

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, NOVEMBER 18, 2021
www.somersny.com**

6:00pm Executive Session

I. PLEDGE OF ALLEGIANCE:

7:00pm Regular Meeting

II. ROLL CALL:

III. PUBLIC HEARINGS(Via In-Person and Remote Access):

PUBLIC COMMENT

Please limit your comments to no more than 3 minutes.

IV. APPROVAL OF MINUTES:

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

SOMERS TOWN BOARD
REGULAR MEETING - 7:00pm
THURSDAY, NOVEMBER 18, 2021
www.somersny.com

VI. BUSINESS OF THE BOARD:

A. TOWN BOARD:

1. Town of Somers Covid-19 – Update
2. 2022 Budget:
 - A. Set 2022 Salaries for Elected Officials:
 - a. Supervisor
 - b. Town Board
 - c. Superintendent of Highways
 - d. Town Clerk
 - B. Adopt 2022 Tentative Budget as 2022 Preliminary Budget.
 - C. Schedule Public Hearing for Preliminary Budget for December 9, 2021.
3. Altice Presentation - John Dullaghan, Director, Government Affairs
4. Double Utility Poles in Town – Discussion
5. Proposed Zoning Code Change – Building Coverage and Site Coverage – Discussion
6. Request approval to purchase the Add-On for Municipity5 to allow the current software to tie into the Town of Somers Laserfiche software in the amount of \$11,181.00 (on State \$7,350.00 which includes training per memo dated October 29, 2021 from Thomas J. Tooma, Building Inspector.
7. Authorize the Supervisor to execute:
 - a. The Order Package Acceptance Agreement for the purchase of a new Konica Minolta Bizhub 650I printer/copier in the amount of \$8,537.90 per November 10, 2021 email from Tammi Savva, Senior Office Assistant, Supervisor's Office retroactive to November 10, 2021.
 - b. The Rental Agreement for a new postage machine, the SendPro C Auto to be paid on a 60-month rental plan of \$247.17 a month per November 10, 2021 email from Tammi Savva, Senior Office Assistant, Supervisor's Office retroactive to November 8, 2021.
 - c. The joint application for a NYSDEC wetland permit for the Hillside Drive improvements in Shenorock per November 15, 2021 email from Steve Woelfle, Engineering Department.

SOMERS TOWN BOARD
REGULAR MEETING - 7:00pm
THURSDAY, NOVEMBER 18, 2021
www.somersny.com

B. PARKS & RECREATION: No additional business.

C. FINANCIAL: No additional business.

D. HIGHWAY: No additional business.

E. PERSONNEL:

1. Current Vacancies:

- a. Affordable Housing Board (1- 2-year term ending 7/11/2023.)
- b. Assessment Board of Review (1- 5-year term ending 9/30/2026.)
- c. Partners in Prevention (2- 3-year terms ending 12/31/2022.)
- d. Partners in Prevention (2- 3-year terms ending 12/31/2023.)

2. Upcoming Vacancies - Terms Expiring in 2021:

- a. Planning Board (1- 7-year term ending 12/31/2021.)
- b. Zoning Board of Appeals (1- 5-year term ending 12/31/2021.)

3. Acknowledge the resignation of Mr. Ron Carpaneto as a member of the Somers Zoning Board of Appeals effective November 1, 2021.

F. PLANNING & ENGINEERING: No additional business.

G. POLICE: - No additional business.

H. CONSENSUS AGENDA:

- 1. Authorize the return of the following Bonds per October 13, 2021 and October 25, 2021 memos from Steven Woelfle, Engineering Department:
 - a. \$599.00 Erosion Control Bond – Villani/Somers Development LLC
Wetland Permit #AW2016-44, TM: 16.05-1-1
 - b. \$500.00 Erosion Control Bond – Boniello Steep Slope/Tree
Permit #AST2004-127, 149 Pines Bridge Road,
TM: 58.08-1-3.1
- 2. Authorize the Supervisor to execute the renewal contract for office/building cleaning services for another two years with a 2% increase in the amount of \$46,147.00 with Kencal Maintenance Corporation per memo dated October 28, 2021 from Thomas J. Tooma Jr., Building Inspector.

SOMERS TOWN BOARD
REGULAR MEETING - 7:00pm
THURSDAY, NOVEMBER 18, 2021
www.somersny.com

3. Authorize waiver of the \$150 Zoning Board Application fee in order for Heritage Hills to get a variance to bury two additional propane tanks for the new generator to be installed at the Heritage Hills Activity Center / Town of Somers Emergency Shelter per memo dated October 29, 2021 from Thomas J. Tooma, Jr., Building Inspector.
4. Authorize the Supervisor to execute the application to reserve temporary use of the Somers Town House Green from Mr. Mitchell Kaufman for display of the Town Menorah from November 27, 2021 through January 1, 2022.

**SOMERS TOWN BOARD
REGULAR MEETING - 7:00pm
THURSDAY, NOVEMBER 18, 2021
www.somersny.com**

2021 Calendar

November 18, 2021	7:00pm	Town Board Regular Meeting
December 2, 2021	7:00pm	Town Board Work Session
December 9, 2021	7:00pm	Town Board Regular Meeting

2022 Calendar

January 6, 2022	7:00pm	Town Board Work Session
January 13, 2022	7:00pm	Town Board Regular Meeting
February 3, 2022	7:00pm	Town Board Work Session
February 10, 2022	7:00pm	Town Board Regular Meeting
March 3, 2022	7:00pm	Town Board Work Session
March 10, 2022	7:00pm	Town Board Regular Meeting

Sent to:
TB, TA, TC
11/17/2021
KD

TENTATIVE BUDGET
ELECTED OFFICIALS PROPOSED SALARIES 2022

	2021	2022	Tentative Budget % Increase
Supervisor	109,233	124,000	13.5%
Superintendent of Highways	114,555	123,719	8.00%
Town Board Members (4)	12,612	14,612	16.0%
Town Clerk	87,479	96,277	10.00%

The 2022 Tentative
Budget is available on
the Town's Website at
SOMERSNY.COM
under the News section.

Telephone
(914) 277-5582

FAX
(914) 277-3790

Victor Cannistra,
Chairman

ZONING BOARD OF APPEALS

Town of Somers

WESTCHESTER COUNTY, N.Y.



TOWN HOUSE
ANNEX
337 ROUTE 202
SOMERS, NY 10589



MEMO TO: Town Board

FROM: Zoning Board of Appeals

RE: Proposed Code Change

DATE: October 22, 2021

This memorandum is meant to follow-up on our memorandum to the Town Board dated June 28, 2021 which is attached hereto for your reference as Exhibit A.

On July 8, 2021, two members of the Zoning Board of Appeals (ZBA), Bart Lansky and Melissa D'Ippolito, appeared at the Town Board meeting to discuss "building coverage" and "site coverage" under the Town of Somers Zoning Code (the Code). Following this presentation, the Town Board asked the ZBA to recommend an amendment to the Code which would address the ZBA's concerns regarding these terms.

Since the July 8th meeting, the ZBA has met and discussed the matter and obtained feedback from Dave Smith the Town Planner and Tom Tooma the Building Inspector. We write to propose certain changes to the Town of Somers Zoning Code. Based on our understanding of how Building Coverage and Site Coverage are being defined by the Building Inspector, the Town of Somers is currently considerably more restrictive than its neighbors.

The sections of the Code which govern "building coverage" and "site coverage" are found on the Zoning Schedule (see <https://ecode360.com/attachment/SO0406/SO0406-170a%20Zoning%20Sch.pdf>) and in the definitional sections of the Code and are currently as follows:

Columns 6 and 7 of the existing Zoning Schedule:

	Maximum Percentage of Lot to be Occupied	
	Principal Building	Accessory Building
Residence R120	4.00%	2.00%
Residence R80	5.00%	2.00%
Residence R40	6.00%	3.00%
Residence R10	18.00%	7.00%

Existing Definition Building Coverage - “That percentage of the lot area covered by the combined area of all buildings on the lot, plus the area of all decks, porches and porticos as viewed from above, excluding those located wholly underground.”

Existing Definition Site Coverage - “That percentage of the lot area covered by the combined area of all buildings, structures, impervious surfaces, and off-street parking and loading facilities, including access drives, whether paved or unpaved.”

The ZBA proposes that the Code be amended so that these same sections are amended to read as follows:

Proposed replacement columns 6 and 7 of the Zoning Schedule:

	Percentage Coverage	
	Building Coverage	Site Coverage
Residence R120	5.00%	12.00%
Residence R80	7.00%	15.00%
Residence R40	8.00%	20.00%
Residence R10	20.00%	40.00%

Proposed Definition Building Coverage – “That percentage of the lot area covered by the combined area of all buildings and or impervious structures on the lot, excluding pools, carports, and sheds (i.e., building area divided by site area).”

Proposed Definition Site Coverage – “That percentage of the site area covered by the combined area of all buildings, structures and impervious surfaces including impervious driveways, pools, carports, patios and walkways.”

Proposed Definition Structure (Note there is no existing definition of structure) - “Anything which is constructed or erected which requires a location on or under the ground or attachment to something having such location including but not limited to the following: Any building, shed, garage, carport, elevated deck, communications tower, tennis court, pool; but not anything which is less than 64 square feet in area and eight feet in height.”

We thank the Town Board in advance for their thoughtful consideration of this matter.

cc: Tom Tooma, Building Inspector
David Smith, Town Planner
Steve Woelfle, Principal Engineering Technician

attachment

Telephone
(914) 277-5582

FAX
(914) 277-3790

ZONING BOARD OF APPEALS

Town of Somers

WESTCHESTER COUNTY, N.Y.

TOWN HOUSE
ANNEX
337 ROUTE 202
SOMERS, NY 10589

Victor Cannistra,
Chairman



MEMO TO: Town Board

FROM: Zoning Board

RE: Proposed Code Change

DATE: June 28, 2021

An application was submitted to the Zoning Board at our May 18th meeting for lot coverage for the principal building additions to an existing one family dwelling. The Code says that only 6% of the lot can be occupied in an R-40 zoning district by the principal building and the proposal presented a significant increase in lot coverage of 23.2%.

Building Inspector Tom Tooma interpreted the Code as meaning that the maximum percentage of the lot to be occupied (columns 6 and 7 of the attached zoning schedule) includes the combined area of all buildings, driveways (paved or unpaved), walkways and decks (including patios). The overall feeling of the Board was that this regulation is very restrictive, especially that unpaved driveways and decks are not impervious surfaces. As a result of this interpretation, Town of Somers requirement is very restrictive as compared to that of neighboring towns (see below).

One-Acre Residential Coverage Comparison	Building	Impervious
Town of Somers	6%	6%
Town of Bedford	10%	20%
Town of North Salem	20%	40%
Town of Southeast	20%	40%
Town of Lewisboro	12%	
Town of Carmel	15%	
Town of Yorktown	15%	

Town Attorney Gerry Reilly was consulted for a legal interpretation and he agreed with Mr. Tooma's interpretation. The Code defines Percentage of Lot Area to be Occupied as "Shall be synonymous with "site coverage"." Site Coverage is defined as "That percentage of the lot area covered by the combined area of all buildings, structures, impervious surfaces, and off-street parking and loading facilities, including access drives, whether paved or unpaved. Building Coverage is defined as "That percentage of the lot area covered by the combined area of all buildings on the lot, plus the areas of all decks, porches and porticos, as viewed from above, excluding those located wholly underground".

The majority of the Board felt that this requirement is punitive to the applicant, has likely affected some property owners already, and will continue to do so if the percentage of the lot to be occupied isn't increased. In addition, Percentage of Lot Area to be Occupied should match the language used in the Zoning Schedule, Maximum Percentage of Lot to be Occupied.

In this particular instance, the Board cannot approve the proposed variance because it is so significant and would set a precedent. The flip side to that is that the request does not seem unreasonable.

Since the path to interpreting this part of the Code is not clear, your consideration in reviewing and considering amending this part of the Code is most appreciated.

cc: Tom Tooma, Building Inspector
David Smith, Town Planner
Steve Woelfle, Principal Engineering Technician

attachment

Sent to: TB, TA, TC 11/10/2021 KA

Kim DeLucia

From: Tammi Savva
Sent: Wednesday, November 10, 2021 1:47 PM
To: Kim DeLucia
Cc: Rick Morrissey
Subject: For Nov 18, 2021 Town Board Meeting Agenda - Memo to Add to Town Meeting Re: Laserfiche Muncity Integration System
Attachments: Somers T NY - Muncity 5_Laserfiche Integration and Laserfiche Training CHANGE ORDER 9_16_21.pdf; MEMO - Laserfiche.pdf
Follow Up Flag: Follow up
Flag Status: Flagged

Hi Kim,

The Building Department is requesting for the purchase of an add-on feature to their current software, Muncity5. The feature would allow for Muncity5 to tie into our Laserfiche software. Attached is a memo from Tom Tooma explaining his recommendation.

I discussed the IT budget with Bob Kehoe and we would have funds available in this year's budget instead of placing it in the 2022 budget.

Please place this request on the November 18, 2021 Town Board meeting agenda.

Thank you,
TAMMI SAVVA
SENIOR OFFICE ASSISTANT
OFFICE OF SUPERVISOR RICK MORRISSEY
TOWN OF SOMERS
335 ROUTE 202
SOMERS, NY 10589
PHONE: 914-277-3637
FAX: 914-276-0082
WWW.SOMERSNY.COM

From: Stephanie Cutaia <scutaia@somersny.com>
Sent: Monday, November 1, 2021 12:21 PM
To: Kim DeLucia <kdelucia@somersny.com>; Tammi Savva <tsavva@somersny.com>; Patricia Kalba <pkalba@somersny.com>
Cc: Tom Tooma <ttooma@somersny.com>
Subject: Memo to Add to Town Meeting Re: Laserfiche Muncity Integration System

Good Morning,

Please find attached memo relating to the request to purchase the Add-On for Muncity to be added into the Town Budget. Please let me know if you have any questions or if I need to adjust anything on my end as I know this is last minute since it only came to light last week.

Thank you all,

Telephone
(914) 277-3539

FAX
(914) 277-3790

Town of Somers
WESTCHESTER COUNTY, N.Y.

TOWN HOUSE
ANNEX
337 ROUTE 202
SOMERS, NY 10589

THOMAS J. TOOMA JR.
Building Inspector



DATE: October 29, 2021
MEMO TO: Town Board
FROM: Thomas J. Tooma Jr.
Building Inspector

Re: Recommendation to Purchase the Muncity Laserfiche Integration

After reviewing the details of the Add-On for the Muncity/Laserfiche Integration in addition to feedback from our internal clerks, I recommend that the Town of Somers purchase this Integration Product, offered through Laserfiche, in the future and add the expense to the 2022 budget. It will create efficiency in the building department in addition to potential future departments. We expect to have the following benefits as a result of this purchase: Easier compliance with FOIA requests, documents will be instantly available, currently it can take several days to pull the paper file, whereas if scanned into Muncity and stored in Laserfiche it will take minutes to fulfill. Laserfiche will automatically apply retention for all documents relating to a parcel and therefore make it easier to access from all departments without having to come and pull the physical file. By being able to scan to both platforms at one time versus two separate times (as we currently do) it will also save hours of work on the scanning process. Lastly, we plan to discard certain documents as allowed per current record retention guidelines once they are scanned which will help to reduce the volume of papers in the department and lessen our carbon footprint.



781 Elmgrove Rd. • Rochester, NY 14624
(855) GEN-CODE • (585) 328-1810
FAX (585) 328-8189

CHANGE ORDER #SO0406_09162021
LASERFICHE CLOUD SYSTEM – ADDITIONAL PRODUCT AND SERVICES

Client Name: Town of Somers
Address: 335 Route 202
Somers, NY 10589

Contact Person: Stephanie Cutaia
Account Executive: Bruce Cadman
Date: 09-16-2021

Line Item Description	Model #	Quantity	Unit Price	Total
Add-Ons/Plug-Ins				
Municipity 5 Laserfiche Integration	MUN5-LF-INT	1	\$5,000.00	\$5,000.00
MSAP Municipity 5 / Laserfiche Integration	MLIntSAP	1	\$1,200.00	\$1,200.00
Add-Ons/Plug-Ins Subtotal				\$6,200.00
Professional Services				
Laserfiche Training - remote day		1	\$1,150.00	\$1,150.00
Professional Services Subtotal				\$1,150.00
Grand Total				\$7,350.00

MSAP/SAAS fees shown herein are for a full year MSAP/SAAS. As applicable, MSAP/SAAS will be prorated to align with the existing MSAP/SAAS anniversary date for the main system. Therefore, the MSAP/SAAS amount on your invoice may be less than the amount shown here.

Remote Services include but are not necessarily limited to the following services: software order processing; project management; software implementation such as modification of server to reflect new license levels; installation or modification of server; client or scanning software; installation and/or configuration of add-on products, such as WebLink, Quick Fields or Workflow and configuration of hardware, such as scanners.

MSAP/SAAS: 2nd year forward for this component is estimated to be: \$1,200.00 *
*subject to change based upon the then-current support prices for that year

Payment Terms: \$1,150.00 upon the completion of the Training services
\$6,200.00 upon the completion of the Municipity 5 / Laserfiche Integration

Price Validity: Price is valid for 90 days from 09-16-2021

(Client please fill out) Invoice for this Change Order to be sent to:

Department: _____ **Contact:** _____

This Change Order is subject to General Code's Content Management Solutions Terms & Conditions and to the License Agreements for the software referred to above, all of which are available at <http://cms.generalcode.com/terms-conditions> and are incorporated herein by reference, and client authorizes General Code to proceed with the project.

The prices and specifications in this Change Order are satisfactory and are hereby accepted. All work is to be performed under the same terms and conditions as specified in the original contract unless otherwise specified.

TOWN OF SOMERS, WESTCHESTER COUNTY, NEW YORK

Signature _____ **Date** _____

Name _____ **Title** _____

Sent to:
TB, PA, TC
11/12/2021
KD

Kim DeLucia

From: Tammi Savva
Sent: Wednesday, November 10, 2021 3:23 PM
To: Kim DeLucia
Cc: Rick Morrissey
Subject: For Nov 18, 2021 Town Board Meeting Agenda - Purchase of Town House 1st Floor Copier Bizhub 650I
Attachments: Konica Bizhub 650I Copier for TH First Floor Agreement.pdf

Hi Kim,

The copier on the first floor of the Town House is in need of replacement as Konica informed us that parts are no longer available. Most of the primary functions (stapling, sorting, collating) are not usable at this point. We would like to purchase a similar model to the existing copier. The replacement model is the Konica Bizhub 650I.

Attached is the executed (1) Order Agreement for the 60 month deferred payment program at a cost of \$142.30 per month for 60 months and (2) Maintenance Agreement at a cost of \$42.70 per month with 7,000 allowable copies per month with \$0.00610 per copy on overage and (3) Deferred Payment Plan Agreement.

Please place on the November 18, 2021 Town Board agenda for retroactive approval to November 10, 2021.

Thank you,
TAMMI SAVVA
SENIOR OFFICE ASSISTANT
OFFICE OF SUPERVISOR RICK MORRISSEY
TOWN OF SOMERS
335 ROUTE 202
SOMERS, NY 10589
PHONE: 914-277-3637
FAX: 914-276-0082
WWW.SOMERSNY.COM

Order Agreement

NYS Contract PM 68149

Check Applicable Box

☒ Purchase☐ **Lease**

Other: 60-mp DPP

INVOICE TO Account #		SOLD TO Account # SO 0000543530	SHIP TO Account #		
Legal Name TOWN OF SOMERS		Legal Name TOWN OF SOMERS		Legal Name TOWN OF SOMERS	
Attn Line 1		Attn Line 1		Attn Line 1 TAMMI SAVVA	
Attn Line 2		Attn Line 2		Attn Line 2 TOWN HOUSE	
Street Address 335 ROUTE 202		Street Address 335 ROUTE 202		Street Address 335 ROUTE 202	
City SOMERS State NY Zip 10589-0046		City SOMERS State NY Zip 10589-0046		City SOMERS State NY Zip 10589-0046	
Tax Exempt <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes (Copy Required)		Tax Exempt # 13-6007329			
P.O. Required <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes (Copy Required)		P.O. #		P.O. Expiration Date	
Payment Terms:		<input type="checkbox"/> Yes, I want to pay by Credit Card. Please provide contact name/phone below. <input type="checkbox"/> Pay in Full (including applicable tax) <input type="checkbox"/> Partial Payment, Amount \$ _____ Contact Name: _____ Phone: _____			
TERMS SET BY MASTER AGREEMENT				Check	Amount
				Check #	
Requested Delivery Date: SEE ATTACHED			Maintenance Contract <input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Declined		
QTY	MATERIAL #	MATERIAL DESCRIPTION	SERIAL NUMBER	PRICE EACH	EXTENDED
1	AC74011	BIZHUB 650I	\$114.81	\$ 6,888.50	\$ 6,888.50
1	7670525507	MFP DELIVERY CHARGE - LEVEL TWO	\$0.00	\$ 0.00	\$ 0.00
1	7640018094	BASIC NETWORK SERVICE - BNS04	\$0.00	\$ 0.00	\$ 0.00
1	AAV5016	PC-417 PAPER FEED CASSETTE (2500-	\$9.74	\$ 584.15	\$ 584.15
1	AAR4WY3	FS-539	\$10.21	\$ 612.50	\$ 612.50
1	A87JWY2	RU-513 RELAY UNIT	\$1.23	\$ 73.50	\$ 73.50
1	XGPCS15DKM	ESP DIAGNOSTIC POWER FILTER 120V/	\$2.15	\$ 129.25	\$ 129.25
1	7640015657	BIZHUB SECURE	\$4.17	\$ 250.00	\$ 250.00
*QTY	MATERIAL #	SUPPLY - MATERIAL DESCRIPTION	PRICE EACH	EXTENDED	
1	AC79030	TN628 BLACK TONER	N/A	\$ 0.00	\$ 0.00
			N/A		
			N/A		
			N/A		
			N/A		
			N/A		
			N/A		
ADDITIONAL CHARGES			Additional Charges		
<input type="checkbox"/> Network <input type="checkbox"/> Removal <input type="checkbox"/> Other			TOTAL \$ 8,537.90 (TOTAL is exclusive of applicable taxes)		
PICK-UP		Requested Removal Date: 11/26/2021			
QTY	MATERIAL #	MATERIAL DESCRIPTION	SERIAL NUMBER		
1	A2WU011	**BIZHUB 652 PRINTER/COPIER	A2WU011001342		
COMMENTS					
NYS Contract PM 68149 60-mp DPP \$142.30/month for hardware					



KONICA MINOLTA

**Konica Minolta's Deferred Payment Plan Terms and Conditions
State of New York Contract No. PM 68149**

Thank you for your interest in utilizing a deferred payment plan (DPP) under Konica Minolta's terms and conditions referenced herein for the New York State centralized contract No. PM 68149. In the First Amendment to Contract PM 68149 the New York State Office of General Services has updated the contract terms and conditions to include the allowance of acquisitions through a DPP. The DPP is **not** a lease for equipment and does **not** amend the terms of the centralized contract. Accordingly, based on the terms and conditions of the centralized contract, title is transferred upon acceptance. Further, this document is **not** to be used for a Purchase Option Payment (POP).

Please complete the blank fields in the attached document. Instructions for the completion of each blank field are noted internally via italic print. Upon completion, please return the completed and signed document to Konica Minolta with purchase order.

This is a deferred payment plan (DPP) promotion offered as part of NYS Contract PM 68149 (Centralized Contract). The DPP provides for equipment purchased under such Centralized Contract to be obtained on a deferred, extended payment basis with no buyout due after the last monthly payment is remitted. Konica Minolta Business Solutions U.S.A., Inc. may cancel or modify this promotion. Such cancellation or modification shall not apply to any existing DPP agreements entered into under this promotion prior to the effective date of the cancellation or modification. **This is not a lease and the Contractor cannot assert a security interest in the equipment.**

The use of the term "Contractor" in paragraphs 1 through 9 shall uniformly include Konica Minolta Business Solutions U.S.A., Inc. The term "Customer" is used interchangeably with the defined term of "Authorized User."

Deferred Payment Plan Terms and Conditions
For Use With
State of New York Office of General Services
Konica Minolta Business Solutions U.S.A., Inc. Contract PM 68149

1. The promotion is limited to selected models as set forth on the attached price list.
2. Customer receives title upon acceptance of the equipment by the Customer in accordance with the Centralized Contract terms and conditions.
3. Customer can make a single lump sum payment for the equipment or the Customer may elect to make 12, 24, 36, 48 or 60 months depending on model (*duration period for program is at the option of the Contractor, but must be at least 12 and no more than 60 months*) equal monthly payments, depending upon the DPP term selected by the Customer (if multiple terms are offered). Monthly deferred payments are calculated by taking the Centralized Contract purchase price and dividing it by 12, 24, 36, 48 or 60 (*fill in*) months, depending upon the term offered by Contractor and the term selected by the Customer. Under no circumstances can the deferred payment price exceed the Centralized Contract purchase price.
4. Customer at its expense agrees to keep the equipment under a Konica Minolta Business Solutions U.S.A., Inc. continuous maintenance plan per Contract PM 68149 (*insert name of Contractor's plan that provides the required level of maintenance as selected by the Contractor. The maintenance plan must be an approved contract offering.*) with Contractor for the duration of the DPP (Required Maintenance). Prices and terms and conditions governing Required Maintenance shall be in accordance with the terms and conditions contained within the Centralized Contract.
5. Monthly billing will consist of the monthly deferred payment plus the Centralized Contract Required Maintenance prices set forth in the attached price exhibit. The monthly deferred payment and Required Maintenance charges will be billed monthly in arrears. The excess Click Charges, if any, will be billed quarterly in arrears.
6. Customer may pay off the DPP at any time by making a lump sum payment that is equal to the number of months remaining in the DPP Agreement multiplied by (as of the last monthly payment remitted) the monthly deferred payment (less any Required Maintenance charges).
7. Required Maintenance charges cease upon early buy out or upon completion of the DPP Agreement. At that time the Customer, at its sole option, may enter into a maintenance agreement with Contractor per the then available Centralized Contract prices and terms and conditions or reduced negotiated price.
8. This is a deferred purchase agreement. In accordance with Section 41 of the State Finance Law, the Customer shall have no liability under the DPP Agreement to the Contractor or to anyone else beyond funds appropriated and available for this DPP Agreement. In the event the Customer must cancel the DPP agreement due to the failure of its funding authority to provide funds for the succeeding fiscal period Contractor requests:

Written notice from the Customer within thirty days after receipt of an approved budget that the Customer's funding authority through no action on the part of the customer has failed to appropriate funds for the continuation of the DPP Agreement.

Certification that the canceled equipment, to the extent permitted by law, is not being replaced by equipment performing similar functions during the ensuing fiscal year.

Customer agrees to return the equipment to Contractor in good working order and that the equipment will be free of all liens and encumbrances. Customer within 30 days of receipt of final invoice agrees to pay Contractor all sums owed Contractor under this DPP Agreement up to the point funding authority expires. Customer will then be released from its obligations to make any further payments to Contractor (with Contractor retaining all sums previously paid under this DPP Agreement and title to the equipment reverting back to Contractor).

9. The Customer does not waive any rights under the Centralized Contract by selecting the DPP promotion.

Customer: Town of Somers

Signature: Rick Morrissey

Date: 11/10/21

Printed Name: Rick Morrissey

Title: Supervisor

Maintenance Agreement

Customer Information

Sold to Acct #:	0000543530	Payer/Bill to Acct #:		Ship to Acct #:	
Name:	TOWN OF SOMERS	Name:	TOWN OF SOMERS	Name:	TOWN OF SOMERS
Attn/Dept:		Attn/Dept:		Attn/Dept:	
Ste/Rm:		Ste/Rm:		Ste/Rm:	
Address:	335 ROUTE 202	Address:	335 ROUTE 202	Address:	335 ROUTE 202
City:	SOMERS	City:	SOMERS	City:	SOMERS
State:	NY Zip: 10589-0046	State:	NY Zip: 10589-0046	State:	NY Zip: 10589-0046
Tax Exempt Customer? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Tax Exemption Number: 13-6007329		Tax Exemption Certificate must be attached when applicable.	
PO Required? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		PO Number:		PO Expiration Date:	
PO must be attached when applicable.					
<input type="checkbox"/> Individual PO <input type="checkbox"/> Blanket PO		PO Contact:		Email:	
Fleet Manager? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Name: TAMMI SAVVA		Email: TSAVVA@SOMERSNY.COM	
				Ph: 914 277 3637	

Coverage / Billing Options

Coverage Options:

MFP

Select Options:

- ☒ Supply Inclusive
☐ After Hours Service - Requires After Hours Agreement
☒ Decline Digital Connected Support*

* Digital Connect Support will be added automatically billed at \$12.00 per serial number monthly, unless declined above.

Billing Options:

- Initial Term in Months: ☐ 36 ☐ 48 ☒ 60 ☐ Other _____
 Flat Rate Frequency: ☐ Monthly ☒ Quarterly ☐ Annually
 Meter Frequency: ☐ Monthly ☒ Quarterly ☐ Annually
 Aggregate Volume: ☐ B/W ☐ Color

- Effective Date: ☒ On Install ☐ Date: _____
 Billing Day: ☒ Selected by KMBS ☐ Preferred Day: _____ (29th, 30th, and 31st are not an available selection)

All Devices

Wide Format

Select Options:

- ☐ Toner (Black Only)
☐ 20lb Bond Roll Paper
☐ Decline Digital Connected Support*

- Initial Term in Months: ☐ 36 ☐ 48 ☐ 60 ☐ Other _____
 Flat Rate Frequency: ☐ Monthly ☒ Quarterly ☐ Annually
 Meter Frequency: ☐ Monthly ☒ Quarterly ☐ Annually

Internal Use

Maintenance Plan

MA #:

MFP			Monthly Minimum Volume	Monthly Flat Rate \$	Cost Per Copy Rate \$	Start Meter	Sub Fleet	Price Plan
Item	Model Description	Serial Number	Type					
1	BIZHUB 650I		Color					
			B/W	7,000	42.70	0.00610		
2			Color					
			B/W					
3			Color					
			B/W					

[] Additional Equipment on Schedule B

Wide Format

Item	Model Description	Serial Number	Type	Monthly Minimum Volume (Sq. Feet)	Monthly Flat Rate \$	Cost Per Square Foot Rate \$	Start Meter	Sub Fleet	Price Plan
1			Color						
			B/W						

[] Additional Equipment on Schedule C

Comments

11 X 17 1 CLICK

For Internal Use

Maintenance:	<input type="checkbox"/> with Equipment Order	<input type="checkbox"/> Maintenance Only	<input type="checkbox"/> Billed by KMBS	<input type="checkbox"/> Billed by Lease Company	<input type="checkbox"/> Dealer Serviced
Originating:	123367	JAMES HODGDON	JHODGDON@KMBS.KONICAMINOLTA.US	Sales District: 11710	
Order Taking:	123367	JAMES HODGDON	JHODGDON@KMBS.KONICAMINOLTA.US	Processed	
Servicing:	123367	JAMES HODGDON	JHODGDON@KMBS.KONICAMINOLTA.US	<input type="checkbox"/> Branch <input checked="" type="checkbox"/> Windsor	

KONICA MINOLTA BUSINESS SOLUTIONS U.S.A., INC.

100 Williams Drive, Ramsey, NJ 07446 (201) 825-4000 www.kmbs.konicaminolta.us

Form: 1011-050117-05

Equipment Removal Authorization

Customer: TOWN OF SOMERS
Pick Up Address: TOWN OF SOMERS, 335 ROUTE 202, SOMERS, NY, 10589-0046
Contact Name: TAMMI SAVVA
Contact Phone: 914 277 3637
Equipment being removed from Customer's Location:

Make: <u>BIZ652</u>	Model: <u>**BIZHUB 652 PRINTER/COPIER</u>	Serial Number: <u>A2WU011001342</u>
Make: _____	Model: _____	Serial Number: _____
Make: _____	Model: _____	Serial Number: _____

☒ **Customer Owned Asset:**

Customer represents and warrants that it has good title to the equipment, free and clear of any lien, mortgage, encumbrance or security interest of any kind. Customer agrees to defend, indemnify and hold Konica Minolta Business Solutions U.S.A., Inc. ("KMBS") harmless from any loss, damage claim, liability or expense of any kind (including, but not limited to, court costs and attorney's fees) arising or resulting from a breach of this representation and warranty of good title and/or the authority, expressed or apparent, of Customer to trade-in or transfer the equipment. Upon signing this Agreement, Customer surrenders possession of the equipment and all components contained therein to KMBS. Customer further agrees that the surrendered equipment will be available for pick-up at the same time that any new equipment is delivered. If the surrendered equipment is not available for pick-up at time of new equipment delivery, customer will be invoiced an additional charge for the separate pick-up.

☐ **Lease Company Owned Asset:**

Lease Company Name: _____ **Lease #:** _____

- ☐ **Upgrade to Return** KMBS will resolve current lease obligation. Asset belongs to the Lease Company. KMBS will ship back to Lease Company.
- ☐ **Upgrade to Keep** KMBS will resolve current lease obligation. Asset belongs to KMBS unless otherwise stated below.
- ☐ **Buyout to Keep** KMBS will resolve current lease obligation. Asset belongs to KMBS unless otherwise stated below.
- ☐ **End of Lease Return** Asset belongs to the Lease Company. KMBS will return equipment listed above to the respective leasing company upon receipt of a written Return Authorization Letter and Shipping Instructions. In the event KMBS does not receive a Return Authorization Letter and Shipping Instructions within 90 days of equipment pick up from Customer's location, and Customer has not made additional arrangements with KMBS for storage, the equipment listed above will be returned to Customer's location of pick up.

Unless itemized as part of the equipment order, KMBS will invoice the Customer for the Shipping Fee(s) associated with return of the equipment to the designated return address provided by the Lease Company. Buyout or upgrade quote may include an estimate of pages produced between last meter billing and date the lease obligation is satisfied or equipment is returned.

Shipping Fee(s) to Be Invoiced to Customer: _____

End of Lease Return requiring interim storage of equipment requires pre-authorization from the Regional Operations Manager and Market Vice President and is subject to availability of storage space in a KMBS warehouse or arrangement for offsite storage.

Comments:

Order Package Acceptance Agreement

Customer Name/Address:

TOWN OF SOMERS
335 ROUTE 202
SOMERS, NY 10589-0046

Customer's signature below constitutes Customer's acceptance of the preceding forms in this Order Package (as identified by Order Package ID S00617817 time stamped 11/10/21 10:33 AM).

This Order Package is governed by the terms and conditions of the Master Agreement contract between Konica Minolta Business Solutions U.S.A., Inc. and NYS OGS - PM68149

dated 06/06/2018 terms of which are incorporated into this agreement. If payment by credit card is indicated above, Customer hereby grants KMBS the authority to charge the Customer's credit card in the amount indicated (plus applicable taxes). KMBS assumes no responsibility to pick-up, return to any party, and/or resolve any financial obligations on any existing Customer equipment except as specifically stated in this Agreement or separately executed form.

Not binding on KMBS until signed by KMBS Manager.

Authorized Customer Representative

Name: Rick Morrissey
(Please Print)

Signature: Rick Morrissey

Title: Supervisor

Date: 11/10/21

KMBS Representative

Name: James Hodgdon
(Please Print)

Signature: James Hodgdon

Date: 11.10.2021

KMBS Manager

Name: _____
(Please Print)

Signature: _____

Date: _____

Sent to:
TB, TA, TC 11/12/21
KO

Kim DeLucia

From: Tammi Savva
Sent: Wednesday, November 10, 2021 4:02 PM
To: Kim DeLucia
Cc: Rick Morrissey
Subject: For Nov 18, 2021 Town Board Meeting Agenda - Rental of Postage Machine
Attachments: Pitney Bowes Mail Machine Agreement.pdf; SendPro C Auto Brochure.pdf

Hi Kim,

The rental term on our current postage machine is nearing its end. Pitney Bowes provided us with a new rental agreement with no increase in cost. The rental term is 60 months at \$247.17 per month. Attached is the signed agreement. Also attached is the information on the new postage machine, the SendPro C Auto.

Please place on the November 18, 2021 Town Board agenda for retroactive approval to November 8, 2021.

Thank you,
TAMMI SAVVA
SENIOR OFFICE ASSISTANT
OFFICE OF SUPERVISOR RICK MORRISSEY
TOWN OF SOMERS
335 ROUTE 202
SOMERS, NY 10589
PHONE: 914-277-3637
FAX: 914-276-0082
WWW.SOMERSNY.COM

--	--	--	--	--	--	--	--	--	--	--

Agreement Number _____

Full Legal Name of Lessee / DBA Name of Lessee

Tax ID # (FEIN/TIN)

13-6007329

335 Route 202, Somers, NY, 10589-3206, US

Sold-To: Account #

0017114903

335 Route 202, Somers, NY, 10589-3206, US

Bill-To: Email

tsavva@somersny.com

335 Route 202, Somers, NY 10589-3206, US

Ship-To: Account #

0011476793

Your Business Needs

US154401.5 3/21
©2021 Pitney Bowes Inc. All rights reserved.
Pitney Bowes Confidential Information

1	NV90KIT	InView Welcome Kit
1	NV99	InView MMS Base Software
1	NV99KIT	InView Welcome Kit
1	PAB1	C Series Premium App Bundle
1	PTJ1	SendPro Online
1	PTJA	SendPro Basic 1 User
1	PTJN	Single User Access
1	PTK1	Web Browser Integration
1	PTK2	SendPro C Series Shipping Integration
1	SJS2	Softguard For SendPro C500
1	STDsla	Standard SLA-Equipment Service Agreement (for SendPro C Auto)
1	ZH24	Manual Weight Entry
1	ZHC5	SendPro C500 Base System Identifier
1	ZHD5	USPS Rates with Metered Letter
1	ZHD7	E Conf Services for Metered LTR. BDL

Your Payment Plan

Initial Term: 60 months	Initial Payment Amount:	
Number of Months	Monthly Amount	Billed Quarterly at*
60	\$ 247.17	\$ 741.51

*Does not include any applicable sales, use, or property taxes which will be billed separately.

- ☐ Tax Exempt Certificate Attached
☐ Tax Exempt Certificate Not Required
☐ Purchase Power® transaction fees included
☒ Purchase Power® transaction fees extra

Your Signature Below

Non-Appropriations. You warrant that you have funds available to make all payments until the end of your current fiscal period, and shall use your best efforts to obtain funds to make all payments in each subsequent fiscal period through the end of your lease term. If your appropriation request to your legislative body, or funding authority ("Governing Body") for funds to make the payments is denied, you may terminate this lease on the last day of the fiscal period for which funds have been appropriated, upon (i) submission of documentation reasonably satisfactory to us evidencing the Governing Body's denial of an appropriation sufficient to continue this lease for the next succeeding fiscal period, and (ii) satisfaction of all charges and obligations under this lease incurred through the end of the fiscal period for which funds have been appropriated, including the return of the equipment at your expense.

By signing below, you agree to be bound by all the terms of this Agreement, including the Pitney Bowes Terms (Version 3/21), which are available at <http://www.pb.com/statelocaltopterms> and are incorporated by reference. The term lease will be binding on us after we have completed our credit and documentation approval process and have signed below. If software is included in the Order, additional terms apply which are available by clicking on the hyperlink for that software located at <http://www.pitneybowes.com/us/license-terms-of-use/software-and-subscription-terms-and-conditions.html>. Those additional terms are incorporated by reference.

Not Applicable

State/County's Contribution

Lessee's Signature

Rick Morrissey

Print Name
SupervisorTitle
11/8/21Date
supervisor@somerny.com

Email Address

Pitney Bowes Signature

Print Name

Title

Date

Sales Information

Linda Pachter

linda.pachter@pb.com

Account Rep Name

Email Address

PBGFS Acceptance

Form **8038-GC****Information Return for Small Tax-Exempt
Governmental Bond Issues, Leases, and Installment Sales**

OMB No. 1545-0720

(Rev. January 2012)
Department of the Treasury
Internal Revenue Service

Under Internal Revenue Code section 149(e)

Caution: If the issue price of the issue is \$100,000 or more, use Form 8038-G.

Part I Reporting AuthorityCheck box if Amended Return ☐

1 Issuer's name TOWN OF SOMERS		2 Issuer's employer identification number 13-6007329
3 Number and street (or P.O. box if mail is not delivered to street address) 335 Route 202		Room/suite
4 City, town, or post office, state, and ZIP code Somers NY 10589-3206		5 Report number (For IRS Use Only) <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
6 Name and title of officer or other employee of issuer or designated contact person whom the IRS may call for more information		7 Telephone number of officer or legal representative

Part II Description of Obligations Check one: a single issue ☒ or a consolidated return ☐

8a Issue price of obligation(s) (see instructions)	8a \$7896.26
b Issue date (single issue) or calendar date (consolidated). Enter date in mm/dd/yyyy format (for example, 01/01/2009) (see instructions)	
9 Amount of the reported obligation(s) on line 8a that is:	
a For leases for vehicles	9a
b For leases for office equipment	9b \$7896.26
c For leases for real property	9c
d For leases for other (see instructions)	9d
e For bank loans for vehicles	9e
f For bank loans for office equipment	9f
g For bank loans for real property	9g
h For bank loans for other (see instructions)	9h
i Used to refund prior issue(s)	9i
j Representing a loan from the proceeds of another tax-exempt obligation (for example, bond bank)	9j
k Other	9k
10 If the issuer has designated any issue under section 265(b)(3)(B)(i)(iii) (small issuer exception), check this box <input type="checkbox"/>	
11 If the issuer has elected to pay a penalty in lieu of arbitrage rebate, check this box (see instructions) <input type="checkbox"/>	
12 Vendor's or bank's name: Pitney Bowes Inc.	
13 Vendor's or bank's employer identification number: 06 0495050	

Signature and Consent

Under penalties of perjury, I declare that I have examined this return and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct, and complete. I further declare that I consent to the IRS's disclosure of the issuer's return information, as necessary to process this return, to the person(s) that I have authorized above.

Signature of issuer's authorized representative

Date

Rick Morrissey, Supervisor

Type or print name and title

Paid Preparer Use Only

Print/Type preparer's name	Preparer's signature	Date	Check <input type="checkbox"/> if self-employed	PTIN
Firm's name	Firm's EIN		Phone no.	
Firm's address				

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted

What's New

The IRS has created a page on IRS.gov for information about the Form 8038 series and its instructions, at www.irs.gov/form8038. Information about any future developments affecting the Form 8038 series (such as legislation enacted after we release it) will be posted on that page.

Purpose of Form

Form 8038-GC is used by the issuers of tax-exempt governmental obligations to provide the IRS with the information required by section 149(e) and to monitor the requirements of sections 141 through 150.

Who Must File

Issuers of tax-exempt governmental obligations with issue prices of less than \$100,000 must file Form 8038-GC.

Issuers of a tax-exempt governmental obligation with an issue price of \$100,000 or more must file Form 8038-G, Information Return for Tax-Exempt Governmental Obligations.

Filing a separate return for a single issue. Issuers have the option to file a separate Form 8038-GC for any tax-exempt governmental obligation with an issue price of less than \$100,000.

An issuer of a tax-exempt bond used to finance construction expenditures must file a separate Form 8038-GC for each issue to give notice to the IRS that an election was made to

pay a penalty in lieu of arbitrage rebate (see the line 11 instructions).

Filing a consolidated return for multiple issues. For all tax-exempt governmental obligations with issue prices of less than \$100,000 that are not reported on a separate Form 8038-GC, an issuer must file a consolidated information return including all such issues issued within the calendar year.

Thus, an issuer may file a separate Form 8038-GC for each of a number of small issues and report the remainder of small issues issued during the calendar year on one consolidated Form 8038-GC. However, if the issue is a construction issue, a separate Form 8038-GC must be filed to give the IRS notice of the election to pay a penalty in lieu of arbitrage rebate.

When To File

To file a separate return for a single issue, file Form 8038-GC on or before the 15th day of the second calendar month after the close of the calendar quarter in which the issue is issued.

To file a consolidated return for multiple issues, file Form 8038-GC on or before February 15th of the calendar year following the year in which the issue is issued.

Late filing. An issuer may be granted an extension of time to file Form 8038-GC under section 3 of Rev. Proc. 2002-48, 2002-37 I.R.B. 531, if it is determined that the failure to file on time is not due to willful neglect. Type or print at the top of the form, "Request for Relief under section 3 of Rev. Proc. 2002-48." Attach to the Form 8038-GC a letter briefly stating why the form was not submitted to the IRS on time. Also indicate whether the obligation in question is under examination by the IRS. Do not submit copies of any bond documents, leases, or installment sale documents. See *Where To File* next.

Where To File

File Form 8038-GC, and any attachments, with the Department of the Treasury, Internal Revenue Service Center, Ogden, UT 84201.

Private delivery services. You can use certain private delivery services designated by the IRS to meet the "timely mailing as timely filing/paying" rule for tax returns and payments. These private delivery services include only the following:

- DHL Express (DHL): DHL Same Day Service.
- Federal Express (FedEx): FedEx Priority Overnight, FedEx Standard Overnight, FedEx 2Day, FedEx International Priority, and FedEx International First.
- United Parcel Service (UPS): UPS Next Day Air, UPS Next Day Air Saver, UPS 2nd Day Air, UPS 2nd Day Air A.M., UPS Worldwide Express Plus, and UPS Worldwide Express.

The private delivery service can tell you how to get written proof of the mailing date.

Other Forms That May Be Required

For rebating arbitrage (or paying a penalty in lieu of arbitrage rebate) to the Federal Government, use Form 8038-T, Arbitrage Rebate, Yield Reduction and Penalty in Lieu of Arbitrage Rebate. For private activity bonds, use Form 8038, Information Return for Tax-Exempt Private Activity Bond Issues.

For a tax-exempt governmental obligation with an issue price of \$100,000 or more, use Form 8038-G.

Rounding to Whole Dollars

You may show the money items on this return as whole-dollar amounts. To do so, drop any amount less than 50 cents and increase any amount from 50 to 99 cents to the next higher dollar.

Definitions

Obligations. This refers to a single tax-exempt governmental obligation if Form 8038-GC is used for separate reporting or to

multiple tax-exempt governmental obligations if the form is used for consolidated reporting.

Tax-exempt obligation. This is any obligation including a bond, installment purchase agreement, or financial lease, on which the interest is excluded from income under section 103.

Tax-exempt governmental obligation. A tax exempt obligation that is not a private activity bond (see below) is a tax-exempt governmental obligation. This includes a bond issued by a qualified volunteer fire department under section 150(e).

Private activity bond. This includes an obligation issued as part of an issue in which:

- More than 10% of the proceeds are to be used for any private activity business use, and
- More than 10% of the payment of principal or interest of the issue is either (a) secured by an interest in property to be used for a private business use (or payments for such property) or (b) to be derived from payments for property (or borrowed money) used for a private business use.

It also includes a bond, the proceeds of which (a) are to be used to make or finance loans (other than loans described in section 141(c)(2)) to persons other than governmental units and (b) exceeds the lesser of 5% of the proceeds or \$5 million.

Issue. Generally, obligations are treated as part of the same issue only if they are issued by the same issuer, on the same date, and as part of a single transaction, or a series of related transactions. However, obligations issued during the same calendar year (a) under a loan agreement under which amounts are to be advanced periodically (a "draw-down loan") or (b) with a term not exceeding 270 days, may be treated as part of the same issue if the obligations are equally and ratably secured under a single indenture or loan agreement and are issued under a common financing arrangement (for example, under the same official statement periodically updated to reflect changing factual circumstances). Also, for obligations issued under a draw-down loan that meets the requirements of the preceding sentence, obligations issued during different calendar years may be treated as part of the same issue if all of the amounts to be advanced under the draw-down loan are reasonably expected to be advanced within 3 years of the date of issue of the first obligation. Likewise, obligations (other than private activity bonds) issued under a single agreement that is in the form of a lease or installment sale may be treated as part of the same issue if all of the property covered by that agreement is reasonably expected to be delivered within 3 years of the date of issue of the first obligation.

Arbitrage rebate. Generally, interest on a state or local bond is not tax-exempt unless the issuer of the bond rebates to the United States arbitrage profits earned from investing proceeds of the bond in higher yielding nonpurpose investments. See section 148(f).

Construction issue. This is an issue of tax-exempt bonds that meets both of the following conditions:

1. At least 75% of the available construction proceeds of the issue are to be used for construction expenditures with respect to property to be owned by a governmental unit or a 501(c)(3) organization, and

2. All of the bonds that are part of the issue are qualified 501(c)(3) bonds, bonds that are not private activity bonds, or private activity bonds issued to finance property to be owned by a governmental unit or a 501(c)(3) organization.

In lieu of rebating any arbitrage that may be owed to the United States, the issuer of a construction issue may make an irrevocable election to pay a penalty. The penalty is equal to 1-1/2% of the amount of construction proceeds that do not meet certain spending requirements. See section 148(f)(4)(C) and the Instructions for Form 8038-T.

Specific Instructions

In general, a Form 8038-GC must be completed on the basis of available information and reasonable expectations as of the date of issue. However, forms that are filed on a consolidated basis may be completed on the basis of information readily available to the issuer at the close of the calendar year to which the form relates, supplemented by estimates made in good faith.

Part I—Reporting Authority

Amended return. An issuer may file an amended return to change or add to the information reported on a previously filed return for the same date of issue. If you are filing to correct errors or change a previously filed return, check the "Amended Return" box in the heading of the form.

The amended return must provide all the information reported on the original return, in addition to the new corrected information. Attach an explanation of the reason for the amended return and write across the top "Amended Return Explanation."

Line 1. The issuer's name is the name of the entity issuing the obligations, not the name of the entity receiving the benefit of the financing. In the case of a lease or installment sale, the issuer is the lessee or purchaser.

Line 2. An issuer that does not have an employer identification number (EIN) should apply for one on Form SS-4, Application for Employer Identification Number. You can get this form on the IRS website at IRS.gov or by calling 1-800-TAX-FORM (1-800-829-3676). You may receive an EIN by telephone by following the instructions for Form SS-4.

Lines 3 and 4. Enter the issuer's address or the address of the designated contact person listed on line 6. If the issuer wishes to use its own address and the issuer receives its mail in care of a third party authorized representative (such as an accountant or attorney), enter on the street address line "C/O" followed by the third party's name and street address or P.O. box. Include the suite, room, or other unit number after the street address. If the post office does not deliver mail to the street address and the issuer has a P.O. box, show the box number instead of the

street address. If a change in address occurs after the return is filed, use Form 8822, Change of Address, to notify the IRS of the new address.

Note. The address entered on lines 3 and 4 is the address the IRS will use for all written communications regarding the processing of this return, including any notices. By authorizing a person other than an authorized officer or other employee of the issuer to communicate with the IRS and whom the IRS may contact about this return, the issuer authorizes the IRS to communicate directly with the individual listed on line 6, whose address is entered on lines 3 and 4 and consents to disclose the issuer's return information to that individual, as necessary, to process this return.

Line 5. This line is for IRS use only. Do not make any entries in this box.

Part II—Description of Obligations

Check the appropriate box designating this as a return on a single issue basis or a consolidated return basis.

Line 8a. The issue price of obligations is generally determined under Regulations section 1.148-1(b). Thus, when issued for cash, the issue price is the price at which a substantial amount of the obligations are sold to the public. To determine the issue price of an obligation issued for property, see sections 1273 and 1274 and the related regulations.

Line 8b. For a single issue, enter the date of issue (for example, 03/15/2010 for a single issue issued on March 15, 2010), generally the date on which the issuer physically exchanges the bonds that are part of the issue for the underwriter's (or other purchaser's) funds; for a lease or installment sale, enter the date interest starts to accrue. For issues reported on a consolidated basis, enter the first day of the calendar year during which the obligations were issued (for example, for calendar year 2010, enter 01/01/2010).

Lines 9a through 9h. Complete this section if property other than cash is exchanged for the obligation, for example, acquiring a police car, a fire truck, or telephone equipment through a series of monthly payments. (This type of obligation is sometimes referred to as a "municipal lease.") Also complete this section if real property is directly acquired in exchange for an obligation to make periodic payments of interest and principal.

Do not complete lines 9a through 9d if the proceeds of an obligation are received in the form of cash even if the term "lease" is used in the title of the issue. For lines 9a through 9d, enter the amount on the appropriate line that represents a lease or installment purchase. For line 9d, enter the type of item that is leased. For lines 9e through 9h, enter the amount on the appropriate line that represents a bank loan. For line 9h, enter the type of bank loan.

Lines 9i and 9j. For line 9i, enter the amount of the proceeds that will be used to pay principal, interest, or call premium on any other issue of bonds, including proceeds that will be used to fund an escrow account for this purpose. Several lines may apply to a particular obligation. For example, report on lines 9i and 9j obligations used to refund prior issues which represent loans from the proceeds of another tax-exempt obligation.

Lines 9k. Enter on line 9k the amount on line 8a that does not represent an obligation described on lines 9a through 9j.

Line 10. Check this box if the issuer has designated any issue as a "small issuer exception" under section 265(b)(3)(B)(i)(III).

Line 11. Check this box if the issue is a construction issue and an irrevocable election to pay a penalty in lieu of arbitrage rebate has been made on or before the date the bonds were issued. The penalty is payable with a Form 8038-T for each 6-month period after the date the bonds are issued. Do not make any payment of penalty in lieu of rebate with Form 8038-GC. See Rev. Proc. 92-22, 1992-1 C.B. 736, for rules regarding the "election document."

Line 12. Enter the name of the vendor or bank who is a party to the installment purchase agreement, loan, or financial lease. If there are multiple vendors or banks, the issuer should attach a schedule.

Line 13. Enter the employer identification number of the vendor or bank who is a party to the installment purchase agreement, loan, or financial lease. If there are multiple vendors or banks, the issuer should attach a schedule.

Signature and Consent

An authorized representative of the issuer must sign Form 8038-GC and any applicable certification. Also print the name and title of the person signing Form 8038-GC. The authorized representative of the issuer signing this form must have the authority to consent to the disclosure of the issuer's return information, as necessary to process this return, to the person(s) that has been designated in this form.

Note. If the issuer authorizes in line 6 the IRS to communicate with a person other than an officer or other employee of the issuer, (such authorization shall include contact both in writing regardless of the address entered in lines 3 and 4, and by telephone) by signing this form, the issuer's authorized representative consents to the disclosure of the issuer's return information, as necessary to process this return, to such person.

Paid Preparer

If an authorized representative of the issuer filled in its return, the paid preparer's space should remain blank. Anyone who prepares the return but does not charge the organization should not sign the return. Certain others who prepare the return should not sign. For example, a regular, full-time employee of the issuer, such as a clerk, secretary, etc., should not sign.

Generally, anyone who is paid to prepare a return must sign it and fill in the other blanks in the Paid Preparer Use Only area of the return. A paid preparer cannot use a social security number in the *Paid Preparer Use Only* box. The paid preparer must use a preparer tax identification number (PTIN). If the paid preparer is self-employed, the preparer should enter his or her address in the box.

The paid preparer must:

- Sign the return in the space provided for the preparer's signature, and
- Give a copy of the return to the issuer.

Paperwork Reduction Act Notice

We ask for the information on this form to carry out the Internal Revenue laws of the United States. You are required to give us the information. We need it to ensure that you are complying with these laws.

You are not required to provide the information requested on a form that is subject to the Paperwork Reduction Act unless the form displays a valid OMB control number. Books or records relating to a form or its instructions must be retained as long as their contents may become material in the administration of any Internal Revenue law. Generally, tax returns and return information are confidential, as required by section 6103.

The time needed to complete and file this form will vary depending on individual circumstances. The estimated average time is:

Learning about the law or the form 4 hr., 46 min.

Preparing the form 2 hr., 22 min.

Copying, assembling, and sending the form to the IRS 2 hr., 34 min.

If you have comments concerning the accuracy of these time estimates or suggestions for making this form simpler, we would be happy to hear from you. You can write to the Internal Revenue Service, Tax Products Coordinating Committee, SE:W-CAR:MP:T:M:S, 1111 Constitution Ave. NW, IR-6526, Washington, DC 20224. Do not send the form to this address. Instead, see *Where To File*.

Commerce solutions,
from the Craftsmen of Commerce.

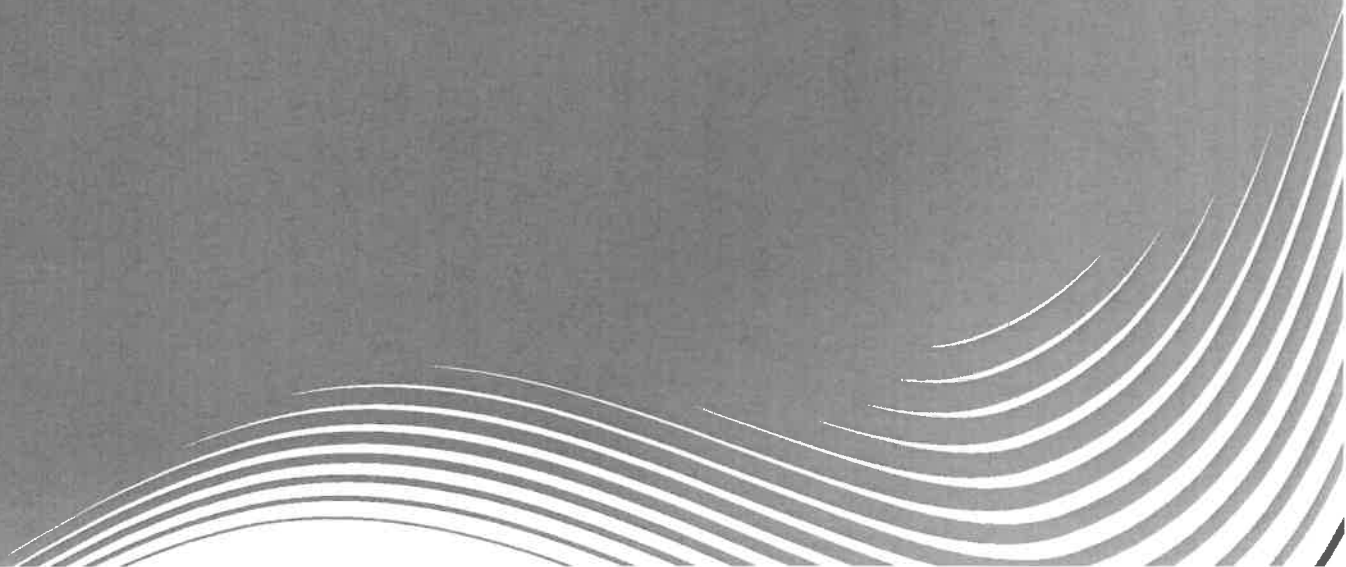
pitney bowes 



Mailing
Postage Meters

SendPro® C Auto

Simplify your mailing process.





Handle batch mailing quickly and easily.

Introducing the SendPro® C Auto.

Processing a variety of mail, including letters, postcards and large envelopes, has never been easier with our auto-feed mailing solution.



Feed, seal, print and save automatically.

Mail with speed and ease.

Process mail batches up to 120 letters per minute and up to 5/16" thick, with the automatic mail feeder.

Calculate postage costs for different size envelopes.

Confidently pay the right amount on virtually every piece, every time.

Optimize efficiency by minimizing jams.

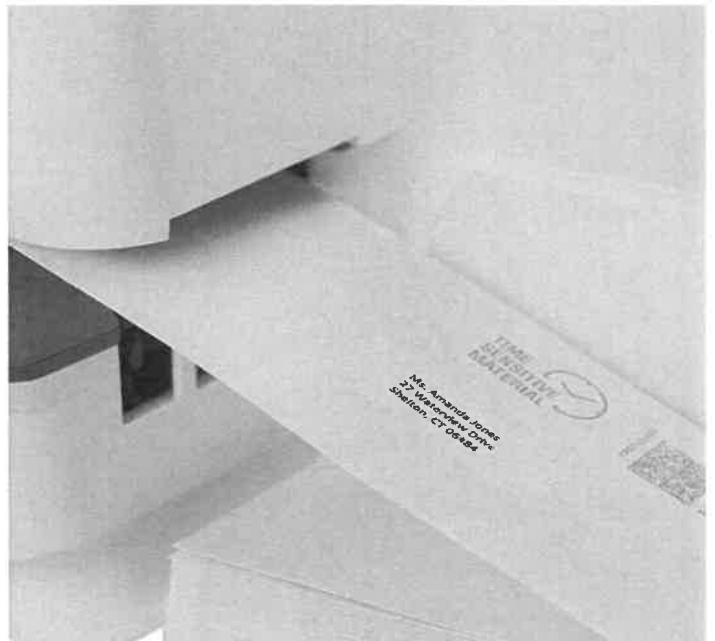
Smoothly feed your mail with our reverse separation technology to keep your operations on track.

Save automatically.

Automatically receive rate updates and save 5¢ on every First Class® letter* — plus get optional access to discounted presort rates.

Meet the latest USPS® IMI compliance rules.

Rest assured your SendPro C Auto will meet USPS guidelines.



*As of January 27, 2019.



Send large envelopes, Priority Mail® and packages with confidence.

Compare, save and print.

View USPS shipping rates, save up to 40% on Priority Mail and print labels with the optional printer.*

Take the guesswork out of shipping.

Accurately weigh packages up to 15 pounds with the integrated digital scale.

Minimize undeliverable fees.

Use the built-in address verification feature to reduce costly address correction fees and improve your delivery success rate.

Get more shipping choices for greater savings.

Easily compare rates across multiple carriers—USPS®, UPS® and FedEx® and get pre-negotiated discounted carrier rates with the optional multicarrier subscription.

*As of January 27, 2019. Savings will vary based on geography, mail type, and other variables.

Designed for simplicity, visibility and ease of use.

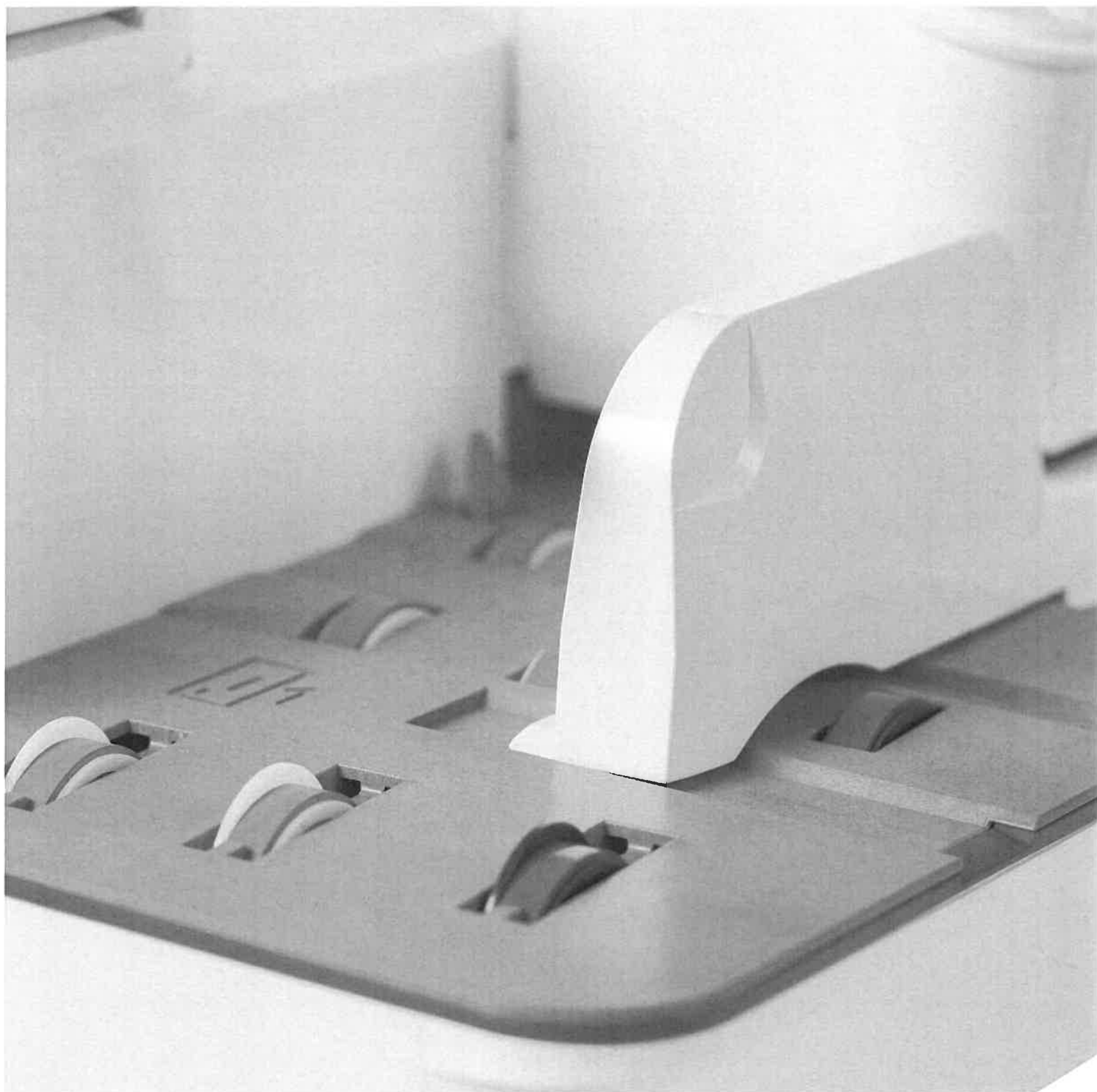
Gain online access to ship the way you want. Use SendPro® Online to print trackable shipping labels from any computer and easily compare rates with the Shipping Rate Selector.

Control at your fingertips.
Easily navigate the intuitive menu with the large, full-color 7" touchscreen.

Track postage costs with precision. View and email spending, shipping, accounting history and reports by department online for up to 500 different accounts.



The auto-feed technology is designed to minimize jams and misprinted postage by ensuring only one envelope is processed at a time.

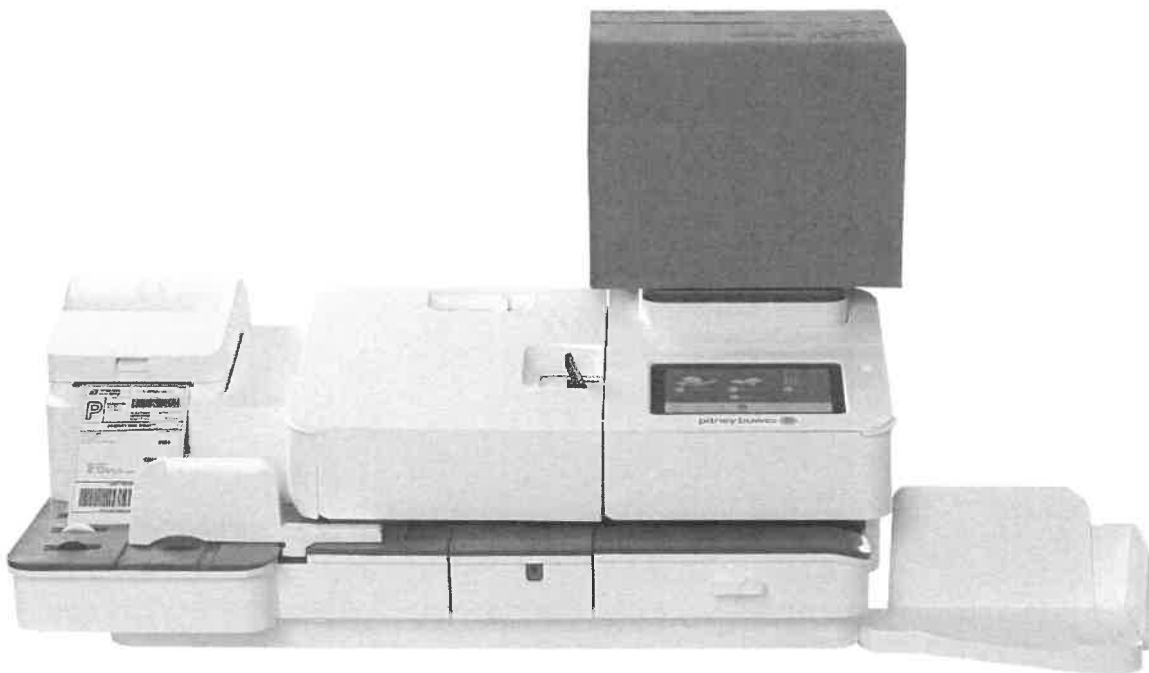


SendPro® C Auto Specifications:

Mail feed	Automatic
Speed (letters per minute)	Standard: 95 LPM; Optional: 120 LPM
Display	7" color touchscreen
Scale	Optional 5, 10 or 15 lb. integrated; Optional 30 or 70 lb. external
Label printer	Optional
Shipping	Standard: USPS; Optional: Multicarrier
Accounts	Standard: 100; Optional: 500
USPS® IMPb compliant	Included
Presort rate access	Included
SendPro Online subscription	Standard: USPS; Optional: Multicarrier
eRR	Optional
Barcode Scanner	Optional
AutoInk™	Included*

*Get automatic ink replenishments at savings of 20% off the retail price when you enroll in the AutoInk™ program. For more information on AutoInk, visit us online at pbi.bz/autoink.

Streamline your mailing process with the highly efficient, easy-to-use SendPro C Auto.



United States
3001 Summer Street
Stamford, CT 06926-0700

For more information, visit us online at
pitneybowes.com

Sent to: TB, TA, TC 11/15/2021
Kd

Kim DeLucia

From: Steve Woelfle
Sent: Monday, November 15, 2021 3:40 PM
To: Kim DeLucia; Rick Morrissey
Cc: Paul M Lynch; srobbins@woodardcurran.com; David B. Smith
Subject: Hillside Drive NYSDEC application
Attachments: 0504_001.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Please place on TB agenda for supervisor signature. Discussed this with Rick this morning.

This is a joint application for a NYSDEC wetland permit for the Hillside Drive improvements in Shenorock. The Town is the owner of Hillside Drive, the applicant is Paul Mastrontoni and the site engineer is Paul Lynch (Putnam Engineering).

The proposed project is to widen and improve an existing driveway into a Town road or suitable standard with related drainage improvements. The improved road would allow access and the required street frontage for 12 Hillside Drive.

Once completed the Town will maintain that improved road portion.

Currently, the project is in front of the Planning Board.

Thank you

Kim- I have originals and will keep here until Rick can sign.

Steven Woelfle
Town of Somers-Engineering Dept.
Phone: (914) 277-5366
Fax: (914) 277-4093



JOINT APPLICATION FORM

For Permits for activities affecting streams, waterways, waterbodies, wetlands, coastal areas, sources of water, and endangered and threatened species.

You must separately apply for and obtain Permits from each involved agency before starting work. Please read all instructions.

1. Applications To:

>NYS Department of Environmental Conservation ☒ Check here to confirm you sent this form to NYSDEC.

Check all permits that apply:

☐ Stream Disturbance

☐ Excavation and Fill in
Navigable Waters

☐ Docks, Moorings or
Platforms

☐ Dams and Impound-
ment Structures

☐ 401 Water Quality
Certification

☒ Freshwater Wetlands

☐ Tidal Wetlands

☐ Wild, Scenic and
Recreational Rivers

☐ Coastal Erosion
Management

☐ Water Withdrawal

☐ Long Island Well

☐ Incidental Take of
Endangered /
Threatened Species

>US Army Corps of Engineers

☒ Check here to confirm you sent this form to USACE.

Check all permits that apply: ☐ Section 404 Clean Water Act

☐ Section 10 Rivers and Harbors Act

Is the project Federally funded? ☐ Yes ☐ No

If yes, name of Federal Agency:

General Permit Type(s), if known:

Preconstruction Notification: ☐ Yes ☐ No

>NYS Office of General Services

☒ Check here to confirm you sent this form to NYSOGS.

Check all permits that apply:

☐ State Owned Lands Under Water

☐ Utility Easement (pipelines, conduits, cables, etc.)

☐ Docks, Moorings or Platforms

>NYS Department of State

☒ Check here to confirm you sent this form to NYSDOS.

Check if this applies: ☐ Coastal Consistency Concurrence

2. Name of Applicant

Mastrantoni Brothers, Inc

Taxpayer ID (if applicant is NOT an individual)

46 2574748

Mailing Address

10 Boxwood Drive

Post Office / City

Mahopac

State

NY

Zip

10541

Telephone 914 755 0445

Email Mastrantoni.Brothers@gmail.com

Applicant Must be (check all that apply): ☐ Owner ☒ Operator ☐ Lessee

3. Name of Property Owner (if different than Applicant)

Town of Somers

Mailing Address

335 Route 202

Post Office / City

Somers

State

NY

Zip

10589

Telephone 914 277 5366

Email swoelfle@somersny.com

For Agency Use Only

Agency Application Number:

4. Name of Contact / Agent

Paul M. Lynch		Post Office / City		State	Zip
Mailing Address		Brewster		NY	10509
4 Old Route 6					
Telephone	845 279 6789	Email	plynch@putnameng.com		

5. Project / Facility Name

Hillside Drive Road Improvements		Property Tax Map Section / Block / Lot Number:	
		N/A	
Project Street Address, if applicable		Post Office / City	State Zip
Hillside Drive located in Shenorock, NY (Town of Somers)		Shenorock	NY 10587
Provide directions and distances to roads, intersections, bridges and bodies of water			
350 feet east on Overhill Road after you turn off Route NYS 118 onto Overhill Road.			
<input checked="" type="checkbox"/> Town	<input type="checkbox"/> Village	<input type="checkbox"/> City	County
Somers			Westchester
		Stream/Waterbody Name	
		Wetland F-26	
Project Location Coordinates: Enter Latitude and Longitude in degrees, minutes, seconds:			
Latitude:	-73.752	°	Longitude: 41.341

6. Project Description: Provide the following information about your project. Continue each response and provide any additional information on other pages. Attach plans on separate pages.

a. Purpose of the proposed project:

To widen an existing 14'/15' wide driveway on Hillside Drive to an improved road for the full length of the required frontage for the lot known as 12 Hillside Drive. The road would be built to a "suitable standard" as approved by the Town Planning Board and after completion will be accepted and maintained by the Town.

b. Description of current site conditions:

There is an existing paved driveway located in the Town right of way that is 14 to 15 feet wide that needs to be widened to 16 feet and brought up to Town accepted standards.

c. Proposed site changes:

Widen approximately 420 linear feet of driveway within the wetland buffer of F-26. The widening will be between 1 and 2 feet. Total new impervious area will be approximately 625 sq. feet. Widening will take place of the western side of Hillside Drive. Two culvert crossings will be removed and 1 reinstalled at new low point. There will be a 115 foot x 10 wide compost filter added on the west side of Hillside Drive.

d. Type of structures and fill materials to be installed, and quantity of materials to be used (e.g., square feet of coverage, cubic yards of fill material, structures below ordinary/mean high water, etc.):

625 sq. feet of new road surface. Approx 20 cy of material will be excavated for the road widening. 90 c.y. will be excavated and removed to construct the compost filter. 20 cy will be excavated and removed to create the plunge pool.

e. Area of excavation or dredging, volume of material to be removed, location of dredged material placement:

Area of excavation is approximately 2,650 sq. feet. Volume of excavated material will be approximately 130 cy.

f. Is tree cutting or clearing proposed? ☐ Yes If Yes, explain below. ☒ No

Timing of the proposed cutting or clearing (month/year):

Number of trees to be cut: Acreage of trees to be cleared:

g. Work methods and type of equipment to be used:

Excavator, backhoe, dump truck, roller, paving machine.

h. Describe the planned sequence of activities:

Install silt fence. Excavate and create plunge pool and stabilize. Excavate and install new culvert pipe and catch basin. Excavate and install compost filter. Excavate and perform widening of driveway. Excavate and remove existing culvert crossings. Pave and then shape shoulder, topsoil and seed disturbed areas.

i. Pollution control methods and other actions proposed to mitigate environmental impacts:

Outlet of culvert will have a plunge pool installed to reduce velocity of any stormwater runoff. Install silt fencing down gradient of all construction activity.

j. Erosion and silt control methods that will be used to prevent water quality impacts:

Silt fence and erosion control blanket.

k. Alternatives considered to avoid regulated areas. If no feasible alternatives exist, explain how the project will minimize impacts:

No feasible alternative exists. The Somers Town Code requires the driveway to be improved to Town Road standards which is a 24' wide paved road or a common driveway of 16' width in order to grant a building permit to a property owner. The property owner at 12 Hillside Drive has no other means of egress except to use this travel way.

l. Proposed use: ☒ Private ☐ Public ☐ Commercial

m. Proposed Start Date: 4/1/2022 Estimated Completion Date: 5/1/2022

n. Has work begun on project? ☐ Yes If Yes, explain below ☒ No

o. Will project occupy Federal, State, or Municipal Land? ☐ Yes If Yes, explain below. ☒ No

p. List any previous DEC, USACE, OGS or DOS Permit / Application numbers for activities at this location:

q. Will this project require additional Federal, State, or Local authorizations, including zoning changes?

☒ Yes If Yes, list below. ☐ No

Town of Somers has to grant a wetlands permit for the project.

7. Signatures.

Applicant and Owner (If different) must sign the application. If the applicant is the landowner, the **landowner attestation form** can be used as an electronic signature as an alternative to the signature below, if necessary. Append additional pages of this Signature section if there are multiple Applicants, Owners or Contact/Agents.

I hereby affirm that information provided on this form and all attachments submitted herewith is true to the best of my knowledge and belief.

Permission to Inspect - I hereby consent to Agency inspection of the project site and adjacent property areas. Agency staff may enter the property without notice between 7:00 am and 7:00 pm, Monday - Friday. Inspection may occur without the owner, applicant or agent present. If the property is posted with "keep out" signs or fenced with an unlocked gate, Agency staff may still enter the property. Agency staff may take measurements, analyze site physical characteristics, take soil and vegetation samples, sketch and photograph the site. I understand that failure to give this consent may result in denial of the permit(s) sought by this application.

False statements made herein are punishable as a Class A misdemeanor pursuant to Section 210.45 of the NYS Penal Law. Further, the applicant accepts full responsibility for all damage, direct or indirect, of whatever nature, and by whomever suffered, arising out of the project described herein and agrees to indemnify and save harmless the State from suits, actions, damages and costs of every name and description resulting from said project. In addition, Federal Law, 18 U.S.C., Section 1001 provides for a fine of not more than \$10,000 or imprisonment for not more than 5 years, or both where an applicant knowingly and willingly falsifies, conceals, or covers up a material fact, or knowingly makes or uses a false, fictitious or fraudulent statement.

Signature of Applicant



Date

May 14, 2021

Applicant Must be (check all that apply):

Owner

☒ Operator

Lessee

Printed Name

Paul Mastrantoni

Title

President

Signature of Owner (if different than Applicant)

Date

Printed Name

Title

Signature of Contact / Agent



Date

May 14, 2021

Printed Name

Paul M. Lynch

Title

Principal Engineer

For Agency Use Only

DETERMINATION OF NO PERMIT REQUIRED

Agency Application Number

(Agency Name) has determined that No Permit is

required from this Agency for the project described in this application.

Agency Representative:

Printed Name

Title

Signature

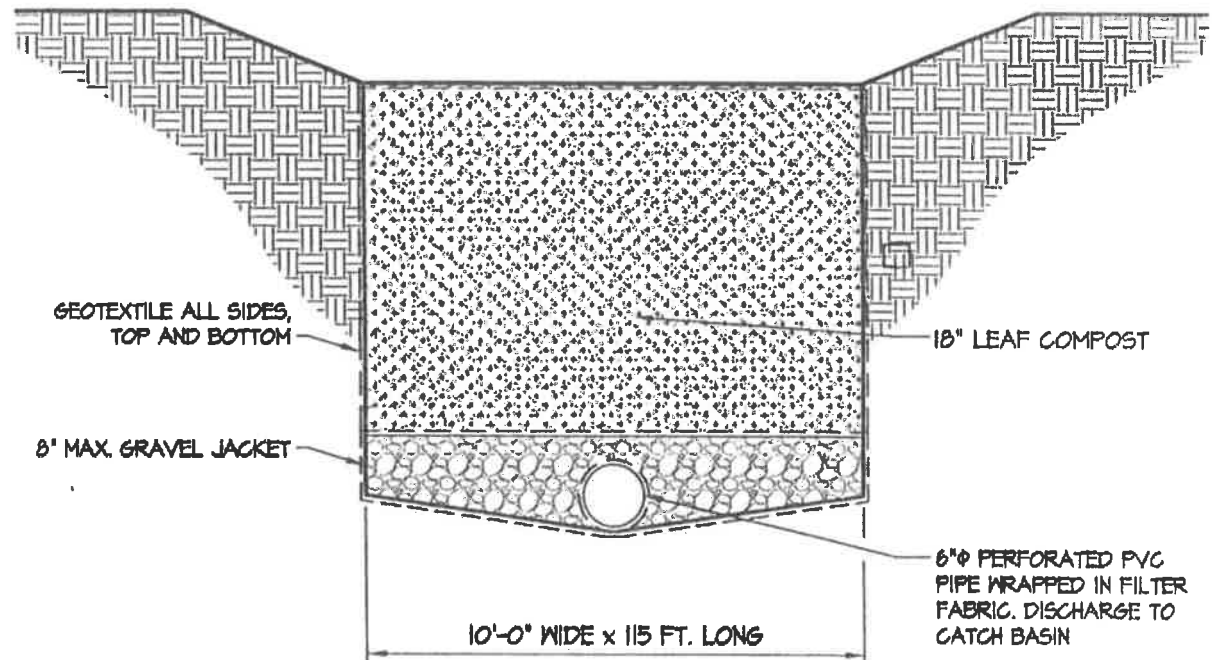
Date

- 100%, OR APPROVED EQUAL.
6. SURFACE WATER - ALL SURFACE WATER FLOWING OR DIVERTED TOWARD CONSTRUCTION ENTRANCES SHALL BE PIPED ACROSS THE ENTRANCE. IF PIPING IS IMPRACTICAL, A MOUNTABLE BERM WITH 5:1 SLOPES WILL BE PERMITTED.
 7. MAINTENANCE - THE ENTRANCE SHALL BE MAINTAINED IN A CONDITION WHICH WILL PREVENT TRACKING OR FLOWING OF SEDIMENT ONTO PUBLIC RIGHTS-OF-WAY. ALL SEDIMENT SPILLED, DROPPED WASHED OR TRACED ONTO PUBLIC RIGHTS- OF-WAY MUST BE REMOVED IMMEDIATELY.
 8. WASHING - WHEN WASHING IS REQUIRED, IT SHALL BE DONE ON AN AREA STABILIZED WITH STONE AND WHICH DRAINS INTO AN APPROVED SEDIMENT TRAPPING DEVICE.
 9. PERIODIC INSPECTION AND NEEDED MAINTENANCE SHALL BE PROVIDED AFTER EACH RAIN.

4
D-1

STABILIZED CONSTRUCTION ENTRANCE DTL

N.T.S.



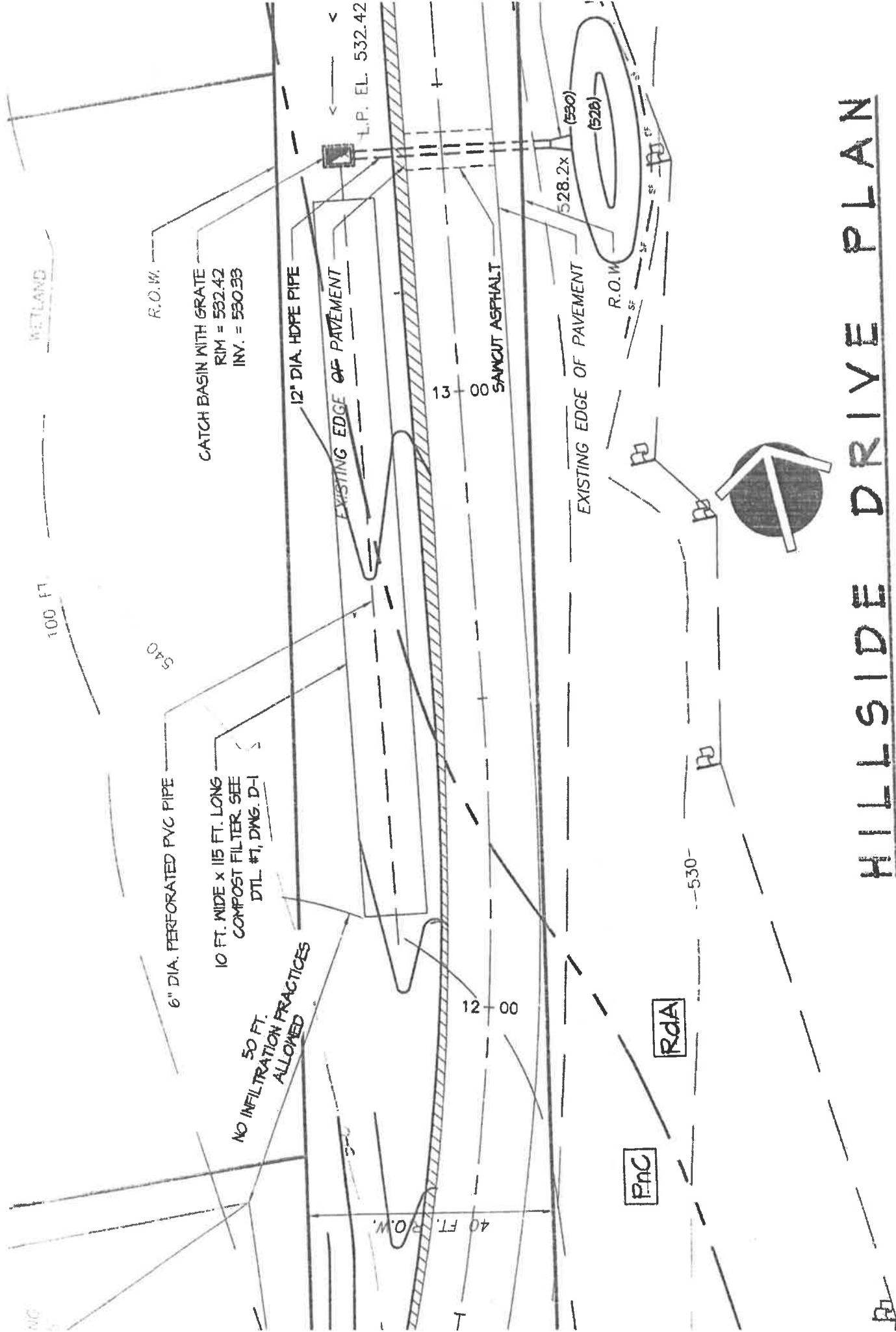
IN DTL.

7
D-1

COMPOST FILTER DETAIL

N.T.S.

	APPLICANT
DESCRIPTION	PLAN PREPARED BY
PER T.E. COMMENTS	MASTRANTONI B
	LOCATION
	12 HILLSIDE DRIVE, YORKT



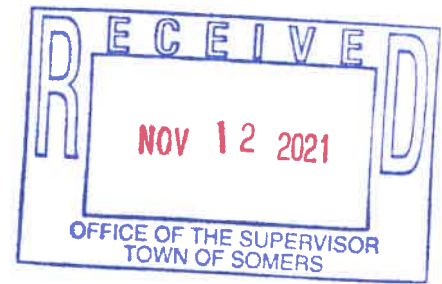
HILLSIDE DRIVE PLAN

GRAPHIC SCALE



11/12 R/F - R Sent to:
TB, TA, TC
11/17/2021
KD

Rick Morrissey, Supervisor
Town of Somers
325 Rte 100
Somers, NY. 10589



Dear Rick,

It is with heavy heart I have to notify you, that at this time, I am submitting my letter of resignation for my seat on the Somers Zoning Board of Appeals. Due to health constraints, this will be effective immediately, as of 11/01/2021.

I have thoroughly enjoyed my tenure on the ZBA. I have been honored to have worked alongside Chairman Vic Cannistra, as well as all of my fellow board members, past and present. I am grateful to have been given the opportunity to serve the town & the residents of Somers, to the best of my abilities.

If I can ever be of further assistance, please do not hesitate to contact me.

Sincerely,
Ron Carpaneto

Sent to:
TB, TA, TC
10/15/2021
KD

PLANNING AND ENGINEERING DEPARTMENTS

Telephone
(914) 277-5366
Fax
(914) 277-4098

Town of Somers
WESTCHESTER COUNTY, N.Y.

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

Steven Woelfle
Principal Engineering Technician
swoelfle@somersny.com



David B. Smith
Town Planner
directorofplanning@somersny.com

Date: October 13, 2021

To: Town Board

From: Steven Woelfle *SW*
Engineering Department

RE: Villani/Somers Development LLC Wetland Permit #AW2016-44
TM: 16.05-1-1
Release of Erosion Control Bond
Check received November 10, 2016

This office has no objection to the return of the Erosion Control Bond in the amount of \$599.00

Please return to:

Somers Development LLC
125 King Street
Chappaqua, New York 10514

SW/wg
cc: Town Clerk
Director of Finance
Somers Development LLC

Sent to:
TB, TA, TC
10/26/21
LO

PLANNING AND ENGINEERING DEPARTMENTS

Town of Somers
WESTCHESTER COUNTY, N.Y.

Telephone
(914) 277-5866
Fax
(914) 277-4098

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

Steven Woelfle
Principal Engineering Technician
swoeffle@somersny.com



David B. Smith
Town Planner
directorofplanning@somersny.com

Date: October 25, 2021

To: Town Board

From: Steven Woelfle *SW*
Engineering Department

RE: **Boniello Steep Slope/Tree Permit #AST2004-127**
TM: 58.08-1-3.1
149 Pines Bridge Road
Release of Erosion Control Bond
Check received December 20, 2004

This office has no objection to the return of the Erosion Control Bond in the amount of \$500.00

Please return to:

Boniello Land and Realty Ltd.
165 Waccabuc Road
Goldens Bridge, NY 10526

SW/wg

cc: Town Clerk
Director of Finance
Boniello Land and Realty Ltd.

Telephone
(914) 277-3539

FAX
(914) 277-3790

BUILDING DEPARTMENT
Town of Somers
WESTCHESTER COUNTY, N.Y.

**TOWN HOUSE
ANNEX
337 ROUTE 202
SOMERS, NY 10589**

Thomas J. Tooma, Jr.
Building Inspector



MEMO TO: Rick Morrissey, Town Supervisor

FROM: Thomas J. Tooma, Jr., Building Inspector

RE: Cleaning Contract

DATE: October 28, 2021

The current two-year contract issued in August 2019 for cleaning services with Kencal has expired.

There is a clause in the contract allowing the Town to reserve the right to extend the contract for up to an additional two (2) years with no more than a 2% increase per year.

The owner of Kencal has indicated that he is interested in renewing his contract for another 2 years with a 2% increase.

cc: Town Clerk

Telephone
(914) 277-3539

FAX
(914) 277-3790

Thomas J. Tooma, Jr.
Building Inspector

BUILDING DEPARTMENT
Town of Somers
WESTCHESTER COUNTY, N.Y.

**TOWN HOUSE
ANNEX
337 ROUTE 202
SOMERS, NY 10589**



MEMO TO: Town Board

FROM: Thomas J. Tooma, Jr.
Building Inspector

RE: Generator at Heritage Hills – Zoning Board Application

DATE: October 29, 2021

Heritage Hills has to re-apply to the Zoning Board of Appeals to get a variance to bury two additional propane tanks for the new generator to be installed at the Heritage Hills Activity Center as they are in the groundwater protection overlay.

I respectfully request that the fee of \$150.00 for submitting that application be waived.

TELEPHONE
(914) 277-3637
FAX
(914) 276-0082

*Sent to:
TB, TA, TC
11/12/2021
KD*

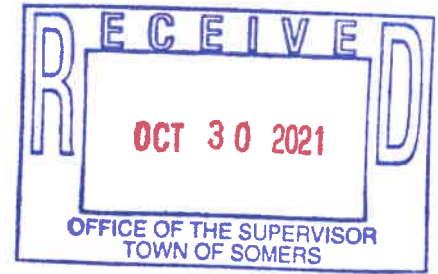
OFFICE OF THE SUPERVISOR

Town of Somers

WESTCHESTER COUNTY, N.Y.

SOMERS TOWN HOUSE
335 ROUTE 202
SOMERS, N.Y. 10589

MARY BETH MURPHY
SUPERVISOR



**Application to Reserve Temporary Use of the Somers
Town House Green for a Permitted Holiday Display**

Name of Organization: The Jews of Somers

Address: _____

Telephone Number: (_____ E-mail: _____

Alternate Name: _____

Address _____

Telephone Number: _____ E-mail: _____

General Description of Display: Town Menorah

Duration of Display (beginning and ending): 11/27/2021 thru 1/01/22

Requested Area for Use: In front of the Elephant Hotel

Mitchell Kaufman
Signature of Applicant

Town Board Action

Mitchell F. Kaufman
Print Name

10/30/2021
Date

Date