

OFFICE OF THE SUPERVISOR

Telephone
(914) 277-3637
Fax
(914) 276-0082

Town of Somers
WESTCHESTER COUNTY, N.Y.

SOMERS TOWN HOUSE
335 ROUTE 202
SOMERS, NY 10589

RICK MORRISSEY
SUPERVISOR



**SOMERS TOWN BOARD
REGULAR MEETING - 7:00pm
THURSDAY, MARCH 12, 2020
www.somersny.com**

6:30pm Executive Session

I. PLEDGE OF ALLEGIANCE:

7:00pm Regular Meeting

II. ROLL CALL:

III. PUBLIC HEARINGS:

1. Proposed Local Law to amend Chapter 158, entitled Vehicles And Traffic, Article I, entitled Parking Prohibitions § 158-6. Parking prohibited in designated locations to add R. of the Code of the Town of Somers.
2. Proposed Local Law to amend Chapter 170, entitled Zoning, Article VII, entitled Office Business OB-100 Districts in its entirety of the Code of the Town of Somers.
3. For the proposed revisions to Town of Somers Comprehensive Plan Update adopted February 11, 2016 with regard to the New Private School in Somers.

PUBLIC COMMENT

Please limit your comments to no more than 3 minutes.

IV. APPROVAL OF MINUTES:

**SOMERS TOWN BOARD
REGULAR MEETING - 7:00pm
THURSDAY, MARCH 12, 2020**

www.somersny.com

V. DEPARTMENT REPORTS: The Town Clerk announces receipt of the following monthly reports: Town Clerk, Building Inspector, Zoning Board of Appeals, Plumbing, Bureau of Fire Prevention, Parks & Recreation, Planning & Engineering, Tax Receiver, Director of Finance and Department Heads

VI. BUSINESS OF THE BOARD:

A. PARKS & RECREATION:

1. Award bid and authorize the Supervisor to execute a contract for the replacement and installation of playground safety fencing in REIS Park with Campanella Fence Co. in the amount of \$7,380.00 per memo dated March 3, 2020 from Steven Ralston, Superintendent of Parks and Recreation.
2. Approve going to RFP to for Summer Camps Trip Transportation per memo dated February 27, 2020 from Steven Ralston, Superintendent of Parks & Recreation.

B. TOWN BOARD:

1. Town of Somers Covid-19 Plans and Preparations
2. Discussion of a Resolution Decrying Anti-Semitic Attacks and Hate Crimes

C. FINANCIAL: No additional business.

D. HIGHWAY: No additional business.

E. PERSONNEL:

1. **Current Vacancies:**
 - a. Affordable Housing Board (1- 2-year term ending 7/11/2020.)
 - b. Affordable Housing Board (2- 2-year terms ending 7/11/2021.)
 - c. Library Board of Trustees (1 – 4-year term ending 12/31/2023.)
 - d. Partners in Prevention (4 – 3-year terms ending 12/31/2022.)
 - e. Partners in Prevention (2 – 3-year terms ending 12/31/2020.)

SOMERS TOWN BOARD
REGULAR MEETING - 7:00pm
THURSDAY, MARCH 12, 2020
www.somersny.com

2. **Upcoming Vacancies - Terms Expiring in 2020:**
 - a. Architectural Review Board (4-3-year terms ending 3/31/2020.)
 - b. Parks and Recreation Board (4-3-year terms ending 3/9/2020.)
3. Authorize the promotion of Jayme Andersen from Maintenance Laborer Grade 3 to Parks Groundskeeper, Grade 4, Step 1 at an annual salary of \$43,786.00 in accordance with the CSEA contract and pursuant to title reclassification by the County Civil Service Department per memo dated March 6, 2020 from Steven Ralston, Superintendent of Parks and Recreation effective March 5, 2020.
4. Authorize the promotion of Jesse Andersen from Maintenance Laborer Grade 3 to Parks Groundskeeper, Grade 4, Step 1 at an annual salary of \$43,786.00 in accordance with the CSEA contract and pursuant to title reclassification by the County Civil Service Department per memo dated March 6, 2020 from Steven Ralston, Superintendent of Parks and Recreation effective March 5, 2020.
5. Authorize the re-hiring of Mr. Ian Tierney as a Seasonal Office Assistant at an hourly rate of \$14.25 per memo dated March 6, 2020 from Steven Ralston, Superintendent of Parks and Recreation effective May 11, 2020.

F. PLANNING & ENGINEERING: No additional business.

G. POLICE: - No additional business.

H. CONSENSUS AGENDA:

1. Authorize the return of the following Performance Bond per February 11, 2020 memo from Steven Woelfle, Principal Engineering Technician:
 - a. \$3,032,000.00 Performance Bond – Somers Realty Subdivision Phase 3, #106481274
2. Accept the following Maintenance Bond per February 11, 2020 memo from Steven Woelfle, Principal Engineering Technician:
 - a. \$303,200.00 Maintenance Bond – Somers Realty Subdivision Phase 3, #107207541
3. Acknowledge completion and receipt of the Town Justice Court Audit by our Certified Public Accountants O'Connor Davies., LLP in accordance with Section 2019-a of the Uniform Justice Court Act for the year ending December 31, 2019.

SOMERS TOWN BOARD
REGULAR MEETING - 7:00pm
THURSDAY, MARCH 12, 2020
www.somersny.com

4. Authorize resolution to NYS DOT recommending a traffic study at the intersection of Route 100 & Route 35 and request a speed reduction to 35 mph from Route 139 to Route 35 and a speed reduction from Route 35/100 to the Somers Town line near Pines Bridge to 45mph.
5. Authorize the Supervisor to accept Somers Town Tax Warrants for 2020.
6. Move the April 9, 2020 Regular Meeting to April 16, 2020.

**SOMERS TOWN BOARD
REGULAR MEETING - 7:00pm
THURSDAY, MARCH 12, 2020
www.somersny.com**

2020 Calendar

March 12, 2020	7:00pm	<p>Town Board Regular Meeting</p> <p>Public Hearing: Proposed Local Law to amend Chapter 158, entitled <u>Vehicles And Traffic</u>, Article I, entitled <u>Parking Prohibitions</u> § 158-6. <u>Parking prohibited in designated locations</u> to add R. of the Code of the Town of Somers.</p> <p>Public Hearing: Proposed Local Law to amend Chapter 170, entitled <u>Zoning</u>, Article VII, entitled <u>Office Business OB-100 Districts</u> in its entirety of the Code of the Town of Somers.</p> <p>Public Hearing: For the proposed revisions to Town of Somers Comprehensive Plan Update adopted February 11, 2016 with regard to the New Private School in Somers.</p>
April 2, 2020	7:00pm	<p>Town Board Work Session</p> <p>Public Hearing: For the establishment of sewer districts in Lake Lincolndale and Lake Shenorock.</p>
April 9, 2020	7:00pm	Town Board Regular Meeting
May 7, 2020	7:00pm	Town Board Work Session
May 14, 2020	7:00pm	Town Board Regular Meeting
June 4, 2020	7:00pm	Town Board Work Session
June 11, 2020	7:00pm	Town Board Regular Meeting

Sent to:
TB,TA,TC
3/12/2020
KD

PUBLIC HEARING NOTICE

PLEASE TAKE NOTICE that the Town of Somers will conduct a public hearing on March 12, 2020 at 7:00 p.m. at the Town House, 335 Route 202, Somers, New York on a proposed Local Law to amend Chapter 158, entitled Vehicles And Traffic, Article I, entitled Parking Prohibitions § 158-6. Parking prohibited in designated locations to add R. of the Code of the Town of Somers as follows:

1. Section 158-6 entitled Parking Prohibited in Designated Locations is hereby amended as follows:

R. Avalon. No Parking During Snowstorms and Snow Removal on Town roads known as Clayton Boulevard, Halstead Street, Columbus Street and Hoyt Street.

All persons having an interest in the proposed local law are invited to attend the public hearing and will be afforded an opportunity to be heard. A copy of the proposed local law will be available and may be examined in the Office of the Town Clerk during regular business hours.

By Order of the Town Board
of the Town of Somers

Patricia Kalba
Town Clerk

Dated: February 27, 2020

Somers Department of Parks & Recreation

PO Box 46 Somers, New York 10589

Phone: (914)-232-8441

Fax: (914)-232-8548

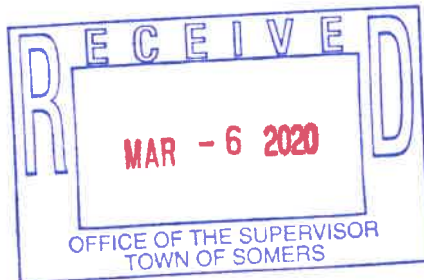
Email: parcs@somersny.com

Web: www.somersny.com


Steven Ralston
Superintendent

March 3, 2020

*Sent to:
TB, TA, TC
3/12/2020
KD*



To: Town Board

From: Steven Ralston 
Superintendent of Parks and Recreation

Re: Request for Approval

Request permission to accept the proposal from and for the Supervisor to execute the contract with Campanella Fence Co. in the amount of \$7,380.00.00 (to be paid from the Recreation Fee account) for the replacement and installation of playground safety fencing in Reis Park.

C:
Park Board
Director of Finance
Town Clerk
Town Attorney

Somers Department of Parks & Recreation
PO Box 46 Somers, New York 10589

Sent to:
TB, TA, TC
3/12/2020
KD

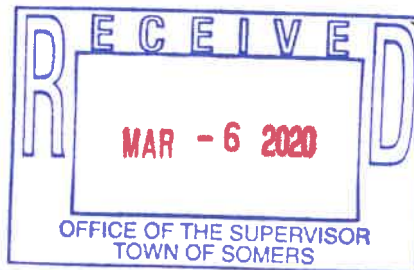
Phone: (914)-232-8441
Fax: (914)-232-8548
Email: parks@somersny.com
Web: www.somersny.com

Steven Ralston
Superintendent

TOWN OF SOMERS



PARKS & RECREATION



February 27, 2020

To: Town Board

From: Steven Ralston
Superintendent of Parks and Recreation

Re: Request for Approval

Request permission to go to bid for Summer Camps Trip Transportation.

C: Director of Finance
Town Clerk
Park Board

Sent to:
IB, TA, TC
3/12/2020
KD

Resolution

WHEREAS, our nation was founded on the principles of religious freedom and the right of all people to life, liberty and the pursuit of happiness and contrary to those principles there has been a significant increase of violent anti-Semitic attacks throughout the United States and particularly New York State's Hudson Valley Region; and

WHEREAS, the Town of Somers takes pride in its democracy, enriched by people of differing religions, races, sexual orientations, gender identities, abilities, ages, places of birth and origin; and

WHEREAS, the Town Board considers it our moral obligation and obligation as the elected representatives of the community to work with other community leaders to condemn acts of hate against the Jewish community and all who are targeted for their differences.

THEREFORE, BE IT RESOLVED, the Town of Somers is committed to upholding and protecting the civil and human rights of all individuals regardless of their race, religion, ethnicity, gender, sexual orientation, gender identity, ability, place of birth or national origin as well as protecting the life, safety and security of all and

BE IT FURTHER RESOLVED, that the Town of Somers condemns the attacks on the people of the Jewish community and implores public officials to confront the realities of anti-Semitism and speak out against it, that never again will a large-scale movement be taken against Jewish people or any group because of their differences and acknowledges the need for increased vigilance at Jewish communal spaces to ensure their security and recognizes the particular vulnerabilities faced by Jews of Color and transgender Jews.

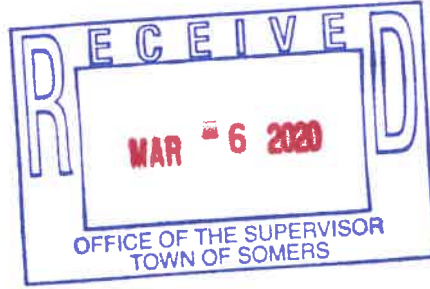
BE IT FURTHER RESOLVED, that the Town of Somers is appalled by the anti-Semitic attacks and we stand in solidarity with all our neighboring communities in rejecting all forms of bigotry, hatred or discrimination of any kind. There is No Place For Hate in the Town of Somers

DATED: March 12, 2020
Somers, New York

+ 1
Somers Department of Parks & Recreation
PO Box 46 Somers, New York 10589

Sent to:
TB, TA, TC
3/12/2020

Phone: (914)-232-8441
Fax: (914)-232-8548
Email: parks@somersny.com
Web: www.somersny.com



Steven Ralston
Superintendent

March 6, 2020

To: Town Board

From: Steven Ralston
Superintendent of Parks and Recreation

Re: Staff Request

Request permission to promote:

Jayne Andersen
From Maintenance Laborer Grade 3
To Park Groundskeeper
Grade 4 Step 1 at an annual salary of \$ \$43,786.00 in accordance with the CSEA contract.
Retroactive to March 5, 2020, pursuant to title reclassification by the County Civil Service Department

Jesse Andersen
From Maintenance Laborer Grade 3
To Park Groundskeeper
Grade 4 Step 1 at an annual salary of \$ \$43,786.00 in accordance with the CSEA contract.
Retroactive to March 5, 2020, pursuant to title reclassification by the County Civil Service Department

Request permission to hire:

Ian Tierney
Seasonal Office Assistant
\$14.25 per hour
Start Date 5/11/2020

Thank you for your consideration

C: Park Board
Director of Finance
Town Clerk

Sent to:
TB, TA, TC
2/19/2020
KD

PLANNING AND ENGINEERING DEPARTMENTS

Town of Somers

WESTCHESTER COUNTY, N.Y

SOMERS TOWN HOUSE
335 ROUTE 202
SOMERS, NY 10589
www.somersny.com

Telephone
(914) 277-5366
Fax
(914) 277-4093

Steven Woelfle
Principal Engineering Technician
swoelfle@somersny.com



Syrette Dym, AICP
Town Planner
sdym@somersny.com

Date: February 11, 2020

To: Town Board

From: Steven Woelfle -SW
Engineering Department

**RE: Somers Realty Subdivision Phase 3
Clayton Blvd, Haldstead Street, Hoyt Street, Columbus Street
Maintenance Bond #107207541**

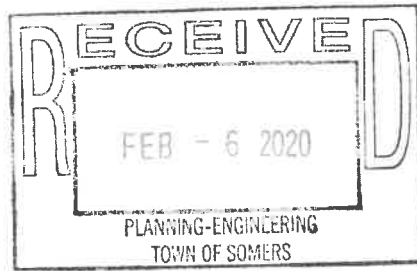
The Town Board has accepted the roads; therefore, the Performance Bond #106481274 in the amount of \$3,032,000.00 can be returned and replaced with the Maintenance Bond #107207541 in the amount of \$303,200.00.

The Town Attorney has reviewed the Maintenance Bond and found acceptable. Town Clerk has original.

SW/wg

cc: Town Clerk w/original
Town Attorney
Angel Franzen, AvalonBay

Z:\PE\Subdivision files\Somers Realty Subdivision 3\Bond Fees\Maintenance Bond 107207541.doc



February 5, 2020

Steven Woelfle
Town of Somers
335 Route 202
Somers, NY 10589

Re: Performance Bond #106481274 and Maintenance Bond #107207541

Dear Steve,

Per your memo to the Town Board dated September 12, 2019, upon the Board accepting the roads, the Performance Bond in the amount of \$3,032,000.00 may be released in lieu of a Maintenance Bond in the amount of \$303,200.00 (10% of Performance Bond) and will be held for one year.

Enclosed, please find Maintenance Bond #107207541 in the amount of \$303,200.00 along with release language required by the surety company which needs to be on Town letterhead and signed. Please return signed release letter and Performance Bond to my attention at the address below.

Please feel free to reach out should you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Angel Franzen".

Angel Franzen
Sr. Coordinator, Development

/enclosures

Obligee letterhead

Date

RELEASE

Travelers Casualty and Surety Company of America issued a Subdivision Performance Bond (Bond No. 106481274) in the amount of \$3,032,000.00 (the "Bond") at the request of the AvalonBay Communities, Inc., as Principal, for the benefit of the Town of Somers, as obligee ("Obligee").

Obligee hereby fully and unconditionally discharges and releases the Bond and releases Travelers Casualty and Surety Company, its parents, affiliates and subsidiaries ("Travelers") from any and all past, present and future liability under said Bond. Contemporaneous with the execution of this Release the Bond is discharged and the Obligee shall return the original Bond to Travelers and Obligee hereby surrenders any and all rights associated with the Bond. The undersigned warrants that he or she has the authority to execute this Release on behalf of the Obligee and to bind the Obligee hereunder.

Signed by officer with requisite authority to sign on Obligee's behalf

**MAINTENANCE
BOND**

Travelers Casualty and Surety Company of America
Hartford, CT 06183

Bond No.: 107207541

KNOWN ALL BY THESE PRESENTS: That we AvalonBay Communities, Inc.,
as Principal, and Travelers Casualty and Surety Company of America, a corporation
organized and existing under the Laws of the State of Connecticut, as Surety, are held
and firmly bound unto Town of Somers, as Obligee, in the
total sum of Three Hundred Three Thousand Two Hundred and 00/100
U.S. Dollars (\$303,200.00) for the payment whereof said Principal and Surety bind
themselves, jointly and severally, as provided herein.

WHEREAS, the Principal entered into a contract with the Obligee dated August 15, 2017 for
Somers Realty Subdivision Phase 3, Dedication of Roads: Clayton Blvd, Halstead St., Hoyt St., Columbus St., Dedication of Land Parcels
("Work").

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, that if the Principal
shall maintain and remedy said Work free from defects in materials and workmanship for a
period of 1 year(s) commencing on February 1, 2020 (the
"Maintenance Period"), then this obligation shall be void; otherwise it shall remain in full force
and effect.

PROVIDED, HOWEVER, that any suit under this bond shall be commenced no later than one
(1) year from the expiration date of the Maintenance Period; provided, however, that if this
limitation is prohibited by any law controlling the construction hereof, such limitation shall be
deemed to be amended so as to be equal to the minimum period of limitation permitted by
such law, and said period of limitation shall be deemed to have accrued and shall commence
to run on the expiration date of the Maintenance Period.

SIGNED this 1st day of February, 2020.

AvalonBay Communities, Inc.
(Principal)

By: 

Joanne M. Lockridge
Senior Vice President

Travelers Casualty and Surety Company of America

By: Mark W. Edwards, II

Mark W. Edwards, II

, Attorney-in-Fact

TRAVELERS

**Travelers Casualty and Surety Company of America
Travelers Casualty and Surety Company
St. Paul Fire and Marine Insurance Company**

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint **Mark W. Edwards, II of Birmingham, Alabama** their true and lawful Attorney-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this **3rd** day of February, 2017.

State of Connecticut
City of Hartford ss.



By: Robert L. Raney
Robert L. Raney, Senior Vice President

On this the **3rd** day of **February**, 2017, before me personally appeared **Robert L. Raney**, who acknowledged himself to be the Senior Vice President of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal.

My Commission expires the **30th** day of **June**, 2021



Marie C. Tetreault
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Second Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, **Kevin E. Hughes**, the undersigned, Assistant Secretary of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this 1st day of February, 2020



Kevin E. Hughes
Kevin E. Hughes, Assistant Secretary

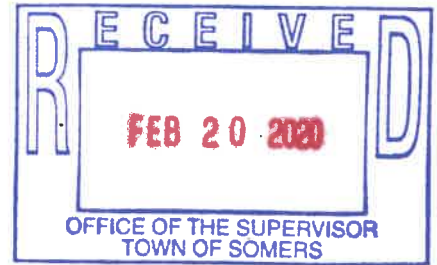
To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.
Please refer to the above-named Attorney-in-Fact and the details of the bond to which the power is attached.

Sent to:
TB, TA, TC
2/26/2020
KD

JUSTICE COURT

Town of Somers

WESTCHESTER COUNTY, N.Y.



**TOWN HOUSE
335 ROUTE 202
SOMERS, NY 10589**

**(914) 277-8225
FAX
(914) 277-3771**

TOWN JUSTICES

**Hon. Denis J. Timone
Hon. Michael J. McDermott**



February 10, 2020

Dear Mr. Morrissey:

Pursuant to Uniform Justice Court Act § 2019-a, it is the duty of every justice to present his/her records and docket, at least once a year and upon the last audit day of the town, to the auditing board of the town, which shall examine said records or docket, or cause same to be examined, and enter in the minutes of its proceedings the fact that they have been duly examined.

Consistent with Section 2019-a of the Uniform Justice Court Act, [I/we] hereby advise that the records and docket for the Somers Justice Court for Calendar Year 2019 are available to be presented for such examination. We look forward to working with you to schedule such examination in an expeditious manner.

It is our understanding that OCA's Internal Audit Services (IAS) unit will be corresponding with you as well in the very near future in this regard. Subsequent to the audit or examination, please forward to the IAS unit the audit report, as well as the Board's resolution noting that the records have been duly examined, and that the fines therein collected have been turned over to the proper officials of the Town as required by law. Such materials may be mailed to the following:

**Internal Audit Services Unit
Attn: Joan Casazza
2500 Pond View, Suite LL01
Castleton-on-Hudson, NY 12033**

In the alternative, such materials may be sent via email to: jcasazza@nycourts.gov

Thank you.

Very truly yours,

Judge 
Denis J. Timone

Judge 
Michael J. McDermott

cc: Arielle Bryant, Esq.

RIF Sent to: TB, TATC
C: Bob K.

State of New York
Unified Court System



Lawrence K. Marks
Chief Administrative Judge



25 Beaver Street
New York, N.Y. 10004
(212) 428-2100

December 27, 2019

Supervisor Rick Morrissey
Town of Somers
335 Route 202
Somers, NY 10589

Dear Supervisor Morrissey:

Section 2019-a of the Uniform Justice Court Act requires that town and village justices annually provide their court records and dockets to their respective town and village auditing boards, and that such records then be examined, and that fact be entered into the minutes of the board's proceedings.

The Unified Court System's Internal Audit office is responsible for monitoring town and village board compliance with Section 2019-a. Accordingly, I am requesting that you provide a copy of the audit of your local court's records for fiscal year ending in 2019 and a copy of your board resolution acknowledging that the required examination was conducted. Please email the report and the resolution to icasazza@nycourts.gov or mail to George Danyluk, Chief Internal Auditor, NYS Unified Court System, 2500 Pond View, Suite LL01, Castleton-on-Hudson, NY 12033. Please respond by March 1, 2020.

If you have any questions, please contact Joan Casazza at (518) 238-4303 or at the email listed above. Thank you for your cooperation.

Very truly yours,

A handwritten signature in black ink that appears to read "George Danyluk".

/smw

c: George Danyluk, CIA
Joan Casazza, CIA

Sent to:
TB, TA, TC
3/29/2016
KD

TEL: 914-277-3323
FAX: 914-277-3960

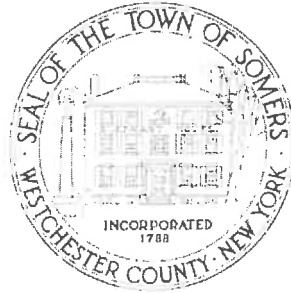
TOWN CLERK'S OFFICE

Town of Somers

WESTCHESTER COUNTY, N.Y.

Town House
335 Route 202
Somers, N.Y. 10589

PATRICIA KALBA
TOWN CLERK




RESOLUTION

RESOLVED, that the Town Board does hereby authorize that a resolution be sent to the New York State Department of Transportation (NYS DOT) recommending a Traffic Study be conducted at the intersection of Route 100 and Route 35 and;

BE IT FURTHER RESOLVED, that the Town Board does hereby request that the NYS DOT reduce the speed limit on Route 100 from the intersection of Route 202 and Route 100 to Plum Brook Road from 55 MPH to 35 MPH.

I hereby certify that the foregoing copy of resolution was unanimously adopted by the Town Board of the Town of Somers at a Regular Meeting held on April 14, 2016.

Dated: April 15, 2016


Town Clerk

Cc: Supervisor
Director of Finance
Superintendent of Highways
NYS DOT



Department of Transportation

ANDREW M. CUOMO Governor

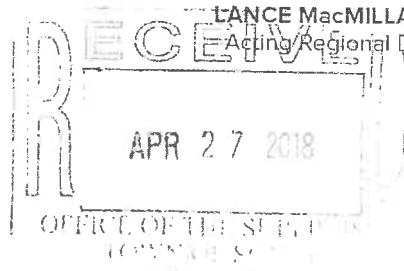
PAUL A. KARAS Acting Commissioner

LANCE MacMILLAN, P.E. Acting Regional Director

R/f C-TB Highway Police 5/9/18

April 24, 2018

Honorable Rick Morrissey Supervisor, Town of Somers Somers Town House 335 Route 202 Somers, New York, 10589



Re: T16-058 & ML2643

Dear Supervisor Morrissey:

Thank you for your letter requesting a reduction in the speed limit on Route 100 between Plumbrook Road and Route 202 in the Town of Somers. In your correspondence, you enclosed a copy of a Resolution adopted by the Town of Somers requesting a reduction in the speed limit from 55 MPH to 35 MPH along this section of highway. In response to your letter, this Department initiated a study to determine if a speed limit reduction would be appropriate for this section of Route 100.

This Department has completed our traffic study concerning the speed limit on Route 100 between Route 35 and Route 202. This study included a review of the recent accident history, the collection of motorists operating speed data, field review of the subject section of roadway, and a meeting with the Town to discuss the crash history and speed data we collected. Our speed survey found that motorists are typically travelling between 40 and 50 MPH through most of the subject corridor. Posting a speed limit of 35 MPH would be too low for this section of roadway. As part of the traffic speed study for Route 100 between Route 35 and Route 202 this Department considered whether a posted speed limit lower than the statewide 55 MPH speed limit would be appropriate. This Department evaluated whether a 45 MPH speed limit should be placed on Route 100 between Route 35 and the 35 MPH speed zone just south of Route 202.

As a result of this Department's review of Route 100, it is our determination that posting a linear speed limit of 45 MPH would be appropriate for the section of Route 100 between Route 139 and Route 202. This Department will place the signing necessary for the new speed limit. As part of our study this Department decided to remove all the passing zones on Route 100 between Route 139 and Route 138.

Thank you for bringing your concerns to our attention. If you have any questions or need additional information, please feel free to contact me at (845) 437-3396.

Sincerely,

Adam S. Levine, P.E., AICP Regional Traffic Safety & Mobility Engineer