



A **Regular Meeting** of the Town Board of the Town of Cortlandt was conducted on **January 24, 2023** with the following elected officials and appointed staff in attendance:

RICHARD H. BECKER
FRANCIS X. FARRELL
CRISTIN JACOBY
ROBERT MAYES
JAMES CREIGHTON

Supervisor
Councilmember - ABSENT
Councilmember
Councilmember
Councilmember

Also present:

TOM WOOD
MICHAEL CUNNINGHAM
LAROUÉ ROSE SHATZKIN
CHRISTINE B. COTHREN
LISA BRUDERLEIN
PATRICIA ROBCKE
MICHAEL PREZIOSI
CLAUDIA VAHEY
STEPHEN FERREIRA
CHRIS KEHOE

Town Attorney
Assistant Town Attorney
Town Clerk
Deputy Town Clerk - ABSENT
Senior Clerk
Comptroller
Director, DOTS
Human Resources Coordinator
Director, DES
Director, Planning

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MEETING CALLED TO ORDER

The meeting was called to order at 7:00 p.m.

PLEDGE TO THE FLAG

SUPERVISOR'S PROCLAMATIONS & REPORTS

Supervisor Becker welcomed the Hendrick Hudson High School Varsity Volleyball team, who were undefeated, Class B NYS Champions in 2022.

Mr. Thomas Baker, Athletic Director, Hendrick Hudson High School was present. He stated how proud that he, and the District were of the Volleyball team, and thanked the players, parents, and coaches for all of their hard work and support.

Ms. Diane Schwartzfeger, Head Volleyball Coach also spoke about how honored and grateful she is for the team effort, and hard work. She introduced her Assistant Coaches, Dina Bertoline, and Alexis Augustine. She also mentioned Lisa Ruben, Assistant Coach who was not present.

Supervisor Becker and Town Board members presented the coaches and players with certificates for their achievements.

Supervisor Becker continue on to mention some agenda items. He stated that most January agenda items are pro-forma, however, they are all very important to the functions of the Town.

Supervisor Becker mentioned specifically the rezoning of the Annsville waterfront, MOD meeting scheduled for 3/14/23, updated resident on vacant commercial spaces, and some anticipated uses of these. His examples included the Shop Rite on Rte. 6, Big Lots, Rte. 6, Regal theater, Cortlandt Town Center.

Supervisor Becker gave an update on the Cortlandt Waterfront property; the installation of an amphitheater, and updating the playground at the site. He invited residents to come to the Cortlandt Waterfront Park on Friday, 1/27/23, 11:00 a.m. to see what their plans for the amphitheater placement. He also wanted to make the public aware that the funding for these two projects would be from grant money that the Town had applied for.

ROLL CALL

Laroue Rose Shatzkin, Town Clerk took roll call, and all Town Board members were present with the exception of Councilperson Farrell.

TOWN BOARD REPORTS

Councilperson Robert Mayes gave his report **OF NOTE:**

Councilperson Mayes stated that he will continue this new year working with the Veteran's group, and mentioned the agenda item pertaining to the Public Hearing for tax exemption limits for Veterans, Firefighters etc.,

Councilperson Mayes commented on the Annsville rezoning, and how it would be a unique opportunity to make a gateway to the entrance of the Town.

Councilperson Cristin Jacoby gave her report **OF NOTE:**

Councilperson Jacoby congratulated the Hendrick Hudson Varsity Girls Volleyball team from Hendrick Hudson High School, and she also wanted to highlight the Hendrick Hudson Varsity Cheerleaders for placing 6th in the country at the national championships held in Dallas, TX.

Councilperson Jacoby wanted to mention the Croton Arboretum, which is 22 acres of trails, which includes a forestry therapy program. It is really a hidden gem in the Town of Cortlandt.

Councilperson James Creighton gave his report
OF NOTE:

Councilperson Creighton also wanted to congratulate the Hendrick Hudson Varsity Volleyball Team, and mentioned Amaya Davis, who was nominated volleyball player of the year in the country.

Councilperson Creighton also mentioned this was there annual reorganizational meeting, and how many of the items seem proforma, but they are all serving the community in some way. He also mentioned community input is encouraged for the Cortlandt Waterfront Revitalization. He mentioned the need for sewers in the Town, and the Annsville Waterfront Enhancement, and how it will enhance the entry points to the Town of Cortlandt.

APPROVAL OF THE MINUTES

Approve the Minutes for the December 5, 2022 Special Meeting, and the December 13, 2022 Regular Meeting

Councilperson Creighton made a motion to approve the above Minutes, seconded by Councilperson Jacoby with all voting **AYE**.

PUBLIC HEARINGS

The Public Hearing was opened at 7:39 PM

Public Hearing to consider Agreements with various fire departments with respect to Fire Protection Services (Continental Village Fire Department, Montrose Fire Department and the Village of Croton.)

Thomas Wood, Town Attorney explained that these are agreements that are entered into annually for fire protection services in the Town.

- a. Close Public Hearing

RESOLUTION NO. 01-23 RE: Adopt Negative Declaration

RESOLUTION NO. 80-22 RE: Adopt Resolutions

Councilperson Jacoby made a motion to Close the Public Hearing, adopt a Negative Declaration, and adopt the Resolutions, seconded by Councilperson Creighton with all voting **AYE**.

Public Hearing to Consider Zoning Amendments for approximately 40 parcels in the Annsville area from Highway Commercial (HC) to Annsville Waterfront Enhancement (AWE)

The Public Hearing was opened at 7:40 p.m. The following people spoke in regard to the above subject:

Warren Smith appeared before the Board. He wanted to know how this Zoning change would fit in with the recommendations from LWRP, which has been with NYS for a lengthy period of time?

Mr. Chris Kehoe, Dir. Planning answered that the LWRP is and has been with NYS for their review for over a year. He contacted the state in the beginning of January 2023 to see what the status of the review was, and the state answered that they are still reviewing it. However, the concept of the Annsville rezoning was part of the LWRP, and the proposed zoning changes are in conformity with the original plan.

Mr. Smith asked about the use being commercial, residential, or permit multi-family use?

Mr. Kehoe answered that the area is already zoned Highway/Commercial, and the rezoning would allow for residential housing, possible hotel, but the area is lacking sewers for these projects.

Mary Napurski appeared before the Board. She asked if the Annsville circle would stay a circle?

Supervisor Becker stated that would be a State decision.

Ms. Archer Martin appeared before the Board. She spoke against the Annsville rezoning citing concerns about environmental protection, sustainability, water table, and traffic flow.

Mr. David Kaminsky appeared before the Board. He owns a parcel in the Annsville Waterfront Enhancement District, and spoke in favor of the proposed zoning changes, sewer installments, and general improvements to the area.

a. Close Public Hearing

RESOLUTION NO. 5-23 RE: Adopt Negative Declaration

RESOLUTION NO. 6-23 RE: Adopt Resolution. Resolution **NOT** adopted at this time. The matter will remain open for an additional 10 days so that the public may send written comments to the Town Clerk at Tclerk@townofcortlandt.com.

Councilperson Creighton made a motion to Close the Public Hearing, and adopt a Negative Declaration seconded by Councilperson Mayes with all voting **AYE**.

The Public Hearing was closed at 7:57 PM

The Public Hearing was opened at 7:57 PM

Public Hearing to Consider the Increased Cost of the Improvement of Facilities of the Consolidated Water District in the Town of Cortlandt.

Supervisor Becker explained that this is in support of the new watermain, and water tank on Croton Ave./Rte. 202. The extension has been made and the improvement to the roads in this area of Croton Ave. have been finally completed.

a. Close Public Hearing

RESOLUTION NO. 7-23 RE: Adopt Negative Declaration

RESOLUTION NO. 8-23 RE: Adopt Resolution

Councilperson Mayes made a motion to Close the Public Hearing, adopt a Negative Declaration, and adopt the Resolution, seconded by Councilperson Jacoby with all voting **AYE**.

The Public Hearing was closed at 7:59 PM

HEARING OF CITIZENS – AGENDA ITEMS ONLY

Warren Smith appeared before the Board. He spoke about the adoption of the Rules and Procedures of Town Board meetings, and questioned as to whether it covered the new start time for the Work Session.

Mr. Tom Wood, Town Attorney stated that this was not part of the Rules and Procedures of Town Board.

Mr. Smith continued to inquire about how long will the Cortlandt Waterfront Park Amphitheater remain in the design phase.

Supervisor Becker stated that this was very preliminary, and just the very beginning of the process. They have received \$600,000 NYS grant money for the project.

Mr. Smith wanted to congratulate Fred Pardee on his promotion in the Parks Dept.

Mr. Chris Vargo appeared before the Board. He complained about the design, and location of the Amphitheatre at the Cortlandt Waterfront Park.

Mr. Vargo also wanted to mention the dumping of radioactive waste into the Hudson River by the Holtec company during decommissioning of the nuclear power plant. He urged the Supervisor and the Town Board to pay closed attention to this issue.

Supervisor Becker and Town Board members assured Mr. Vargo and the Town of Cortlandt citizens that they are paying Very close attention to this issue.

REPORTS

Receive and File the following:

For the months of September, October, November and December of 2022 for the Recreation Department.

For the month of December 2022 from the Office of the Aging, Purchasing Department, Receiver of Taxes and the Town Clerk.

2022 Annual Report from the Receiver of Taxes and the Town Clerk.

OLD BUSINESS:

Receive and File the following:

NEW BUSINESS

Receive and File the following:

1. Memorandum from Director of Planning and documents regarding Annsville Waterfront Enhancement District.

Councilperson Jacoby made a motion to receive and file the above, seconded by Councilperson Creighton with all voting **AYE**.

RESOLUTIONS

RESOLUTION NO. 9-23 RE: Appoint Steven Kessler as Chair, and Thomas Bianchi as Vice Chair of the Planning Board.

RESOLUTION NO. 10-23 RE: Authorize renewal of Concession Stand Services at Charles J. Cook Pool.

Appoint or re-appoint members to the following:

RESOLUTION NO. 11-23 RE: Architectural Review Council

RESOLUTION NO. 12-23 RE: Alarm Appeals Board

Appoint the following:

RESOLUTION NO. 13-23 RE: Deputy Town Supervisor for the year 2023.

RESOLUTION NO. 14-23 RE: Town Board Liaison for Personnel Matters.

RESOLUTION NO. 15-23 RE: Town Board Liaison for sustainability and solar energy issues.

RESOLUTION NO. 16-23 RE: Town Board Liaison to Hudson Valley Chamber of Commerce.

RESOLUTION NO. 17-23 RE: Town Board Liaison to Shared Services Task Force and staff members to serve with the Supervisor as Chairperson.

RESOLUTION NO. 18-23 RE: Town Board Liaison to Local Waterfront Revitalization Committee.

RESOLUTION NO. 19-23 RE: Town Board Liaison to Geographic Information System

RESOLUTION NO. 20-23 RE: Town Board Liaisons to Departments

RESOLUTION NO. 21-23 RE: Purchasing Director.

RESOLUTION NO. 22-23 RE: EFPR Group LLP (CPA's) as Town Auditors

RESOLUTION NO. 23-23 RE: Triad Group LLC as Manager of Town of Cortlandt Self-Insured Workers' Compensation Fund.

RESOLUTION NO. 24-23 RE: Midwest Employers Casualty as carrier for Excess Workers Compensation.

Adopt the following for 2023:

RESOLUTION NO. 25-23 RE: Rules of Procedure for the Town Board Meetings

RESOLUTION NO. 26-23 RE: Designate the Official Newspaper and alternates.

RESOLUTION NO. 27-23 RE: Designate the Depositories

RESOLUTION NO. 28-23 RE: Designate the Supervisor and Human Resource Coordinator as authorizing authorities to execute all Civil Service Forms.

RESOLUTION NO. 29-23 RE: Set the mileage reimbursement for Town Officials and employees.

RESOLUTION NO. 30-23 RE: Purchasing Manual.

RESOLUTION NO. 31-23 RE: IT Security Policy.

RESOLUTION NO. 32-23 RE: Drug and Alcohol Policy.

RESOLUTION NO. 33-23 RE: Social Media Policy.

RESOLUTION NO. 34-23 RE: Sexual Harassment Policy.

RESOLUTION NO. 35-23 RE: Workplace Violence Prevention Policy.

Councilperson Creighton made a motion to adopt the above, seconded by Councilperson Mayes with all voting **AYE**.

RESOLUTION NO. 36-23 RE: Authorize Town Officials to attend the Association of Towns training sessions in February in NYC.

RESOLUTION NO. 37-23 RE: Designate the Voting Delegate and Alternate for the Association of Towns Annual Business Session.

Authorize the Supervisor to execute the following 2023 Agreements and/or Contracts:

RESOLUTION NO. 38-23 RE: All contracts on behalf of the Town Awarded by the Purchasing Department.

RESOLUTION NO. 39-23 RE: Applications for pool permits

RESOLUTION NO. 40-23 RE: Agreement with the Town of Yorktown covering Nutrition Meals under Title 3C of the Older Americans Act.

RESOLUTION NO. 41-23 RE: Inter-Local Agreements for Nor-West Regional Services.

RESOLUTION NO. 42-23 RE: All nutrition contracts for the Senior Center.

RESOLUTION NO. 43-23 RE: Agreement with Westchester Jewish Community Services.

RESOLUTION NO. 44-23 RE: Agreements with respect to covering shared equipment.

RESOLUTION NO. 45-23 RE: Agreement with the Villages authorizing the Town Purchasing Director to advertise bids on behalf of the Villages.

RESOLUTION NO. 46-23 RE: Partners in Safety.

RESOLUTION NO. 47-23 RE: All Personal Service Contracts.

RESOLUTION NO. 48-23 RE: All contracts with various Libraries servicing the Town of Cortlandt.

RESOLUTION NO. 49-23 RE: Agreement with Fiscal Advisors & Marketing, Inc. for Financial Advisory/Bond Services.

RESOLUTION NO. 50-23 RE: Authorize Agreements with Peekskill Community Volunteer Ambulance Corps., the Village of Croton on Hudson and Cortlandt Volunteer Ambulance Corp. with respect to calls within the Town of Cortlandt.

RESOLUTION NO. 51-23 RE: Authorize the Supervisor to execute contracts with Westchester County with respect to CDBG projects for 2023.

Councilperson Mayes made a motion to adopt the above, seconded by Councilperson Jacoby with all voting **AYE**.

RESOLUTION NO. 52-23 RE: Declare the Town of Cortlandt Town Board as Lead Agent for the Sprout Brook Dam Removal Project.

RESOLUTION NO. 53-23 RE: Convey 60 Whalen Avenue to the Village of Croton.

RESOLUTION NO. 54-23 RE: Refer Meadowbrook Application to the Planning Board and set Public Hearing for Proposed Zoning Text Amendments for March 14, 2023.

RESOLUTION NO. 55-23 RE: Authorize payment of Snow Plowing Charge for Croton Park Colony.

RESOLUTION NO. 56-23 RE: Authorize License Agreement with the Owner of 122 10th Street in Verplanck.

RESOLUTION NO. 57-23 RE: Authorize an Assessment Roll Correction and Payment for the owner of 228 Mt. Airy Road West.

RESOLUTION NO. 58-23 RE: Authorize 2023 Economic Development Marketing Budget for the Town of Cortlandt.

Councilperson Jacoby made a motion to adopt the above, seconded by Councilperson Creighton with all voting **AYE**.

Agenda items for DOTS:

RESOLUTION NO. 59-23 RE: Authorize DOTS to Design and Advertise for Cortlandt Waterfront Park Amphitheatre and Park.

RESOLUTION NO. 60-23 RE: Authorize Consultant Services with French & Parello Associates for Cortlandt Lake Dam.

RESOLUTION NO. 61-23 RE: Authorize Consultant Services with French & Parello Associates for Furnace Brook Dam.

RESOLUTION NO. 62-23 RE: Adjust Benefit Assessment Roll for Marty's Formal Wear to one-half unit.

Agenda items for DES:

RESOLUTION NO. 63-23 RE: Award contract for Town-Wide Fence Installation.

RESOLUTION NO. 64-23 RE: Award Contract for Pest Control for 2023-2024.

RESOLUTION NO. 65-23 RE: Appoint a Town Assessor.

RESOLUTION NO. 66-23 RE: Appoint Fred Pardee to the title of Park Foreman.

RESOLUTION NO. 67-23 RE: Appoint Elvia Sinchi as a Senior Office Assistant (Automated Systems) in accordance with Westchester County Civil Service.

RESOLUTION NO. 68-23 RE: Approve a temporary stipend for the Director of Environmental Services.

RESOLUTION NO. 69-23 RE: Approve hourly rates for Part-Time Employees at the Youth Center.

RESOLUTION NO. 70-23 RE: Authorize a one-year Leave of Absence for an employee in DES-Parks.

RESOLUTION NO. 71-23 RE: Schedule Public Hearing for March, 14, 2023 on State-updated Tax Exemption Limits.

Councilperson Creighton made a motion to adopt the above, seconded by Councilperson Mayes with all voting **AYE**.

ADDITIONS TO THE AGENDA

RESOLUTIONS:

RESOLUTION NO. 72-23 RE: Authorize Change Order to CCWD 2017.01 – Croton Ave to Maple Row Water Main Extension for road repairs.

RESOLUTION NO. 73-23 RE: Authorize Town and NWJWW to settle outstanding water payment for 3039 East Main Street

RESOLUTION NO. 74-23 RE: Appoint Jeffrey Scott and Charles Peterson as Interim District Commissioners in the Montrose Improvement District.

RESOLUTION NO. 75-23 RE: Declare Support for Legislation to Improve School Bus Safety.

RESOLUTION NO. 76-23 RE: Authorize an agreement with Wind River Environmental for Emergency Pumping for the Dickerson Pond Sewer District.

RESOLUTION NO. 77-23 RE: Appoint Seasonals for DES.

Councilperson Mayes made a motion to adopt the above, seconded by Councilperson Jacoby with all voting **AYE**.

BUDGET TRANSFERS – NONE

REPORTS FROM VARIOUS DEPARTMENTS

REPORTS FROM STANDING & SPECIAL COMMITTEES

SECOND HEARING OF CITIZENS

Warren Smith appeared before the Board. He brought up a few issues. The status of Westchester County Bus Route 14 that goes through Verplanck, and if it was to be abolished. He wanted to note that he disagreed with the Town Board Work Sessions beginning at 6:00 p.m., and lastly he mentioned the Cortlandt Waterfront concerts being more handicapped accessible.

John DeBenedictis appeared before the Board. He complained about the Furnace Woods Sewer District, and other issues that related to the Hendrick Hudson School District.

Bernard Vaughey appeared before the Board. He spoke about the status of the Quarry property, and its' potential uses. He mentioned the state funding of sewers in the Village of Buchanan, and a possible IMA with Buchanan. Lastly, he wanted to mention the dust issue that is coming from the gypsum plant.

ADJOURNMENT

The January meeting closed in memory of Charles DiGiacomo, former Supervisor of the Town of Cortlandt and Raymond Reber, former Member of the Zoning Board of Appeals.

Councilperson Jacoby made a motion to adjourn the meeting, seconded by Councilperson Creighton with all voting AYE.

The meeting was adjourned at 9:00 P.M.

NEXT TOWN BOARD MEETING

February 14, 2023 at 7:00 pm
Town Hall Web Site address: www.townofcortlandt.com

Respectfully submitted,

**Laroue Rose Shatzkin
Town Clerk**

**Christine B. Cothren
Deputy Town Clerk**