

A **Regular Meeting** of the Town Board of the Town of Cortlandt was conducted on December 15, 2009 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 official and appointed staff in attendance:

<b>LINDA D. PUGLISI</b>	<b>Supervisor</b>
<b>FRANCIS X. FARRELL</b>	<b>Councilmember</b>
<b>ANN LINDAU</b>	<b>Councilmember</b>
<b>RICHARD BECKER</b>	<b>Councilmember</b>
<b>JOHN E. SLOAN</b>	<b>Councilmember</b>

**Also present:**

<b>JO-ANN DYCKMAN</b>	<b>Town Clerk</b>
<b>THOMAS WOOD, ESQ.</b>	<b>Town Attorney</b>
<b>GLENN CESTARO</b>	<b>Comptroller</b>
<b>EDWARD VERGANO</b>	<b>DOTS, Director</b>
<b>CLAUDIA VAHEY</b>	<b>Human Res. Coor.</b>
<b>RENE BRACKEN</b>	<b>Deputy Town Clerk</b>
<b>KATHLEEN BURLESON</b>	<b>DES Director</b>
<b>JEFF TKACS</b>	<b>DES, Homeland Safety &amp; Security Coor.</b>

**MEETING CALLED TO ORDER**

Supervisor Puglisi called the meeting to order at 7:35 p.m.

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**PLEDGE TO THE FLAG**

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**SUPERVISOR'S PROCLAMATIONS AND REPORTS**

The **Supervisor** introduced Laura Lee Keating who spoke of the mixed media school projects for the Quadricentennial and the creativity produced by the students. There will be a traveling exhibit for the community to see. Ms. Keating stated that they were very lucky to get a state grant to fund the awards. Along with **Supervisor Puglisi**, Ms. Keating announced the various categories and winners of the media projects and the awards were then presented to the students.

The **Supervisor** thanked the students for their participation. She then introduced Jeff Canning, President of Van Cortlandtville Historical Society. Ms. Keating spoke of another project for the Quadricentennial which was a series of historical plaques chronicling the history of the Hudson River. Mr. Canning prepared the text for this project and the plaques will be installed in the Spring at Steamboat Dock. She thanked Kathleen Burleson, Rosemary Boyle-Lasher, and Chris Kehoe for their help with the planning of the installation.

Mr. Canning then explained how funding for this project declined on the State level but the Town of Cortlandt stood behind it. He discussed the roots of this project and proceeded to explain the story and the timeline of the panels. Mr. Canning emphasized that this is a project that will endure;

**SUPERVISOR'S REPORTS, (cont.)**

this will still be in existence for generations to come. It had been a great team effort and fun to work on and he thanked everyone for the support on this project.

The **Supervisor** commented that this took a tremendous amount of time and effort and this will be remembered for many generations to come and thanked everyone. A Certificate of Appreciation was then presented to Jeff Canning for his work on the Quadricentennial Panels.

**Supervisor Puglisi** spoke of the budget public hearing and that the Town Board voted on its very low, 1.4% Town tax increase, which equates \$20 a year. She said that they are very proud of this record. New York State has no money left but the Town of Cortlandt does so they will be working on keeping the taxes low. Glen Cestaro, Town Comptroller, joined the **Supervisor** at the podium and she congratulated him for his efforts. An award was given to him from the GFOA for excellence in financial reporting.

As this is the last Town Board meeting of the year, the **Supervisor** then thanked the Town Board for their dedication and efforts throughout the year.

In closing, **Supervisor Puglisi** wished everyone a very happy holiday season.

**Jeff Tkacs** : The Town has been involved with the Northern Westchester Energy Action Coalition and over this 6 month period the Town is one of the 13 other governments that have formed together to try to address global warming climate change and energy conservation issues. It's an example of shared vision and ideas. He spoke of the 25/12 plan, grant funding, and an employee Green Team and of one successful project which is the bulletin board with information. A more in-depth summary of these programs will be in a new Town of Cortlandt website that will be launched by January, 2010.

**ROLL CALL**

On a roll call vote taken by Town Clerk Dyckman, all Town Board members indicated their presence.

**TOWN BOARD REPORTS**

**Councilmember Farrell**: Thanked the students for their media work and Ms. Keating and Mr. Canning for their historical work. He stated that we are literally walking in the footsteps of the people who founded this nation and thanked them for keeping it alive.

He also spoke of the application to create a pump storage energy facility in Verplanck. The Board is in opposition to it, not because they are opposed to alternative forms of energy, but this proposal is not good for this area. He referred to a NY Times article where one similar project was shut down due to its causing of earthquakes. He stated that we should be mindful of problems regarding such projects.

**TOWN BOARD REPORTS, (cont.)**

He commented it is a season to reflect on our bounty and appreciate each other and he wished everyone a Happy Holiday season and New Year.

**Councilmember Lindau:** Stated that she was at the Toll House where she bought a book and she encouraged residents to shop at the Toll House and support the Historical Society. She congratulated Glen Cestaro and wished everyone a happy and safe holiday.

**Councilmember Becker:** Spoke of those suffering because of the economy, those out of work, have homes that are threatened and the distress it causes. He encouraged everyone to shop locally to create jobs here and sale taxes. He commented that everything is tied together and buying local will allow businesses to stay in business. Councilmember Becker is thinking of all of those serving in the military and is thinking of his patients who are ill and who are on the road to recovery. He feels the economy will recover and that the Board has many ideas to implement in the New Year.

**Councilmember Sloan:** Brought in a cell phone to say that the Town is participating in a Verizon program called Verizon Hopeline. It refurbishes, recycles and resells used cell phone and then donate the phones to domestic violence advocacy groups. Councilmember Sloan indicated where these phones will be accepted and encouraged residents to do so as they get new phones for the holiday.

**Supervisor Puglisi** announced that the Town Board will now go into Executive Session.

A motion to go into Executive Session was made by Councilmember Lindau and seconded by Councilmember Farrell

All voted **AYE**

**APPROVAL OF THE MINUTES**

Councilmember Sloan moved that the minutes of the Regular Meeting of November 17, 2009 be approved as presented by Town Clerk Dyckman. Councilmember Lindau seconded the motion and all voted **AYE**.

**PUBLIC HEARINGS**

**NONE**

**HEARING OF CITIZENS, (AGENDA ITEMS ONLY)**

**NONE**

**REPORTS**

Councilmember Becker moved that the following reports be received and ordered filed, seconded by Councilmember Lindau

For the month of October from the Town Justices

For the month of November from the Water Division of DOTS, the Purchasing Department, the Office for the Aging and the Town Clerk.

**OLD BUSINESS**

**Receive and File the Following:**

1. Letters from Supervisor Puglisi and Senator Leibell to New York State DOT with respect to traffic conditions on Rt. 9 between Roa Hook Road and the Putnam County line; and a Letter in response from NYS DOT.
2. Letter from the Supervisor to Secretary Shinseki of Veterans Affairs with respect to services at the Veterans facility in Montrose.
3. Letter from the Supervisor to the New York State DOT and Assemblywoman Galef with respect to the intersection improvements at Rt. 202/Lafayette/Conklin Avenue.
4. Quarterly Report from Westchester County dated November 4, 2009 with respect to the Sprout Brook Ash Pit.
5. Notice from the Federal Energy Regulatory Commission Issuing a Preliminary Permit and Granting Priority to File a License Application with respect to the proposed Verplanck Pump Storage Project.
6. Report from DES with respect to Bonnie Hollow Road.

**NEW BUSINESS**

**Receive and File the Following:**

1. Report from DOTS with respect to 2009 Projects.
2. Letter from Alberto Puente requesting to have a parcel located at 14 Laurie Road re-instated into the County Sewer District; and forward same to Westchester County for their consideration.

**RESOLUTION NO. 276-09 RE: Authorize a request from Albert Puente to be reinstated into the Peekskill Sanitary Sewer District be forwarded to Westchester County for their consideration.**

**NEW BUSINESS, (cont.)**

3. Letter from Richard Cedeno requesting to have a parcel located at 3272 East Main Street re-instated into the County Sewer District; and forward same to Westchester County for their consideration.

**RESOLUTION NO. 277-09 RE: Authorize a request from Richard Cedeno to be reinstated into the Peekskill Sanitary Sewer District be forwarded to Westchester County for their consideration.**

4. Letter from Albert Capellini representing Joseph and Carol Straci requesting a License Agreement with respect to a fence in the Town right-of-way; and refer to DOTS, DES and the Legal Department.

**Discussion:** Supervisor Puglisi stated that there have been several tragic accidents north on rt. 9 near the Putnam line and a letter was sent to the State DOT stating that a very important improvement needs to be done there. The Town will never give up on the VA until the services are restored and never give up pursuing the needed improvement on Rt. 202, Lafayette, Conklin Avenue and the exits for the expansion of the hospital.

All voted **AYE**

**RESOLUTIONS**

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

Councilmember Lindau moved for adoption of the following resolutions, as amended and the removal of one document from the agenda. Councilmember Farrell seconded the motion.

**RESOLUTION NO. 278-09 RE: Reappoint Loretta Taylor as a member of the Town's Planning Board.**

**RESOLUTION NO. 279-09 RE: Reappoint Wai Man Chin and David Douglas as members of the Zoning Board of Appeals.**

**RESOLUTION NO. 280-09 RE: Reappoint Garrison Jackson as a member of the P.R.C. Advisory Board and Daniel Briggi and Douglas Paglia as student members.**

**RESOLUTION NO. 281-09 RE: Authorize a payment to the Peekskill Ambulance Corp with respect to radio expenses.**

**RESOLUTIONS, (cont.)**

**RESOLUTION NO. 282-09 RE: Adopt the Capital Improvements Program for the period 2010 through 2014.**

**RESOLUTION NO. 283-09 RE: Adopt the 2010 Town Board Meeting Schedule.**

**RESOLUTION NO. 284-09 RE: Resolution in opposition to rate increase as by Cablevision and Verizon.**

**RESOLUTION NO. 285-09 RE: Schedule Public Hearing to be held February 9, 2010 to consider a Local Law which would provide for various policies and procedures concerning the Planning Board and the Zoning Board of Appeals.**

**RESOLUTION NO. 286-09 RE: Authorize Budget Transfers and Amendments to the 2009 Fiscal Budget.**

**Discussion:** Supervisor Puglisi stated that all the members of the Board have agreed to be reappointed and the 2010 Capital Improvement Plan is officially being adopted.

All Voted **AYE**

**ADDITIONS TO THE AGENDA**

Councilmember Farrell moved that the following items of business be received and filed.  
Councilmember Sloan seconded the motion.

**Receive and File the following:**

1. Report from DES with respect to Greenlawn Road.

All Voted **AYE**

Councilmember Farrell moved that the following resolutions be added to the agenda.  
Councilmember Sloan seconded the motion.

**RESOLUTIONS:**

**RESOLUTION NO. 287-09 RE: Designate Chairman and Vice Chairman of the Planning Board.**

Councilmember Farrell moved that the Board be polled for the following resolution.  
Councilmember Sloan seconded the motion.

**ADDITIONS to the AGENDA, (cont.)**

**The Board was Polled:**

Councilmember Sloan: Abstain  
Councilmember Becker: YES  
Supervisor Puglisi: YES  
Councilmember Lindau: Abstain  
Councilmember Farrell: YES

The motion was **carried**

**Discussion: Supervisor Puglisi** thanked the new appointees and thanked Steve Kessler for his years of service and he will be remaining on the Planning Board.

**RESOLUTION NO. 288-09 RE: Designate Chairman and Vice Chairman of the Zoning Board of Appeals.**

Councilmember Farrell moved that the Board be polled for the following resolution.  
Councilmember Sloan seconded the motion.

**The Board was Polled:**

Councilmember Sloan: YES  
Councilmember Becker: NO  
Supervisor Puglisi: YES  
Councilmember Lindau: NO  
Councilmember Farrell: YES

The motion was **carried.**

**Discussion: Supervisor Puglisi** thanked John Mattis for his years of service as Chairman of the Zoning Board and hoped he would remain on the board.

Councilmember Farrell moved for adoption of the following resolutions. Councilmember Sloan seconded the motion.

**RESOLUTION NO. 289-09 RE: Authorize the Director of Technical Services to work with Lochner Associates to develop a task list and cost proposal for design services for the Broadway Sidewalk 8<sup>th</sup> to 16<sup>th</sup> Street.**

**RESOLUTION NO. 290-09 RE: Authorize water leak adjustment for the 196 Furnace Dock Road, Section 55.15, Block 3, Lot 2, Account Number 01-5900090-0.**

**RESOLUTION NO. 291-09 RE: Authorize Director of Technical Services to extend the existing personal services agreement with Clough, Harbour & Associates, LLP for**

**ADDITIONS to the AGENDA, (cont.)**

consulting services relative to ground water monitoring relative to remediation of Brownfield Project #B-00047-3 at Steamboat Dock.

RESOLUTION NO. 292-09 RE: Authorize a contract for Supplemental IT Services.

RESOLUTION NO. 293-09 RE: Authorize removing certain parcels from the Assessor roll Section 1 and placing same onto roll Section 8.

RESOLUTION NO. 294-09 RE: Authorize the release of security in the amounts of \$5,000 and \$22,000 with respect to Angel Martinez.

Discussion: Councilmember Lindau asked for clarification of Resolution #239-09. Town Attorney Tom Wood responded that these are properties that have been deeded over to the Town with respect to subdivision approvals, etc. and this would transfer them from being on a taxable roll to exempt because they're owned by the Town.

All voted **AYE**

**BUDGET TRANSFERS**

**NONE**

**REPORTS FROM VARIOUS DEPARTMENTS**

**SECOND HEARING OF CITIZENS**

**None**

**ADJOURNMENT**

**The meeting was adjourned in memory of all the men and women in the services who have lost their lives defending our great nation.**

Councilmember Lindau moved that the meeting be adjourned at 8:15 pm, seconded by Councilmember Farrell.

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**Respectfully Submitted,**

**JO-ANN DYCKMAN,  
Town Clerk**

