

The Organizational meeting and regular meeting of the Town Board of the Town of Lewisboro, Westchester County, New York, was held on January 3, 2008 at 7:30 p.m. at the Town House, 11 Main Street, South Salem, New York.

PRESENT: Supervisor - Edward Brancati
Councilmen - Peter DeLucia, Bruce Pavalow, Al Perruzza, Daniel Welsh
Town Clerk - Kathleen G. Cory
Town Attorney - Jessica Bacal

Supervisor Brancati called the meeting to order at 7:35 p.m.

PLEDGE OF ALLEGIANCE

The Supervisor led the Pledge of Allegiance to the flag.

ANTENNA ADVISORY BOARD – Appointment of Chairman

On motion by Mr Brancati, seconded by Mr. DeLucia the Board voted as follows:

THE VOTE: Yes - Brancati, DeLucia, Pavalow, Perruzza, Welsh (5)
No - None (0)
Absent - None (0)

RESOLUTION

RESOLVED, that Tibor “Ted” Sohonyay be and hereby is reappointed as Chairman of the Antenna Advisory Board for a term expiring December 31, 2008.

ARCHITECTURE AND COMMUNITY APPEARANCE REVIEW COUNCIL – Appt. of Chairman

On motion by Mr. DeLucia, seconded by Mr. Perruzza the Board voted as follows:

THE VOTE: Yes - Brancati, DeLucia, Pavalow, Perruzza, Welsh (5)
No - None (0)
Absent - None (0)

RESOLUTION

RESOLVED, that Re Hagele is hereby reappointed as Chairman of the Architecture & Community Appearance Review Council (ACARC) for a one-year term, effective January 1, 2008.

BOARD OF ASSESSMENT REVIEW – Appointment of Chairman

On motion by Mr. Welsh, seconded by Mr. DeLucia the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, tha Lawrence A. Mandelker is hereby reappointed as Chairman of the Board of Assessment Review for a one-year term expiring December 31, 2008.

CONSERVATION ADVISORY COUNCIL – Appointment of Chairman

On motion by Mr. Brancati, seconded by Mr. DeLucia the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Janet Andersen be and hereby is appointed as Chairman of the Conservation Advisory Council for a term expiring December 31, 2008.

HOUSING COMMITTEE – Appointment of Chairman

On motion by Mr. Pavalow, seconded by Mr. Perruzza the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Jeffrey Vreeland be and hereby is appointed as Chairman of the Housing Committee for a term expiring December 31, 2008.

LANDMARKS ADVISORY COMMITTEE – Appointment of Chairman

On motion by Mr. Perruzza, seconded by Mr. Brancati the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that W. Theodore Strauss is hereby reappointed as Chairman of the Landmarks Advisory Committee for a term expiring December 31, 2008.

OPEN SPACE ADVISORY COMMITTEE – Appointment of Chairman

On motion by Mr. Brancati, seconded by Mr. DeLucia the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Edward Delaney be and hereby is reappointed as Chairman of the Open Space Advisory Committee for a term expiring December 31, 2008.

PARKS AND RECREATION ADVISORY COUNCIL – Appointment of Chairman

On motion by Mr. DeLucia, seconded by Mr. Perruzza the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Ian Harris be and hereby is reappointed Chairman of the Parks and Recreation Advisory Council for a term expiring December 31, 2008.

PLANNING BOARD – Appointment of Chairman

On motion by Mr. Welch, seconded by Mr. DeLucia the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that P. J. Rossi is hereby reappointed as Chairman of the Planning Board for a term expiring December 31, 2008.

STORMWATER MANAGEMENT COMMITTEE – Appointment of Chairman

On motion by Mr. Pavalow, seconded by Mr. Perruzza the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

Resolved, that Bruce Barber be and hereby is appointed Chairman of the Stormwater Management Committee for a term ending December 31, 2008.

ZONING BOARD OF APPEALS – Appointment of Chairman

On motion by Mr. Perruzza, seconded by Mr. Brancati, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Geoff Egginton is hereby appointed as Chairman of the Zoning Board of Appeals for a term expiring December 31, 2008.

ANTENNA ADVISORY BOARD – Appointment of Member

On motion by Mr. Brancati, seconded by Mr. DeLucia the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Tibor “Ted” Sohonyay that be and hereby is reappointed to the Antenna Advisory Board for a term ending December 31, 2012.

ARCHITECTURE AND COMMUNITY APPEARANCE REVIEW COUNCIL – Appointment of Member

On motion by Mr. DeLucia, seconded by Mr. Perruzza the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Peter Clark be and hereby are reappointed to the Architecture and Community Appearance Review Council for a term ending December 31, 2010.

CABLE TELEVISION ADVISORY COMMITTEE – Appointment of Members

On motion by Mr. Welsh, seconded by Mr. Perruzza the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Dean Travalino, Steve Shapiro, Keith Thompson, Robert Meyer and Raymond Moore and Don Scott (ex-officio) be and hereby are reappointed to the Cable Television Committee for terms ending December 31, 2008.

CONSERVATION ADVISORY COUNCIL – Appointment of Members and Associate Members

On motion by Mr. Brancati, seconded by Mr. Perruzza, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Ed Wickersham, Alan King, Vi Patek, Ruth Gretz, Jennifer Mayadas-Dering, Joseph Tansey and Timothy Cronin be and hereby are appointed to the Conservation Advisory Council for terms ending December 31, 2009.

HOUSING COMMITTEE – Appointment of Members

On motion by Mr. Brancati, seconded by Mr. DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Tom Herzog, Jeffrey Vreeland and Carl Webb be and hereby are appointed to the Housing Committee for terms ending December 31, 2009.

OPEN SPACE ADVISORY COMMITTEE – Appointment of Members

On motion by Mr. Brancati, seconded by Mr. DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Linda Press-Wolfe, Maureen Maguire, Mark Patek, Charles Flayhan and Steven Morowitz be and hereby are appointed to the Open Space Advisory Committee for terms ending December 31, 2009.

PARKS AND RECREATION ADVISORY COUNCIL – Appointment of Members

On motion by Mr. Brancati, seconded by Mr. DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Ron Tetelman, Jody Coluccini, Janet Roswell, Sara Matschke and Neal Blum be and hereby are reappointed to the Parks and Recreation Advisory Council for terms ending December 31, 2009.

PLANNING BOARD – Appointment of Member

On motion by Mr. Pavalow, seconded by Mr. DeLucia the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that John Gusmano be and hereby is appointed to the Planning Board for a term ending December 31, 2012.

ELECTIONS OFFICER – Reappointment of Kathleen G. Cory

On motion by Mr. DeLucia, seconded by Mr. Perruzza, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Kathleen G. Cory is hereby reappointed as Elections Officer for a one-year term, effective January 1, 2008.

REGISTRAR OF VITAL STATISTICS – Appointment of Kathleen G. Cory

On motion by Mr. Perruzza, seconded by Mr. Brancati, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Kathleen G. Cory is hereby reappointed as Registrar of Vital Statistics for a one-year term, effective January 1, 2008.

MARRIAGE OFFICER – Reappointment of Kathleen G. Cory

On motion by Mr. Pavalow, seconded by Mr. Perruzza, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Kathleen G. Cory is hereby reappointed as Marriage Officer for a term ending December 31, 2011.

BUILDING INSPECTOR – Appointment of Deputy

On motion by Mr. Welsh, seconded by Mr. Brancati, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Peter C. Barrett is hereby reappointed as Deputy Building Inspector for a one-year term, effective January 1, 2008.

OAKRIDGE WATER BILLING ADMINISTRATOR – Appt. of Joann Vasi

On motion by Mr. DeLucia, seconded by Mr. Perruzza, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Joann Vasi be and hereby is reappointed as Oakridge Water Billing Administrator for a one-year term effective January 1, 2008.

ATTORNEY – For In Rem Foreclosures

On motion by Mr. Perruzza, seconded by Mr. DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that the Town Board does hereby appoint Michael McDermott, Esq. of the firm of McDermott and McDermott, Somers, New York, to handle the Town’s In Rem foreclosure actions, at an hourly rate of \$175.00.

ATTORNEY – Appointment of Special Counsel for Planning Board

On motion by Mr. DeLucia, seconded by Mr. Perruzza, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Lawrence Praga of Keane & Beane, PC White Plains, New York is hereby reappointed as special counsel to the Planning Board at an hourly rate of \$195 effective January 1, 2008.

ATTORNEY – Appointment of Special Counsel for Planning, Zoning and Building Department

On motion by Mr. Brancati, seconded by Mr. DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Margaret Clark of North Salem, New York is hereby reappointed as special counsel for planning, zoning and Building Department matters at an hourly rate of \$150 an hour, effective January 1, 2008.

TOWN ATTORNEY – Reappointment of Jessica Bacal

On motion by Mr. Brancati, seconded by Mr. DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED , that Jessica Bacal be and hereby is appointed Town Attorney effective January 1, 2008.

MEMBERSHIPS – Authority to Join Organizations and Pay Dues

On motion by Mr. Perruzza, seconded by Mr. DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that memberships in the following professional organizations for 2008 are approved, and the Director of Finance is hereby authorized to pay the required 2008 dues, in the amounts estimated below:

- Association of Towns of NYS \$1,350
- Westchester Municipal Officials Association - \$750
- Municipal Law Resource Center - \$750
- Westchester Putnam Association of Town Supervisors - \$100
- Westchester Municipal Planning Federation - \$50
- New York Planning Federation - \$165

ASSOCIATION OF TOWNS – Appointment of Delegate and Alternate

On motion by Mr. Brancati, seconded by Mr. Perruzza, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Joann Vasi is hereby appointed as the 2008 delegate and Edward Brancati as the 2008 alternate delegate to represent the Town of Lewisboro at the annual meeting of the Association of Towns of New York State.

TOWN ATTORNEY – Permission for Town Attorney To Attend Meeting

On motion by Mr. Brancati, seconded by Mr. DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Jessica Bacal be and hereby is authorized to attend a meeting of the New York State Bar Association.

FIRE INSPECTORS – Appointment of William Cargain

On motion by Mr. Brancati, seconded by Mr. DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that William Cargain be and hereby is reappointed as Fire Inspector for a one-year term, effective January 1, 2008.

FIRE INSPECTORS – Appointment of Peter Barrett

On motion by Mr. Brancati, seconded by Mr. Perruzza, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Peter Barrett be and hereby is reappointed as Fire Inspector for a one-year term, effective January 1, 2008.

MAPPING – Appointment for Tax Mapping Services

On motion by Mr. DeLucia, seconded by Mr. Brancati, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Stephen T. Johnson is hereby appointed as Tax Mapping Services consultant effective January 1, 2008 at a rate for work by the principle at \$150 per hour, computations at \$110 per hour and drafting at \$90 per hour for a total cost not to exceed \$8,000.

CEMETERY COMMISSIONER – Appointment

On motion by Mr. Brancati, seconded by Mr. DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Stephen T. Johnson be and hereby is reappointed Cemetery Commissioner at an annual stipend of \$3,616 for a one-year term effective January 1, 2008.

PARKS AND RECREATION - Set Seasonal Salary Ranges

On motion by Mr. DeLucia, seconded by Mr. Brancati, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that the 2008 part-time seasonal staff salary ranges as proposed by the Superintendent of Parks and Recreation in a memo dated January 3, 2008 are hereby approved.

AUDITOR – Appointment of

On motion by Mr. Brancati, seconded by Mr.DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that DeMilia & Honigman, LLP, Certified Public Accountants of Briarcliff Manor, New York, are hereby reappointed to perform external auditing and accounting services for the Town of Lewisboro, including the Town Justice accounts.

MILEAGE – Rate Set

On motion by Mr. Perruzza, seconded by Mr. Brancati, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that Town employees and elected officials shall be reimbursed for use of a personal vehicle for Town business, when a Town-owned vehicle is not available for use, at the per-mile rate set by the IRS.

LIBRARY – Authorize Agreement

On motion by Mr. DeLucia, seconded by Mr. Brancati, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that the Supervisor is hereby authorized to sign the 2008 Agreement with the South Salem Library, pursuant to Sections 256 and 259 of the Education Law of the State of New York, in the amount of \$376,771 to be paid in twelve monthly installments.

KENNEL - Authorize Agreement

On motion by Mr. Welsh, seconded by Mr. DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that the Supervisor is hereby authorized to sign a one-year agreement, effective January 1, 2008, between the Town and the South Salem Animal Hospital that provides for holding and sheltering dogs, in accordance with the provisions of the New York State Agriculture and Market Law, and in accordance with the provisions of Chapter 105 of the Code of the Town of Lewisboro, at a cost of \$24.00 per twenty-four hours or part thereof.

FINANCE – Designation of Banks

On motion by Mr. Brancati, seconded by Mr. DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that subject to receipt of a list from the Director of Finance, that the Bank of America and J. P. Morgan Chase Manhattan Bank are hereby approved as the depositories for Town funds during the year 2008 and that the specific accounts in these banks, provided on the list accompanying the Finance Director’s memo are hereby approved.

FINANCE – Transfers – Supervisor’s Authorization

On motion by Mr. Perruzza, seconded by Mr. DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that in his role as Chief Financial Officer of the Town, the Supervisor is hereby authorized to make transfers of funds not to exceed \$5,000 a month, among the appropriation lines of the 2008 Town Budget.

LEWIS FUND – Authorize Payment of Interest to Library

On motion by Mr. Welsh, seconded by Mr. DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that the interest accrued during the year 2007 in the Lewis School Fund Account be withdrawn and paid to the South Salem Library for the purpose of purchasing educational books for said library.

FINANCE – Authorize Encumbrances

On motion by Mr. Perruzza, seconded by Mr. DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that the Director of Finance is hereby authorized to encumber all remaining balances in all categories in the 2007 General, Highway, Sewer, Water and Lighting funds. It is understood that, after the books are closed for the fiscal year 2007, a superseding resolution will be proposed identifying specific budget lines and amounts to be encumbered.

HIGHWAY DEPARTMENT – Agreement to Purchase Tools

On motion by Mr. Pavalow, seconded by Mr. Brancati, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that pursuant to Section 142 of the Highway Law, the Superintendent of Highways of the Town of Lewisboro is hereby authorized to purchase equipment, tools and other implements to be used for highway maintenance, construction or reconstruction during 2008, subject to the limitations of budgetary appropriations and public bidding requirements.

HIGHWAY DEPARTMENT – Agreement to Spend Funds

On motion by Mr. DeLucia, seconded by Mr. Brancati, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that pursuant to the provisions of Section 284 of the Highway Law, the Agreement to Spend Town Highway funds budgeted for the year 2008, as presented to the Town Board by the Superintendent of Highways, is hereby approved.

HIGHWAY DEPARTMENT – Highway Estimate and Budget

On motion by Mr. Welsh, seconded by Mr. DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that the Annual Highway Estimate and Budget for 2008, as presented by the Superintendent of Highways, is hereby approved.

MEETINGS – Dates Set

Mr. Brancati proposed a motion that the Board hold their meetings on Mondays. The motion was seconded by Mr. DeLucia. Mr. Brancati said the change from Tuesday was being made because Town Board, Planning Board and School Board were all meeting on Tuesdays. However it was noted that the school board now meets on Thursdays. Mr. Brancati also noted that it would provide an extra day for the Ledger to report Lewisboro news. On Monday holidays, meetings will be held on Tuesdays.

On the motion by Mr. Brancati and second by Mr. DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that regular Town Board meetings shall take place on the first and third Mondays of the month, with such meetings held at the South Salem Library at 7:30 p.m. Work sessions will be held as the Board deems necessary on the second and fourth Mondays of the month at the South Salem Library.

SUPERVISOR – Appointment of Confidential Secretary

Mr. Brancati noted his appointment of Connie Green-O'Donnell as his Confidential Secretary for the year 2008.

FINANCE, DIRECTOR OF - Appointment of

Mr. Brancati noted his appointment of Virginia Bulzachelli-Todar as Director of Finance for the year 2008.

SUPERVISOR - Appointment of Deputy

Mr. Brancati noted his appointment of Joann Vasi as Deputy Supervisor for the year 2008.

TOWN CLERK – Appointment of Deputy

Supervisor Brancati noted the Town Clerk's reappointment of Florence Furdyna as her Deputy Town Clerk, Deputy Elections Officer and Deputy Registrar of Vital Statistics.

RECEIVER OF TAXES – Appointment of Deputy

Supervisor Brancati noted the Receiver of Taxes reappointment of Patricia DeFaber as her deputy.

HIGHWAY SUPERINTENDENT – Appointment of Deputy

Supervisor Brancati noted the Highway Superintendent's reappointment of Paul Olsen as his deputy.

TOWN HISTORIAN – Appointment

Supervisor Brancati announced that he had reappointed Maureen Koehl as Town Historian.

SUPERVISOR – Appointment of Liaisons

Supervisor Brancati noted his appointment of liaisons as follows:

Mr. Brancati will be liaison to the Assessor's Office, Building Department, Court Clerk, Emergency Management Committee, Grants, Highway Department, Library, Maintenance Department, Parks and Recreation Department, Planning Board, Police Department, Stormwater Management Committee, Receiver of Taxes office and Town Clerk's office.

Mr. Pavalow will be liaison to the Advisory Committee for the Disabled, the Antenna Advisory Board, the Cable Television Committee and the Katonah-Lewisboro School Board.

Mr. Perruzza will be liaison to the Architecture and Community Appearance Review Council, the Finance office and the Landmarks Advisory Committee.

Mr. Welsh will be liaison to the Conservation Advisory Council, the Housing Committee, the Lakes Committee, the Open Space Advisory Committee and the Recycling Center.

Mr. DeLucia will be liaison to the Oakridge and Wild Oaks Water and Sewer Districts, the Parks and Recreation Advisory Council and the Zoning Board of Appeals.

NEW BUSINESS

MINUTES – Approval of December 3, 2007 minutes

On motion by Mr. Brancati, seconded by Mr. DeLucia, the Board voted 3-0 with Mr. Pavalow and Mr. Welsh abstaining, to approve the minutes of December 3, 2007.

ASSOCIATION OF TOWNS – Announcement of Annual Meeting

Mr. Brancati announced that the Association of Towns annual meeting will be held in New York City from February 17 to February 20, 2008. Mrs. Vasi is the Town’s official delegate, and Mr. Brancati will be the alternate.

INSURANCE – Resolution re Indemnification of Officers, Employees and Volunteers

Mr. Brancati said the Board felt it was important to reaffirm the Town’s intention to provide insurance coverage for officers, employees and volunteers. Mr. DeLucia commented on the number of volunteers the Town needs, and the amount of time many dedicated volunteers donate to the Town.

Mr. Brancati said Public Officers Law Section 18 clearly states the positions that are covered, and the Board would like to reaffirm that coverage.

Mr. Welsh suggested that each volunteer be advised of the coverage afforded to them. Mr. Brancati suggested each appointee receive a packet of information relative to his/her position, including the insurance coverage information. Mr. Pavalow suggested that relevant committee information be posted on the Town’s website.

Mr. Brancati said the Town has more than adequate insurance for its officers, employees and volunteers. Mr. Pavalow asked if the limits have been reviewed lately. Mr. Brancati said they have been adjusted. Ms. Bacal said the Town has been assured that the coverage is more than adequate.

On motion by Mr. Brancati, seconded by Mr. DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

WHEREAS, on June 4, 1980 the Town Board of the Town of Lewisboro in accordance with the provisions of Section 18 of the Public Officers Law adopted a resolution indemnifying any and all officers and employees of the Town of Lewisboro, elected and appointed, from actions against

them as a result of their conduct in their position as a Town officer or employee, and hereby agrees to be held liable for the costs incurred in accordance with the provisions of Public Officers Law Section 18; and

WHEREAS, on June 10, 1986 the Town Board re-adopted the same resolution adopted on June 4, 1980, thereby confirming the Town’s intention to confer the benefits of Public Officer’s Law Section 18 upon the officers and employees of the Town; and

WHEREAS, it is the intention of the current Town Board to re-confirm its commitment to confer to the fullest extent the benefits of Public Officers Law Section 18 upon the officers and employees of the Town; and

WHEREAS, Public Officers Law Section 18 specifically identifies volunteers as those included within the definition of “appointed” town officials volunteers acting within the scope of their duties;

NOW THEREFORE BE IT RESOLVED, that in accordance with the provisions of Section 18 of the Public Officers Law, the Town of Lewisboro hereby indemnifies any and all officers and employees of the Town, elected and appointed, from actions against them as a result of their conduct in their position as a town officer or employee and hereby agrees to be held liable for the costs incurred in accordance with the provisions of Public Officers Law Section 18.

* * * * *

Ms. Bacal added that each official, employee and volunteer must be reminded that they must advise the Town Board immediately if they are served with a lawsuit so the Town’s insurer can be advised within the required 10 days.

EMERGENCY MANAGEMENT COMMITTEE – Establishment of Committee

The Board discussed the formation of an Emergency Management Committee. Mr. Pavalow suggested the Town contact the school district to see what they have done so there is a common plan. Mrs. Vasi said the Police Chief and Youth Officer work with the schools on all their emergencies. Mr. Brancati said the schools have a different mandate than the towns, and their preparedness is very impressive. However the school district has the largest buildings which can be used for shelter, and they have the buses needed for transportation. He added that the NIMS requirements make the municipality primarily responsible in an emergency.

Mr. Brancati said the Town had budgeted for an Emergency Manager and hopes to work with surrounding Towns to share the Manager. A hazard mitigation plan will be developed.

On motion by Mr. Brancati, seconded by Mr. DeLucia, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that the Town of Lewisboro hereby creates a committee hereinafter known as the Town of Lewisboro Emergency Management Committee (the "Committee").

Membership:

The Committee shall consist of the Lewisboro Emergency Manager, a member of the Lewisboro Police Department, Goldens Bridge Fire Department, South Salem Fire Department, Vista Fire Department, Lewisboro Volunteer Ambulance Corps, and Lewisboro Highway Department that is either to be the head of the department or their designee, as well as a member of the Town Board to be selected by the Supervisor, and a resident of the Town. All members of the Committee must be approved by the Town Board. Ad Hoc members may be added by the Town Board to the Committee upon the recommendation of the Committee for said Ad Hoc members. Committee members may from time to time be encouraged to complete training, and continuing education programs, which properly further the function of the Committee.

Terms:

The terms of four of the original appointed members shall be for one (1) year and the terms of the other five members originally appointed shall be for a period of two (2) years. After these original terms then all members shall appointed to two-year terms. If any member chooses to resign then another member may be appointed to fulfill the balance of the unexpired term. For those on the Committee that hold elected office, their position on this Committee shall expire at the end of their elected term, if they are re-elected then they may be reappointed to the committee to a new two year period.

Chairperson:

The Chairperson shall be the Emergency Manager for the Town of Lewisboro. All meetings of the Committee shall be held at the call of the Chairperson and at such other times as the Committee may determine. Such Chairperson shall preside at all meetings of the Committee unless absent, in which event the Committee shall choose a member to preside at said meeting.

Meetings:

Meetings shall be conducted on a regular basis and open to the public. Notice of the time, place, and location of such meetings shall be duly published in accordance with the laws of the State of New York. A simple majority of the current members of the Committee shall constitute a quorum and be necessary to transact business, vote, and make any recommendations to the Town Board for necessary actions. Minutes of the meeting shall be kept and maintained by the Committee.

Purpose:

The purpose of the Committee is to support the Lewisboro Town Board in ensuring that the Town of Lewisboro achieves, maintains, and wherever possible exceeds compliance with all federal and state requirements and regulations regarding emergency management for the Town; and ensuring that all measures are taken to preserve and protect the lives and property of all residents and property owners within the Town of Lewisboro.

Function:

The Committee shall be responsible for the following tasks assigned to it through the Town of Lewisboro Comprehensive Emergency Management Plan:

*update and maintain the Town Comprehensive Emergency Management Plan

*promote and ensure the participation of all town agencies in risk reduction activities

*coordinate with the Westchester County Office of Emergency Management to identify potential hazards in the Town of Lewisboro; determine the probable impact each of those hazards could have on people; delineate the geographic areas affected by potential hazards, plot them on maps, and designate them as hazard areas

*meet annually to identify specific hazard reduction and mitigation actions that could be taken for those hazards determined by the hazard analysis to be most significant in an effort to minimize or eliminate the impact of any such hazard on the people and infrastructure of the Town of Lewisboro; and further for each hazard reduction or mitigation action identified, the following information is to be included by the LEMC:

- a) a description of the action
- b) a statement on the technical feasibility of the action
- c) the estimated cost of the action
- d) the expected benefits of the action and the estimated monetary value of each benefit
- e) an estimate of the level of community support for each action

*consolidate hazard reductions or mitigation actions identified into a Risk Reduction Report that will prioritize and make recommendations concerning the identified actions; and the report shall be used by the Town to obtain funding for recommended programs.

*periodic assessment of the Town's capability to manage the emergencies that could be caused by the hazards identified in the Town is a critical part of Risk Reduction and as a result the Committee will, on an annual basis, assess the town's current capability for dealing with those significant hazards that have been identified and analyzed, including but not limited to:

- a) the likely time of onset of the hazard
- b) the preparedness level for the impacted area
- c) the existence of effective warning systems
- d) the means to respond to anticipated casualties and damage

*utilize the expertise of the LEM and Westchester County OEM to assist in their risk reduction assessment, and have them conduct table-top exercises based upon specific hazards and hazard areas identified by the Committee

*identify emergency response shortfalls and make recommendations for implementing corrective actions to be taken

*coordinate with the Westchester County OEM to conduct periodic exercises and drills to evaluate the Town’s capabilities and preparedness, including a full scale operational exercise that tests a major portion of the elements and responsibilities in the Town Comprehensive Emergency Management Plan, and regular drills to test readiness of warning and communication equipment

*provide education on hazards to the young adult and adult residents in Town, make the public aware of existing hazards in Town, and familiarize the public with the kind of protective measures that the Town has developed to respond to any emergency arising from the hazard; and this education will cover all significant hazards, be available free of charge, and be provided through the school district, public forums as deemed necessary by the Commitee, and the distribution of essential information in pamphlets, fliers, and other materials developed by local, county, state, and federal emergency agencies.

FINANCE – Request to Transfer Funds in Highway Budget

On motion by Mr. Brancati, seconded by Mr. DeLucia the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that the Director of Finance be and hereby is authorized to make the following transfers in the Highway Fund:

FROM:

- D5112.4 Resurfacing & Drainage to D5110.41 Gasoline & Diesel \$2165
- D5112.4 Resurfacing & Drainage to D5142.45 Meal Tickets \$994
- D5112.4 Resurfacing & Drainage to D5110.11 Overtime \$16,596
- D5112.4 Resurfacing & Drainage to D5142.1 Snow Removal \$10,219
- D5112.43 Catch Basins and Pipes to D5142.1 Snow Removal \$21,852
- D5142.44 Magnesium Chloride to D5142.1 Snow Removal \$5,555
- D5142.47 Sand to D5142.1 Snow Removal \$3,000
- D5110.44 Vehicle Leases to D5142.1 Snow Removal \$370
- D5110.44 Vehicle Leases to HM1997.0400 Maint/Highway/Generator/Truck \$24,979

CLAIMS – Approved for Payment

On motion by Mr. Perruzza, seconded by Mr. DeLucia the Board voted 5-0 to approve the payment of claims in the amount of \$243,072.49, and a supplemental audit of \$75.28.

POLLING OF THE BOARD

Mr. Brancati introduced himself and the members of the Board.

Mr. DeLucia congratulated Supervisor Brancati on his first meeting, and welcomed the new Board members.

MEETINGS – Dates Set

Mr. Brancati announced that the next regular meeting of the Board will be held on Monday, January 14, 2008, at 7:30 p.m. at the South Salem Library. A work session will be held on January 22, 2008 at the John Jay High School Library at 7:30 p.m.

PUBLIC COMMENT PERIOD

There was no comment from the public.

EXECUTIVE SESSION – Employment History, Litigation

On motion by Mr. Brancati, seconded by Mr. Perruzza, the Board voted 5-0 to go into executive session to discuss the employment history of a particular person, and to meet with the Town Attorney to discuss pending litigation.

On motion by Mr. DeLucia, seconded by Mr. Brancati the Board voted 5-0 to come out of executive session.

TOWN ATTORNEY - Retroactive Appointment

On motion by Mr. Brancati, seconded by Mr. Perruzza, the Board voted as follows:

THE VOTE:	Yes	- Brancati, DeLucia, Pavalow, Perruzza, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

WHEREAS, on February 7, 2006 the Town Board re-established in accordance with Town Law Section 20 (2) the Office of Town Attorney formerly established by resolutions of the Town Board on January 4, 1965 and abolished by the Town Board on January 23, 1996; and

WHEREAS, the Town Board appointed Jessica Bacal, Esq. to the position of Town Attorney on February 7, 2006; and

WHEREAS, the then-Supervisor-elect Edward P. Mahoney notified Ms. Bacal in December 2005 of the new Town Board’s intention to re-establish the Office of Town Attorney and to appoint Ms. Bacal to the position of Town Attorney at the Board’s Organizational Meeting to be held in January 2006; and

WHEREAS, Supervisor-Elect Mahoney requested in December 2005 that Ms. Bacal clear her calendar in order to provide legal services to the Town as Town Attorney as of January 1, 2006; and

WHEREAS, Ms. Bacal did, in fact, provide legal services to the Town Board commencing January 1, 2006, such services having included preparation of Town Board resolutions, legal research as requested by the Supervisor and Town Board members, and legal guidance regarding numerous issues, including applicability of the Open Meetings Law and the prohibition on informal meetings of three or more Town Board members, well as explanation to the Town Board of recent legislation such as the increased penalty for failure to file a subdivision map as set forth in Real Property Law Section 334 effective January 1, 2006; and

WHEREAS, the Town Board inadvertently did not appoint Ms. Bacal to the position of Town Attorney until February 7, 2006; and

WHEREAS, it is this Board's intention to correct such procedural error.

NOW THEREFORE BE IT

RESOLVED, the Town Board hereby appoints Ms. Bacal retroactively to the position of Town Attorney as of January 1, 2006 and authorizes retroactive payment of salary for the time period of January 1, 2006 through February 7, 2006.

ADJOURNMENT

On motion by Mr. DeLucia, seconded by Mr. Perruzza the Board voted to adjourn at 11:10 p.m.

Kathleen G. Cory
Town Clerk