

A meeting of the Town Board of the Town of Lewisboro, Westchester County, New York, was held on March 7, 2006 at 7:30 p.m. at the Town House, 11 Main Street, South Salem, New York.

PRESENT: Supervisor - Edward P. Mahoney
Councilmen - Peter DeLucia, Al Perruzza, Suzanne Whalen
Town Clerk - Kathleen G. Cory
Town Attorney - Jessica Bacal

ABSENT: Councilman - Allen Hershkowitz

Also attending were Deputy Supervisor Joann Vasi and Facilities Maintenance Manager Joel Smith.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Tim Konetchy of Boy Scout Troop 1.

MINUTES – Approved

On motion by Mr. Mahoney, seconded by Mr. Perruzza, the Board approved the minutes of February 14 and February 21.

PUBLIC COMMENT PERIOD

Richard Sklarin of 80 Park Road, Goldens Bridge, expressed his confidence that the Board would move forward with community-driven leadership on the Library/Town Campus plan.

SUPERINTENDENT OF HIGHWAYS – Commendation re Training

A letter from the Cornell University Local Roads Program was reviewed in which the Town was advised that Highway Superintendent Peter Ripperger has completed the requirements for Level 1 of the Road Master recognition program. The program provides knowledge of the fundamentals of road maintenance and management techniques. The Board congratulated Mr. Ripperger on his achievement.

PARKS AND RECREATION – Town Park – LBA Concession Stand

The Board discussed a request from the Lewisboro Baseball Association for permission to construct a concession stand, pressbox and restroom in the Town Park near the Little League field. The plan has the approval of the Parks and Recreation Advisory Council. Concern was expressed that the bathroom be connected to the septic system by May 27 so as not to disrupt the pool operation. Mr. Mahoney said he didn't think that would be a problem.

Mr. DeLucia said he understood that the application would move forward with the Planning Board, and if the Health Department permit was not received during that process, the concession stand would be built without it and the bathroom would be added later.

Mr. Mahoney said the project is community-driven project and he would like to see it built. Mr. DeLucia said the facility will not increase the number of people using the park but it will make it more convenient to access a restroom.

Town Engineer Tom Altermatt said he is meeting tomorrow with the Health Department to review preliminary designs. The Health Department wants the Town to prove that the existing septic system is more than adequate. He has had trouble finding a report prepared five or six years ago. Mr. Perruzza said he attended a recent meeting of the Parks and Recreation Advisory Council as liaison and they asked if the Board could expedite the approval process.

Town Planner Will Agresta reminded the Board that they must make a formal resolution referring the project to the Architecture and Community Appearance Review Council in accordance with the Town Code.

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

THE VOTE:	Yes	- Mahoney, DeLucia, Perruzza, Whalen	(4)
	No	- None	(0)
	Absent	- Hershkowitz	(1)

RESOLUTION

RESOLVED, that the Town Board does hereby refer the Lewisboro Baseball Association plans for a concession stand, press box and bathroom at Town Park to the Architecture and Community Appearance Review Council for their review and recommendation.

PARKS AND RECREATION – Town Pool – Approve Payment of Invoice

The Board reviewed a payment request from Scott Pools. The Town Attorney Jessica Bacal advised that she had reviewed and approved the bill. Mrs. Whalen asked where the money was coming from. It was noted it is being paid from the Town’s fund balance. She said there is a balance that will be due of \$1,070,000 for the remainder of the pool work and stated that the Town should promptly move to bond that balance.

Mrs. Whalen questioned the status of the pool construction manager. It was unclear whether the firm had agreed to the Board’s terms. Mr. Perruzza will contact the Superintendent of Recreation to tell her to go forward with the services of the construction management firm.

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

THE VOTE:	Yes	- Mahoney, DeLucia, Perruzza, Whalen	(4)
	No	- None	(0)
	Absent	- Hershkowitz	(1)

RESOLUTION

RESOLVED, that the Town Board does hereby authorize payment No. 5 to Scott Pools in the amount of \$233,581.50.

PARKS AND RECREATION – Town Pool – Award Electric Contract

The Board reviewed the bids received for electrical work at the Town pool. It was noted that the low bidder was D’Amico Electric and their references were checked and found to be excellent. The Town Attorney advised that she had reviewed the bid and it was in order. Mrs. Whalen questioned how much was budgeted (the answer is \$45,000) and where the balance was coming from. The Board will keep the additional money tagged and will add it to the total of invoices presented so far. Mr. Perruzza said any time a bill is presented the Board should also be advised as to the percentage of work that is completed.

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

THE VOTE:	Yes	- Mahoney, DeLucia, Perruzza, Whalen	(4)
	No	- None	(0)
	Absent	- Hershkowitz	(1)

RESOLUTION

RESOLVED, that the Town Board does hereby accept the bid of D’Amico Electric of Bedford Hills, New York for electrical work at the Town Pool in the amount of \$62,000.

PARKS AND RECREATION – Award Contract for Brochures

The Board reviewed a memo from the Superintendent of Recreation regarding bids for printing of brochures for their programs.

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

THE VOTE:	Yes	- Mahoney, DeLucia, Perruzza, Whalen	(4)
	No	- None	(0)
	Absent	- Hershkowitz	(1)

RESOLUTION

RESOLVED, that the Town Board does hereby accept the bid of Graphic Image of Milford, Connecticut for preparation of brochures for the Parks and Recreation Department in the amount of \$12,940.

TOWN PROPERTY – ADA Compliance and Facilities Upgrades

Town Planning Consultant Will Agresta and the Town Engineer Tom Altermatt reviewed their work on a traffic and parking plan for the Town House campus. Mr. Agresta reviewed the plans which include 8-foot-wide parking spaces and 6-foot-wide sidewalks. Plans A and B outlined areas needed for traffic and parking, and areas that were available for other uses. Mr. Altermatt explained the details of parking spaces, etc.

Mr. Agresta said they developed two schemes, the only difference between them being the location of the driveway near the post office. Mr. Altermatt displayed a third drawing showing the proposed addition to the library overlaid on an earlier drawing to show how parking spaces would be eliminated and the walkways would be changed. Mr. Agresta said there are not a lot of options regarding traffic circulation. They are trying to provide two-way traffic circulation. Separation of traffic and pedestrians is very important. One advantage of putting the driveway into Keeler Field was that it enhanced the campus green space feel, keeping the roadway to the outside.

Mr. Agresta said the Town's needs are unknown at this time. He said the Town Board has to study that question in order to be sure the Town has enough land to do what it has to do. In the past there was a plan to build a large building but that has changed. He said the Town Board has to be sure to keep enough land for the Town's needs. He also noted there is land needed for stormwater management and the Board must make some decisions on that. Mr. Agresta said the traffic circulation improvements would have to be part of any construction done at the library. He said it is hard to add more building without addressing traffic and safety issues.

Mr. DeLucia said the Board is the primary applicant to get the circulation plan approved. He asked if the library can move forward once the circulation plan is approved, or would the Town and library go in tandem. Mr. Agresta said the library can always operate simultaneously with the Town in a joint application. He said septic, circulation and parking are interrelated. He also said that currently the library sits on its own parcel. Some level of land swap needs to occur, and a lot line change is another application. Mr. Agresta said it is important that the Town reserve land for its needs.

Mr. Altermatt said a third applicant is the post office. No matter what alternative is chosen for the access road it will be crossing the Post Office property. Mrs. Whalen asked if a new plan has been presented to ACARC. Mr. Mahoney asked what the Town Board has to do to move the plan along. Mr. Altermatt said the stormwater system has also to be decided upon. Mr. DeLucia said the Town Board needs to find out how much the improvements will cost.

Mr. Altermatt said landscaping and lighting and drainage are also costs to be considered. The septic system is expected to cost about \$380,000. Mr. Perruzza asked if there was a significant cost difference between the plans. Mr. Altermatt said there is probably not a big cost difference. Mr. Altermatt said it is a substantial cost to renovate the campus. Mr. Mahoney asked again what the Board has to do to move things along. Mr. DeLucia said the Board wants to be sure that whatever they do doesn't limit expansion possibilities at the Town House. The priority is what space is available for expansion and ADA compliance at the Town House. All the other

buildings on the campus also have to be accommodated. The Town also has to be careful to be good neighbors. If the Board goes into Keeler field that also has to be protected, as does the "Thibdeau Park" area.

Mr. Agresta said the first step is starting to define how much of the campus we want to reserve for Town needs in the immediate and long term, both in buildings and septic capacity. The septic system has a finite capacity and that relates to uses. Once the Town decides how much to reserve for its own use, what's left over can be assigned to other projects such as the library and Post Office. Mr. Agresta said the next step is for the Town Board to decide which of the two options to choose relative to the driveway. There are only two options with permutations to each option. That is the next big decision the Board has to make.

Mr. Mahoney said this is the plan the Board has in front of it. He noted the Town House has its own issues and those are not going away. The only set plan in front of the Board is the library and they are ready to go forward. He said he didn't think the Town Board is in a position to jump in with a plan and that has been the pattern going back 30 years.

Mr. DeLucia noted that if the Town is to make improvements along with the library, the Board has to be sure it has the finances, and is that financing coming out of the surplus or are we going to be bonding? Is all the work going to be done at one time? Mr. DeLucia noted that the meeting room is crowded tonight as the Town doesn't have an adequate Town-owned meeting room.

Mrs. Whalen said when the Board was presented this traffic circulation flow it was the first step to support the library. If we can support their traffic then we can move on with their plan. The whole consideration was whether or not it would impact on the Town and our future plans. She noted in the past the consultants had made overlays to show the impact of an addition on the Town House. She said the Board was in favor of that plan because it didn't restrict possibilities for the Town in the future. The only real question is septic probably, how much capacity we would need. That is why we went with these circulation plans to help move the library along, step by step.

Mr. DeLucia said the Town will have to do paving, etc. and said if a price is going to be figured it should include all the Town's needs. Otherwise at the end of the day we'll have a bigger library and "we'll still be sitting in this room with everybody cramped in" Mr. Mahoney added "and you're not doing anything about your ADA problem."

Mrs. Whalen said the Board's thought was that just for circulation purposes that improvement would benefit the Town campus either way. It's almost a "must", and it will not inhibit our ADA or any other plans we want to do. She said she thought the point here tonight was to look at these two plans, look at them as revised with ACARC's suggestions, and help give them a focus forward.

Mr. DeLucia said he agreed but the Board is going to have to look at some money issues here. He said it wouldn't make sense to make the improvements for the library and then have to rip it up to add a wing onto the Town House. Mrs. Whalen said that would mean setbacks for the library because the Town is not anywhere near having a plan in place for the Town House. The

Town Board is just looking to be sure they are not limiting what could be done in the future. If the Board tries to tie it all in together in one project, the library project will never happen.

Mr. Mahoney said he felt the Town was locked into a situation where people are very comfortable with the infrastructure of the Town and if the Board tries to push it forward people will say "I don't want to spend the money." He said perhaps the Town is at that crossroads, and sometimes you have to do things. Mr. Mahoney said the Board wants to do everything possible to get the library on the fast-track, coordinate with all the appropriate agencies, and go to the Town and say "this is a potential of what we can do with the Town campus."

Mr. Perruzza said the issue is short-term vs. long-term. Any time you want to build in flexibility it costs either in dollars or time. We do not have a master plan of this campus at this moment. The Town has some clear needs. There are several plans on the table, A, B, and modified. There are a few overriding immovables, one of which is septic. He asked if the septic could be moved. Mr. Altermatt said that is the only possible location. Mr. Perruzza said that is an immovable. The next level of criteria would be how to get the most "bang" for whatever the enhancement is as well as safety. He was concerned that one plan has a line of sight issue, the other plan has a walkway. There is a safety consideration. Then it comes down to the pros and cons of each plan and what the dollars are. If the Board makes this a multi-year project it will take too long.

Mr. DeLucia said the Board has to come up with something with the most options for the Town. As the Board is doing that, we need a dollar estimate from the consultants for what it will cost and we have to work in tandem with the money we have with what was proposed for the Town House. At the same time we can possibly get some other things accomplished, add onto the Town House, add a meeting room.

Mr. Perruzza said that would be a separate initiative, with space left on the plan for the Town to do that. Mr. Altermatt said there are some safety issues on the site today. The Town must address the safety issue. Another part of all the alternatives is the elimination of the central driveway. When you take out the central driveway you have more traffic on the other two driveways, therefore you will have to bring them up to today's standards. There will have to be one site plan. Mr. Agresta said if the Town wants to add onto the Town House, it should be done while the site is a construction site and not the year after the library. Mrs. Whalen asked if the consultants still had the overlay drawings. Mr. Agresta said they didn't have them with them, but they were still valid with either driveway scenario. Mr. Agresta said the latest plan does bring the library a little closer to the Town House, there would be less separation between the two buildings, and it does shift the parking a bit.

Mr. Perruzza asked what the compromise could be that has the least amount of issues and what areas could be compromised--the number of parking spots, landscaping? Mr. Agresta said the first area that he would compromise would probably be on the location of parking, only because he believes that landscaping plays two important roles, one of which is that it diminishes the relative impacts of the facility on the surrounding neighborhood, and the second thing is also mitigates the impact of the buildings and uses on each other. He said good separation is needed between buildings and parking and driving and defensible space for pedestrians and It should also be attractive in the sense of appearance and appeal. Mr. Agresta stressed that landscaping

“grounds everything.” On this particular site, the parking is the one thing that the Board will have to compromise on which means people have to walk a little further.

Mr. Agresta said in compromising the parking they are shifting it to places on the site that also accommodate other uses. For example, the recycling area is also a storage area for highway materials. Those materials would have to be relocated elsewhere. Mr. Altermatt said parking needs to be close to the facility it serves.

Mr. DeLucia questioned the loading dock at the Post Office. Mr. Altermatt said one plan addresses it better—they have tried to show it on their plans, but there will definitely be some changes to the Post Office building. In the past the owners of the building have asked who is going to pay for the changes.

Mrs. Whalen also questioned the provision for handicapped parking. Mr. Agresta said any handicapped parking would require extra space for aisle areas, so two handicapped spaces is equivalent to three parking spaces. The handicapped parking would be created through the use of striping. The consultants have tried to create a lot of parking knowing that some will be eliminated by the creation of handicapped parking.

Mr. DeLucia said the Board has to make a decision on what plan they want to use. Ms. Bacal suggested the Board set a work session for just this topic. Mr. Perruzza suggested that the Board should prepare what the criteria are for the decision. The first thing is “do we have any specific plans for the Town campus going forward? Yes or no, and if the answer is yes what are they. And once we decide that, what is the future, what are the criteria, usage, safety, flexibility, cost. Then if we haven’t missed anything, we have to go forward.” He said it appears to him that no plan has a vast majority, there are issues on both sides. He said “somewhere we have to get traffic in and get it out. After a while the decisions get pretty narrow. It will not be a subjective decision. Which of these plans give the most return. And whatever does not give a return, how can it be mitigated?”

Mr. DeLucia asked the consultants for a ballpark figure on costs for stormwater, runoff, blacktop, and landscaping. Mr. Mahoney said he would like to come out of the work session and say “here’s what we’ve got. These are our options.” He said he didn’t want to drag this out for six months. Mr. DeLucia noted the decisions will impact Main Street and the neighbors.

Mr. Mahoney said there is nothing new here. After the work session he wants to come out of that with a distinctive plan and go forward.

Mrs. Whalen asked the consultants when they would have the information they need. Mr. Agresta said a ballpark estimate of costs and feasibility, and septic capacity could be provided by April 11.

Peter Parsons, speaking on behalf of the library, reminded the Board that the Post Office property is privately owned and the owners’ agreement is needed to do anything. If the Town is going to change that building someone is going to have to pay for it. He also noted that three parking studies have been done on the property. One study assumed the full expansion of the whole site.

He said most of the space in the new library proposal is being used for books and should not affect parking. Mr. Parsons said there are about 90 parking spaces shown on the plan but it may be that 65 or 70 are currently needed. Mr. Altermatt said there are about that number shown around the buildings and the added lots are for overflow parking.

Richard Ostroff of 7 Main Street said there is a reason there have been “a hundred meetings” and said the Board has to look at the hamlet, and the library has to be something that fits in the neighborhood.

TOWN PROPERTY - Onatru Farmhouse – Plans for Structural Repair

Architect Edward Ozols did not appear to discuss his plans for structural repairs at the Onatru farmhouse.

TOWN CLERK – Request to Change Title for Office Assistant

The Board discussed a request from the Town Clerk to change the title of her office assistant to Secretary to the Town Clerk to allow her to work more hours. Mrs. Whalen asked why there was a need for more work now. Mrs. Cory explained that the office must be staffed at all times and when one person is on vacation it is difficult to keep the office staffed with the limitation on the office assistant’s hours. After discussion the Board decided to take the matter up in executive session.

DOGS – Authorize Contract with SPCA

It was noted that the contract has two addenda, one dealing with fuel costs, and one dealing with feral cats. Mrs. Cory asked that the contract be approved pending approval of the Town Attorney.

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

THE VOTE:	Yes	- Mahoney, DeLucia, Perruzza, Whalen	(4)
	No	- None	(0)
	Absent	- Hershkowitz	(1)

RESOLUTION

RESOLVED, that the Supervisor be and hereby is authorized to sign the annual contract with the SPCA, pending the approval of the Town Attorney.

COPIERS – Authorize Service Contract for Onatru Copier

The Board reviewed a request for a service contract for a copying machine for Onatru farmhouse.

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

THE VOTE:	Yes	- Mahoney, DeLucia, Perruzza, Whalen	(4)
	No	- None	(0)
	Absent	- Hershkowitz	(1)

RESOLUTION

RESOLVED, that the Town Board does hereby authorize a service agreement with Vista Digital Solutions, Inc. for service on the copying machine at Onatru farmhouse.

PARKS AND RECREATION - Authority to Attend Conference

On motion by Mr. Mahoney, seconded by Mrs. Whalen, the Board voted as follows:

THE VOTE:	Yes	- Mahoney, DeLucia, Perruzza, Whalen	(4)
	No	- None	(0)
	Absent	- Hershkowitz	(1)

RESOLUTION

RESOLVED, that Dana Mayclim and Amy Maltese be and hereby are authorized to attend the 2006 conference of the New York State Parks and Recreation Society in Kerhonkson, New York.

ASSESSMENT AND TAXATION – Veteran’s Exemption Increase/Draft Law Authorized

The Board reviewed changes to veterans’ exemptions and exemptions granted to emergency volunteers. The county has adopted the new maximum amount for the veteran’s exemption. Ms. Bacal said the exemption for volunteers is a new law. The State legislature has given a meaningful tax break to volunteers in fire departments and ambulance corps. To implement the provision a local law is needed. She asked the Board to authorize her to draft the required law, and the Board did so.

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

THE VOTE:	Yes	- Mahoney, DeLucia, Perruzza, Whalen	(4)
	No	- None	(0)
	Absent	- Hershkowitz	(1)

RESOLUTION

RESOLVED, that the Town Attorney be and hereby is authorized to draft legislation regarding a tax exemption for members of volunteer emergency service organizations.

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Regarding the veteran’s exemption, the Board voted as follows, on motion by Mr. Mahoney, seconded by Mr. DeLucia:

vs. the County of Westchester, et al has been settled and there will be no money owed by the Town of Lewisboro.

Ms. Bacal also reported that the RFPs for consultants will be going out at the end of the week.

POSTAGE MACHINE – Purchase Authorized for Onatru Farmhouse

The Town Clerk advised the Board of a problem with a postage machine at Onatru Farmhouse. Their machine is broken and must be replaced. The postal service is requiring digital machines by the end of the year, and a new machine would meet that requirement. The Board reviewed the estimates received and authorized a purchase as follows:

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

THE VOTE:	Yes	- Mahoney, DeLucia, Perruzza, Whalen	(4)
	No	- None	(0)
	Absent	- Hershkowitz	(1)

RESOLUTION

RESOLVED, that the Town Board does hereby authorize the purchase of a postage machine for Onatru Farmhouse from the Neopost Company, and the required meter lease, and be it further

RESOLVED, that the Supervisor be and hereby is authorized to sign any necessary documents.

POLICE DEPARTMENT – Authorize Agreement re Radios

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

THE VOTE:	Yes	- Mahoney, DeLucia, Perruzza, Whalen	(4)
	No	- None	(0)
	Absent	- Hershkowitz	(1)

RESOLUTION

RESOLVED, that the Town Board does hereby authorize the renewal of an agreement with Metrocomm Wireless for police radios.

CLAIMS – Approved for Payment

On motion by Mr. Mahoney, seconded by Mrs. Whalen, claims in the amount of \$189,644.87 were approved for payment. An additional amount of \$233,581.50 was approved separately, bringing the total paid to \$423,226.37.

TOWN BOARD REPORTS

Disaster Preparedness

Mr. Perruzza noted there is an upcoming emergency preparedness workshop. The Police Chief said almost everyone in his department is certified in the National Incident Management System. He said Joel Smith will be attending the meeting. Chief Marchiano said he took the certification course on-line. He said Ms. Bacal has seen a disaster drill first-hand and can agree it is complicated. Ms. Bacal said Frank Kelly has been appointed as chairman of the Emergency Preparedness Task Force and he or someone else from the committee will attend. Ms. Bacal noted that expected funding has not been received for emergency preparedness.

Indian Point Nuclear Plant

Mr. DeLucia commented on the emergency evacuation plan for Indian Point nuclear plant. The evacuation plan calls for school children to be evacuated to John Jay High School in Cross River. Last Saturday the Town's State Senator Vincent Leibell and Assemblyman Adam Bradley held meetings with their constituents and found it difficult to travel from Montrose to this area even without traffic. Mr. DeLucia said there is a lot of concern about the evacuation plan.

CELLULAR TOWERS – Notice re Meeting

Mr. Mahoney noted that representatives of Crown Communications will be attending the March 21 Town Board meeting to make a presentation regarding a planned cell tower to be constructed on State-owned property on Route 22, south of the shopping center in Goldens Bridge. Mr. Mahoney said the tower will serve emergency services including the State Police, the Metropolitan Transportation Authority, fire responders, etc. Mr. DeLucia said it will be an important tower for emergency communications. It was noted that no municipal approvals are required for the State to construct the tower.

A location for the meeting will be announced shortly.

HOUSING – Affordable Housing re Vista Fire Department

Mr. DeLucia commented on a meeting of the Vista Fire Department at which AHOME made a presentation about affordable housing. The Fire Department is interested in securing housing for their younger volunteers. It was suggested that perhaps a couple of units could be built at the firehouse itself. Another possibility mentioned was to use a condominium unit that the Town has acquired through foreclosure. Mr. DeLucia suggested that the Town keep the unit and rent it as an affordable housing unit.

PUBLIC COMMENT PERIOD

Town Property – Town House Campus

Lou Taffera of Main Street, South Salem addressed the Board regarding the consultant’s presentation for the Town House campus. He noted that the consultant mentioned six-foot sidewalks among other improvements. Mr. Taffera noted that a six-foot sidewalk is an urban standard and not necessary here. He also said there was a safety concern about the driveway, and it was felt that going into the Keeler ballfield area would be safer. He said parking lots often have right-angle turns, and traffic is moving very slowly. Mr. Taffera also spoke in opposition to changing the orientation of the Post Office parking, to the rear of the building. The expense of changing the drainage system was also noted. Regarding parking, Mr. Taffera said the parking planned shows between 107 and 124 spaces, and questioned if that many were needed. He strongly suggested that someone sit down with the consultants and review just what is really needed for improvements.

Tom Herzog of Woodway, South Salem said he was always afraid of what the consultants had in mind for the campus. He said he didn’t want the campus lot to look like a commercial parking lot such as Wal-Mart.

EXECUTIVE SESSION - Employment History, Litigation, Lease/Purchase or Sale of Real Property

On motion by Mr. Mahoney, seconded by Mr. DeLucia, the Board voted 4-0 to go into executive session for the purposes of discussing the employment history of a particular person, litigation, and the lease, purchase or sale of real property.

On motion by Mr. Mahoney, seconded by Mr. Perruzza, the Board voted to come out of executive session at 12:15 a.m.

TOWN ATTORNEY – Litigation Counsel

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

THE VOTE:	Yes	- Mahoney, DeLucia, Perruzza, Whalen	(4)
	No	- None	(0)
	Absent	- Hershkowitz	(1)

RESOLUTION

RESOLVED, that the Town Board hereby agrees to hire litigation counsel at an hourly rate not to exceed \$180.00 per hour, and be it further

RESOLVED, that the Town Clerk be and hereby is authorized to issue a Request for Proposals for litigation counsel.

CONSERVATION ADVISORY COUNCIL – Appointment of Members and Chairman

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

THE VOTE:	Yes	- Mahoney, DeLucia, Perruzza, Whalen	(4)
	No	- None	(0)
	Absent	- Hershkowitz	(1)

RESOLUTION

RESOLVED, that Gerald F. Clark, James Greaves and Ruth Gretz be and hereby are appointed as members of the Conservation Advisory Council for two-year terms ending December 31, 2007; and be it further

RESOLVED, that Gerald F. Clark be and hereby is appointed Chairman of the Conservation Advisory Council for a term ending December 31, 2006.

WILD OAKS SEWER DISTRICT – Discussion re Grants

The Board discussed a grant for work at the Wild Oaks Sewage Treatment Plant.

ADJOURNMENT

On motion by Mr. Mahoney, seconded by Mrs. Whalen, the Board voted to adjourn at 1:15 a.m.

Kathleen G. Cory
Town Clerk