

TOWN CLERKS MINUTES
REGULAR MEETING
TOWN BOARD
October 19, 2006

Present: Supervisor John Dunford
Councilman Paul Johnson
Councilman Dick Honeck
Councilman Pat Bonanno
Councilwoman Lorraine Mitts

Also: Town Clerk Ruth A. Mazzei
Town Counsel Willis H. Stephens

REGULAR MEETING

Supervisor Dunford made a motion to open the Regular Meeting and Councilwoman Mitts seconded; all in favor.

Pledge of allegiance
Notation of Exits
Brief Explanation of Town Board's Decision-Making Process

Public Hearings:

Reduction of Performance Bond – Ace Endico

Councilman Honeck made a motion to open the public hearing and Councilwoman Mitts seconded and all in favor. Town Clerk Mazzei read the legal notice. Councilwoman Mitts asked if there were any outstanding issues for Ace Endico. The Supervisor said that they will amend the site plan to allow for some retail. Originally they did not apply for it, so they will have to go back to the Planning Board. The wastewater treatment plant will be ready within a few months. Councilwoman Mitts made a motion to close the public hearing and Councilman Johnson seconded. All in favor.

Reduction of Performance Bond – Eagles Ridge Condominiums

Councilwoman Mitts made a motion to open the public hearing and Councilman Honeck seconded. All in favor. Town Clerk Mazzei read the legal notices. This bond was originally \$135,000 and they would like it reduced to \$54,500. Councilman Honeck made a motion to close the meeting and Councilwoman Mitts seconded. All in favor.

Local Law-Amend Chapter 110-Scenic Roads

Councilwoman Mitts made a motion to open the public hearing and Councilman Bonanno seconded. All in favor. Town Clerk Mazzei read the legal notices. The Town Planner Mr. Trelstad said that when the Town Board amended the wetlands law, changes have to be then made to any of the town code where the Conservation Commission is referenced. Supervisor Dunford made a motion to close the hearing and Councilman Honeck seconded. All in favor.

Local Law to Amend Chapter 123-Subdivision

Supervisor Dunford made a motion to open the public hearing and Councilman Johnson seconded. All in favor. Town Clerk Mazzei read the legal notices. All the changes were sent to the Putnam County Planning Department. Within the subdivision code there are references to the Conservation commission and the Wetlands Inspector. The Town Planner said if there are these references that the law must be changed. The Supervisor said the Town Board will be interviewing for a Wetlands Inspector Councilman Johnson made a motion to close the hearing and Councilman Bonanno seconded; all in favor.

Local Law to Amend Chapter 138-Zoning

Councilman Johnson made a motion to open the public hearing and Councilman Bonanno seconded. All in favor. Town Clerk Mazzei read the legal notices. This chapter also refers to the Conservation Commission which needs to be removed. The wetlands inspector is the correct referral agent. Supervisor Dunford made a motion to close the meeting and Councilman Honeck seconded. All in favor.

MINUTES

Councilwoman Mitts made a motion to review the minutes of the September 14, 2006 Regular Meeting and the October 5, 2006 Special Meeting. Councilman Bonanno seconded; all in favor.

CORRESPONDENCE

Councilman Johnson made a motion to waive the reading of the correspondence and Councilman Honeck seconded. All in favor.

Correspondence Received

1. Jacobson to the Supervisor Re: Eagle's Ridge Condominiums Performance Bond NLJ #0001-0272
2. Severn Trent to the Supervisor Re: Brewster Heights Water Treatment Facility
3. NYS DEC to the Supervisor Re: Brewster Heights Sewer District Wastewater Treatment Plant (WWTP) NYCDEP WWTP Regulatory Upgrade Program
4. Amy Campanaro to the Supervisor Re: Open House and Fund Raiser at the Tilly Foster Farm 10/14/2006
5. Jacobson to the Supervisor Re: Maplewood North Subdivision, Townsend Lane
6. Putnam County Youth Bureau to the Supervisor Re: NYS Office of Children and Family Services 2007 Municipal Funding Levels
7. Edward I. Sumber, P.C. to the Supervisor Re: Letter in Support of "Patterson Crossing"
8. Jay Fain & Associates to the Supervisor Re: Pennella, LLC – 261 Fields Lane Town Board Referrals
9. Jacobson Re: Strazza Subdivision Doansburg Road Preliminary Review NLJ #0001-0806, Tillman Lane Weston Chase Subdivision Request for Road Acceptance NLJ #0001-0775, Vail's Grove Golf Course 32' x 50' Building, 230 Peach Lake Road, Bond Estimate NLJ #0001-0850
10. New York State Insurance Fund Re: ETP Heating and Cooling Inc.
11. Donald B. Smith to the Supervisor Re: Having the NYS DOT Re-evaluate and Remove the Passing Lanes on State Road 121 from the Intersection of Cob Road and Nichols Road
12. Hogan & Rossi to the Supervisor Re: Tillman Lane Dedication Weston Chase Subdivision
13. Croton Falls Fire District Re: 2007 Budget
14. ACORD Re: Canal Asphalt, Inc.

15. NYS Environmental Facilities Corporation to the Supervisor Re: NYC Watershed Upgrade Program Brewster Heights Sewer district #1 – Disbursement Request #36
16. Jack Gallagher Re: Resignation as ZBA Board Member
17. Joe Massimo Re: Application for ZBA Board Member
18. ACORDIA Certificate of Insurance Re: Habitat for Humanity
19. HAHN Engineering to the Supervisor Re: Proposal Amendment for the Map, Plan and Report Proposed Peach Lake Sewer District Towns of North Salem and Southeast
20. Mayor John Degan Re: Village of Brewster/Putnam Community Foundation 50 Main Street Project
21. Ann Fannizzi Re: Request that the Town Board Deny Applicant Pennella LLC a Special Permit
22. Peder W. Scott Re: Moriarty Tree Service
23. Charles Tessmer Re: Resignation from the Planning Board
24. Anthony D. Gallicchio Re: Southeast Participation in the Salvation Army (Putnam County) Toy Drive
25. NYS EFC to the Supervisor Re: NYS EFC Clean Water State Revolving Fund (CESRF) Project Number C3-5340-04-00
26. Severn Trent Re: Blackberry Hill WTP
27. Putnam County Bureau of Emergency Services to the Supervisor Re: National Incident Management System (NIMS)
28. Jacobson Re: Catskill OTB Facility 1037 Route 22 Preliminary Site Plan NLJ #0001-0871, Holly Stream Homeowners Association Wastewater Treatment Plant Upgrade 2 Holly Stream Court NLJ #0001-0873, Joe's Barber Shop Change of Use Application 3925 Danbury Road NLJ #0001-0874, Home Depot USA, Inc. Amended Site Plan Review NLJ #0001-0867, Mount Ebo Lot 6, Mount Ebo Road North Final Review NLJ#0001-0845
29. Charles J. Acker Re: Annual Report Southeast Industrial Development Agency
30. Concerned Residents of North Salem Re: The Peach Lake Story
31. Severn Trent Re: Starr Ridge WTP and Hillcrest Water Treatment Facility
32. Lynne Eckardt Re: Sheriff's Patrol of Town-Owned Facilities
33. Putnam County Department of Planning Re: Local Law Amendment Chapter 138 Zoning – Referral 06-PC-156
34. Putnam County Department of Planning Re: Local Law Amendment Chapter 110 Scenic Roads - Referral 06-PC-154
35. Putnam County Department of Planning Re: Local Law Amendment Chapter 123 Subdivisions – Referral 06-PC-155
36. Putnam County MS4 Stormwater Coordinating Committee Re: Stormwater Committee Meeting
37. Putnam County Sheriff Re: Crime Statistic Information for the Town of Southeast, Including the Village of Brewster
38. Sharon Scott, Vail's Grove Cooperative to the Supervisor Re: Peach Lake Sewer District
39. Heather Iocolano to the Supervisor Re: MNR Account No. t0005005, Town of Southeast and MNR Account No. t0000763
40. Sterling Re: Town of Southeast Landfill 3rd Quarter 2006 Monitoring Results Sterling File #E99016
41. ACORD Certificate of Liability Insurance Re: Comfortmaster, Inc.
42. Alan Zuelke Re: Municipal Finance, Cost-effective Tax-exempt Financing Solutions
43. Severn Trent to the Supervisor Re: Mountain Brook Water Treatment Facility
44. NYS EFC Re: Blackberry Hill Sanitary Sewer District WWTP Notice to Proceed with Bid Solicitation General Construction, Electrical, HVAC and Plumbing
45. NYS Department of State Re: Master Planning and Zoning Incentive Award Projects
46. Bradley D. Schwartz Re: Excluding Starr Ridge Manor from Proposed Peach Lake Sewer District
47. Putnam County IDA to the Supervisor Re: Putnam County IDA Taxable and/or Tax-Exempt Bond Financing and Additional Financial Assistance for Broad Reach, LLC Project in the Town of Southeast and Financial Assistance and Straight-Lease Financing for Williams Acquisition LLC

48. Hogan & Rossi to the Supervisor Re: Putnam County IDA Williams Acquisition, LLC Project, Mount Ebo Corporate Park; Industrial Development Revenue Bond Issue (the "Project")
49. Putnam County Executive to the Supervisor Re: The Putnam County Humane Society
50. Insite Engineering Re: SLS Residential, Inc. Putnam Avenue & U.S. Route 6 Tax Map No. 56.18-1-34.1
51. LADA, P.C. to the Supervisor Re: Fisher Subdivision
52. Sy Globerman to the Supervisor Re: Peach Lake Sewering
53. Jacobson Re: Northwood Tree Care

Foil Requests:

1. Joseph F. Schaub Re: Final Accepted Scoping Document for Stateline Retail Center
2. Cathy Croft Re: Minutes for Town Board Special Meeting 8/3/06, Regular Meeting 8/17/06 and Special Meeting 8/31/06 all in Electronic Form
3. Vanessa Flores Re: Property Survey for 35 Lincoln Road
4. Gary Santomera Re: Request for Town Budget
5. Leslie B. Maron Re: Request for Copies of Correspondence from Building Department, Town Engineer and Inspection Reports for Property on Fields Lane
6. Kristin Tallamy Re: Records Review Request for Section 78, Block 1, Lot 31

Correspondence Sent

1. Mrs. Colleen Ruston Miccio, Ms. Christine Rupolo, Ms. Laura Piaquadio, Ms. Linda Berger from the Supervisor Re: Position in the Assessor's Office
2. Mr. Charles Tressmer from the Supervisor Re: Zoning Enforcement Officer Position
3. Memo to Recreation from the Supervisor Re: Resolutions – Recreation/Youth Services
4. Memo to Highway Superintendent from the Supervisor Re: Speed Humps – Blackberry Drive
5. Memo to the Planning Board & Building Department from the Supervisor Re: Performance Bonds
6. Memo from the Supervisor to the Planning Board, Building Department, Fire Inspector and Highway Superintendent Re: Road Names
7. Ms Amelia Flavin Re: Benches in Electrazon Park
8. Town Board from Ron Harper Re: Alka Realty v. Town of Southeast et. al.
9. Architectural Review Board Re: Dykeman's Corporate Park
10. Mr. Daniel Paesano Re: Zoning Enforcement Officer
11. Mr. John G. Tully Re: 2006-2007 Real Property Tax Administration Technology Improvement Grant
12. Mr. Ralph Sciaruto, Mr. William Scorca Re: Zoning Enforcement Officer Position
13. Supervisor Dunford, Town Board and Town Counsel Re: Emergency Repairs to Pressure Tanks at Foxhill and Springhouse Water Plants
14. Mr. Geoffrey A. Dopsch Re: Invoice to Metro-North for 2005 O & M Expense at Brewster Heights Wastewater Treatment Plant
15. Sheriff Donald B. Smith Re: Patrol Logs
16. Town Board, Town Counsel from Paul Johnson Re: Sani-Pro Due Diligence Visit
17. Town Supervisor, Town Board from Michael Levine Re: SLS Residential Proposed Sewer Connection
18. NYS EFC Re: Certificate of Determination #14
19. Mr. Matt Wallach Re: Proposed Canvass in the Town of Southeast
20. Supervisor Dunford from Ron Harper Re: New Zoning Officers
21. Robert H. Sammons, P.E. Re: Report #78 for the Brewster Heights Wastewater Treatment Plant Upgrade and Report #73 for the Blackberry Hill Sewer District Treatment Facility
22. Memo to the Supervisor from Ron Harper Re: 9/5/06 thru 9/29/06

- 23. Supervisor Dunford from Michael Levine Re: Bid Opening for Refuse District
- 24. Double "R" Construction Company Re: Installation of Expanded Stainless Steel Retention on Roof at 67 Main Street

VOUCHERS

Councilman Honeck made a motion to approve the voucher list in the amount of \$682,381.26. Councilman Johnson seconded. All in favor.

BUDGET TRANSFERS

Councilman Bonanno made a motion authorizing attached "Budget Transfers." Councilman Johnson seconded. All in favor.

MEETING DATES

Supervisor Dunford made a motion setting meeting dates. Councilman Honeck seconded. All in favor.

November 2, 2006	7:30PM Civic Center	Work Session
November 9, 2006	7:30PM Civic Center	Spec. Mtg./Work Session
November 16, 2006	7:30PM Civic Center	Regular Meetin

SETTING OF PUBLIC HEARING

Councilman Honeck made a motion calling for the following Public Hearings. Councilwoman Mitts seconded. All in favor.

November 9, 2006	Civic Center	
7:30PM	2006 Town of Southeast Budget	
November 16, 2006	Civic Center	
7:30PM	Release of Performance Bond-Weston Chase	
7:31PM	Town Road Acceptance-Tillman Lane	
7:32PM	Local Law-Alcoholic Beverages, Consumption by Minors on Private Premises	

RESOLUTION #50 /2006 PENNELLA, LLC/SPECIAL PERMIT REQUEST

Introduced By: Councilwoman Mitts
Seconded By: Councilman Honeck

WHEREAS, Pennella, LLC, owner of premises located on Fields Lane, Town of Southeast, also known as Tax Map No. 78.0-2-93.0 (the "Subject Premises") has made application to this Town Board for a Special Permit to allow the proposed commercial building to be used and utilized eighty (80%) percent storage/warehouse and twenty (20%) percent office; and

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

WHEREAS, storage/warehouse use is only permitted in twenty (20%) percent of the building in an OP-1 zone, unless a Special Permit is granted by the Town Board allowing a greater percentage of storage/warehouse use; and

WHEREAS, the Town Board is in receipt of a report and recommendation from the Southeast Planning Board wherein the Planning Board has recommended the grant of

the Special Permit and has found that the proposal is in compliance with all applicable general and special standards of Article 10 of Chapter 138 of the Town Code; and

WHEREAS, the Planning Board, acting as Lead Agency for purposes of the State Environmental Quality Review Act (SEQRA) issued a negative declaration with regard to the proposed project; and

WHEREAS, a duly noticed public hearing was held by the Town Board on September 14, 2006 in connection with this application 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:

- 1. 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;
- 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;
- 3. The appearance of the buildings will not hinder or discourage the development and use of adjacent land and buildings; 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.

NOW BE IT FURTHER

RESOLVED, that based upon the foregoing findings, the Town Board of the Town of Southeast hereby GRANTS a Special Use Permit to Pennella, LLC, to permit the use of the Subject Premises twenty (20%) office and eighty (80%) percent warehouse/storage in accordance with the statement of Use prepared and submitted to the Planning Board in connection with the Project Development Plan application, subject to the applicant’s final submission to and grant of approval by the Planning Board.

UPON ROLL CALL VOTE:

Supervisor Dunford – Aye	Councilman Johnson – Aye
Councilman Honeck – Aye	Councilman Bonanno – Aye
Councilwoman Mitts – Aye	

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

MOTION-APPOINTMENT OF ZONING ENFORCEMENT OFFICER

Supervisor Dunford made a motion to appoint Charles Tessmer as Zoning Enforcement Officer effective October 2, 2006. Councilman Johnson seconded. All in favor.

MOTION-APPOINTMENT OF ZONING ENFORCEMENT OFFICER

Councilman Honeck made a motion to appoint Daniel Paesano as Zoning Enforcement Officer effective October 10, 2006. Councilman Johnson seconded. All in favor.

MOTION-APPOINTMENT OF CLERK IN THE ASSESSOR’S OFFICE

Supervisor Dunford made a motion to appoint Colleen Ruston-Miccio as Clerk in the Assessor’s office effective October 10, 2006. Councilman Honeck seconded. All in favor.

RESOLUTION # 51 /2006 BROAD REACH, LLC/WILLIAMS ACQUISITION, LLC PAYMENT IN LIEU OF TAXES (“PILOT”) AGREEMENT

Introduced By: Councilman Johnson
Seconded By: Councilman Honeck

WHEREAS, the Town Board of the Town of Southeast is in receipt of a request on behalf of Broad Reach, LLC and Williams Acquisition, LLC, owner and lessee, respectively, of premises situated at site 2C of Mt Ebo Corporate Park, Mt. Ebo Road South (the “Subject Premises”), seeking the Town’s involvement in a real property tax abatement program and payment in lieu of taxes (:Pilot”) agreement in connection with certain improvements and expansion of the subject commercial premises; and

WHEREAS, the expansion project is being done with the financial assistance of the Putnam County Industrial Development Agency (“IDA”); and

WHEREAS, it is the sense of this Town Board that IDA financing and associated tax abatement programs coupled with agreements for payments to local municipalities and school districts in lieu of taxes are an appropriate way to encourage commerce to grow and prosper in this region, as well as to encourage job growth and business retention, while at the same time avoiding a complete loss of revenue resulting from the potential “tax exempt” status of the transaction.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Southeast hereby authorizes and approves the following tax abatement schedule to be applied only to so much of the increase in assessed valuation of the Subject Premises applicable to the improvements made pursuant to the IDA financing program contemplated hereunder:

Year 1 – 60%	Year 6 – 25%
Year 2 – 60%	Year 7 – 20%
Year 3 – 40%	Year 8 – 15%
Year 4 – 35%	Year 9 – 10%
Year 5 – 30%	Year 10 – 5%

RESOLVED, that Clerk of the Town of Southeast be and she hereby is authorized and directed to transmit a certified copy of this resolution to the Putnam County Industrial Development Agency, the Assessor of the Town of Southeast and the Town of Southeast Receiver of Taxes.

UPON ROLL CALL VOTE:

Supervisor Dunford – Aye	Councilman Johnson – Aye
Councilman Honeck – Aye	Councilwoman Mitts – nay
Councilman Bonanno – Aye	

VOTE: carried by a vote of 4 in favor, 1 against; 0 abstained.

RESOLUTION #52/2006 SHARED MUNICIPAL SERVICES GRANT APPLICATION /PEACH LAKE SEWER DISTRICT

Introduced By: Councilman Honeck

Seconded By: Supervisor Dunford

WHEREAS, the State of New York has announced that it is accepting applications for financial grants to assist municipalities seeking to engage in inter-municipal shared services agreements (“IMA”); and

WHEREAS, the water quality of Peach Lake which is shared by the Town’s of North Salem and Southeast has declined over the years due, in part, to introduction of nutrients and pollutants leaching from failed or inadequate septic systems serving the homes in the Peach Lake vicinity; and

WHEREAS, the Town Board of North Salem has been working with this Town Board toward the establishment of waste water collection and treatment districts (“Sewer District”) within their respective towns in the Peach Lake area, understanding that geography and economy would dictate the construction of one waste water treatment facility (“WWTF”) to serve both communities; and

WHEREAS, the WWTF would treat waste generated in both North Salem and Southeast with the cost to build, operate and maintain the WWTF shared between the residents within the proposed districts pursuant to an inter-municipal shared service agreement (“IMA”); and

WHEREAS, the cost of establishing the districts, drafting and finalizing the IMA and, ultimately, constructing, operating and maintaining the physical plant, will be significant, but significantly less as a whole, provided the two Towns utilize shared services.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Southeast hereby authorizes Supervisor John J. Dunford, or his designee, to submit an application to the Shared Municipal Services Incentive Grant Program for the 2006-2007 Program Year (the “Grant Program”), for the Peach Lake Sewer District Inter-Municipal Shared Services project (the “Project”); to submit such application in cooperation with the Town of North Salem, with North Salem as the Lead Applicant and the Town of Southeast as the co-applicant; to take any and all actions necessary to implement the application and to execute any and all other financial and/or administrative processes relating to the Grant Program; and be it further

RESOLVED, the application shall seek the full amount available to both Towns through the program which is One Hundred Thousand (\$1,000,000.00) dollars per municipality; and be it further

RESOLVED, that the Town of Southeast hereby commits to provide the funds necessary to meet the ten percent (10%) matching contribution required under the Grant Program.

UPON ROLL CALL VOTE:

- | | |
|--------------------------|--------------------------|
| Supervisor Dunford – Aye | Councilman Johnson – Aye |
| Councilman Bonanno – Aye | Councilman Honeck – Aye |
| Councilwoman Mitts – Aye | |

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

RESOLUTION # 53 /2006 SETTLEMENT OF CERTIORARI PROCEEDINGS

Introduced By: Supervisor Dunford
Seconded By: Councilwoman Mitts

WHEREAS, proceedings have been commenced challenging the assessed valuation of the following commercial premises for the 2001, 2002, 2003, 2004, and 2005 tax year:

Broad Reach LLC. v. Assessor of the Town of Southeast, et al.
Index Nos. 1045/01, 1264/02, 1177/03, 1119/04 and 1351/05

WHEREAS, the Town Board is in receipt of settlement recommendations from the Town’s Assessor, Appraiser and Town Counsel with regard to such proceedings.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Southeast does hereby accept the recommendations of its professional advisors and authorizes the Town’s Counsel to execute stipulation of settlement in accordance with said recommendations.

UPON ROLL CALL VOTE:

Supervisor Dunford – Aye
Councilman Bonanno – Aye
Councilwoman Mitts – Aye
Councilman Johnson – Aye
Councilman Honeck – Aye

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

GARBAGE CONTRACT

Councilman Johnson made a motion to award the town-wide garbage contract to Advanced Waste Systems. Councilman Honeck seconded. All of the Town Board voted yes except Councilman Bonanno who voted no. Passed by a vote of 4 ayes and 1 nay. The bid was for \$1,480,176 which is \$259.68 per year per household.

RESOLUTION # 54 /2006 ESTABLISHMENT OF PERFORMANCE BOND - VAILS GROVE GOLF COURSE

Introduced By: Councilman Honeck
Seconded By: Councilwoman Mitts

WHEREAS, the Town Board of the Town of Southeast has a recommendation from the Town Engineer with respect to the Establishment of Performance Bond for the Vails Grove Golf Course Building, 230 Peach Lake Road, Southeast, NY;

WHEREAS, upon review of such recommendation, the Southeast Town Board agrees to accept this recommendation;

NOW, THEREFORE, BE IT

RESOLVED, that the bond amount for the following project is set forth below:

<u>PROJECT NAME</u>	<u>PRESENT AMOUNT</u>	<u>RECOMMENDED TO</u>
VAILS GROVE Golf Course Building	\$00.00	\$8,400.00

UPON ROLL CALL VOTE:

Supervisor Dunford – Aye
Councilman Bonanno – Aye
Councilman Johnson – Aye
Councilman Honeck – Aye
Councilwoman Mitts - Aye
VOTE: carried by a vote of 5 in favor, 0 against, 0 abstained

RESOLUTION #55 /2006 SUPPORT OF SHARED MUNICIPAL SERVICES GRANT FOR PUTNAM COUNTY ANIMAL SHELTER

Introduced By: Councilman Bonanno
Seconded By: Councilman Honeck

WHEREAS, animal welfare, dog control, assistance to local police in animal cruelty investigations, compliance with NYS Agriculture and Markets requirements concerning stray animals, and animal licensing services are provided to Putnam municipalities through local municipal agreements with the Putnam Humane Society; and

WHEREAS, the services provided by the Putnam Humane Society contribute to the safety and quality of life of the residents of Putnam County; and,

WHEREAS, the present Putnam County Humane Society Shelter is inadequate to support the level of service required by Putnam County’s growing population, and

WHEREAS, Putnam County is applying for a Shared Municipal Services Grant in the amount of \$400,000 to construct a Municipal Animal Shelter Services Building on County-owned property; and

WHEREAS, the financial match for this grant and for building constructions will be provided by the County through its bonding capacity;

NOW, THEREFORE, BE IT

RESOLVED that the Town of Southeast supports the County’s efforts and collaborates with the County of Putnam as a joint applicant for this grant submission and authorizes the Supervisor to serve as official contact.

UPON ROLL CALL VOTE:

Supervisor Dunford – Aye	Councilman Honeck – Aye
Councilman Bonanno – Aye	Councilwoman Mitts – Aye
Councilman Honeck – Aye	

Vote: carried by a vote of 5 in favor, 0 against, 0 abstained

RESOLUTION # 56 /2006 WETLANDS PERMIT 22 MILL FARM LANE

Introduced By: Councilwoman Mitts
Seconded By: Councilman Bonanno

WHEREAS, the Planning Board of the Town of Southeast rendered a decision dated September 25, 2006 with the application from Henry Keil (HVG International, Inc.) with a positive recommendation that a permit be granted regarding activity in a wetland area. The property is located at 22 Mill Farm Lane, Tax ID 36.17-1-4 in the Town of Southeast, Putnam County, New York.

WHEREAS, the Town Board finds that there is no reason to upset the determination of the Planning Board in connection with said application,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Southeast hereby declines to exercise its power to overturn the September 25, 2006 determination of the Planning Board regarding the application from Henry Keil, for a wetlands permit for property located in the Town of Southeast, Putnam County, subject to the terms and conditions imposed by the Town of Southeast.

UPON ROLL CALL VOTE:

Supervisor Dunford – Aye
Councilman Johnson – Aye
Councilman Honeck - Aye

Councilman Bonanno – Aye
Councilwoman Mitts – Aye

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

NEW BUSINESS

Recreation - Councilwoman Mitts said that a Recreation Commission may be formed to possibly build a recreation center. The town will receive applications by November 3, 2006.

Carp - Councilman Johnson said that the 5th grade will be putting carp into Lake Tonetta. Also next week they will be performing a water quality test..

Ragamuffin Parade will be on October 28th.

Peach Lake Sewer - The Supervisor said he has nothing in writing regarding a variance for the district and will check with the Putnam County Health Department. The town must do due diligence. Town Counsel Stephens said a petition will have to be circulated and unless there are enough signatures it will not be passed. The petition is the process to start the district. No boundaries are established until all the questions are answered. Supervisor Dunford said that a meeting is set with North Salem to finalize the IMA.

Waterview Estates – perception is that everything is going to continue. The supervisor said that the town will have to review the renderings. They will seek a legal opinion to see if the developer has the right to decline submitting a computerized rendering. Town Counsel said that it will be checked to see if they had preliminary approval before the law was passed.

Cedar Swamp – The wetlands are not officially designated – need to recognize it as a critical area.

Open Space Referendum – On the November 7, 2006 there will be referendum for five million dollars to be used to purchase open space.

Landfill – DEC has looked at the town plan and we should hear from them within 60 days.

Sheriff Contract – there will be a meeting set-up within 2 weeks.

Broad Reach Abatement will cost the town \$3,900.

Councilman Honeck made a motion to enter into executive session and Councilwoman Mitts seconded. All in favor.

Respectfully Submitted,

Ruth Argo Mazzei
Southeast Town Clerk