

A meeting of the Town Board of the Town of Lewisboro, Westchester County, New York, was held on April 22, 2019 at 7:30 p.m. at the at the Lewisboro Library, 15 Main Street, South Salem, New York.

PRESENT:

Supervisor	Peter Parsons
Council Members	Jane Crimmins, Tony Gonçalves, John Pappalardo, Daniel Welsh
Town Clerk	Janet Donohue
Absent	None

Also attending was the Attorney for the Town Anthony Molé, Facilities Maintenance Manager Joel Smith, Comptroller Leo Masterson, Confidential Secretary/Benefits Coordinator Mary Hafter and Parks & Recreation Superintendent Dana Mayclim.

Approximately 15 residents/observers.

Supervisor Parsons called the meeting to order at 7:32 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.

PUBLIC HEARING – To Enact Chapter 220, Section 220-43.6 entitled “Gasoline Service Station” (7:32 – 7:40 p.m.)

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

Andrea Rendo, a Vista resident, stated that while she does not see the need for a 7-Eleven or another gas station in the Cross River area, she questions the timing of this local law and feels that it seems a little suspect. She feels that it is directed toward a certain applicant. And is the Town opening themselves up to further litigation. Ms. Rendo feels the Board is putting the cart before the horse since she knows they are looking at an updated Master Plan. Ms. Rendo asked if zoning changes at this stage were somewhat piecemeal and perhaps may not make sense in the bigger picture of creating a new Master Plan.

Supervisor Parsons stated that the Town Board requested the Town Attorneys to draw up a draft of this law before any application was received and that the Board was assured by the Town Attorneys that if this law is passed before the application for the 7-Eleven is passed by the Zoning Board the Town Board is on safe ground.

Nancy Kozuchowski, a resident of the Meadows stated that they had already suffered through a gas leak from Shell several years ago and would not want to see this happen again. She is opposed to another gas station.

Town Attorney Anthony Molé did caution against making any comments related to anything other than the town wide restrictions that were the subject of the public hearing.

Lisa Miller, a resident of Mark Mead Road did state that she read the proposed law that was on the website and appreciated the law being passed.

With no other comments, Supervisor Parsons stated that he would hold the public hearing open until June 10th so that the Planning Board could submit their comments. He also invited any others to comment via letters or emails.

COMMUNICATIONS

RECYCLING - ECO Award

Supervisor Parsons stated that the Town received an ECO Award for recycling. The Sustainability Co-Chairs Robert Karpel and Elizabeth Meyer Gross attended the award ceremony today in White Plains. Supervisor Parsons also stated that the Katonah Lewisboro School District also won an award for the use of wind power. Mr. Walsh stated that Sustainable Westchester won an award for community solar.

EARTH DAY - Acknowledge

Mr. Welsh mentioned that today was Earth Day. He also pulled out of the archives the Climate Smart Community Pledge that the Town made in 2010 which lays out a very ambitious agenda for the Town. He feels that we have a long way to go and we should get back on track with our environmental goals.

PUBLIC COMMENT PERIOD

HIGHWAY – Leaf Removal

A resident asked if the Town offers any collection of leaves. Supervisor Parsons stated that the Town used to offer this in the lake areas only. He stated that a predecessor removed it from the budget because it was expensive and it was discriminatory since it was only offered in the lake communities. Supervisor Parsons suggested that if they really want this service they should attend the Town Board meetings around budget time and suggest this service at this time.

CONSENT AGENDA

MINUTES - Approved

On motion by Supervisor Parsons, seconded by Ms. Crimmins, the Board voted 5-0 to approve meeting minutes of April 8, 2019.

THE VOTE:	Yes	- Crimmins, Gonçalves, Parsons, Pappalardo, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

EAGLE SCOUT – Michael Kistner (7:48 – 7:55 p.m.)

Boy Scout Michael Kistner presented his idea for his Eagle Scout project. He is proposing to connect the Brownell Blue Trail to the Falcon Ridge Trail in Goldens Bridge. Mike Surdej, a member of OSPAC, will be working with Michael along with other Scouts.

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

THE VOTE:	Yes	- Crimmins, Gonçalves, Parsons, Pappalardo, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that the Town Board does approve Boy Scout Michael Kistner's Eagle Scout Project which consists of connecting the Brownell Blue Trail to the Falcon Ridge Trail.

HART TRANSIT – Presentation and Discussion (7:55 – 8:24 p.m.)

Supervisor Parsons introduced Richard Schreiner, Service Development Director of Housatonic Area Regional Transit (HART) who was invited by the Board to discuss the HART shuttle bus that runs between Ridgefield, CT to the Katonah train station. This service started back in 2002 and is funded jointly by New York and Connecticut. Mr. Parsons stated that he considers this a very valuable service inside the town and the question is how can we further reduce the traffic on Route 35 by making greater use of the HART shuttle.

Supervisor Parsons did state that a group of supervisors were able to obtain a million dollar study to figure out the problem at the junction of 684 and 84 which is a DOT study. The funding has been approved however the study has not been implemented. They are waiting for the study to be completed and action taken could take a very long time. So the question is what can be done in the meantime to alleviate traffic on Route 35.

Mr. Schreiner stated that there are between 190 – 200 individual riders a day; the 20-passenger busses are usually at least half full and in the mornings there is at least one trip when a full-size bus and a van run back-to-back. There are two official stops in Ridgefield and one official stop in South Salem at the Spring Street parking lot next to the State Troopers house. However, Mr. Schreiner stated that there are flag stops along the way which is something that New York State DOT wanted them to do on all of their services in New York. The Board asked about the rate of

frequency of these stops and was told about 3 plus along the route daily. Mr. Schreiner stated that the Meadows is a large flag stop. He also stated that in the past they have asked the owner of the Orchard Square parking lot in Cross River if residents could park cars there however they denied them permission. The Board suggested that Mr. Schreiner approach them again.

One resident asked about the hours of the shuttle. Mr. Schreiner stated the shuttle arrives at Katonah in time for the 6:11 a.m. train with the last train of the morning being 8:16 a.m. She asked if the time could be lengthened to 10:00 a.m. when the senior citizen discounts apply for the train tickets and the answer was no, not until more funding is made available.

Town resident and Confidential Secretary/Benefits Coordinator Mary Hafter stated she feels that the HART shuttle is a great service and she and her husband are big proponents of this program. She stated that she does not feel enough people know about this program. Ms. Hafter also stated that she works and lives close to where the shuttle goes and she rarely sees a shuttle bus.

Supervisor Parsons would also like to see a shuttle go from Ridgefield through Vista to New Canaan or even to Stamford or Darien. Mr. Schreiner stated that survey data is needed to make the case to expand the shuttle service.

The Board will look at ways to market this service in order to increase the usage. The Board thanked Mr. Schreiner for his presentation.

HIGHWAY – Proposed Connecticut Tolls (8:26 – 8:29 p.m.)

Supervisor Parsons stated that Connecticut is looking to possibly install tolls on the Merritt and on Interstate 84 & 95. In doing so, Supervisor Parsons feels that many will then go on local roads where no tolls would be taken, making local traffic even worse. Supervisor Parsons will be attending a few meetings with the Ridgefield, CT Mayor, Rudy Marconi.

PACE OUTREACH PROPOSAL – Discussion (8:32 – 8:34p.m.)

Mr. Parsons stated that there have been revisions made to the Energy Improvement Corporation's (EIC) PACE Finance Services to make it more accessible to clean energy projects. The Town already has a local law for NY State's Pace law. The Town is not required to change the law, however, if the town does not change to conform to the new state guidelines, residents, businesses and the Receiver of Taxes are still subject to the old guidelines. A public hearing will be held.

PUBLIC HEARING ANNOUNCED – Amend Pace Local Law

THE VOTE:	Yes	- Crimmins, Gonçalves, Parsons, Pappalardo, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Lewisboro will hold a public hearing on Monday, May 6 at 7:30 p.m. or soon thereafter as time permits, at the Lewisboro Library, 15 Main Street, South Salem, New York, for the purpose of hearing the public with regard to amending the current PACE Local law to incorporate the amendments to NY State's PACE law (Article 5L of the NYS General Municipal Law). Lewisboro is committed to equal access for all. Anyone needing accommodations to attend or participate in this meeting is

encouraged to call the Town Clerk's office at 914-763-3511 in advance. Notices can also be viewed on the town's website at www.lewisborogov.com.

AUDIT – Acknowledgement of Annual Audit of Court Records

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

THE VOTE:	Yes	- Crimmins, Gonçalves, Parsons, Pappalardo, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that the Town Board does hereby acknowledge the 2018 annual audit of Justice Court financial records.

ABILITY BEYOND DISABILITY – Authorize Waiving Building Permit Fees

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

THE VOTE:	Yes	- Crimmins, Gonçalves, Parsons, Pappalardo, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that the Town Board does hereby authorize the Building Department to waive the building permit fees for Ability Beyond Disability.

LEWISBORO LIBRARY – Authorize Waiving ACARC Fees

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

THE VOTE:	Yes	- Crimmins, Gonçalves, Parsons, Pappalardo, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that the Town Board does hereby authorize ACARC to waive any and all fees associated with the Lewisboro Library erecting a plaque thanking Gary Page for his service to the Lewisboro Library.

FIREWORKS – Authorize Parks & Recreation Superintendent to Sign Contract

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

THE VOTE:	Yes	- Crimmins, Gonçalves, Parsons, Pappalardo, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that the Supervisor be and hereby is authorized to sign a contract with International Fireworks for the 2019 fireworks celebration.

CLAIMS – Authorized for Payment

On motion by Mr. Parsons, seconded by Mr. Gonçalves, the Board voted 5-0 to authorize payment of the Town's bills in the amount of \$250,335.75.

MEETINGS – Dates Set

Upcoming meetings of the Board include a Town Board meeting on Monday, May 6, 2019 at 7:30 p.m. at the Lewisboro Library, 15 Main Street, South Salem, New York.

POLLING OF BOARD AND ANNOUNCEMENTS

LEWISBORO BASEBALL ASSOCIATION - Opening Day Announced

The Board stated that the opening day of the Lewisboro Baseball Association would take place on April 27 at the Town Park. The Lions Club will be grilling hot dogs and hamburgers for the players and families to enjoy.

POLLINATOR PATHWAYS – Lewisboro Land Trust

Mr. Pappalardo reminded all that the Lewisboro Land Trust is working to publicize the need for pollinator pathways in our town. The pollinators include bees, moths, bats, beetles, flies, birds and butterflies that move pollen from one plant to another. They enable cross-fertilization of plants promoting reproduction and the growth of new plants.

Steps to becoming part of a pollinator pathway and creating pollinator habitats include planting diverse native plantings on your property or even a window box or container with pollinator plants. Avoid using pesticides and eliminate leaf blowers and overnight lighting which can disrupt pollinator activity. More information can be found at www.xerces.org.

FIREWORKS – Donations

Mr. Pappalardo reminded everyone that the town Fireworks will take place on Saturday, June 29th, 2019 at Onatru Park. The Town relies heavily on donations to make this event a success. If anyone would like to donate they can reach out to the Parks & Recreation Department at 232-6162.

SUSTAINABILITY – Energize and Heat Smart Campaign

Mr. Welsh reminded everyone that Energize has the homeowner energy efficiency program along with the HeatSmart Campaign. More information can be found at Heatsmartwestchester.org and energizeny.org.

ROADSIDE CLEANUP – Lions Club

Mr. Gonçalves stated that the Lions Club would be coordinating the roadside cleanup again this year. Bags can be picked up in the Town Clerk's office.

TOM HERZOG – Celebration of his Life

Supervisor Parsons stated that there was a lovely celebration honoring the former Town Supervisor Tom Herzog's life on Saturday, April 20th, 2019 at the South Salem Firehouse. Mr. Herzog worked tirelessly to make Lewisboro a better place to live.

EXECUTIVE SESSION – To Discuss Legal Issues and Appointments

On motion by Supervisor Parsons, seconded by Mr. Pappalardo, the Board voted 5-0 to go into executive session at 8:42 p.m. to discuss legal issues and appointments.

On motion by Supervisor Parsons, seconded by Mr. Gonçalves, the Board voted 5-0 to come out of executive session at 9:35 p.m.

OPEN SPACE & PRESERVES ADVISORY COMMITTEE – Appointment of OSPAC Member

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

THE VOTE:	Yes	- Crimmins, Gonçalves, Parsons, Pappalardo, Welsh	(5)
	No	- None	(0)
	Absent	- None	(0)

RESOLUTION

RESOLVED, that the Town Board appoints Francesca Moscatelli to OSPAC for a 2-year term ending December 31, 2020.

ADJOURNMENT

On motion by Mr. Welsh, seconded by Mr. Pappalardo, the Board voted 5-0 to adjourn at 9:36 p.m.

Janet L. Donohue
Town Clerk