

**Town of Southeast**  
**1360 Route 22, Brewster, New York 10509**  
**Thursday, May 19, 2022**  
**EXECUTIVE SESSION 6:30 P.M.**  
**Regular Meeting / Work Session 7:00 P.M.**

Pledge of Allegiance  
Notation of Exits  
Turn off/put on vibrate – all electronic devices

8 Persons

Present: Supervisor Tony Hay  
Councilman Edwin Alvarez  
Councilman Eric Cyprus  
Councilman Eric Larca - Absent  
Councilman John O'Connor

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

**EXECUTIVE SESSION**

Supervisor Hay made a motion to open the meeting and go into Executive Session. Councilman O'Connor seconded. All in favor.

Supervisor Hay made a motion to close the Executive Session where no decisions were made and Councilman O'Connor seconded. All in favor.

**PUBLIC HEARING**

*MS4 Annual Report*

Supervisor Hay made a motion to open the Public Hearing for comments to be made on the MS4 Annual Report. Councilman O'Connor seconded. All in favor.

There was no Public or Town Board Comment.

Supervisor Hay made a motion to close the Public Hearing and Councilman Cyprus seconded. All in favor.

### **WORK SESSION**

Nothing at this time.

### **REGULAR MEETING**

Supervisor Hay made a motion to open the Regular Meeting and Councilman O'Connor seconded. All in favor.

### **CORRESPONDENCE**

Supervisor Hay made a motion to waive the reading of the Correspondence and Councilman O'Connor seconded. All in favor.

#### **Correspondence Received**

1. PC Dept. of Health to TOSE Re: Exceedance of PFOA/PFOS Treatment Required-Starr Ridge Manor
2. PC Dept. of Health to TOSE Re: Exceedance of PFOA/PFOS-Birch Hill Acres
3. NYC DEC to TOSE Re: WWTP Compliance Inspection-Blackberry Hill SD WWTP, SPEDES # NY-0062570
4. NYC DEC to TOSE Re: WWTP Compliance Inspection-Brewster Heights SD #1 WWTP SPEDES# NY-0110353
5. Accord Ins. to TOSE Re: Town of Southeast Certificate of Liability
6. Syed Ali to Supervisor Hay Re: Self Insurance Disclaimer 2022 TOSE 7/2022 Participation Agreement
7. NYSIF to TOSE RE; Cert. of Worker's Compensation Re: Halstead-Quinn Petroleum Co.
8. Putnam Co. Executive to Supervisor Hay Re: PC Fundraiser for Ukrainian Refugees Posters
9. Accord Ins. to TOSE Re: Certificate of Liability-Mercury Heating & Air Conditioning Inc.
10. MTA to TOSE Re: Notifying MTA & its Agencies of SEQRA Actions and Transit Impact Analyses
11. Sterling Environmental Eng. to TOSE Re: 2022 Annual Post-Closure Monitoring Notification, TOSE Landfill
12. PC Bd of Elections to TOSE Re: Primary Election 6/28/22 and General Election 11/8/22
13. NYS Dept. of Taxation & Finance to TOSE Re: Certificate of Attendance Board of Assessment Review
14. Acord Ins. to TOSE Re: Certificate of Liability-TarHeel Roofing Inc.
15. Utica First Insurance Company to TOSE Re: R & R Electric LLC
16. Brown & Brown Insurance to TOSE Re: Commercial Auto Policy
17. NYS State Comptroller to Supervisor Hay Re: Justice Court Fund Invoice

18. Acord Insurance to TOSE Re: Certificate of Liability-Algonquin Gas Transmission
19. PC Legislature to TOSE Re: Rehabilitation of Maybrook Bikeway Phase A Bridge 5-SEQRA
20. Acord Insurance to TOSE Re: Certificate of Liability-Algonquin Gas Transmission
21. Acord Insurance to TOSE Re: Certificate of Liability-Algonquin Gas Transmission
22. Carol Orr, Brewster-Carmel Garden Club to Supervisor Hay & TB Re: Signs for Garden Club Tour
23. Supervisor Hay to TB Re: Hazard Mitigation Plan-VOB-154 Main
24. Comcast to TOSE Re: Programming Advisory

## FOIL

- Victor Grossman to TC Re: Local Law Creating-Peach Lake Sewer District
- Sharon Sheil to Bldg. Dept. Re: Building Records and Surveys-10 Deer Court
- Sharon Sheil to Bldg. Dept. Re: Building Records and Surveys-17 Hillside Park
- Brian Stokas to Bldg. Dept. Re: Building Records-24 Brewster Woods
- Lisa Martini-Salisbury to Bldg. Dept. Re: Building File-50 Ridgebury Road
- William Beltran to Bldg., Dept. Re: Building Records-341 Route 312
- Ashley Hamedi to Bldg. Dept. Re: Building Records-248 Foggintown Road
- Sharon Sheil to Bldg. Dept. Re: Building Records and Surveys-1 Sky Lane
- Sharon Sheil to Bldg. Dept. Re: Building and Survey Info-20 Hillcrest Avenue
- AnnaAlexa Embury to Bldg. Dept. Re: CO's, Violations, Septic Open Permits-1515 Route 22 Unit D3
- Lisa Sanders to Bldg. Dept. Re: Copy of Lease Agreement for TOSE Postage Equipment-Pitney Bowes Global Equipment
- Claudia Zamora to Bldg. Dept. Re: Survey-10 Chamberlain Lane
- Chris Demeo To TC Re: 4/6/22 Video of Accident-Route 22
- M. Levine to Dennis Santucci Re: Response to Foil, Balcony Railing-3 Shady Lane
- Gina Bisaccia to Bldg. Dept. Re : (Resent) Property and Survey Info-3 Ash Road
- Steve Corrigan to Bldg. Dept. Re: Survey and Septic Plan Info-2 Geneva Road
- Lin Crispinelli to Bldg. Dept. Re: Building Records and Septic Plan-17 Hillside Park
- Joycelyn Sarro to Bldg. Dept. Re: Building and Property Information-24 Sycamore Road
- Peter Levy to Bldg. Dept. Re: Copy of Survey-101 Acorn Road
- Jason Martinez to Bldg. Dept. Re: Building Records-14 Hubbard Drive
- Anne Durante to Bldg. Dept. Re: Survey, Wetlands Information-852 Route 312
- Rachel Minotti to Accounting Dept. Re: Water Billing Info-Tax Map #'s 56.19-1-35, # 46.-2-27.-501, # 56.17-1-34
- John Hogan to Bldg. Dept. Re: Surveys, Maps-127 State Line Road
- Jamie Sidoti to G. Schramek Re: Brewster, Current ISO Rating, Homes-Balsam Drive
- Dennis Santucci to TC Re: New Wetlands Consultant Info, Garage Plans-1 Shady Lane
- Lisa Cammilleri to Bldg. Dept. Re: Certificate of Occupancy-20 Branch Road
- Anna Mantovi to Bldg. Dept. Re: Building Records-202 Driftway Lane
- James Scova to Bldg. Dept. Re: Zoning Records, Plans, Approvals, Environmental, Watershed Records-1485 Route 22
- Valerie Marquez to Bldg. Dept. Re: Building Permits, Violations, Citations-22 South Drive
- Sharon Sheil to Bldg. Dept. Re: Building Records, Survey-8 Putnam Avenue

- Joseph Schaniel to Bldg. Dept. Re: Original Survey-88 Sunset Drive
- Bradley Schwartz to TC Re: Tonetta Lake Budget
- Steve Corrigan to Bldg. Dept. Re: Survey & Septic-26 Milan Road
- Pamela Blecker to Bldg. Dept. & Tax Receiver Re: All Records-202 Driftway Lane
- Stacey Cronin to Bldg. Dept. Re: All Records-145 Sherwood Hill Road
- Donald Mituzas to Bldg. Dept. Re: All Records-56 Deans Corner Road
- Vanessa Romero to Bldg. Dept. Re: All Records-10 Prospect Street
- Mia Rivera-Reed to Bldg. Dept. Re: All Records, C of O's, Permits, Above/Underground Storage Tank Records, Leaks, Spills & Enforcement Violations-42 Mt. Ebo Rd S.
- Stephanie Fox to Bldg. Dept. Re: All Records-101 Minor Road
- Stephanie Fox to Bldg. Dept. Re: All Records-19 Middle Branch Lane
- Stephanie Fox to Bldg. Dept. Re: All Records-72 Blackberry Drive
- Jocelyn Sarro to Bldg. Dept. Re: All Records-24 Sycamore Rd.
- Lisa Cammilleri to Bldg. Dept. Re: C of O-20 Branch Road
- Jennifer Ross to Bldg. Dept. Re: All Records-7-9 Wesley Road
- Sharon Sheil to Bldg. Dept. Re: All Records-8 Putnam Ave.
- Christopher De Bellis to Bldg. Dept. All Records-62 Hickory Drive
- Kaylee Llma to Bldg. Dept. Re: C of O Removal of Oil Tank-1-11 Dingle Ridge Road
- Charles Carr to Bldg. Dept. Re: All Records-63 Garrity Blvd.
- Michael Seguljli to Bldg. Dept. Re: All Records Pertaining to Environmental site Assessment, Fire Inspector Associated with Petroleum Chemical Tanks, Spills & Contamination
- Allie McDonough to Bldg. Dept. Re: All Records Pertaining to Underground Storage Tanks, Fuel Oil Permits, Hazardous Materials, Spills, Violations, & Remediation-979 Route 22
- Chandu V to Bldg. Dept. Re: All Records-42 Overlook Lane
- Mimi Netrosio to Bldg. Dept. Re: C of O's for 206 Eagles Ridge Road
- Joseph Franco to Bldg. Dept. Re: All Records-284-311 Foggintown Rd.
- Dennis Santucci to TC Re: Wetland Inspector & Report
- Chris Ryder to Bldg. Dept. Re: Survey & Septic-318 Milltown Road
- Chris DeBellis to Bldg. Dept. Re: All Records-62 Hickory Drive

#### Email

1. L. Bedrosian to Robert Flores, Delaware Engineering Re: Birch Hill/Starr Ridge WD Reports
2. Supervisor Hay to TB Re: Response to DOH - PFOA/PFOS Birch Hill/Starr Ridge Letters
3. TC to Resident Re: Application for Copy of Marriage Record
4. TC to John Fielding, Game Stop Re: Application for Alarm Permit
5. L. Bedrosian to TB Re: Building Dept. Document from Warren Lucas -Peach Lake Sewer District
6. Supervisor Hay to TB Re: Summary of Minutes PLEC-Peach Lake Minutes 4/18/22
7. L. Bedrosian to TB Re: Life Guards-Blackberry Pool
8. Resident to Supervisor Hay Re: Thank You to M. Burdick and Highway Crew- Overlook Drive
9. Gerald Skalaski to M. Levine Re: Excavator Noise/ Wetlands Work-5 Shady Lane
10. TC to Applicant Re: Requested Information from Officiant
11. V. Desidero to Ashley Ley, Planning Bd., TB Re: Brewster SE Joint Fire Dist. Memo
12. Supervisor Hay to Putnam Co., Fred Pena & John Tully Re: 160 Peaceable Hill Road
13. Supervisor Hay to TB Re: Seeding at Tonetta Lake Town Park
14. L. Bedrosian to Putnam Co. Vincent Perrin Re: Response to DOH PFOA Letters

15. Dennis Santucci to M. Levine Re: Balcony Complaint-3 Shady Lane
16. Larry Cohen to Supervisor Hay Re: Invitation to Grand Opening-Restaurant Depot 5/25/22
17. A. Chance to TC Re: Request for Addendums, RFP TOSE Wastewater Treatment Plants
18. RE Landscapes to TC Re: Food Vender Permit Renewal
19. Supervisor Hay to All Employees Re: Defensive Drive Classes 4/25 & 4/26/22
20. M. Levine to TB Re: Fire Report Issued for 2592 Carmel Ave.
21. Supervisor Hay to Willis Stephens Requesting Letter to NYSEG Re: 2592 Carmel Avenue
22. R. Hund to TOSE Dept. Supervisors Re: Mahopac Bank
23. John Tully to Supervisor Hay, Fred Pena Re: Peaceable Hill Road
24. G. Schramek to M. Levine Re: Response to Complaint-Quad Riding, 3 Shady Lane
25. Gerald Skalaski to M. Levine, TB Re: Work in Wetlands-5 Shady Lane
26. Kevin Fitzpatrick, EOHWC to Supervisor Hay Re: Improvement form Scolpino Park
27. Supervisor Hay to M. Burdick Re: Collapsing Drain-Holly Stream Court
28. JoAnn Ciralli to TC Michele Stancati Re: Zoning Denial, McMahon Resolution-4/20/22
29. Ian Wheeler to M. Levine Re: Food Vendor Permit Application
30. Supervisor Hay to L. Bedrosian Re: DOH Letter PFOA/PFOS Requirements
31. L. Bedrosian to Supervisor Hay Re: RFQ PROA Treatment 4/21/22-Draft
32. Rob Rottkamp to TOSE Re: VFW Post 672 Memorial Day Parade and Ceremony May 30, 2022
33. Resident to TB Re: Rename the Town
34. Dennis Santucci to L. Bell Re: Creating Tax Lot for Land Parcel-Shady Lane
35. Gerald Skalaski to M. Levine, TB Re: 5 Shady Lane Work in Wetlands
36. Matther Covucci to Supervisor Hay Re: Follow-Up Worker's Memorial Bridge-Prospect Hill Road
37. Jeffrey King to M. Levine Re: Vendor Location, Drawing-Site Approval
38. L. Bedrosian to Supervisor Hay Re: Springhouse Estate Water-Generator
39. Resident to Supervisor Hay & TB Re: Starr Ridge Water District-PFOS
40. C. Robbins to A. Ley, T. LaPerch, & PB Members Re: PB Meeting Brewster Yards-Wetlands
41. P. Scott to TC Re: Resolution-Landscape Concepts
42. TC to Suburban Carting Re: Leaf Bag Collection
43. Resident to Supervisor Hay Re: Grant for Cobb Road
44. TC to B. Schwartz Re: FOIL Response-Tonetta Lake Budget & Expenses
45. TC to Inquiry Re: Marriage License Questions
46. Campanelli & Associates to TB Re: Attorney Advertising -Zoning
47. G. Skalaski to TB & Supervisor Hay Re: Construction Excavator
48. G. Skalaski to TB & Supervisor Hay Re: Wetlands-5 Shady Lane
49. TC to M. Levine Re: Vendor Permit Site Approval
50. Resident to Bldg. Dept. Re: Damage to Home from Fallen Tree-178 Peaceable Hill Road
51. D. Santucci to TC Re: Wetland Report
52. NYS DEC to TOSE & TC Re: Permit-Starr Ridge manor Civic Association-Peach Lake-Starr Ridge Manor-Excavation & Fill Navigable Waters
53. TC to VOB TC & Inquiry Re: Request for Marriage Record

#### Correspondence Sent

1. TC to Resident Re: Letter and Application Requirements for Dog Registration-201 Virginia Woods Drive
2. Supervisor Hay to Assemblywoman Sandy Galef Re: Request Support of Passage of Assembly Bill 9716

3. TOSE Planning Dept. to Barbara Barose PC Dept. of Planning Re: Galt Warehouse 387 Danbury Road
4. TOSE Zoning Bd. to Resident Re: Denial of Variance Application-340 Allview Avenue
5. L. Bedrosian to TOSE and Residents Re: Drinking Water Quality Report, Peaceable Hill Water-20 Spruce Road
6. L. Bedrosian to TOSE and Residents Re: Drinking Water Quality Report-Birch Hill Water 5 Highview Terrace
7. Supervisor Hay to Nursery Owners Re: Planting List for Park Bid-5/10/22
8. TOSE Planning Board to J. Andrews Re: Escrow Account-Dish Wireless 87 Hillside Park
9. TOSE to Property Owner Re: NOV/OTR Re: 3867 Danbury Road
10. TOSE to Property Owner Re: NOV/OTR Re: 40 Nichols Road
11. TOSE to Property Owner Re: NOV/OTR Re: 22 Larkspur Drive
12. TOSE to Property Owner Re: NOV/OTR Re: 11 Sodom Lane North
13. TOSE to Property Owner Re: NOV/OTR Re: 48 Tonetta Lake Way
14. TOSE to Property Owner Re: NOV/OTR Re: 12 Friendship Lane
15. TOSE to Property Owner Re: NOV/OTR Re: 92 Lakeview Drive
16. TOSE to Property Owner Re: NOV/OTR Re: 293 Dingle Ridge Road
17. TOSE to Property Owner Re: NOV/OTR Re: 1015 Route 22
18. TOSE to Property Owner Re: NOV/OTR Re: 92 Lakeview Drive
19. TOSE Planning Board to PC Dept. of Planning & Development Re: Lamothermic Corp.-Site Plan Amendment
20. TOSE Planning Board to PC Dept. of Planning & Development Re: Gali Subdivision & Zoning Amendment
21. TOSE Planning Board to Property Owner Re: Annual Inspection & Maintenance Report-2241 Route 6
22. TOSE Planning Board to Property Owner Re: Annual Inspection & Maintenance Report-3859 Danbury Road
23. TOSE Planning Board to Property Owner Re: Annual Inspection & Maintenance Report-131 Fields Lane
24. TOSE Planning Board to Property Owner Re: Annual Inspection & Maintenance Report-2-4 Allview Avenue

### **VOUCHERS**

Supervisor Hay made a motion to approve the Vouchers in the amount of \$1,036,852.30 and Councilman Alvarez seconded. All in favor.

### **BUDGET TRANSFERS**

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

**MEETINGS**

Supervisor Hay made a motion to set the following meeting dates to be held at 1360 Route 22, Brewster, New York at 7:00 P.M. unless otherwise noted. Councilman Alvarez seconded. All in favor.

Thursday June 2, 2022 – Work Session / Regular Meeting

Thursday June 23, 2022 – Work Session / Regular Meeting

**RESOLUTION NO. 32 / 22 AWARD OF CONTRACT TOWN OF SOUTHEAST SPECIAL IMPROVEMENT DISTRICTS WATER SUPPLY and WASTE WATER TREATMENT FACILITIES**

INTRODUCED BY: Supervisor Hay

SECONDED BY: Councilman Cyprus

WHEREAS, the Town of Southeast operates and maintains several water supply and waste water treatment facilities serving the residents of the Town of Southeast, each facility serving a specified special improvement area or benefit district (“Special District” or, collectively, “Special Districts”) made up of real property located wholly within the boundaries of a particular Special District and benefitted by such facilities; and

WHEREAS, the Town is in receipt of responses to its duly advertised Request for Proposals (“RFP”) for the Operation and Maintenance (“O &M”) of the various Special Districts within the Town (excluding the Peach Lake Sewer District); and

WHEREAS, the Town Board and its special consultants have thoroughly reviewed these proposals and hereby elects to award the contract at this time.

NOW, THEREFORE, BE IT

RESOLVED, the Town Board of the Town of Southeast accepts the proposal of JCO Environmental Service / h2o Innovation, to provide O & M services for the water supply and waste water treatment facilities servicing the Special Districts (excluding Peach Lake Sewer District) and authorizes the Supervisor to execute a contract with JCO Environmental Services / h2o Innovation for such services for an initial term of five (5) years commencing June 1, 2022.

AND BE IT FURTHER

RESOLVED, that this resolution shall take effect immediately.

Upon Roll Call Vote:

Councilman Alvarez	<u>Aye</u>
Councilman Cyprus	<u>Aye</u>
Councilwoman Larca	<u>Absent</u>
Councilman O’Connor	<u>Aye</u>
Supervisor Hay	<u>Aye</u>

VOTE: carried by a vote of 4 in favor, 0 against; 0 abstained.

**RESOLUTION NO. 33 / 22 LANDSCAPE CONCEPTS – 50-58 SODOM ROAD ESTABLISHMENT OF BOND / EROSION & SEDIMENT CONTROL**

INTRODUCED BY: Supervisor Hay  
SECONDED BY: Councilman Cyprus

WHEREAS, the Town Board is in receipt of a recommendation from the Town Engineer dated, 2022 and referral from the Planning Board dated May 9, 2022 with respect to the establishment of performance bond(s) for the site improvements associated with the Landscape Concepts site development plan located at 50-58 Sodom Road, Tax Map No. 57.17-1-5; and

WHEREAS, upon review of such recommendation, the Town Board agrees to accept the recommendation.

NOW, THEREFORE, BE IT RESOLVED, that the bond amount shall be established for the project set forth below:

<u>PROJECT NAME:</u>	<u>BOND AMOUNT:</u>
Landscape Concepts	Site Improvements: \$47,400.00 Erosion & Sediment Control: \$ 4,800.00

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	<u>Aye</u>
Councilman Cyprus	<u>Aye</u>
Councilman Larca	<u>Absent</u>
Councilman O'Connor	<u>Aye</u>
Supervisor Hay	<u>Aye</u>

VOTE: carried by a vote of 4 in favor, 0 against; 0 abstained.

**MOTION**

Supervisor Hay made a motion to approve Section 284-NYS Highway Law Agreement for the Expenditure of Highway funds. Councilman O'Connor seconded. All in favor.

**SUPERVISOR'S REPORT**

Supervisor Hay stated that all business is not back to normal yet, but the courts, building department and construction is progressing. We're good with the budget we set but we're still keeping our belts tight.



### **MOTION**

Supervisor Hay made a motion to waive the rules and move the MS4 annual report forward for approval because of time constraints. Councilman O'Connor seconded. All in favor.

Supervisor Hay made a motion to accept the MS4 Annual Report and Councilman Alvarez seconded. All in favor.

### **PUBLIC COMMENT**

Highway Superintendent Michael Burdick told the Town Board that there was no response to the Spring Bids because the companies can't guarantee the price or delivery so we're going to piggyback off of the Putnam County Bid. We will have to do sections of roads instead of the whole road. We received CHIPS money and extra \$36,000.00 for a new program, Pave Our Potholes. We'll do the best we can with what we have. We did well in the auction and things are going really well in the highway department, but we are just having problems with prices and the availability of products. All highway departments are going through the same thing. There is a Bill that went through the Senate right now and will be going to the Assembly about salt products. American Salt will no longer be able to supply us with salt if the Assembly passes a Bill that salt must be produced in the US. There will no longer be competitive bidding and this will have a big impact on salt prices and availability. Also, after this year, prevailing wage for drivers who are doing the paving will be going up. We'll try to get as much done in-house as we can. Supervisor Hay thanked Mr. Burdick for all he does.

Scott Seaman, BCSD trustee, told the board that the school budget and propositions passed and thanked the public and Town Board for their support.

### **TOWN BOARD COMMENT**

Supervisor Hay congratulated Councilman O'Connor for completing his training at the NY State Association of Towns and being a newly certified Town Official. Councilman O'Connor explained the training included learning about all the different departments and roles in the Town. He also stated that he has solicited legislation to get stand by generators for gas stations for when we lose power. NYS did not include Putnam County in this grant. He suggested all towns and villages send letters.

Councilman O'Connor made a motion to close the meeting and Councilman Cyprus seconded. All in favor.

Respectfully Submitted,

Michele Stancati  
Southeast Town Clerk