

TOWN OF SOUTHEAST
1360 Route 22, Brewster, New York 10509
Thursday, January 21, 2016
WORK SESSION / REGULAR MEETING 7:00 P.M.

Notation of Exits
Pledge of Allegiance

Present: Supervisor Tony Hay
Councilwoman Elizabeth Hudak
Councilwoman Lynne Eckardt
Councilman Robert Cullen
Councilman Edwin Alvarez

Also: Town Clerk Michele Stancati
Town Attorney Willis H. Stephens Jr.

And: 10 Persons

WORK SESSION

Supervisor Hay made a motion to open the Work Session and Councilman Cullen seconded. All in favor.

Supervisor Hay made a motion to defer the discussion of food trucks until after the Regular Meeting.
Councilwoman Eckardt seconded. All in favor.

REGULAR MEETING

Supervisor Hay made a motion to open the Regular Meeting and waive the reading of the Correspondence. Councilwoman Hudak seconded. All in favor.

CORRESPONDENCE

Correspondence Received

1. NYSIF to TOSE Re: Workers' Compensation Ins.-James Ford Plumbing & Heating
2. Mike Liguori to Supervisor Hay Re: 5 Shady Lane Complaints to TOSE
3. Franklin Gessner, Spectra Energy to TOSE Re: FERC Open House Notification, PF16-1-000 Algonquin Gas Transmission, LLC-Proposed Access Northeast Project
4. U.S. Bankruptcy Ct. to TOSE Re: The Great Atlantic & Pacific Tea Company v. Debtors
5. NYSIF to TOSE Re: Workers' Compensation Ins.-Oval Tennis Inc.
6. Richard O'Rourke to Supervisor Hay Re: Independent Sewerage Works, Inc.-Sewer Rates
7. Pamela Phillips-Zeller to Youth Bureau Funded Program Directors cc: Supervisors Re: 2016 Contracts
8. Franklin Gessner to Supervisor Hay Re: FERC Open House Notification, PF16-1-000 Algonquin Gas Transmission, LLC-Proposed Access Northeast Project
9. Philadelphia Indemnity Ins. Comp. to TOSE Re: Reinstatement Notice-NYSRC Inc., PC Chapter DBA PARC
10. Bruce Colombraro to Michele Stancati (TC) Re: Official Results-2015 Election for Fire Commissioner
11. Albert Natoli to Supervisor Hay Re: Court Ordered Review of Town Board's 2014 Decision on the Rates Charged by Independent Sewage Works, Inc.
12. Acord to TOSE Re: Liability Ins.-McNamee Construction Corp.
13. NYSIF to TOSE Re: Workers' Compensation Ins.-Nicholas E. Mouganis DBA Mitigation Tech
14. State Comptroller to Supervisor Hay Re: Nov. 2015-Justice Court Fund
15. Acord to TOSE Re: Liability Ins.-Girl Scouts Heart of the Hudson, Inc.
16. NYSIF to TOSE Re: Workers' Comp. Ins.-ATNM Corp
17. John Bairos to Kathleen Burgess cc: TOSE Re: COMCAST Programmer Name Changes
18. Acord to TOSE Re: Liability Ins.-Quality Environmental Solutions & Technologies, Inc.
19. NYSIF to TOSE Re: Workers' Compensation Ins.-Nicholas E. Mouganis DBA Mitigation Tech
20. Brian Fernandes to TOSE Re: Dominican College-Information Session
21. Joseph Dillon to Tom LaPerch Re: Durante Rentals-Site Plan Review
22. Joseph Dillon to Tom LaPerch Re: Brewster Ford-Amended Site Plan
23. Albert Natoli to Supervisor Hay & TB Re: Court Ordered Review of TB's 2014 Decision on the Rates Charged by Independent Sewage Works, Inc.
24. John Sheridan, Spectra Energy to Supervisor Hay Re: Algonquin Gas Transmission, LLC-Access Northeast Project Initial Draft Resource Reports 1 & 10 Federal Energy Regulatory Commission
25. Brewster Village Court to TOSE Re: Gold Lot Monies Collected Oct.-Dec., 2015
26. John Bairos to Kathleen Burgess Re: COMCAST-Programming Contracts
27. John Bairos to Supervisor Hay Re: COMCAST-2016 Xfinity Services
28. Michele Dugan to Supervisor Hay Re: Putnam Humane Society 2016 Contract
29. Sue Crawford to All Dept. Heads Re: Inactive Records to be Destroyed
30. Carolina Gutierrez, Greystone to Supervisor Hey Re: Metro-North Commuter Railroad Risk Ins.
31. Catherine Croft to Supervisor Hay Re: 2016 Presidential Primary Election
32. Michael Spain to TC Re: Handling of Claims
33. Michael Corso, NYSDPS to TOSE Re: Proposed Transfer of Control Between Altice N.V. & Cablevision Systems Corp.
34. Bernard Baker, Jacobson to Levon Bedrosian Re: Birch Hill Water District NLJ#0054-0196

Foils

- Peter Levy to Michele Stancati (TC) Re: File-6 Brewster Woods Dr.
- Patricia Stam to TC Re: File-302 Virginia Woods
- Charity Kelly to Plng. Dept. Re: Questions-406 Starr Ridge Rd. & 51 International Blvd.
- Kevin Mator to Bldg. Dept. Re: File-10 Oak Rd.
- Tina Mignano to Bldg. Dept. Re: CO's, Permits & Violations-28 Wetherill Rd.
- Claudia Costa to TC Re: File-77 Maple Dr.
- Katherine Weber to Bldg. Dept. Re: Files-36 Locust Dr. & 401 Maple Rd.
- Mary McGreevy to TC Re: File-4 Maple Dr.
- Jack Calhan to TC Re: File-2 Windswept Circle
- Peter Levy to Bldg. Dept. Re: File-340 Milltown Rd.
- Faith Lundy to TC Re: File-211 Allview Ave.
- Nikko Shkreb to Bldg. Dept. Re: CO's, Permits & Surveys-75 State Line Rd.
- Tom Antonglchia to Bldg. Dept. Re: CO's-15 & 19-21 Old Doansburg Rd.
- Kirsten Rusinko to Bldg. Dept. Re: File-119 Carriage Hill Rd.
- Julie Coulter to Plng. Brd. Re: Plans for Proposed Gas Station-Rt. 22 & 312
- Peter Levy to TC Re: File-16 Friendship Ln.
- Pam Blecker to Bldg. Dept. Re: File-6 Locust Dr.
- K. Shi to Bldg. Dept. Re: Survey-147 Starr Ridge Rd.
- Douglas Ellimar to Bldg. Dept. Re: File-36 Locust Dr.
- Richard Dolinsky to TC Re: Vendor Contact Info.
- John Miller to TC Re: CO-1240, Rt. 22
- Tina Mignano to Bldg. Dept. Re: CO's, Permits & Violations-15 Bloomer Rd.
- Linda Finn to Bldg. Dept. Re: CO-67.5-1-11
- Joseph Gileno to TC Re: CO & Violations-9 Elmwood Dr.
- Lee Seacord to Bldg. Dept. Re: File-184 Turk Hill Rd.
- Elizabeth Skrodelis to Bldg. Dept. Re: File-231 Starr Ridge
- Lucille Ettore to Bldg. Dept. Re: CO, Survey & Septic-237 Allview
- Robert Finkelstein to TC Re: File-24 Pine View Dr.
- Keith Simone to Bldg. Dept. Re: File-31 Pumphouse Rd.

Emails

1. Albert Natoli to Supervisor Hay Re: Court Ordered Review of Highlands' Sewer Rates
2. Patrick Keem to Supervisor Hay Re: Governor Cuomo-Tax Cap
3. Tom Fenton to Jamie LoGiudice Re: Vescio-Pre-Construction Meeting
4. Resident to Supervisor Hay Re: Shady Lane & 12/3/16 Town Mtg.
5. Sandy Hess to TC Re: Solar Panels
6. Albert Natoli to Supervisor Hay Re: Court Ordered Review of Town Board's 2014 Decision on the Rates Charged by Independent Sewage Works, Inc.
7. Betsy Cerone to Town Board Re: 5 Shady Ln.-Complaints to TOSE
8. Robin Hoyt to Supervisor Hay Re: Springhouse Estates, 291 Foggintown Rd., SE Appraisal
9. Resident to Supervisor Hay Re: Thank you for Prompt Attention-Tree Trimming
10. Christian DiPalermo to Supervisor Hay Re: Algonquin Gas Transmission-Proposed Access Northeast Project
11. Robin Hoyt to Supervisor Hay Re: TOSE/Eminent Domain
12. Mike Levine to Supervisor Hay Re: Vescio Concerns

13. Resident to Supervisor Hay Re: Supporting Crossroads 312
14. Warren Lucas to Supervisor Hay Re: Lost Beagle on Starr Ridge Rd.
15. Scott Geiger to Supervisor Hay Re: NYSDOT Repainting of Lines-North Rt. 22
16. Shawn Rogan to Mike Levine Re: Inspection of Private Wastewater Treatment Plants & Zoning Concerns at Shady Ln.
17. Laurie Bell to TOSE Re: 2015 Settled Certioraris
18. Gabriel Deyo to Supervisor Hay Re: Extraordinary Expenses Certification-Springhouse
19. Ivy Fraser to TC Re: Board of Assessment Review Update
20. Trista Marisa to TC Re: General Code Supplement #8
21. Albert Natoli to TOSE Re: Court Ordered Review of Highlands' Sewer Rates
22. Resident to Supervisor Hay Re: Peaceable Hill Water District Update
23. Resident to Supervisor Hay Re: Resume
24. Resident to Supervisor Hay Re: Handicap Parking Violators
25. Olenna Truskett to TOSE Re: SE Old Town Hall Design Plans for EDAP Grant #5729
26. Supervisor Hay to Timothy Allen Re: Documents Submitted-Bravcor, LLC

Correspondence Sent

1. Supervisor Hay to Larry Nadel Re: Re-submission to Rate Application-Independent Sewer Works, Inc.
2. Supervisor Hay to Richard Dillman, NYSDOT Re: Repainting of Lines-North of Doansburg Rd. & Rt. 22
3. Supervisor Hay to Albert Natoli Re: Independent Sewer Works, Inc. Re-submit Rate Application
4. Susan Tobacco to Supervisor Hay Re: North Salem Central School Tax Collection (2)
5. David Rush to TOSE Re: Performance Bond-1617 Rt. 22, 46.-1-21
6. Tom LaPerch to TOSE Re: Release Performance Bond-198 & 210 Turk Hill Rd.
7. Scott Geiger to Supervisor Hay Re: Repainting of Lines-North of Rt. 22
8. Laurie Bell to Broad Reach, Ace Endico Corp. & Seven Sutton Place Re: Industrial Development Revenue Bonds
9. Laurie Bell to Commissioner of Finance Re: Payment In Lieu of Taxes
10. Tom LaPerch to Jamie LoGiudice Re: Escrow Acct. (3) Collins Brothers Moving, Brewster Ford & Vescio Barn
11. Tom LaPerch to Linda Burpee Re: Escrow Acct.-Strazza Lot Line Adjustment
12. Tom LaPerch to Carmine D'Uva Re: Escrow Acct.-D'Uva Site Plan
13. Tom LaPerch to John Folchetti Re: Escrow Acct.-Las Mananitas/LSAR Realty, Inc.
14. Tom LaPerch to Steven Meersma Re: Escrow Acct.-Algonquin Compressor Station & Pipeline
15. Tom LaPerch to James Hahn Re: Escrow Acct.-Brewster Ice Arena
16. Tom LaPerch to Terri-Ann Hahn Re: Escrow Acct.-Ace Endico
17. Laurie Bell to Commissioner of Finance Re: Payment in Lieu of Taxes
18. Levon Bedrosian to SE Water District Residents Re: Info. & Water Rate for 2016
19. Supervisor Hay to David Pollock Re: Post Closure Monitoring & Maintenance Plan-SE Landfill
20. Timothy Froessel to Barbara Barosa Re: Alcon Commercial Realty, LLC/Blackgate Farm
21. Mike Levine to Resident Re: Notice of Violation/Fencing-56.15-2-20
22. Supervisor Hay to James Schoenig Re: Quarterly Billing-Shared Service/Bldg. Inspector

VOUCHERS

Supervisor Hay made a motion to approve the Vouchers in the amount of \$1,074,886.12. Councilwoman Hudak seconded. All in favor.

MEETINGS

Supervisor Hay made a motion to set the following meeting dates. Councilwoman Hudak seconded. All in favor.

All meetings will be held at 1360 Route 22, Brewster, New York at 7:00 P.M. unless otherwise noted.

Thursday, February 4, 2016 – Work Session / Regular Meeting

Thursday, February 18, 2016 – Work Session / Regular Meeting

BUDGET TRANSFERS

Supervisor Hay made a motion to approve the Budget Transfers and Councilwoman Hudak seconded. All in favor.

SPECIAL PERMIT REQUEST FOR 278 N. BREWSTER RD

Supervisor Hay made a motion to table the resolution for the Special Permit for 2078 N. Brewster Road. Councilwoman Hudak seconded. All in favor.

INTRODUCED BY: _____

SECONDED BY: _____

WHEREAS, 278 NORTH BREWSTER ROAD, LLC, owner of premises located at 278 North Brewster Road, Tax Map No. 45.12-1-33 (the “Subject Premises”) a structure containing multiple tenant spaces, has made application to this Town Board for a Special Permit to allow general “retail” use of a space currently occupied by “Doug’s Furniture Barn”; and

WHEREAS, the Subject Premises are located in an NB-1; and

WHEREAS, retail uses are only permitted in a NB-1 zone upon the grant of a Special Permit by the Town Board; and

WHEREAS, a Special Permit was previously issued to “Doug’s Furniture Barn” by this Town Board to allow a certain portion of the Subject Premises to be used and utilized for the retail sale of furniture; and

WHEREAS, the Town Board is in receipt of a report and recommendation from the Southeast Planning Board dated June 8, 2015 wherein the Planning Board has recommended the grant of the Special Permit for general Retail Use; and

WHEREAS, the Planning Board, as Lead Agency for purposes of State Environmental Quality Review Act (“SEQRA”) determined the proposal to be a “Type II” action and adopted a Negative Declaration on June 8, 2015; and

WHEREAS, a duly noticed public hearing was held by the Town Board on December 17, 2015 in connection with this application for Special Permit and all interested parties have been given an adequate opportunity to be heard in this regard.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Southeast hereby makes the following findings of fact in connection with the instant application:

The proposed use is in such location and is a size and character that it will be in harmony with the appropriate and orderly development of the surrounding district and will not be detrimental to the immediate site or adjacent properties provided appropriate conditions and restrictions are made a part of the grant of a special permit; and

2. The location and size of the proposed use, the nature and intensity of operations involved in or conducted in connection therewith, its site layout, and its relation to access streets will be such that both pedestrian and vehicular traffic to and from the use and the assembly of persons in connection therewith will not be hazardous; and

3. The exterior appearance of the building will not hinder or discourage the development and use of adjacent land and buildings provided all reviews and approvals of the Southeast Architecture Review Board are incorporated in any final approval of the project; and

4. The proposed use will not require such additional public facilities or services or create fiscal burdens upon the Town greater than those which characterize uses permitted as of right.

AND BE IT FURTHER

RESOLVED, that based upon the foregoing findings, the Town Board of the Town of Southeast hereby grants a Special Permit to permit general Retail Use of so much of the Subject Premises as is currently occupied by “Doug’s Furniture Barn” in accordance with the Statement of Use prepared and submitted to the Planning Board in connection with the Project Development Plan; and be it further

RESOLVED, that such general Retail Use permit shall extend only to such retail use(s) and development as do not violate the general and special conditions for Special Use Permits contained in Article X of Chapter 138 of the Code of the Town of Southeast.

UPON A ROLL CALL VOTE:

Councilman Alvarez	_____
Councilman Cullen	_____
Councilwoman Eckardt	_____
Councilwoman Hudak	_____
Supervisor Hay	_____

VOTE: carried / defeated by a vote of _____ in favor, _____ against; _____ abstained.

RESOLUTION NO. 5 / 2016 BRAVCOR, LLC ARCHITECTURAL REVIEW BOARD

INTRODUCED BY: Supervisor Hay
SECONDED BY: Councilwoman Hudak

WHEREAS, the Town Board is in receipt of a Report of the Architectural Review Board (“ARB”) of the Town Southeast dated November 19, 2015 in connection with the application of Bravcor, LLC to construct a warehouse/retail/office building on property located at 65 Fields Lane, Tax ID 78.-2-15, in the Town of Southeast, Putnam County, New York; and

WHEREAS, the Report concludes that the ARB positively recommends the project to the Town Board on the condition that the applicant correct one note on the landscaping plan re: Native Wildflower Mix; and

WHEREAS, the Town Board finds that there is no reason to upset the findings and recommendation of the Architectural Review Board in connection with said application,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby accepts and approves the Report of the Architectural Review Board dated November 19, 2015, a copy of which is annexed hereto and made part hereof, in connection with Bravcor, LLC, 65 Fields Lane, Tax Map 78.-2-15 and that such Report shall be incorporated in any final Site Plan subsequently reviewed by the Planning Board.

UPON ROLL CALL VOTE:

Councilman Alvarez	<u>Aye</u>
Councilman Cullen	<u>Aye</u>
Councilwoman Eckardt	<u>Aye</u>
Councilwoman Hudak	<u>Aye</u>
Supervisor Hay	<u>Aye</u>

VOTE: carried by a vote of 5 in favor, 0 against; 0 abstained.

RESOLUTION NO. 6 /2016 BOND RESOLUTION

A meeting of the Town Board of the Town of Southeast, Putnam County, New York, was convened in public session at the Town of Southeast, New York on the 21st day of January, 2016 at 7 o'clock P.M.,
Prevailing Time.

The meeting was called to order by Town Supervisor Tony Hay, and upon roll being called, the following were:

PRESENT:

Edwin Alvarez

Robert Cullen

Lynne Eckardt

Elizabeth Hudak

The following resolution was offered by Supervisor Hay, who moved its adoption, seconded Councilwoman Hudak, to-wit:

Bond Resolution Dated January 21, 2016

**A Resolution Authorizing the Acquisition of an International 7500 Truck,
Authorizing the Issuance of Serial Bonds of the Town of Southeast, Putnam
County, New York in an Aggregate Principal Amount Not to Exceed \$195,000
Pursuant to the Local Finance Law to Finance Said Purpose and Delegating the
Power to Issue Bond Anticipation Notes in Anticipation of the Sale of Such Bonds to
the Town Supervisor.**

BE IT RESOLVED, by the Town Board of the Town of Southeast, Putnam County, New York (the "Town") (by favorable vote of not less than three-fifths of all the members of the Board) as follows:

Section 1. The specific object or purpose (herein referred to as "Purpose") to be financed is the acquisition of an International 7500 Truck for the Highway Department. The estimated maximum cost of said purpose is \$195,000.

Section 2. The Town Board plans to finance the total cost of said Purpose by the issuance of serial bonds of the Town in an amount not to exceed \$195,000, hereby authorized to be issued therefore pursuant to the Local Finance Law.

Section 3. It is hereby determined that said purpose is an object or purpose described in subdivision 28 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the remaining period of probable usefulness of said purpose is 15 years.

Section 4. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 5. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of such bonds by virtue of paragraph 9 of subsection d. of Section 107.00 of the Local Finance Law, with respect to the Purpose authorized to be financed hereby.

Section 6. The faith and credit of said Town are hereby irrevocably pledged for 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. 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 bonds as the same become due and payable.

Section 7. Subject to the terms and contents of this resolution and the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00 and 56.00 of said Law, the power to:

(a) authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this resolution and the renewals of said notes,

(b) prescribe the terms, form, content, and the manner of execution of the serial bonds authorized by this resolution and said bond anticipation notes, including the consolidation with other issues,

(c) issue serial bonds with substantially level or declining annual debt service, and

(d) sell and deliver said serial bonds and any bond anticipation notes issued in anticipation of the issuance of such bonds,

is hereby delegated to the Town Supervisor, the Chief Fiscal Officer of the Town.

Section 8. The Town Supervisor is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”) and to designate the bonds authorized by this resolution, and any notes issued in anticipation thereof, as “qualified tax-exempt obligations” in accordance with Section 265(b)(3) of the Code.

Section 9. Pending the sale of bonds herein authorized, the temporary use of funds from the Town’s general fund, pursuant to the provisions of Section 165.10 of the New York Local Finance Law, is hereby authorized. The Town reasonably expects to reimburse itself from the proceeds of bonds or notes herein authorized for expenditures made for the purpose to be financed by this resolution prior to the issuance of such bonds or notes, and this resolution is intended to constitute a declaration of official intent to reimburse for the purposes of U.S. Treasury § 1.150-2.

Section 10. The Town has determined that the acquisition of an International 7500 Truck is a Type II action which will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act (“SEQR”) is required.

Section 11. The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds 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 the 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 of New York.

Section 12. The Town Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Local Finance Law, in the *Putnam County Press*, the official newspaper of said Town.

Section 13. The firm Barclay Damon, LLP is hereby appointed Bond Counsel of the Town in connection with the bonds and notes herein authorized.

Section 14. This resolution is adopted subject to a permissive referendum pursuant to Section 35.00 of the Local Finance Law and the Town Clerk is hereby authorized and directed within ten (10) days after the adoption of said resolution, to cause to be published a notice which sets forth the date of the resolution's adoption and contains an abstract of the resolution concisely stating its purpose and effect.

* * * * *

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

Edwin Alvarez	voting	<u>Aye</u>
Robert Cullen	voting	<u>Aye</u>
Lynne Eckardt	voting	<u>Aye</u>
Elizabeth Hudak	voting	<u>Aye</u>
Tony Hay	voting	<u>Aye</u>

The foregoing resolution was thereupon declared duly adopted.

**RESOLUTION NO. 7 / 2016 FORTUNE RIDGE BARN 139 DEANS CORNER ROAD
BOND ESTABLISHMENT**

INTRODUCED BY: Supervisor Hay

SECONDED BY: Councilman Alvarez

WHEREAS, the Town Board of the Town of Southeast is in receipt of a report and recommendation from the Town Engineer and referral from the Planning Board with respect to the Performance Security to be posted by Fortune Ridge Homes, Inc. in connection with a site plan application known generally as "Fortune Ridge Barn" relative to property located at 139 Deans Corners Road, Tax Map No. 78.-3-29. (the "Subject Premises"); and

WHEREAS, by letter dated December 15, 2015 from the Planning Board Report it is recommended that the performance security for the Subject Premises be established for this project.

NOW, THEREFORE, BE IT

RESOLVED, that the bond amount shall be established for the project set forth below:

PROJECT NAME:

BOND AMOUNT:

Fortune Ridge Barn

Site Improvements	\$ 83,800.00
Erosion & Sediment	\$ 10,100.00

And be it further

RESOLVED, that a certified copy of this resolution shall be transmitted by the Town Clerk to the Planning Board Secretary and Building Inspector forthwith.

UPON A ROLL CALL VOTE:

Councilman Alvarez Aye

Councilman Cullen Aye

Councilwoman Eckardt Aye

Councilwoman Hudak Aye

Supervisor Hay Aye

VOTE: carried by a vote of 5 in favor, 0 against; 0 abstained.

WORK SESSION

Food Trucks

Supervisor Hay opened the discussion of food trucks being permitted to vendors other than veterans, who are currently the only ones allowed a permit for a food truck. Some concerns are about the number of people and vehicles that would visit the trucks, what the trucks could look like, the garbage, and signage. If they are allowed, how many parking spaces would be needed and is 1000 ft from another brick and mortar food establishment far enough away. The Town Board discussed these issues and how many non veterans could be licensed, maybe seven; how spots should be given out, lottery or first come first serve; how long the licenses will be good for, from January to December; and how much to charge, maybe \$250.00. A suggestion was made to hold a sign-up in December for the following year. The Board agreed that the vendor would be issued a photo ID and if a permit is given to a veteran, he is the one that must be in the truck. Also, hours would be from 5 am to 9 pm and there will be no outside table seating. Another concern is whether parking on a commercial site would require a site plan review and whether it complies with the Comprehensive Plan. Supervisor Hay asked Councilman Cullen to put something together to be voted on.

PUBLIC COMMENT

John Lord asked if the Lead Agency for the Barrett Hill Project was resolved yet and if the County weighed in. Supervisor Hay stated that it has not been resolved yet and the County did not approve it, so there would need to be a Super Majority decision, a 4-1 Town Board vote to approve it. Mr. Cullen stated that the County didn't feel they had all the information. Mr. Lord asked if the County's decision can change and the Supervisor stated that it will be a battle if it comes to that. Councilman Cullen stated that he, Town Attorney Stephens, and Planning Board Chairman Tom LaPerch had a conference call with the DEC and it was made clear because of the passage of time and a possible need for a site plan change, that it will be left to the DEC Commissioner for a decision, and that was about 2 weeks ago.

TOWN BOARD COMMENT

Councilwoman Eckardt asked the Supervisor if he had a financial report this month and Supervisor Hay stated that they are still working on closing the books for last year, so there is nothing new yet.

Councilman Alvarez made a motion to close the meeting and Councilwoman Hudak seconded. All in favor.

Respectfully Submitted,

Michele Stancati
Southeast Town Clerk