

Town of Southeast
1360 Route 22, Brewster, New York 10509
Thursday, October 20, 2022
Regular Meeting / Work Session 7:00 P.M.

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

4 Persons

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

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

PUBLIC HEARING

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

2023 Town Budget

There was no Public Comment.
There was no Town Board Comment.

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

WORK SESSION

Discussion – Temporary Signs

Supervisor Hay explained that about 7 or 8 years ago, the Town was sued over the sign code and it's since been revamped.

Councilman Cyprus stated that he had two issues with the sign code as it is. One concern is that 138-75C8 doesn't serve a purpose, having to put your name and number on the back of the sign, since signs

are only allowed on private property. He also has concerns with the placement of the signs at 15 ft from the edge of a paved or unpaved roadway. He felt if it's private property, it should just be allowed.

The following is an email from resident Cathy Croft:

Dear Supervisor Hay and Members of the Board,

I'm sorry that I will be unable to attend your meeting tonight. Because of this I wanted to weigh in on any proposed changes to Southeast's temporary sign law.

As Chair of the Southeast Democratic Committee, I would like to compliment Southeast on how well the local sign code has been working. I frequently travel throughout Putnam during election season, and I have to say that Southeast's temporary sign law has been the most effective in keeping our landscape 'litter free' of temporary signage.

In addition, the temporary sign code has fostered better relations between the Republican and Democratic Committees. Since signs have been posted on private property there has been much less pilferage. To change this code now and have the town confiscate signs would be confusing and could lead to bad feelings between the parties. Something I believe we would all like to avoid.

Obviously, we don't want any signs that impair sightlines but when signs are placed on private property this is rarely the case. It also allows residents their first amendment rights- something we all hold dear.

In short, please don't change our temporary sign law. It is this code that has become so effective in allowing residents their freedom of expression while keeping Southeast beautiful.

Sincerely,

Cathy Croft

There was a discussion about changing it to 5 ft instead of 15 ft from the roadway. The Town Attorney also stated that we need to define Temporary Signs.

Discussion – Outdoor Dining

Supervisor Hay stated that the Building Department has no problem with outdoor dining. There was a resolution passed in 2020 during COVID to allow temporary outside dining. There is no problem with this being done, but they will have to go through a site plan approval now.

Councilman O'Connor stated that it was relayed to him that this was a difficult process in this Town.

Supervisor Hay stated that it could be depending on the location. There has to be regulations to protect people, parking and occupancy and septic issues. There could be violations to our Zoning Code.

Supervisor Hay stated it is possible, but they have to go through the process.

Discussion – Amend Chapter 131 of Town Code, Vehicles and Traffic

Supervisor Hay stated that 2 months ago we had a Public Hearing about no parking on Pugsley Rd.

When doing some research on Pugsley Rd, and looking at Zimmer Rd and Fields Corner Rd, he found out that the top part of Pugsley Rd in Brewster going into Patterson is actually called Fields Corner Rd. It has never been identified as that in the highway inventory. The Supervisor recommended to change the part of the Rd in Brewster to Pugsley Rd, since it's always been referred to as Pugsley Rd.

REGULAR MEETING

Supervisor Hay made a motion to open the Regular Meeting and Councilman Cyprus 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. Concept Print to TOSE Re: Request for Future Bids on Printing Projects
2. Chubb to TOSE Re: Workers Comp Coverage Cancellation/Termination-AON Risk Services
3. Ameresco to Supervisor Hay Re: Notification Letter-Solar Project
4. Uncle Cheef's LLC to TC Re: Application for Liquor License
5. PC Dept. of Finance to Supervisor Hay Re: PILOT-Parcel I. D. 68.5-2-19 & 68.5-2-20
6. Acord Ins to TOSE Re: Certificate of Liability Insurance Addendum-P.F. Beal & Sons, Inc.
7. Resident to Supervisor Hay Re: Letter of Appreciation-Riverside Drive
8. Veneziano & Associates to Supervisor Hay & TC Re: Application of Brewster Industrial Owner LLC-Lincoln Logistics
9. Resident(s) to PC Executive Odell & Supervisor Hay Re: Request for Traffic Warning Signal County Rt. 53 Peaceable Hill Road
10. Croton Falls Fire District to TC Re: 2023 Budget Notice
11. PC Youth Bureau to TOSE Re: Seeking Nominations for Annual Youth Service Awards & James F. Reitz Adult Volunteer Service Award
12. NYS DOT to Supervisor Hay Re: Request for Installation of TOSE Municipal Boundary Signs on State Roads
13. PC Office for Senior Resources to Supervisor Hay Re: Invitation-Putnam SeniorCorps Volunteer Program Recognition
14. NYS Workers' Compensation Board to TOSE Re: Certificate of NYS Workers' Compensation Insurance Coverage-ADI East Inc.
15. Acord Ins to TOSE Re: NY Construction Certificate of Liability Ins Addendum-ADI East Inc.
16. Acord Insurance to TOSE Re: Certificate of Liability Insurance-ADI East Inc.
17. Comcast to TOSE Re: Comcast Programming Contract Renewal Website
18. Acord Insurance to TOSE Re: Certificate of Liability Insurance-Tunnel Hill Partners, LP
19. Acord Insurance to TOSE Re: Certificate of Liability Insurance-City Carting, Inc.
20. Acord Insurance to TOSE Re: Certificate of Liability Insurance-City Carting & Recycling, LLC
21. Comcast to TOSE Re: Programming Advisory
22. Norma Drummond, Westchester County Commissioner Re: Notice to Certain Parties to NYC Watershed MOA (East of Hudson)
23. Acord Insurance to TOSE Re: Certificate of Liability Insurance-Adams Fences

FOILS

- Jonathan Clott to Bldg. Dept. Re: Zoning Information-2360-2366 Rt. 6
- Cory Johnson to Bldg. Dept. Re: All Building Records-15 Clematis Road

- Salvatore Marino to Bldg. Dept. Re: Plat Map, Survey, Permits, C of O's & Building Plans-207-209 Turk Hill Road
- Silvia Delgado to Bldg. Dept. Re: C of O's, Permits, Violations, Survey & Confirmation of Legal Two-Family Home-135 North Brewster Road
- Silvia Delgado to Bldg. Dept. Re: C of O's, Permits, Violations, Survey & Confirmation of Legal Two-Family Home-134 Main Street
- Thomas Curro to Bldg. Dept. Re: Floor Plans, Elevations, Sections & Survey-120 Peaceable Hill Road
- Lawrence Zacks to Bldg. Dept. Re: C of O's, Permits, Septic, Survey & Bedrooms-1545 & 1553 Route 22
- Ed Gemmola to Bldg. Dept. Re: Any Copies of Elevations-861-869 Route 22
- Bratila Coku to Bldg. Dept. Re: Property Uses, Apartment Legal/Illegal & Approvals-1485 Route 22
- Janeen Smith to Bldg. Dept. Re: C of O-Tax Map ID # 56.12-3-3
- Valentina Drocco to Zoning Dept. & Planning Dept. Re: Commercial/Residential Use-461 Maple Road
- Matthew Nusinov to Bldg. Dept. Re: Copy of NOV from 9-28-22 Inspection-42 Mt. Ebo Road South
- Cory Johnson to Bldg. Dept. Re: All Building Records-3 Bloomer Road
- Inquiry to Bldg. Dept. Re: Permits for Renovations-1105 Scarborough Drive
- Saile Morales to Bldg. Dept. Re: All Building Records-232 Turk Hill Road
- Alicia Albano to Bldg. Dept. Re: C of O's, Permits & Power Lines on Property-300 Foggintown Rd.
- Ashley Hamedi to Bldg. Dept. Re: All Building Records-211 Joe's Hill Road
- Lisa Tremblay to Bldg. Dept. Re: All Building Records-38 Blueberry Drive
- Luis Diaz to Bldg. Dept. Re: All Building Records-1041 Route 22
- Levon Bedrosian to TC & Acct. Re: Time Sheets, Request for Time Off, Reimbursement & Mileage Reports
- Tosha Kelmendi to Bldg. Dept. Re: All Building Records- 141 Pumphouse Road
- Alfonso Bringas to Bldg. Dept. Re: C of O's, Open Fire Dept. Violations, Open Bldg. Dept. Violations, & Open Zoning Dept. Violations-425 Route 312
- Kayleigh Mayer to Bldg. Dept. Re: Open Permits, C of O's & Survey-2 Kensington Road
- Ritamary Murphy to Bldg. Dept. Re: All Building Records-606 Village Drive
- AnnaAlexa Embury to Bldg. Dept. Re: All Building Records-15 Brewster Woods
- AnnaAlexa Embury to Bldg. Dept. Re: All Building Records-5 Oak Road
- AnnaAlexa Embury to Bldg. Dept. Re: All Building Records-230 Peaceable Hill Road
- Michael & Sharon Sheil to Bldg. Dept. Re: All Building Records-104 Eagles Ridge
- Lawrence Zacks/Gwen Davis to Bldg. Dept. Re: C of O's, Open & Closed Permits, Septic, Info on Underground Oil Tank, if any & Survey-90 Allview Ave.
- Investigator Zyzyes to TC, Bldg. Dept. & Town Court Re: Permits & Business Addresses Pertaining to L.M.
- Tosha Kelmendi to Bldg. Dept. Re: All Building Records-1-141 Pumphouse Road
- Donna McAlpin to Bldg. Dept. Re: All Building Records-9 Spring Knolls Road
- Aaron Velez to Bldg. Dept. Re: All Building Records & Survey-21 Oak Street
- Mildred Bailey to Bldg. Dept. Re: All Building Records-284 Foggintown Road

Emails

1. CP Unlimited to Supervisor Hay & TB Re: CP Unlimited Fall Formal Dinner Invitation
2. Resident to Supervisor Hay, North Salem Supervisor Lucas, & Sheriff McConville Re: Rt. 121 Excessive Speeding
3. Putnam Engineering to T. Fenton, T. LaPerch, M. Levine, & TB Re: Honors Field Soil Test Data
4. TC to Marriage License Inquiry Re: Follow-Up Regarding Payment
5. Councilman O'Connor to TB, J. Tully, PC & B. Hildenbrand, PC Re: Parking of Vehicles-1048 Drewville Road
6. C. Battreall, Vails Grove to Supervisor Hay, North Salem Supervisor W. Lucas, & TB Re: Catch Basin Insert-Claim
7. Resident to TC & Bldg. Dept. Re: Formal Request to Follow-Up & Reassess Building NOV/OTR's-103 Village Drive
8. Resident to M. Levine & TB Re: Roosters-5 Shady Lane
9. W. Stephens, TA to Putnam Press Re: Request for Notice RFP Handyman Services
10. Resident to Supervisor Hay & J. Tully, PC Highway Dept. Re: Guardrail Repair-Milltown & Burdick Road
11. T. Lawrence to Supervisor Hay, TB & C. Chiudina Re: 9er Baseball Proposal-Volunteer/Zimmer
12. W. Bright to Supervisor Hay & TB Re: Water & Sewer District Management Contract
13. J. O'Connor, PC Office of Emergency Management to TOSE Re: Indirect Impacts from Remnants Hurricane Ian to Area
14. B. Cullen to Supervisor Hay, TB & Rec. Dept. Re: Rec. Dept. Questions
15. J. Simmons to TB Re: Water Issues-Brewster Hill Area
16. NYC DEP to Supervisor Hay & VOB Mayor Schoenig Re: Revocation of Land Use Permit Extension-Markel Park
17. TC to Inquiry Re: Copy of Marriage License
18. Supervisor Hay to TC Re: Association of Towns Webinar
19. E. Peck, Mid-Hudson Clean Energy Communities to Supervisor Hay, M. Levine & TC Re: Request for Testimonial
20. TC to Enviro Waste Re: Alarm Permit Registration Invoice
21. Inquiry to TC Re: Marriage License Appointment
22. Applicant to TC Re: Resume
23. Councilman O'Connor to M. Levine & TB Re: Unattended Overnight Fueling
24. Resident to Supervisor Hay & M. Levine Re: Loud Banging & Material Transfer via Dump Truck-Pumphouse Rd.
25. L. Bell, Assessor to Supervisor Hay, & Putnam Press Re: PT Data Collector Position
26. Applicant to TC Re: Resume
27. D. Santucci to M. Levine, Supervisor Hay, TB & TC Re: Inspection & Open Permit
28. Supervisor Hay to TB Re: Funding-Senator Harckham- CREST Grant
29. PB Member to T. LaPerch & Supervisor Hay Re: Letter of Resignation
30. Forte to TC Re: Convenience Fee Price Increase
31. Hudson Valley Energy to TB, Councilman Larca, & Supervisor Hay Re: CCA (Community Choice Aggregation) Renewable Energy Info TOSE
32. Applicant to TOSE Re: Resume
33. Supervisor Hay to PB Applicant Re: Planning Board Interview
34. K. Steimle, h2O Innovations to W. Bright & Supervisor Hay Re: Brewster Heights Water Filter 3 Update

35. Croton Falls Fire Dept. to TC Re: Croton Falls Fire Dept. Budget Notice-2023 Budget
36. P. Grasso, Keystone Realty Capital to Highway Superintendent Burdick, Supervisor Hay, TB, W. Stephens & Keane & Beane Re: Request for Restoration of Public Access to Nelson Boulevard
37. NYMIR to TOSE Re: Harassment & Discrimination Training Webinar
38. Supervisor Hay to PC Highway Dept. Re: Abandoned Sign on Bikeway
39. PC Dept. of Elections to TC Re: General Election Early Voting Info.
40. NYC DEP to Supervisor Hay & VOB Mayor Schoenig Re: Revocation of Land Use Permit Completion-Markel Park
41. Insite Engineering to Supervisor Hay Re: On Site Notification-Brewster Yards
42. Resident to Supervisor Hay & Highway Superintendent Burdick Re: Dead Deer
43. K. Steimle, h2O Innovation to Supervisor Hay, TB, Delaware Engineering & JCO Re: Brewster Heights Water District-Tri-Mite 3TM-100A Repair
44. CP Unlimited to TB Re: Community Help
45. Inquiry (L.P.) to Supervisor Hay, J. Bergquist, Court Clerk Re: Speeding Ticket
46. Brown & Brown to TOSE Re: Business Auto & Inland Marine Policy-#MCATSOUT001 & MIMTSOUT001
47. G. Faughnan to TC Re: BID-1 Main Street
48. Councilman O'Connor to TB, PC M. Monroe, J. Mirra & Sheriff McConville Re: "No Parking" NY-312 & Impending "No Stopping" on Pugsley Road
49. H. Courtmanche to TC & Bldg. Dept. Re: Foreclosure/Vacant Property Registration Process
50. Supervisor Hay to Gary Beck, z3consultants, M. Levine & TB Re: Award of Contract-z3 Consulting
51. M.G. to TC Re: Marriage License
52. Inquiry to TC Re: Marriage License Appointment
53. Resident to Highway Superintendent Burdick, PC Highway Dept., Supervisor Hay & TB Re: Road Maintenance & Repair Request-Holmes Road
54. TC to TOSE Courts Re: FOIL-Records Request-M. Minkler

Correspondence Sent

1. TOSE to Property Owner Re: NOV/OTR-399 Brewster Hill Road
2. TOSE to Property Owner Re: NOV/OTR-3867 Danbury Road
3. TOSE to Property Owner Re: NOV/OTR-399 Brewster Hill Road
4. TOSE to Property Owner Re: NOV/OTR-51 Shore Drive
5. TOSE to Property Owner Re: NOV/OTR-410 Route 22
6. TOSE to Property Owner Re: NOV/OTR-266 North Brewster Road
7. TOSE to Property Owner Re: NOV/OTR-426 Route 22
8. TOSE to Property Owner Re: NOV/OTR-100-126 Independent Way
9. TOSE to Property Owner Re: NOV/OTR-426 Route 312
10. TOSE to Property Owner Re: NOV/OTR-3867 Danbury Road
11. TOSE to Property Owner Re: Complaint/Order to Appear-1248-1250 Route 22
12. TOSE Planning Dept. to Property Owner Re: Escrow Account-Lincoln Logistics
13. TOSE Planning Dept. to Property Owner Re: Escrow Account-Honors Field
14. TOSE Planning Dept. to Property Owner Re: Escrow Account-Green Apple Cannabis Corp.
15. TOSE Planning Dept. to Property Owner Re: Escrow Account-Lamothermic
16. TOSE Bldg. Dept. to Property Owner Re: Inspection of Work-5 Shady Lane
17. TOSE TC to M. Santini Re: Performance Bond
18. TOSE to Property Owner Re: NOV/OTR-55 Argone Road

19. TOSE to Property Owner Re: NOV/OTR-59 Pumphouse Road
20. TOSE to Property Owner Re: NOV/OTR-363 Tonetta Lake Road
21. TOSE to Property Owner Re: NOV/OTR-30-38 Old Mine Road
22. TOSE to Property Owner Re: NOV/OTR-27 Old Route 6
23. TOSE to Property Owner Re: NOV/OTR-91 Brewster Hill Road
24. TOSE to Property Owner Re: NOV/OTR-49 Argone Road
25. TOSE TC to Property Owner Re: Alarm Permit Registration Request-1620 Rt. 22
26. Supervisor Hay to NYSDOT Re: Certification for Construction Acceptance-Welfare Road Culvert
27. TC to Inquiry Re: Application for Marriage Record-Incorrect Payment
28. TOSE to Property Owner Re: NOV/OTR-399 Brewster Hill Road
29. TOSE to Property Owner Re: NOV/OTR-127 Overlook Drive
30. TOSE to Property Owner Re: NOV/OTR-308 Brewster Hill Road
31. TOSE to Property Owner Re: NOV/OTR-3 Bloomer Road
32. TOSE to Property Owner Re: NOV/OTR-130 Pumphouse Road
33. TOSE to Property Owner Re: NOV/OTR-563 Route 312
34. TOSE to Property Owner Re: NOV/OTR-1675 Route 22
35. TOSE to Property Owner Re: Complaint/Order to Appear-15 Mt. Ebo Road South
36. Supervisor Hay & TB to A. Carlson Re: Proclamation
37. Supervisor Hay & TB to S. Burcoff Re: Proclamation
38. TOSE to Property Owner Re: STOP WORK ORDER-NOT TO BE OCCUPIED-NOV/OTR-426 Route 312
39. TOSE to Property Owner Re: False Alarm Fee Notice-80 International Blvd.
40. TOSE to Property Owner Re: False Alarm Fee Notice-176 Doansburg Road
41. TOSE to Property Owner Re: False Alarm Fee Notice-1591 Route 22
42. TOSE to Property Owner Re: False Alarm Fee Notice-162-172 Doansburg Road
43. TOSE to Property Owner Re: False Alarm Fee Notice-100 Turk Hill
44. TOSE to Property Owner Re: False Alarm Fee Notice-1650 Route 22
45. TOSE to Property Owner Re: False Alarm Fee Notice-601 North Main Street
46. TOSE to Property Owner Re: False Alarm Fee Notice-3867 Danbury Road
47. TOSE to Property Owner Re: Application for Alarm Permit-162-172 Doansburg Road
48. TOSE to Property Owner Re: Application for Alarm Permit-100 Turk Hill Road
49. TOSE to Property Owner Re: Application for Alarm Permit-3867 Danbury Road
50. TOSE to Property Owner Re: Application for Alarm Permit-601 North Main Street
51. TOSE to Property Owner Re: NOV/OTR-87 Brewster Hill Road
52. TOSE to Property Owner Re: NOV/OTR-50 Independent Way
53. TOSE to Property Owner Re: NOV/OTR-131 North Brewster Road
54. TOSE to Property Owner Re: NOV/OTR/STOP WORK ORDER Re: 426 Route 312
55. TOSE to Property Owner Re: NOV/OTR-47 Shore Drive
56. TOSE Supervisor Hay to Senior Deputy County Attorney A. Diaz Re: Explanation of APRA Funding IMA
57. TOSE to Property Owner Re: NOV/OTR-1015 Route 22

VOUCHERS

Supervisor Hay made a motion to approve the Vouchers in the amount of \$958,024.03. Councilman O'Connor seconded. All in favor.

BUDGET TRANSFERS

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

Thursday, November 3, 2022 – Work Session / Regular Meeting

Thursday, November 17, 2022 – Work Session / Regular Meeting

RESOLUTION NO. 58 / 2022 RESOLUTION - REAL ESTATE BROKER/AGENT SALES CONTRACT APPROVAL – CENTURY 21 ALLIANCE REALTY GROUP

INTRODUCED BY: Supervisor Hay
SECONDED BY: Councilman O'Connor

WHEREAS, in response to a Request for Quotes (RFQ) seeking proposals to engage the services of a New York State licensed real estate broker/agent to sell a vacant parcel of land, 5.2 acres located in Springhouse Estates, 48 Drovers Lane, Tax Map # 46.6-1-22, the Town of Southeast is in receipt of a single proposal dated October 15, 2022 from Century 21 Alliance Realty Group having an office address of 973 Route 22, Brewster, N.Y. 10509 for the provision of such real estate services and

WHEREAS, the Town Board feels that this vacant parcel will be better served by having a licensed real estate broker/agent manage the sale of this parcel,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Southeast hereby accepts the proposal of Century 21 Alliance Realty Group dated October 15, 2022 and hereby authorizes the Town Supervisor to execute any and all contracts, memoranda of agreement or other documents necessary to employ the services Century 21 Alliance Realty Group in a manner and form as may be approved by the Town Attorney; and be it further

RESOLVED, that this resolution shall take effect immediately.

Upon Roll Call Vote:

Councilman Alvarez	<u>Absent</u>
Councilman Cyprus	<u>Aye</u>
Councilman Larca	<u>Aye</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.

SUPERVISOR'S REPORT

Supervisor Hay stated that everything is in order, but the economy is taking a hit and interest rates are up to 7 1/2%.

PUBLIC COMMENT

There was no Public Comment.

TOWN BOARD COMMENT

There was no Town Board Comment.

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

Respectfully Submitted,

Michele Stancati
Southeast Town Clerk