

MINUTES OF THE SEPTEMBER 04, 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: JONATHAN POWERS, DANIEL PASCHKES, ALISON BOAK AND BONNIE SCHWARTZ

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

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

EXECUTIVE SESSION:

Board Action: Motion by Councilman Powers, seconded by Councilwoman Boak, all voting aye to hold an Executive Session immediately following the Town Board meeting for a personnel matter and to hold an Executive Session on Thursday, September 11, 2014 at 6:30 p.m. for a personnel matter.

ANNOUNCEMENTS: Supervisor Lyman reminded everyone of the 911 memorial service at Sachs Park on Thursday, September 11, 2014 at 10:00 a.m.

MINUTES: Acknowledge/correct/accept minutes of the Town Board meeting held on Thursday, August 7, 2014

Board Action: Motion by Councilwoman Schwartz, seconded by Councilman Powers, all voting aye to accept the minutes of the Town Board meeting held on Thursday, August 7, 2014.

NEW BUSINESS:

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

- **Parking District – garbage enclosure**

Vinnie Duffield, Highway Superintendent, presented a proposal for a new dumpster enclosure for the back of Blind Charlie's Restaurant. Supervisor Lyman sent out a notice to all the property owners in the business district along with a picture of the proposed enclosure. The proposed structure is a small garage with roll down doors and a side door for entry and the size is approximately 12' x 26'. The dumpsters would be placed inside the enclosed garage and locked. There will not be a loss of parking spaces as it is replacing what is currently there. This will be on Parking District property.

At the last meeting, there was discussion about possibly putting up the first enclosure behind DiNardo's Restaurant instead of Blind Charlie's; however, Vinnie has asked that we stick with the

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original plan on top of the hill because that is the enclosure that was actually measured out. Supervisor Lyman would like the Town Board to support him on this and they will.

Councilwoman Boak had some examples of garage doors that she considered to be more country-like. She will get back next week with prices. Councilwoman Boak wants to make sure the current dumpsters are replaced with better looking structures with upgraded doors and suggested even looking into putting up a cupola. We can have cameras installed to see who is exploiting the dumpsters and/or damaging them. There could be one larger dumpster for refuse and one larger dumpster for recycling materials.

Ray Clark represented the Fire Department and asked if this is a permanent structure. They will be permanent and be located exactly where the existing dumpsters are. He is very concerned because the Fire Department is working on having an expansion and more parking area. He does not want this proposal of dumpster enclosures infringing on their property. He was assured that they will not infringe on the Fire Department's plans to expand. Ray Clark asked if there can be representation of the Town Board at their next Fire Commissioner's meeting on September 16th at 7:30 p.m. Supervisor Lyman will attend the meeting.

RESOLUTION # 137-14

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

RESOLVED, that the Town Board hereby authorizes Vinnie Duffield, Highway Superintendent, to proceed with the process of getting the dumpster enclosure proposed behind Blind Charlie's Restaurant for a cost not to exceed \$20,000.

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

- **Ridge 29 – application for Special Use Permit for multi-family housing**

Anthony Sblendorio, a partner with Ridge 29, LLC, is requesting that the Town Board formally refer his application for a Special Use Permit for the Ridge 29 project to the Planning Board. He has met with the Town's Planner and Town's Engineer. Councilman Paschkes asked where they stand with the Westchester Health Department and Mr. Sblendorio stated that there has been some on-site review and testing and they are now in the design phase. He feels that the Health Department has been very supportive and very responsive.

Santo Borsellino, Rolling Meadow Lane, has a lot of concerns about the proposed septic system. He likes the proposed system but wants to make sure the Town and the surrounding residents are protected if there should be a failure of the system. He would like a protocol laid out to identify the cost of remediation and who would overlook it. Supervisor Lyman understands his concerns but felt it was too premature to bring these concerns up. It is too far ahead of the proposed project

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and it would not be something the Town Board would be responsible to lay out at this time. This will be dealt with in time and with the proper authorities and under SEQRA.

RESOLUTION #: 138-14

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

RESOLVED, that the Town Board hereby refers the Special Use Permit application for the Ridge 29, LLC project to the Planning Board for their recommendations and get back to the Town Board within sixty (60) days with their preliminary findings on the project.

Councilman Powers asked that the Town Board include in the resolution that the Town Board will then make a determination as to who will be Lead Agency for SEQRA purposes. The other Town Board members felt it was best to leave that out of the resolution and to address it separately when the time comes.

Supervisor Lyman asked that the Town Board members make an effort to attend the next two Planning Board meetings to hear the discussion on the Ridge 29 project.

- **Garden Club – Moat family triangle**

There is a proposed rain garden for the Moat Family triangle on Pound Ridge Road. As part of the work, three healthy Norway maple trees were recommended to be cut down and an additional five dead or dying trees be removed for safety reasons because they are deemed to be “invasive”. After further evaluation, some of the trees can remain but there are four or five that are dead and should be removed. Some Town Board members would like the three houses across from the triangle notified of the proposed removal of trees and proposed rain garden. Supervisor Lyman has already spoken with Janet Buckbee and she is against the removal of the trees and the rain garden. He will contact Mary Moat and the new owners of Dick Major’s home. He will get back to the Town Board members by next week and this will be discussed again on September 11th.

- **Sale of Cemetery Plots**

RESOLUTION #: 139-14

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

RESOLVED, that the Supervisor be and is hereby authorized to sell Town Cemetery Plot # 94, Section 3 to Kenneth and Linda Sanders, PO Box 14844, Scottsdale, Arizona in the amount of two thousand dollars (\$2,000) for two gravesites, AND BE IT

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FURTHER RESOLVED, that the Supervisor be and is hereby authorized to sell Town Cemetery Plot #154, Section 3 to Jeffrey and Karen Aarts, 34 Ebenezer Road, Pound Ridge, NY in the amount of two thousand dollars (\$2,000) for one gravesite, AND BE IT

- **Highway Department – surplus equipment funds**

Vinnie Duffield, Highway Superintendent, is asking for authorization to take the proceeds from last month's highway equipment auction and put it into Highway Fund D5130.406.

RESOLUTION #: 140-14

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

RESOLVED, that the Town Board hereby authorizes Steve Conti, Director of Finance, to transfer the funds from the proceeds of highway equipment sales to highway fund D5130.406.

FINANCIAL MATTERS

- **Recreation Department – requests authorization for refunds**

RESOLUTION #: 141-14

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

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

Albert Dalisa 259 Trinity Pass Pound Ridge, NY 10576	\$40.00 from A2002	Refund of day camp trip fee due to child's illness
Sarah Gregoire 111 Croton Ave. Mt. Kisco, NY 10549	\$140.00 from A2001	Refund of Flag Football registration fee due to schedule conflict

ADJOURNMENT: There being no further business to come before the Board, Supervisor Lyman adjourned the regular meeting at 9:00 p.m.

Joanne Pace
Dated at Pound Ridge, New York
September 5, 2014

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TOWN OF POUND RIDGE
POUND RIDGE, N.Y.
September 10, 2009