

**NOVEMBER 19, 2019
TOWN BOARD MEETING**

A full audio/video recording of this meeting is available at www.townofcortlandt.com

A **Regular Meeting** of the Town Board of the Town of Cortlandt was conducted on November 19, 2019 in the Vincent F. Nyberg Meeting Room of the Cortlandt Town Hall located at One Heady Street, Cortlandt Manor, NY (10567) with the following elected officials and appointed staff in attendance:

LINDA D. PUGLISI	Supervisor
FRANCIS X. FARRELL	Councilmember
DEBRA COSTELLO	Councilmember
RICHARD BECKER	Councilmember
JAMES CREIGHTON	Councilmember

Also present:

THOMAS WOOD	Town Attorney
MICHAEL CUNNINGHAM	Assistant Town Attorney
LAROUÉ ROSE SHATZKIN	Town Clerk
CHRISTINE B. COTHREN	Deputy Town Clerk
PATRICIA ROBCKE	Comptroller
MICHAEL PREZIOSI	Director DOTS
STEPHEN FERREIRA	Director DES
CLAUDIA VAHEY	Human Resources Coordinator

MEETING CALLED TO ORDER

Supervisor Puglisi called the meeting to order at 7:00 p.m.

PLEDGE TO THE FLAG

Supervisor Puglisi led all in attendance in a Pledge to the Flag

SUPERVISOR'S PROCLAMATIONS & REPORTS

Supervisor Puglisi thanked everyone who came to the Veteran's Day Ceremony, and to always remember and thank our veterans. The next ceremony will be for Pearl Harbor Day, 12/7/19 in the Village of Croton.

Manny Secorro, Eagle Scout, Troop 36 was present and recognized for his work at the Catholic Koplring Society, Montrose, NY. Manny spoke about his project of building a storage shed for wood. Councilmember Farrell presented with a Proclamation.

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Supervisor Puglisi noted that the Public Hearing tonight for the MOD was just the beginning of the many opportunities for the public to voice their concerns and comments. There will be no vote this evening, and the public hearing will be adjourned to 1/14/20.

ROLL CALL

On a roll call attendance taken by Town Clerk Laroue R. Shatzkin all Town Board members indicated their presence.

TOWN BOARD REPORTS

Due to the anticipated length of the MOD Public Hearing all Town Board members postponed their reports until the December meeting.

PUBLIC HEARINGS

1. Public Hearing regarding MOD SEQR DGEIS/DEIS and proposed Local Law.
 - a. Close Public Hearing
 - b. Adopt Negative Declaration
 - c. Adopt Resolution
 - d. **NOTE: This Public Hearing will be ADJOURNED to January 14, 2020**

Supervisor Puglisi wished all a very Happy Thanksgiving, and reflected on the many things we all have to be grateful for.

The Public Hearing was opened at 7:15 p.m. and closed at 8:55 p.m.

Supervisor Puglisi stated that there will be no vote taken tonight on this issue. It will be adjourned to 1/14/20. So there will be many opportunities to voice concerns, issues, and comments may also be put in writing to be included in the official record. Many of the issues that will be brought up tonight are issues that she has as well. The Public Hearing process will include the following:

Thomas Wood, Town Attorney, Michelle Robbins, Planning Division, Michael Preziosi, Eng., Dir. DOTS, AKRP Traffic Consultant, Property owners/developers with a brief overview, then the public comments. There is a sign in sheet in the back of the room for people who would like to speak.

(THERE IS A COMPLETE TRANSCRIPT OF THIS PUBLIC HEARING ON FILE IN THE OFFICE OF THE TOWN CLERK.)

APPROVAL OF THE MINUTES

Councilmember Costello made a motion to approve the Minutes for the Regular Meeting held on October 22, 2019 seconded by Councilmember Becker will all voting **AYE**.

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2. Public Hearing to amend Zoning Ordinance to allow rock crushing on certain properties in the M-1A Zone.
 - a. Close Public Hearing
 - b. Adopt Negative Declaration
 - c. Adopt Resolution

The public hearing was opened at 9:13 p.m.

Tom Wood, Town Attorney explained the Local Law would amend the Town Zoning Ordinance in the M-1A zoning district. There is currently only one in the Town which is in the Roa Hood Rd. area where our Town Sanitation Dept. is located. It would allow a limited amount of rock crushing, up to two 30 day periods per year with various regulations.

Councilmember Creighton made a motion to close the Public Hearing, adopt a Negative Declaration, and Adopt Local Law.

The Board was polled as follows:

Councilmember Costello	YES
Councilmember Becker	YES
Supervisor Puglisi	NO
Councilmember Creighton	YES
Councilmember Farrell	NO

The motion was passed 3-2 vote.

The public hearing was closed at 9:15 p.m.

3. Public Hearing regarding Floating Billboards in the Hudson River.
 - a. Close Public Hearing
 - b. Adopt Negative Declaration
 - c. Adopt Resolution

The public hearing was opened at 9:15 p.m.

Michael Cunningham, Deputy Town Attorney explained that this is a Local Law to prohibit billboards from floating in the Hudson River within 1500 feet of the Town of Cortlandt shorelines.

Councilmember Becker added that this is an issue that is paramount to this Board because we've been opposed for at least 10 years to billboards throughout the community. They are an eyesore, and they block our view. We are voting tonight to oppose this with hopes of keeping our Town free of this visual harassment.

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Councilmember Creighton stated that the ability for us to be able to enact this Local Law comes from Governor Cuomo's signing of legislation two and a half months ago that essentially gave jurisdiction to the local communities that are within 1500 feet of the shoreline of the Hudson River.

Councilmember Farrell made a motion to close the Public Hearing, adopt a Negative Declaration, and adopt Local Law seconded by Councilmember Costello with all voting Aye.

The public hearing was closed at 9:18 p.m.

HEARING OF CITIZENS – AGENDA ITEMS ONLY

REPORTS

Receive and File the following:

For the month of September from the Purchasing Department.

For the month of October from the Office of the Aging, Receiver of Taxes, Purchasing Department and the Town Clerk.

OLD BUSINESS:

Receive and File the following:

NEW BUSINESS

Receive and File the following:

Councilmember Costello made a motion to receive and file the above, seconded by Councilmember Becker with all voting AYE.

RESOLUTIONS

(All resolutions adopted at this meeting are to be found attached to the end of the original document.)

Councilmember Becker made a motion to adopt the following resolutions seconded by Councilmember Creighton with all voting AYE.

RESOLUTION NO. 302-19 RE: Authorize the settlement of a Tax Certiorari with 271 Veterans Road Realty LLC.

RESOLUTION NO. 303-19 RE: Authorize a License Agreement with the owner of 134 Frederick Street.

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RESOLUTION NO. 304-19 RE: Authorize the Supervisor to sign an agreement with the Energy Improvement Corporation relating to Energize New York Open C-Pace Financing Program.

RESOLUTION NO. 305-19 RE: Adopt the Town Board Meeting Dates for 2020.

RESOLUTION NO. 306-19 RE: Authorize shared Assessment Services with the Village of Buchanan.

RESOLUTION NO. 307-19 RE: Authorize pilot stewardship program with Croton and Ossining to address the many issues at the Croton River and assist in providing trained Stewards from the New York-New Jersey Trail Conference for next season.

RESOLUTION NO. 308-19 RE: Retroactively approve film permit for AEO Six, LLC.

Tom Wood Attorney explained the tax certiorari for 271 Veteran's Road Realty LLC is less than \$700.

Supervisor Puglisi stated that the Town is very pleased to be able to share assessment services with the Village of Buchanan as well as other services and equipment.

Laroue Shatzkin, Town Clerk explained that the film permit for AEO Six, LLC came in to the Town to do some filming. In this case the Town was provided with the footage of the drone filming, DOTS is reviewing it, and hopefully some of it will be useful to the Town in the future.

Councilmember Creighton spoke about the Energize NY Open C-Pace Financing Program and its importance in getting people to participate in the program, and the great benefits of it.

Councilmember Creighton made a motion to adopt the following resolutions, seconded by Councilmember Farrell with all voting AYE.

Agenda Items for DES:

RESOLUTION NO. 309-19 RE: Purchase various items for DES to upgrade aging and outdated equipment.

RESOLUTION NO. 310-19 RE: Purchase an updated heating system for the DES Garage located at 167 Roa Hook Road.

RESOLUTION NO. 311-19 RE: Authorize contracts with respect to Snow Plowing and Ice Control for the 2019-2020 Season.

RESOLUTION NO. 312-19 RE: Appoint Donna D'Agostino in the Comptroller's office to the title of Staff Assistant for Finance and Administration.

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RESOLUTION NO. 313-19 RE: Appoint Lisa Solazzo as Sub-Registrar of Vital Statistics.

RESOLUTION NO. 314-19 RE: Amend Resolution 273-19 to correct for term expirations.

RESOLUTION NO. 315-19 RE: Amend Resolution 274-19 to correct for term expirations.

RESOLUTION NO. 316-19 RE: Schedule Public Hearing for December 10, 2019 to consider amending the Law to allow for Alternates in the Planning Board and Zoning Board of Appeals.

Supervisor Puglisi congratulated Donna D’Agostino on her promotion. She is pleased to be voting for her appointment. She also mentioned how pleased she is about the Local Law enabling the Planning Board and Zoning Board to have alternates.

Donna D’Agostino thanked the Supervisor, and Town Board, Claudia Vahey, Director Human Resources and Patricia Robcke, Comptroller for supporting her promotion.

ADDITIONS TO THE AGENDA

Councilmember Farrell made a motion to receive and file the following, and to adopt the following resolutions, seconded by Councilmember Costello with all voting AYE.

NEW BUSINESS

Receive and File the following:

1. Letter and photographs from Resident of 134 Frederick Street regarding retaining wall.

RESOLUTIONS:

RESOLUTION NO. 317-19 RE: Declare opposition to relaxing of NRC safety regulation at Pilgrim Nuclear Power Station.

Supervisor Puglisi stated they have concerns about the NRC maybe relaxing emergency planning at the closed nuclear power station in Massachusetts, which is also owned by Entergy. So we decided to pass our own resolution ensuring that they know the concerns of our Town Board.

BUDGET TRANSFERS

REPORTS FROM VARIOUS DEPARTMENTS

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REPORTS FROM STANDING & SPECIAL COMMITTEES

SECOND HEARING OF CITIZENS

Mr. Srinivasan Ramaswamy, 5 Lakeview Rd., Cortlandt Manor appeared before the Board. He thanked Michael Preziosi, Dir. DOTS for his roads being completely paved in his neighborhood. He suggested that the Town Board send a letter to the VP Public Affairs at Con Edison expressing the discontentment of the paving project on Rte. 9A.

Michael Preziosi, Dir. DOTS stated the Town was greatly disappointed to learn from the NYSDOT that the paving would not be paved until next year. We have requested assistance for a response from State Senator Harckham's office, as well as our persistence in contacting the NYSDOT expressing our displeasure regarding this matter, and the determination as to when the road will be repaved.

ADJOURNMENT

Councilmember Costello made a motion to adjourn the meeting seconded by Councilmember Creighton with all voting AYE.

The meeting was adjourned at 9:30 p.m.

NEXT TOWN BOARD MEETING

**December 10, 2019 at 7:00 pm
Town Hall Web Site address: www.townofcortlandt.com**

Respectfully submitted,

Christine B. Cothren
Deputy Town Clerk