

A meeting of the Town Board of the Town of Lewisboro, Westchester County, New York, was held on February 25, 2019 at 7:30 p.m. at the Lewisboro Library, 15 Main Street, South Salem, New York.

PRESENT:

| | |
|-----------------|--|
| Supervisor | Peter Parsons |
| Council Members | Jane Crimmins, John Pappalardo, Daniel Welsh |
| Town Clerk | Janet Donohue |
| Absent | Tony Gonçalves |

Also attending was the Attorney for the Town Jennifer Herodes, Facilities Maintenance Manager Joel Smith, Facilities Maintenance Employee Shawn Johannessen, Comptroller Leo Masterson, Parks and Recreation Superintendent Dana Mayclim, Park and Recreation staff Michael Portnoy and Highway Superintendent Peter Ripperger.

Approximately 17 residents/observers.

Supervisor Parsons called the meeting to order at 7:30 p.m.

EMERGENCY PROCEDURE

Supervisor Parsons noted the exits to be used in the event of an emergency.

PLEDGE OF ALLEGIANCE

The Supervisor led the Pledge of Allegiance to the flag.

ACCESSORY WINERIES – Review Negative Declaration & EAF (7:41 – 7:46 p.m.)

Jason Krellenstein, attorney for Gossett's Farm and the South Salem Winery, submitted an Environmental Assessment Form to the Town Board (see attached). The Board also received the State Environmental Quality Review Negative Declaration (see attached).

On motion by Supervisor Parsons, seconded by Ms. Crimmins, the Board voted as follows:

| | | | |
|-----------|--------|--|-----|
| THE VOTE: | Yes | - Parsons, Crimmins, Pappalardo, Welsh | (4) |
| | No | - None | (0) |
| | Absent | - Gonçalves | (1) |

TOWN OF LEWISBORO
County of Westchester, State of New York

**RESOLUTION OF ADOPTION
LOCAL LAW NO. 1 OF 2019**

WHEREAS, an amendment to Sections 220-2, 220-23, 220-32 and 220-43.6 of Chapter 220 of the Lewisboro Town Code, entitled “ZONING,” which will amend the zoning regulations of the Town of Lewisboro in order to allow accessory wineries, microbreweries and craft distilleries in the residential districts by special use permit, has been introduced before the Town Board of the Town of Lewisboro; and

WHEREAS, a public hearing was held on November 26, 2018, upon notice duly published and posted; and

WHEREAS, public discussion was heard at such hearing concerning the merits of said local law; and

WHEREAS, the proposed local law was submitted to the Planning Board for review and recommendations, and the Town Board has received and taken into consideration comments received by the Planning Board and the Town’s engineering consultants, and

WHEREAS, the Town Board wishes to amend Sections 220-2, 220-23, 220-32 and 220-43.6 of Chapter 220 of the Lewisboro Town Code, entitled “ZONING,” which will amend the zoning regulations of the Town of Lewisboro in order to allow accessory wineries, microbreweries and craft distilleries in the residential districts by special use permit; and

WHEREAS, in accordance with Article 8 of the Environmental Conservation Law (the State Environmental Quality Review Act) and 6 NYCRR Part 617 of the implementing regulations, the proposed action has been determined to be a Type I Action; and

WHEREAS, the Town Board of the Town of Lewisboro has reviewed the Full Environmental Assessment Form submitted for the project, and has completed review of the project; and

WHEREAS, the Town Board of the Town of Lewisboro hereby issues a negative declaration of significance pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law, in that it has determined that the proposed action will not have a significant environmental impact and that a Draft Environmental Impact Statement will not be prepared; and

WHEREAS, the Town Board finds that the proposed amendments will promote the health, safety and general welfare of the public of the Town of Lewisboro; and

THEREFORE BE IT RESOLVED that the Town Board hereby amends Sections 220-2, 220-23, 220-32 and 220-43.6 of Chapter 220 of the Lewisboro Town Code, entitled “ZONING,” in order to allow accessory wineries, microbreweries and craft distilleries in the residential districts by special use permit; and

BE IT FURTHER RESOLVED, that the aforementioned local law is hereby enacted by the Town Board; and

BE IT FURTHER RESOLVED, that a true copy of the law is attached hereto and made a part hereof.

TOWN OF LEWISBORO

LOCAL LAW NUMBER 1-2019 OF THE TOWN OF LEWISBORO

**AMENDMENT TO CHAPTER 220, SECTIONS 220-2, 220-23, 220-32 and 220-43.6 OF THE
LEWISBORO TOWN CODE**

BE IT ENACTED by the Town Board of the Town of Lewisboro, Westchester County, New York, as follows:

Section 1. Chapter 220, Section 220-2, entitled “Definitions and word usage” is hereby amended to add the definition of “Accessory Winery,” to read as follows:

ACCESSORY CRAFT DISTILLERY - A manufacturing facility or establishment engaged in the manufacturing of specialty or craft spirits in limited quantities, with an emphasis on quality, flavor and technique and which may include an area for tasting and for the sale of spirits and related items and accessories.

ACCESSORY MICROBREWERY - A manufacturing facility or establishment engaged in the manufacturing of specialty or craft beer in limited quantities, with an emphasis on quality, flavor and brewing technique and which may include an area for beer tasting and for the sale of beer, and beer related items and accessories.

ACCESSORY WINERY – A manufacturing facility or establishment engaged in the processing of grapes to produce wine and cider and which may include an area for wine tasting and for the sale of wine and cider, and wine and cider related items and accessories.

Section 2. Chapter 220, Section 220-23(A)(20), entitled “Schedule of regulations for residential districts,” is hereby enacted to read as follows:

§ 220-23. Schedule of regulations for residential districts.

A. Permitted principal uses in R-4A, R-2A, R-1A, R-1/2A and R-1/4A Districts are as follows:

(20) *Accessory winery, accessory microbrewery and accessory craft distillery.

Section 3. Chapter 220, Section 220-32(B)(2)(h), entitled “Special permit uses,” is hereby amended to read as follows:

§ 220-32. Special permit uses.

B. Approving agency. Application for special permit uses shall be reviewed and acted upon by the Planning Board with the following exceptions:

(2) The Zoning Board of Appeals is hereby designated and authorized to review and take action on applications for the following special uses:

(h) Accessory winery, accessory microbrewery and accessory craft distillery.

Section 4. Chapter 220, Section 220-43.6, entitled “Accessory winery, accessory microbrewery and accessory craft distillery” is hereby enacted to read as follows:

§ 220-43.6. Accessory winery, accessory microbrewery and accessory craft distillery.

A. Purpose. The purpose and intent of this section is to permit and encourage the expansion of local agribusiness so as to enhance opportunities for local farming operations, stimulate interest in the Town and thereby foster tourism, invite further creative investment by existing agribusinesses, and assist and enable the entrepreneurial development of farming and agricultural endeavors. In furtherance of these purposes, specific conditions are set forth herein for accessory wineries, accessory microbreweries and accessory craft distilleries.

B. Accessory wineries, accessory microbreweries and accessory craft distilleries, as defined in this chapter, shall be special uses as follows:

(1) An accessory winery, accessory microbrewery and accessory craft distillery shall be located on the premises of and accessory to an existing farm operation as defined in Section 301(11) of the New York State Agriculture and Markets Law and shall be located in an existing Westchester County adopted, New York State certified agricultural district pursuant to Section 304 of the New York State Agriculture and Markets Law.

(2) An accessory use shall be and remain licensed as a “Farm Winery,” “Farm Cider,” “Farm Brewery” or “Farm Distillery” by the New York State Liquor Authority.

(3) All wine, cider, beer or spirits offered for sale must be produced and processed at the accessory winery, accessory microbrewery or accessory craft distillery from grapes, other fruit, grains and hops, as applicable, of which at least 80% are grown in New York State.

(4) The accessory use may have a retail gift shop on the premises which may sell items accessory to wine, cider, beer or spirits, as applicable to the use, such as

corkscrews, wine glasses, decanters, glasses, items for the storage and display of wine, cider, beer or spirits, books on winemaking, brewing or distillation and the region and non-specific items bearing the logo or insignia of the winery, brewery or distillery.

- (5) The accessory use may prepare and serve snacks and food for consumption on the premises, primarily intended to accompany tastings, but shall not serve full meals. Any food preparation or service shall be in compliance with all applicable regulations, including as required by the Westchester County Department of Health.
- (6) The subject lot shall have frontage on and access from a state road.
- (7) There shall be no fewer than ten (10) off-street parking spaces in addition to those required by this chapter for the farm or business to which the accessory use is attached.
- (8) The special use permit shall be granted for a period of five (5) years and may be renewed for additional five (5) year periods. An application for, and a renewal of, the special use permit shall be made to the Zoning Board of Appeals. The application shall be accompanied by evidence in form and substance reasonably satisfactory to the Zoning Board of Appeals of the accessory use's New York State Liquor Authority license and its designation as a Farm Operation pursuant to the New York Agriculture and Markets Law. The Building Inspector shall inspect the premises and report to the Zoning Board of Appeals whether the premises are in compliance with the provisions of this chapter, the New York State Building Code and the provisions of the original special use permit.
- (9) If and to the extent that site plan approval is required to increase parking areas, to enlarge or materially modify subsurface sewage disposal areas pursuant to a specific directive by the Westchester County Department of Health issued to the applicant, if any, or otherwise materially alter the physical site conditions to comply with a specific directive of a competent agency having authority, the Planning Board shall require the submission of an abbreviated site plan, which shall be processed concurrently with the application for a special use permit. In all other situations, site plan approval by the Planning Board shall not be required.
- (10) In addition to the special standards described above, such accessory use shall comply with all other requirements of this chapter.

Section 5. If any provision of this Local Law is declared illegal, unconstitutional or unenforceable by a court of competent jurisdiction, the remainder of this Local Law shall be declared to have been separately adopted and shall remain in full force and effect.

Section 6. This local law shall take effect immediately upon filing in the Office of the Secretary of State of the State of New York.

PUBLIC HEARING – Number of Middle Income Units Owned By 1 Person

Supervisor Parsons called the public hearing to order. There was no objection to the time or form of the public notice (attached).

There were no public comments.

On motion by Mr. Parsons, seconded by Mr. Pappalardo, the Board voted as follows:

| | | | |
|-----------|--------|--|-----|
| THE VOTE: | Yes | - Parsons, Crimmins, Pappalardo, Welsh | (4) |
| | No | - None | (0) |
| | Absent | - Gonçalves | (1) |

RESOLUTION

RESOLVED that the public hearing to amend Chapter 220, Section 220-26 (F)(e), of the Lewisboro Town Code entitled “Middle-income dwelling units,” stating that no person or entity shall own more than one middle-income dwelling unit at one time, is now closed.

ZONING – Number of Middle Income Units Owned By 1 Person

On motion by Mr. Parsons, seconded by Mr. Pappalardo, the Board voted as follows:

| | | | |
|-----------|--------|--|-----|
| THE VOTE: | Yes | - Parsons, Crimmins, Pappalardo, Welsh | (4) |
| | No | - None | (0) |
| | Absent | - Gonçalves | (1) |

**RESOLUTION OF ADOPTION
LOCAL LAW NO. 2 OF 2019**

WHEREAS, an amendment to Section 220-74(A) of Chapter 220 of the Lewisboro Town Code, entitled “Zoning Board of Appeals,” which will establish the position of alternate members to the Zoning Board of Appeals pursuant to Section 267(11) of the Town Law of the State of New York; and

WHEREAS, a public hearing was held on February 25, 2019, upon notice duly published and posted; and

WHEREAS, public discussion was heard at such hearing concerning the merits of said local law; and

WHEREAS, the Town Board wishes to amend Section 220-74(A) of Chapter 220 of the Lewisboro Town Code, entitled “Zoning Board of Appeals,” which will establish the position of alternate members to the Zoning Board of Appeals pursuant to Section 267(11) of the Town Law of the State of New York; and

WHEREAS, in accordance with Article 8 of the Environmental Conservation Law (the State Environmental Quality Review Act) and 6 NYCRR Part 617 of the implementing regulations, the proposed action has been determined to be a Type II Action and therefore no further review is required; and

WHEREAS, the Town Board finds that the proposed amendment will promote the health, safety and general welfare of the public of the Town of Lewisboro;

THEREFORE BE IT RESOLVED that the Town Board hereby amends Section 220-74(A) of Chapter 220 of the Lewisboro Town Code, entitled “Zoning Board of Appeals,” establishing two alternate member to the Zoning Board of Appeals positions pursuant to Section 267(11) of the Town Law of the State of New York; and

BE IT FURTHER RESOLVED, that the aforementioned local law is hereby enacted by the Town Board; and

BE IT FURTHER RESOLVED, that a true copy of the law is attached hereto and made a part hereof.

TOWN CODE – Chapter 220, Section 220-26(F)(e), entitled “Middle-income dwelling units,”

On motion by Mr. Parsons, seconded by Mr. Pappalardo, the Board voted as follows:

| | | | |
|-----------|--------|--|-----|
| THE VOTE: | Yes | - Parsons, Crimmins, Pappalardo, Welsh | (4) |
| | No | - None | (0) |
| | Absent | - Gonçalves | (1) |

**LOCAL LAW NUMBER 2-2019 OF THE TOWN OF LEWISBORO
AMENDMENTS TO CHAPTER 220 OF THE LEWISBORO TOWN CODE**

BE IT ENACTED by the Town Board of the Town of Lewisboro, Westchester County, New York, as follows:

Section 1. Chapter 220, Section 220-26(F)(e), entitled “Middle-income dwelling units,” is hereby enacted to read as follows:

§ 220-26(F). Middle-income dwelling units.

(5) Continued eligibility.

(e) No person or entity shall own more than one middle-income dwelling unit at one time. In order for a purchaser to be eligible to purchase a middle-income dwelling unit, such purchaser must not own any middle-income dwelling units at the time an application is submitted to the Town of Lewisboro for the purchase of a middle-income dwelling unit. This provision is not intended to restrict the initial developer of such units from owning more than one unit, or such successor to the initial developer as long as such successor obtains its interest in the units for the purposes of marketing and selling all of said units acquired from the initial developer.

Section 2. If any provision of this Local Law is declared illegal, unconstitutional or unenforceable by a court of competent jurisdiction, the remainder of this Local Law shall be declared to have been separately adopted and shall remain in full force and effect.

Section 3. This local law shall take effect upon filing in the Office of the Secretary of State of the State of New York.

PUBLIC HEARING – Appointment of Up to Two Alternate ZBA Members

Supervisor Parsons called the public hearing to order. There was no objection to the time or form of the public notice (attached).

Golden’s Bridge resident Mickey DeNicola asked why the Board was only looking at increasing the alternate Board Members for the Zoning Board of Appeals and not the Planning Board? Supervisor Parsons stated that one day that might happen if a problem exists in the future where one of the Board Members needs to recuse themselves. Ms. DeNicola asked why a Board Member would need to recuse themselves. Supervisor Parsons stated that it could be because the applicant was a relative, a neighbor, personal reasons or that you are an attorney and representing the applicant. Golden’s Bridge resident Jonathan Monti asked if the alternate Zoning Board Member would be required to be at all the meetings and go on the site walks and the answer was yes. Supervisor Parsons doesn’t want the applicant to be at a disadvantage where they would need to get 3 out of the 4 votes as opposed to 3 out of the 5 votes.

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

| | | | |
|-----------|--------|--|-----|
| THE VOTE: | Yes | - Parsons, Crimmins, Pappalardo, Welsh | (4) |
| | No | - None | (0) |
| | Absent | - Gonçalves | (1) |

RESOLUTION

RESOLVED that the public hearing with regard to establishing the position of alternate members of the Zoning Board of Appeals, is now closed.

ZONING – Appointment of Up to Two Alternate ZBA Members

On motion by Mr. Parsons, seconded by Mr. Pappalardo, the Board voted as follows:

| | | | |
|-----------|--------|--|-----|
| THE VOTE: | Yes | - Parsons, Crimmins, Pappalardo, Welsh | (4) |
| | No | - None | (0) |
| | Absent | - Gonçalves | (1) |

**RESOLUTION OF ADOPTION
LOCAL LAW NO. 3 OF 2019**

WHEREAS, an amendment to Section 220-74(A) of Chapter 220 of the Lewisboro Town Code, entitled “Zoning Board of Appeals,” which will establish the position of alternate members to the Zoning Board of Appeals pursuant to Section 267(11) of the Town Law of the State of New York; and

WHEREAS, a public hearing was held on February 25, 2019, upon notice duly published and posted; and

WHEREAS, public discussion was heard at such hearing concerning the merits of said local law; and

WHEREAS, the Town Board wishes to amend Section 220-74(A) of Chapter 220 of the Lewisboro Town Code, entitled “Zoning Board of Appeals,” which will establish the position of alternate members to the Zoning Board of Appeals pursuant to Section 267(11) of the Town Law of the State of New York; and

WHEREAS, in accordance with Article 8 of the Environmental Conservation Law (the State Environmental Quality Review Act) and 6 NYCRR Part 617 of the implementing regulations, the proposed action has been determined to be a Type II Action and therefore no further review is required; and

WHEREAS, the Town Board finds that the proposed amendment will promote the health, safety and general welfare of the public of the Town of Lewisboro;

THEREFORE BE IT RESOLVED that the Town Board hereby amends Section

220-74(A) of Chapter 220 of the Lewisboro Town Code, entitled “Zoning Board of Appeals,” establishing two alternate member to the Zoning Board of Appeals positions pursuant to Section 267(11) of the Town Law of the State of New York; and

BE IT FURTHER RESOLVED, that the aforementioned local law is hereby enacted by the Town Board; and

BE IT FURTHER RESOLVED, that a true copy of the law is attached hereto and made a part hereof.

TOWN CODE - Chapter 220, Section 220-74(A), entitled “Zoning Board of Appeals” to establish the position of alternate members

On motion by Mr. Parsons, seconded by Mr. Pappalardo, the Board voted as follows:

| | | | |
|-----------|--------|--|-----|
| THE VOTE: | Yes | - Parsons, Crimmins, Pappalardo, Welsh | (4) |
| | No | - None | (0) |
| | Absent | - Gonçalves | (1) |

TOWN OF LEWISBORO
LOCAL LAW NUMBER 3-2019 OF THE TOWN OF LEWISBORO
AMENDMENT TO CHAPTER 220, SECTION 220-74(A) OF THE
LEWISBORO TOWN CODE

BE IT ENACTED by the Town Board of the Town of Lewisboro, Westchester County, New York, as follows:

Section 1. Chapter 220, Section 220-74(A), entitled “Zoning Board of Appeals” is hereby amended to establish the position of alternate members to the Zoning Board of Appeals to read as follows:

§ 220-74. Zoning Board of Appeals.

A. Continuance and Alternate Members. The Board of Appeals heretofore established pursuant to Town Law is hereby continued with all powers and duties prescribed by law and by this chapter. There shall be two alternate zoning board of appeals member positions for purposes of substituting for a member in the event such member is unable to participate because of a conflict of interest. The alternate members of the zoning board of appeals shall be appointed by resolution of the Town Board, for terms established by the Town Board, and shall be subject to Section 267(11) of the Town Law of the State of New York.

Section 2. If any provision of this Local Law is declared illegal, unconstitutional or unenforceable by a court of competent jurisdiction, the remainder of this Local Law shall be

declared to have been separately adopted and shall remain in full force and effect.

Section 3. This local law shall take effect immediately upon filing in the Office of the Secretary of State of the State of New York.

PUBLIC COMMENT PERIOD

TOWN OWNED PROPERTY – Goldens Bridge Community House

Goldens Bridge resident Mickey DeNicola stated that after reading the minutes of the January 22, 2019 Town Board meeting, she saw where the former Goldens Bridge Community House, located at 65 Old Bedford Road, Goldens Bridge, NY 10596 was listed with Ginnel Realty for a 3 month period. Ms. DeNicola stated that she has been trying to get the listing price. Supervisor Parsons stated that the listing price is \$550,000.00 and Cheryl Neuburger is the listing agent.

CONSENT AGENDA

MINUTES - Approved

On motion by Supervisor Parsons, seconded by Ms. Crimmins, the Board voted to approve the meeting minutes of the February 11, 2019 Town Board meeting.

| | | | |
|-----------|--------|--|-----|
| THE VOTE: | Yes | - Parsons, Crimmins, Pappalardo, Welsh | (4) |
| | No | - None | (0) |
| | Absent | - Gonçalves | (1) |

NYSEG – Authorize Supervisor to Negotiate & Sign Easement

Supervisor Parsons informed the Board that he did sign the easement with NYSEG to erect a utility pole for the Cross River Cell Tower. NYSEG moved it to the other side of the property where it did not necessitate cutting down trees.

MKR LAB – Presentation Regarding Location of Lab (7:52 – 8:21 p.m.)

Sarah Landis, Goldens Bridge resident and the owner and creator of MKR LAB, which offers science, technology, engineering, art, and math (STEAM) classes & workshops, currently is renting space from the Katonah Lewisboro School District and is located in the former Lewisboro Elementary School at 79 Bouton Road. Ms. Landis stated she is looking for a new space to rent and that space would be the Goldens Bridge Community House at 65 Old Bedford Road. She stated that her class sizes are small – at the most 10 students. She has tried reaching out to the neighbors of the Goldens Bridge Community House and would like to start a dialogue with them.

Ms. Landis stated that a few years ago our school district did a study and issued a written report. Ms. Landis stated that people are leaving Lewisboro and that our town is slowly decaying and we need to reinvest in the Town. Ms. Landis is hoping to start a full functioning wood workshop as well.

Ms. Landis presented some numbers to the Town Board which equates to 8 households required in town to sustain the MKR LAB. She would like to rent the space for the cost of carry. Mr. Welsh asked how explosive a growth rate she would see. She stated that 6-8 students is

manageable. If she does have 10 students, which she does not prefer, she would have a co-teacher. There are limits. She also stated that she is in the process of getting a non-profit status so she is not profit driven. Ms. Crimmins stated that she appreciates that but even as a non-profit the business would still try to drive sales and that could be an issue with the neighborhood.

Mr. Welsh hopes that Ms. Landis can speak with the Goldens Bridge Community Center neighbors. Mr. Pappalardo asked Ms. Landis if she would be willing to build into a contract some self-imposed restraints, such as number of cars, etc., and her answer was yes. Supervisor Parsons reminded the group that there is a signed contract with the realtor. Mr. Pappalardo stated, and Town Attorney Jennifer Herodes concurred, that the Town is under a 3 month contract to sell if the broker produces a buyer ready, willing and able, at or near, the asking price. Ms. Landis stated that she would argue that selling the GBCH is financially imprudent. Ms. Crimmins stated that the Board has a fiduciary obligation to all of the tax payers in town.

The Board asked Ms. Landis when her lease with the school is up for renewal and her response was at the end of April. She did state that she may be able to extend that lease for a few months. The Board stated that they don't want the door closed on this idea but they have to do what is best for the Town. They agreed that they don't want to lose the MKL LAB from the Town.

COMPOSTING – Presentation (8:22 – 8:43 p.m.)

Jessica Gallagher and Janet Harckham made a composting presentation to the Board. The idea would be to put a commercial composter in the Recycling Center. Residents can purchase small containers for their kitchen counters, transfer to a bigger container that could be placed in the garage, and then the composting from that container could be taken to the recycling center's composter. This is similar to a program being done with Bedford 2020 and the Katonah-Lewisboro schools. Ms. Gallagher stated that more organic waste can be composted at a facility than through backyard composting.

The Board thanked Ms. Harckham and Ms. Gallagher for their presentation.

INTER-MUNICIPAL AGREEMENT FOR SALT DOME – Authorize Supervisor to Sign

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

| | | | |
|-----------|--------|--|-----|
| THE VOTE: | Yes | - Parsons, Crimmins, Pappalardo, Welsh | (4) |
| | No | - None | (0) |
| | Absent | - Gonçalves | (1) |

RESOLUTION

RESOLVED, that the Town Board does authorize the Supervisor to sign an Inter-Municipal Agreement with the County of Westchester subject to review and approval by counsel for the express purpose of setting up the mechanism to obtain funds for the reconstruction of the salt dome.

HVAC FOR TOWN HOUSE – Accept Bid

On motion by Mr. Parsons, seconded by Mr. Pappalardo, the Board voted as follows:

| | | | |
|-----------|--------|--|-----|
| THE VOTE: | Yes | - Parsons, Crimmins, Pappalardo, Welsh | (4) |
| | No | - None | (0) |
| | Absent | - Gonçalves | (1) |

RESOLUTION

RESOLVED that the Town Board does accept the bid for the new heating and cooling systems (HVAC) at the Town House, located at 11 Main Street, from A. Borrelli, in the amount of \$48,250.00.

REFUSE LICENSE – Renewal Authorized for City Carting

On motion by Mr. Parsons, seconded by Mr. Pappalardo, the Board voted as follows:

| | | | |
|-----------|--------|--|-----|
| THE VOTE: | Yes | - Parsons, Crimmins, Pappalardo, Welsh | (4) |
| | No | - None | (0) |
| | Absent | - Gonçalves | (1) |

RESOLUTION

RESOLVED, that the Town Clerk be and hereby is authorized to issue a renewal license for the collection of residential refuse to City Carting for a period of one year.

FINANCE – Bond Resolutions (8:46 – 9:56 p.m.)

The Board discussed and approved three separate Bond Resolutions.

BOND APPROVALS – Road Reconstruction

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

| | | | |
|-----------|--------|--|-----|
| THE VOTE: | Yes | - Parsons, Crimmins, Pappalardo, Welsh | (4) |
| | No | - None | (0) |
| | Absent | - Gonçalves | (1) |

RESOLUTION

BOND RESOLUTION DATED FEBRUARY 25, 2019.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$180,000 BONDS OF THE TOWN OF LEWISBORO, WESTCHESTER COUNTY, NEW YORK, TO PAY THE COST OF ROAD RECONSTRUCTION, IN AND FOR SAID TOWN.

WHEREAS, all conditions precedent to the financing of the capital purpose hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act to the extent required, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital purpose; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Lewisboro, Westchester County, New York, as follows:

Section 1. For the purpose of paying the cost of road reconstruction, in and for the Town of Lewisboro, Westchester County, New York, including incidental expenses in connection therewith, a class of objects or purposes, there are hereby authorized to be issued up to \$180,000 bonds of said Town pursuant to the provisions of the Local Finance Law

Section 2. It is hereby determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$180,000, and the plan for the financing thereof shall be by the issuance of the \$180,000 bonds authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby further determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years pursuant to subdivision twenty of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds authorized will not exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Lewisboro, Westchester County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent such appropriation is not made from other sources, there shall annually be levied on all the taxable real property of said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Lewisboro, Westchester County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as the Supervisor shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, the Supervisor shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor,

providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution, which takes effect immediately, shall be published in summary in *The Record Review*, the official newspaper of the Town, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

BOND APPROVALS – Renovation of Town Buildings

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

| | | | |
|-----------|--------|--|-----|
| THE VOTE: | Yes | - Parsons, Crimmins, Pappalardo, Welsh | (4) |
| | No | - None | (0) |
| | Absent | - Gonçalves | (1) |

RESOLUTION

BOND RESOLUTION DATED FEBRUARY 25, 2019.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$330,000 BONDS OF THE TOWN OF LEWISBORO, WESTCHESTER COUNTY, NEW YORK, TO PAY THE COST OF RENOVATION OF TOWN BUILDINGS, IN AND FOR SAID TOWN.

WHEREAS, all conditions precedent to the financing of the capital purpose hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act to the extent required, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital purpose; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Lewisboro, Westchester County, New York, as follows:

Section 1. For the purpose of paying the cost of renovations of the Town buildings, in and for the Town of Lewisboro, Westchester County, New York, including incidental expenses in connection therewith, a class of objects or purposes, there are hereby authorized to be issued up to \$330,000 bonds of said Town pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$330,000, and the plan for the financing thereof shall be by the issuance of the \$330,000 bonds authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby further determined that the period of probable usefulness of the aforesaid class of objects or purposes is ten years pursuant to subdivision twelve of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds authorized will not exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Lewisboro, Westchester County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent such appropriation is not made from other sources, there shall annually be levied on all the taxable real property of said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Lewisboro, Westchester County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as the Supervisor shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, the Supervisor shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution, which takes effect immediately, shall be published in summary in *The Record Review*, the official newspaper of the Town, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

BOND APPROVALS – Purchase of Vehicles for Road Work, Snow Removal & Facilities' Maintenance

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

| | | | |
|-----------|--------|--|-----|
| THE VOTE: | Yes | - Parsons, Crimmins, Pappalardo, Welsh | (4) |
| | No | - None | (0) |
| | Absent | - Gonçalves | (1) |

RESOLUTION

BOND RESOLUTION DATED FEBRUARY 25, 2019.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$474,000 BONDS OF THE TOWN OF LEWISBORO, WESTCHESTER COUNTY, NEW YORK, TO PAY THE COST OF THE PURCHASE OF VEHICLES FOR ROAD WORK, SNOW REMOVAL AND FACILITIES' MAINTENANCE, IN AND FOR SAID TOWN.

WHEREAS, all conditions precedent to the financing of the capital purpose hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act to the extent required, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital purpose; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Lewisboro, Westchester County, New York, as follows:

Section 1. For the purpose of paying the cost of purchase of vehicles for road work, snow removal and facilities' maintenance, in and for the Town of Lewisboro, Westchester County, New York, including incidental expenses in connection therewith, a class of objects or purposes, there are hereby authorized to be issued up to \$474,000 bonds of said Town pursuant to the provisions of the Local Finance Law

Section 2. It is hereby determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$474,000, and the plan for the financing thereof shall be by the issuance of the \$474,000 bonds authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby further determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years pursuant to subdivision twenty-eight of paragraph a of Section 11.00 of the Local Finance Law, as each vehicle shall cost in excess of \$30,000. It is hereby further determined that the maximum maturity of the bonds authorized will not exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Lewisboro, Westchester County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent such appropriation is not made from other sources, there shall annually be levied on all the taxable real property of said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Lewisboro, Westchester County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as the Supervisor shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, the Supervisor shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service

and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

(1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

(2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or

proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution, which takes effect immediately, shall be published in summary in *The Record Review*, the official newspaper of the Town, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

FINANCE – Transfer

On motion by Ms. Crimmins, seconded by Mr. Pappalardo, the Board voted as follows:

| | | | |
|-----------|--------|--|-----|
| THE VOTE: | Yes | - Parsons, Crimmins, Pappalardo, Welsh | (4) |
| | No | - None | (0) |
| | Absent | - Gonçalves | (1) |

RESOLUTION

RESOLVED, that the Town Board hereby authorizes the transfer of \$180,000.00 from D.5112.0401 Road Resurfacing Account to D.1990.0400 Contingent Account.

VISTA PARKING LOT – Discussion (9:57 – 10:11 p.m.)

Parks & Recreation Superintendent Dana Mayclim approached the Board about permitting cars to park in the Vista parking lot. Several years ago, St. Lukes Academy in New Canaan, CT approached Lewisboro asking the town to allow parking in the Vista Ballfield parking lot while their parking lots were under construction. The Board agreed it was a neighborly thing to do and allowed the parking at no charge. In the meantime, a student at St. Lukes started a “shuttle” service from the parking lot and started charging students.

About 4 weeks ago on a Friday after class, these students had a party at the park and several neighbors complained. Chief Beckett got involved and now no parking is allowed. However, the Park and Recreation Advisory Committee thought that this could be a good revenue generating idea. Ms. Mayclim stated that there are about 30 cars that park there Monday through Friday during the school day. Ms. Mayclim would like to have the Town Code changed to address all parks and preserves for authorized vehicles and no overnight parking and to look into parking permits during school hours at the Vista parking lot. The Board discussed some figures such as \$50.00 per month. The Board would also need to know the dates and times that the parking will be used.

PUBLIC HEARING ANNOUNCED – Parking At Town Parks and Preserves

On motion by Ms. Crimmins, seconded by Mr. Pappalardo, the Board voted as follows:

| | | | |
|-----------|--------|--|-----|
| THE VOTE: | Yes | - Parsons, Crimmins, Pappalardo, Welsh | (4) |
| | No | - None | (0) |
| | Absent | - Gonçalves | (1) |

RESOLUTION

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Lewisboro will hold a public hearing on March 11, 2019 at 7:30 p.m., or soon thereafter as time permits, at the Lewisboro Library, 15 Main Street, South Salem, New York, 10590, for the purpose of hearing the public with regard to amendments to Sections 212-19.1 and 212-35 to establish parking regulations at Town Park parking lots, and to establish a parking permit for certain Town Park locations. At said hearing all interested persons are invited to attend and will be heard. The Town of Lewisboro is committed to equal access for all. Anyone needing accommodation to attend or participate in this meeting is encouraged to call the Town Clerk's office at 914-763-3511 in advance.

WESTCHESTER POWER PROGRAM – Bid Results (10:12 – 10:17 p.m.)

Dan Welsh informed the Board that an award was made on the NYSEG bid results and a new contract would begin on May 1. Details from Westchester Power and Sustainable Westchester are as follows:



**Report on NYSEG Bid Results
New Contract to Start May 1**

We're happy to announce that we have made an award for the new contract to begin May 1. We had two bidders make it through to the final bidding, Constellation and Direct Energy. Below you'll find the pricing and terms offered in these two rounds. We called for a second round of "best and final" which picked up about another half mil (0.05 cents) per kWh. In each round Direct maintained an advantage of roughly a mil and a half (0.15 cents). The best term turned out to be 19 months and brings us in at 6.93 cents for the renewable hydro supply and 6.61 cents for standard supply.

| | Contract ending 4/30 | Starting 5/1 |
|-----------------------|-----------------------------|---------------------|
| Standard supply | 7.27 cents | 6.61 cents |
| 100% renewable supply | 7.41 cents | 6.93 cents* |

* Lewisboro default

Direct Energy is a Texas-based wholly-owned subsidiary of \$28 billion Euro/yr. British multinational Centrica PLC. They have business in many states, and serve aggregations in Ohio, Illinois and Massachusetts. They have been doing business in NY for 14 years.

This new rate shaves about a half a cent off of our current pricing and actually keeps our residents energy rates at a level that is lower than the 2015 utility average which was the basis for our first bid.

We unfortunately could not secure useful day/night rates. Constellation provided rate options for us (also below), but they did not present enough advantage to be attractive to those accounts. When applied against the NYSEG average historical day/night profile, they did not show savings, and the spread between peak and off peak was so small that there is very little benefit to the accounts that shift their loads to the off hours. So we will be mailing to these customers to let them know that they can opt in to remain in the standard fixed-rate program if they like (and some users would actually benefit from this), but if they don't take this action they would not be re-enrolled.

There is nothing stopping us from continuing to try and work with any and all suppliers to try and develop a product for these accounts, and we hope to be able to offer community solar and other opportunities for them to engage and save energy and money, but they will not be included with the opt-out cohort through this contract.

Our 100% renewable product will be New York State hydro power. As we reported in the presentations leading up to the RFP, all NYS CCAs must procure NYS-qualified renewables for their renewable energy products. This brings the additional benefit of maximizing local content.

We will be contacting you separately to arrange for getting signed contracts. This needs to happen expeditiously since the supplier has made its procurement commitment and needs these to back it.

We will also be looking to get on your agendas to do our mandated post-award outreach to report the results of the bid. This generally requires only 5-10 minutes so that we can cover essentially the same content that goes into the notification letter - pricing, products, supply change and opt out mechanisms and contact information.

Thanks for your support in this important endeavor. Westchester continues to lead the state in building structures to move to a more sustainable economy and it would not be so without the help of our forward-thinking local governments.

RFP Pricing Offers

| DIRECT ENERGY | | | | |
|---------------------------------|-----------------------------------|----------------|---------------------------|------------------------------|
| Residential or Small Commercial | Standard or 100% Renewable Supply | Term in months | BEST PRICING OFFER | First Pricing Offer (\$/kWh) |
| Res & Coml | Standard | 12 | 0.0665 | 0.0670 |
| Res & Coml | Standard | 18 | 0.0664 | 0.0669 |
| Res & Coml | Standard | 19 | 0.0661 | 0.0666 |
| Res & Coml | Standard | 23 | 0.0674 | 0.0679 |
| Res & Coml | Standard | 24 | 0.0677 | 0.0682 |
| Res & Coml | Standard | 36 | 0.0720 | 0.0722 |
| Res & Coml | 100% Renewable | 12 | 0.0695 | 0.0700 |
| Res & Coml | 100% Renewable | 18 | 0.0696 | 0.0702 |
| Res & Coml | 100% Renewable | 19 | 0.0693 | 0.0699 |
| Res & Coml | 100% Renewable | 23 | 0.0706 | 0.0712 |
| Res & Coml | 100% Renewable | 24 | 0.0709 | 0.0714 |
| Res & Coml | 100% Renewable | 36 | 0.0755 | 0.0757 |

| CONSTELLATION | | | | |
|---------------------------------|-----------------------------------|----------------|---------------------------|------------------------------|
| Residential or Small Commercial | Standard or 100% Renewable Supply | Term in months | BEST PRICING OFFER | First Pricing Offer (\$/kWh) |
| Res & Coml | Standard | 12 | 0.06800 | 0.06800 |
| Res & Coml | Standard | 18 | 0.06790 | 0.06790 |
| Res & Coml | Standard | 23 | 0.06775 | - |
| Res & Coml | Standard | 24 | 0.06823 | 0.06843 |
| Res & Coml | Standard | 30 | 0.06926 | 0.06946 |
| Res & Coml | Standard | 31 | 0.06970 | 0.06970 |

| | | | | |
|------------|----------------|----|---------|---------|
| Res & Coml | Standard | 32 | 0.07037 | 0.07037 |
| Res & Coml | Standard | 36 | 0.07200 | 0.07200 |
| Res & Coml | 100% Renewable | 12 | 0.07123 | 0.07123 |
| Res & Coml | 100% Renewable | 18 | 0.07113 | 0.07113 |
| Res & Coml | Renewable | 23 | 0.07098 | - |
| Res & Coml | 100% Renewable | 24 | 0.07146 | 0.07166 |
| Res & Coml | 100% Renewable | 30 | 0.07249 | 0.07269 |
| Res & Coml | 100% Renewable | 31 | 0.07293 | 0.07293 |
| Res & Coml | 100% Renewable | 32 | 0.07360 | 0.07360 |
| Res & Coml | 100% Renewable | 36 | 0.07550 | 0.07550 |

Constellation's Day/night rate offerings (not accepted)

| Day/Night Rates | | | | |
|---|---|-----------------|-------------------|------------------|
| Residential (SC 8) or Coml (SC 9) | Standard or 100% Renewable Supply | Day or Night | Term in months | Price, \$/kWh |
| Res | Standard | Day | 12 | 0.072 |
| Res | Standard | Night | 12 | 0.06321 |
| Res | 100% Renewable | Day | 12 | 0.07523 |
| Res | 100% Renewable | Night | 12 | 0.06644 |
| Res | Standard | Day | 18 | 0.07168 |
| Res | Standard | Night | 18 | 0.06222 |
| Res | 100% Renewable | Day | 18 | 0.07491 |
| Res | 100% Renewable | Night | 18 | 0.06545 |
| Res | Standard | Day | 24 | 0.07327 |
| Res | Standard | Night | 24 | 0.0636 |
| Res | 100% Renewable | Day | 24 | 0.0765 |
| Res | 100% Renewable | Night | 24 | 0.06683 |
| Res | Standard | Day | 30 | 0.07446 |
| Res | Standard | Night | 30 | 0.0643 |
| Res | 100% Renewable | Day | 30 | 0.07769 |

| | | | | |
|-----|----------------|-------|----|---------|
| Res | 100% Renewable | Night | 30 | 0.06753 |
| Res | Standard | Day | 31 | 0.07454 |
| Res | Standard | Night | 31 | 0.06452 |
| Res | 100% Renewable | Day | 31 | 0.07777 |
| Res | 100% Renewable | Night | 31 | 0.06775 |
| Res | Standard | Day | 32 | 0.07539 |
| Res | Standard | Night | 32 | 0.06548 |
| Res | 100% Renewable | Day | 32 | 0.07862 |
| Res | 100% Renewable | Night | 32 | 0.06871 |
| Res | Standard | Day | 36 | 0.07762 |
| Res | Standard | Night | 36 | 0.0675 |
| Res | 100% Renewable | Day | 36 | 0.08112 |
| Res | 100% Renewable | Night | 36 | 0.071 |

Schedule:

- Notification mailings should start arriving around mid-March
- 30 day opt out period as usual
- Customers switch over to the new supplier/rates on their first meter read after 5/1

Same options as usual - customers can

- Opt into a different supply option
- Opt out of the program

With no fee by either:

Calling the Sustainable Westchester office at (914) 242-4725

Or

Going to the www.westchesterpower.org site and selecting “Energy Choices”

CLAIMS – Authorized for Payment

On motion by Mr. Parsons, seconded by Mr. Pappalardo, the Board voted 4-0 to authorize payment of the Town’s bills in the amount of \$432,298.28.

MEETINGS – Dates Set

Upcoming meetings of the Board include a regular meeting on Monday, March 11, 2019 at 7:30 p.m. at the Lewisboro Library, 15 Main Street, South Salem, New York.

POLLING OF BOARD AND ANNOUNCEMENTSCONFERENCE IN ALBANY – Mayors & Supervisors

Supervisor Parsons stated that he would be attending a daylong conference of Mayors & Supervisors regarding the subject of cannabis and what it would mean to municipalities if it becomes legal in NY State.

PARKS & RECREATION – New Residents Gathering & Aerial Maps Presentation

Supervisor Parsons stated that the Parks & Recreation department did hold a new resident gathering at the Onatru Farmhouse on Sunday, February 24 from 4-6 p.m. About 18 new residents were in attendance. Cross River Wine Merchant donated and served wine and refreshments were served. Prior to the new resident's reception, Town Historian, Maureen Koehl had a standing room only presentation on aerial maps of the Lewisboro area.

LEWISBORO LIBRARY – Reading

Supervisor Parsons attended a reading on Sunday at the Lewisboro Library by local historian and author Noel Rae of his latest book, "The Great Stain" which is about American slavery as told by slaves. Mr. Ray did a partial reading with the help of an actress.

EXECUTIVE SESSION – To Discuss Appointments and Legal Issues

On motion by Mr. Parsons, seconded by Mr. Pappalardo, the Board voted 4-0 to go into executive session at 10:25 p.m. to discuss appointments and legal issues.

On motion by Mr. Parsons, seconded by Mr. Pappalardo, the Board voted 4-0 to come out of executive session at 10:45 p.m.

SUSTAINABILITY COMMITTEE – Appointment of Member

On motion by Mr. Parsons, seconded by Mr. Pappalardo, the Board voted as follows:

| | | | |
|-----------|--------|--|-----|
| THE VOTE: | Yes | - Parsons, Crimmins, Pappalardo, Welsh | (4) |
| | No | - None | (0) |
| | Absent | - Gonçalves | (1) |

RESOLUTION

RESOLVED, that the Town Board does hereby appoint Jessica Gallagher as an member of the Sustainability Committee with a two-year term expiring on 12/31/2020.

ZONING BOARD OF APPEALS – Appointment of Alternate Member

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

| | | | |
|-----------|--------|--|-----|
| THE VOTE: | Yes | - Parsons, Crimmins, Pappalardo, Welsh | (4) |
| | No | - None | (0) |
| | Absent | - Gonçalves | (1) |

RESOLUTION

RESOLVED, that the Town Board does hereby appoint Alan Kauffman as an alternate member of the Zoning Board of Appeals with a five-year term expiring on 12/31/2023.

PARKS & RECREATION – Acceptance of Bid for Food Concession

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

| | | | |
|-----------|--------|--|-----|
| THE VOTE: | Yes | - Parsons, Crimmins, Pappalardo, Welsh | (4) |
| | No | - None | (0) |
| | Absent | - Gonçalves | (1) |

RESOLUTION

RESOLVED, that the Town Board does hereby accept the food concession proposal of Roma's Pizza and Pasta for the Lewisboro Town Park food concession in the amount of \$27,000 for a 3-year total; \$9,000 per year, beginning in 2019.

ADJOURNMENT

On motion by Mr. Pappalardo, seconded by Ms. Crimmins, the Board voted 4-0 to adjourn at 10:50 p.m.

Janet L. Donohue
Town Clerk