

MINUTES OF THE DECEMBER 11, 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, ESQ.
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 Councilman Paschkes, seconded by Councilwoman Schwartz, all voting aye to hold an Executive Session meeting immediately following the Town Board meeting for a legal matter.

ANNOUNCEMENTS/REMINDERS: None

MINUTES: Acknowledge/correct/accept minutes of the Town Board meeting held on Thursday, December 4, 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 Thursday, December 4, 2014.

NEW BUSINESS:

- **Pound Ridge Golf Club – referral from Planning Board to discontinue the water quantity monitoring portion of the monitoring plan**

For the record, Supervisor Lyman recused himself from the discussion on the Pound Ridge Golf Club. Deputy Supervisor Powers presided over this part of the meeting. The owners of the Pound Ridge Golf Club have requested discontinuation of the ground water quantity monitoring. The Town Board referred the matter to the Planning Board last month and at the November 20, 2014 Planning Board meeting; Woodard & Curran expressed their agreement to discontinue the ground water quantity monitoring. Woodard & Curran did extensive testing for both on-site and off-site wells and found no impact to off-site residential wells recommending that the Town Board discontinue the ground water quantity program. Geraldine Tortorella, Hocherman Tortorella & Wekstein, LLP, spoke on behalf of the Pound Ridge Golf Club and John Benvegna, Vice President of Leggett, Brashears & Graham, Inc. was present to answer some questions along with Michael vanderHeyden, consultant with Woodard & Curran.

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The Town Board can approve the discontinuance, and Section 2.2 of the Monitoring Plan has a provision that allows the Town to reinstate the ground water quantity program if there are certain changes in conditions.

RESOLUTION #: 194 -14

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

RESOLVED, that the Town Board hereby authorizes the discontinuation of the ground water quantity monitoring plan at Eastwoods LLC-Pound Ridge Golf Club with the following caveats:

1. If the Pound Ridge Golf Course adds wells to their network of well systems,
2. Off-site problems/complaints with groundwater wells and it is deemed to be related to the Pound Ridge Golf Course,
3. Certain other criteria would be met, if tied to and impact of the operation of the Golf Course on the water quantity and water supply to the neighbors. An example would be if the Golf Course pumps more than 160 gallons of water per minute from their wells.

- **Ratification of Tax Assessor appointment**

RESOLUTION #: 195-14

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

RESOLVED, that the Town Board hereby ratifies the Town Board decision to appoint Diane Briganti Assessor of the Town of Pound Ridge effective January 1, 2015.

- **Ratification of Boards and Commission new appointments**

RESOLUTION #: 196-14

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

RESOLVED, that the Town Board hereby ratifies the Town Board decision to appoint Gina Federico to Landmarks and Historic District Commission effective January 1, 2015 to replace outgoing member Deborah Benjamin, AND BE IT

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FURTHER RESOLVED, that the Town Board hereby ratifies the Town Board decision to appoint Norman Tunnell to the Conservation Board effective January 1, 2015 to replace Alan Melting, AND BE IT

FURTHER RESOLVED, that the Town Board hereby ratifies the Town Board decision to appoint Robert Knorr to the Zoning Board effective January 1, 2015 replacing David Grubb.

- **Accepting Alan Melting resignation from the Conservation Board, effective 12/31/14**

RESOLUTION #: 197-14

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

RESOLVED, that the Town Board hereby accepts a letter of declination from Alan Melting effective December 31, 2014 asking not to be reappointed to the Conservation Board at this time, AND BE IT

FURTHER RESOLVED, that the Town Board hereby accepts the letter of resignation from Carol Sherwood from the Conservation Board due to personnel reasons effective December 31, 2014.

- **Discussion “on form based zoning” by Dan Paschkes**

Councilman Paschkes addressed the Town Board for their consideration adopting a “form based code” as an overlay zone for the Scotts Corners business district. This would create a template or framework for future development in Scotts Corners. It would organically evolve into a more pedestrian friendly and business friendly and aesthetically pleasing business district. Form based codes guide the style and layout of construction within the zone so there is some form of uniformity of design and purpose. It is not an imposition upon existing structures but as projects come up for renovation or redevelopment, they would begin to conform to what ultimately our vision of how Scotts Corners should be. Councilman Paschkes has asked David Stolman, F.P. Clark consultant to our Planning Department and asked he would give a more in depth presentation and proposal on this to the Town Board and he said he would as a courtesy.

This “form based code” would not impact the TEP project currently going on in Scotts Corners for lighting and sidewalks and streetscape. This would simply be codifying the actual buildings and awning set backs. This would be considered for the PBA zones and possibly PBB zones. It will correct the existing hodgepodge that is there now and make it more uniformed and aesthetically pleasing.

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- **Liaison Reports**

Each Councilmember gave a brief report on the monthly Boards and Commission meetings they attended.

FINANCIAL MATTERS

- **Tax Receiver – authorization to refund due to tax reduction**

RESOLUTION #: 198 -14

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

RESOLVED, that the Town Board hereby authorizes the following refund:
Barber, Block 9821-2, \$218.48 due to a reduction in assessment value from \$400,000 to \$384,300.00 for tax year 2014.

Counsel Harrington asked the Town Board to approve the settlement on two certiorari's.

RESOLUTION #: 201-14

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

RESOLVED, that the Town Board hereby approves the settlement of the following certiorari for T S Affliates LLC, 38 Westchester Avenue, Pound Ridge, NY 10576, Block 9455 Lot 27:

Current year assessment and respective market value is as indicated below:

<u>Assessment Year</u>	<u>Assessed Value</u>	<u>SER</u>	<u>Equalized Market Value</u>
2010	\$90,000	.1607	\$560,050
2011	\$90,000	.1680	\$535,714
2012	\$90,000	.1685	\$534,125
2013	\$90,000	.1830	\$491,800
2014	\$90,000	.1811	\$496,963

Settlement reduces the assessments and indicated market value as follows:

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<u>Assessment Year</u>	<u>Assessed Value</u>	<u>SER</u>	<u>Equalized Market Value</u>
2010	\$70,000	.1607	\$434,595
2011	\$70,000	.1680	\$446,429
2012	\$70,000	.1685	\$445,104
2013	\$70,000	.1830	\$437,158
2014	\$70,000	.1811	\$441,745

FURTHER RESOLVED, that the Town Board hereby approves the settlement of the following certiorari for Jamie Cohen, 31 Joshua Hobby Lane, Pound Ridge, NY 10576 for the year 2011 reducing the assessment from \$243,000 to \$170,000.

- **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 #: 199-14

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		\$176,540.66
HIGHWAY FUND	D		\$ 40,477.80
TRUST AND AGENCY	T		\$105,963.39
CAPITAL	H		\$ 6,820.00

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

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RECONVENE AS THE PARKING DISTRICT COMMISSION

- **Pay Bills**

RESOLUTION #: 200-14

Board Action: Motion by Councilman Powers, seconded by Councilman Paschkes, 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		\$ 2,427.22
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ADJOURNMENT: There being no further business to come before the Board, the meeting was adjourned at 9:10 p.m.

Joanne Pace
Dated at Pound Ridge, New York
December 12, 2014