman Paschkes, seconded by Councilman Schwartz, all voting aye on the following:

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RESOLVED, that the Supervisor be and is hereby authorized to sell Town Cemetery Plot # 389, Section 3 to Luke and Joyce Butterfield, 12 Horseshoe Hill Road, Pound Ridge, NY 10576 in the amount of two thousand dollars (\$2,000) for two gravesites.

Councilman Paschkes would like to reach out to other grave diggers for the Pound Ridge Cemetery. Over the years, Paul Lovar has been the only grave digger we used. Councilman Paschkes has had inquiries about possibly hiring another grave digger. The Town Board will ask Ray Andretta, Cemetery Commissioner to look into other possibilities moving forward.

- **Accept Oil bid**

RESOLUTION #: 165 -14

Board Action: Motion by Councilwoman Schwartz, seconded by Councilman Paschkes, all voting aye on the following:

RESOLVED, that the Town Board hereby awards the annual oil bid to Marshall Oil Company to supply the Town with No.2 Fuel Oil and the service contract for the 2014-2015 year because overall, they are the lowest bidder.

The Town Board members gave a brief summary of their respective Boards and Commissions that they are liaisons to.

FINANCIAL MATTERS

- **Water Control Commission – bond releases**

RESOLUTION #: 166-14

Board Action: Motion by Councilwoman Schwartz, seconded by Councilman Paschkes, all voting aye on the following:

RESOLVED, that the Town Board hereby authorizes the following refunds as the work has been satisfactorily completed:

Michael & Olga Kagan, Block 9817 Lot 20, in the amount of \$20,000, for construction of new house,

Jerold Kurzban, Block 9816 Lot 170, in the amount of \$2,000 for addition.

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- **Tax Receiver- request for refunds**

RESOLUTION #: 168-14

Board Action: Motion by Councilwoman Schwartz, seconded by Councilman Powers, all voting aye on the following:

RESOLVED, that the Town Board hereby authorizes the following refunds:

<u>NAME</u>	<u>PARCEL ID</u>	<u>ADDRESS</u>	<u>AMOUNT</u>	<u>REASON</u>
O'Donoghue	9816-138	47 Major Lockwood	\$5,784.36	overpayment
Schoenfeld	9817-42	117 Old Stone Hill	\$8,802.28	overpayment

- **Monthly Reports**

The monthly reports have been received from the various departments and are on file with the Town Clerk's office.

- **Pay Bills**

RESOLUTION #: 169-14

Board Action: Motion by Councilman Powers, seconded by Councilman Paschkes, Board polled, motion passing 4-0 with Councilwoman Schwartz abstaining, to authorize payment of bills subject to providing attachment/resolution for one claim in question,

WHEREAS, Councilwoman Schwartz has audited claims for payment and has reported that same could be paid, Now, Therefore, Be It

RESOLVED, that the Supervisor be and is hereby authorized to pay the following claims for payment provided there are sufficient funds in the account to which a claim may be charged:

GENERAL FUND	G		\$ 76,570.89
HIGHWAY FUND	D		\$ 182,548.38
			\$
TRUST AND AGENCY	T		\$ 96,613.90
CAPITAL	H		\$ 24,985.20

ADJOURNMENT: There being no further business to come before the Board Supervisor Lyman adjourned the regular meeting at 9:15 p.m.

Board Action: Motion by Councilman Paschkes, seconded by Councilman Powers, all voting aye to adjourn the Town Board meeting to reconvene as Parking District Commissioners.

RECONVENE AS THE PARKING DISTRICT COMMISSION

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- **Pay Bills**

RESOLUTION #: 170 -14

Board Action: Motion by Councilman Paschkes, seconded by Councilwoman Boak, motion carried 4-0 with Councilwoman Schwartz abstaining on the following:

WHEREAS, Councilwoman Schwartz has audited claims for payment and has reported that same could be paid, Now, Therefore, Be It

RESOLVED, that the Supervisor be and is hereby authorized to pay the following claims for payment provided there are sufficient funds in the account to which a claim may be charged:

PARKING DISTRICT	ST		\$ 1,052.09
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ADJOURNMENT: There being no further business to come before the Board, the meeting was adjourned at 9:18 p.m.

Joanne Pace
Dated at Pound Ridge, New York
October 10, 2014