

OFFICE OF THE SUPERVISOR

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Town of Somers

WESTCHESTER COUNTY, N.Y.

SOMERS TOWN HOUSE
335 ROUTE 202
SOMERS, NY 10589

ROBERT SCORRANO
SUPERVISOR



**SOMERS TOWN BOARD
REGULAR MEETING - 7:00pm
THURSDAY, JANUARY 11, 2024
www.somersny.com**

6:00pm Executive Session

I. PLEDGE OF ALLEGIANCE:

7:00pm Regular Meeting

II. ROLL CALL:

PUBLIC COMMENT

Please limit your comments to no more than 3 minutes.

III. APPROVAL OF MINUTES: April 13, 2023 Work Session, April 20, 2023 Regular Meeting, May 4, 2023 Work Session, May 11, 2023 Public Hearing, May 11, 2023 Regular Meeting, June 1, 2023 Work Session, June 8, 2023 Regular Meeting

IV. 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

V. BUSINESS OF THE BOARD:

SOMERS TOWN BOARD
REGULAR MEETING - 7:00pm
THURSDAY, JANUARY 11, 2024
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A. TOWN BOARD:

1. Town of Somers – Update
2. Authorize the Supervisor to execute the following:
 - a. The On-Call “Consulting Services Proposal” from Hardesty & Hanover (H&H) to provide continuing professional planning and traffic engineering consulting services for 2024 as outlined in the proposal from David Lapping, PTP, dated January 2, 2024.
 - b. The proposal for Planning, Review and Development Services from Planning & Development Advisors (PDA) for January 1, 2024 – December 31, 2024, dated January 1, 2024.
 - c. The proposal from Capital Market Advisors, LLC as Bond advisors for January 1, 2024 to December 31, 2024, per email dated January 2, 2024.
 - d. The request to pay out 20 unused vacation days to Barbara Taberer upon her retirement at an appropriate date to be determined by Bob Kehoe, Director of Finance.
 - e. The application and all required documents for the New York State Department of Transportation TAP Grant for Pedestrian Improvements along Route 202 which include sidewalks and a crosswalk for an amount up to \$2,000,000 with a required 20% match of eligible costs or up to \$400,000 along with a commitment to own, operate, and implement a maintenance program effective retro to January 9, 2024.
 - f. The proposal to Provide Traffic Peer Review from Hardesty & Hanover, LLC for the Proposed North Edge Residential Development which is located to the north side of US Route 6, west of Mahopac Avenue in the amount of \$8,500, plus out-of-pocket expenses per referral from David Smith, Director of Planning.
3. Rescind the resolution from December 28, 2023 appointing Kerri-Ann Montano as a Full-Time Probationary Nutrition Program Director in the Nutrition Department effective December 29, 2023 with a delayed start date no later than January 26, 2024 at an annual salary of \$85,000.00.
4. Authorize the Supervisor to designate a Delegate(s) for the Association of Towns Annual 2024 Conference held in New York City.

B. PARKS & RECREATION: No additional business.

C. FINANCIAL: No additional business.

SOMERS TOWN BOARD
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D. HIGHWAY: No additional business.

E. PERSONNEL:

1. Current Vacancies:

- a. Affordable Housing Board (1- 2-year term ending 7/11/2024.)
- b. Affordable Housing Board (1- 2-year term ending 7/11/2025.)
- c. Library Board of Trustees (1- 5-year term ending 12/31/28.)
- d. Partners in Prevention (1- 3-year term ending 12/31/2025.)
- e. Partners in Prevention (2- 3-year terms ending 12/31/2026.)
- f. Planning Board (1-7-year term ending 12/31/2030.)

2. Upcoming Vacancies - Terms Expiring in 2024:

- a. Architectural Review Board (1- 3-year term ending 3/31/24.)
- b. Parks and Recreation Board (3- 3-year terms ending 3/9/2024.)

- 3. Acknowledge the hiring of Robert Crossett as a probationary full-time Road Maintainer in the Town of Somers Highway Department at a starting salary (until Union Contract Determination) of \$52,314.00 at (90%) of \$58,349.00 with an hourly rate of (\$25.2473) for the first six months then he will receive 95% after 26 weeks. Upon completion of one year of service, he will receive the full salary rate, per memo dated December 6, 2023 from Nicholas DeVito, Superintendent of Highways effective December 6, 2023. Mr. Crossett has passed the necessary background checks.
- 4. Authorize the re-appointment of Nicholas Pasalides to the Somers Partners in Prevention Committee to a three-year term ending December 31, 2026.
- 5. Authorize the appointment of Joseph Manna to the Somers Veterans Committee to fill the vacant two-year term ending May 31, 2025.

F. PLANNING & ENGINEERING: No additional business.

G. POLICE: No additional business.

H. CONSENSUS AGENDA:

**SOMERS TOWN BOARD
REGULAR MEETING - 7:00pm
THURSDAY, JANUARY 11, 2024
www.somersny.com**

2024 Calendar

January 11, 2024	7:00pm	Town Board Regular Meeting
February 1, 2024	7:00pm	Town Board Work Session
February 8, 2024	7:00pm	Town Board Regular Meeting
March 7, 2024	7:00pm	Town Board Work Session
March 14, 2024	7:00pm	Town Board Regular Meeting

1/10/2024 3:27 PM

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APRIL 13, 2023 – WORK SESSION

Minutes of a Work Session of the Town Board of the Town of Somers held on Thursday evening April 13, 2023 at 6:00 PM at the Town House, 335 Route 202, Somers, New York.

ROLL CALL:

PRESENT:	Supervisor	Robert Scorrano
	Councilman	Richard G. Clinchy
	Councilman	Thomas A. Garrity, Jr.
	Councilman	Anthony J. Ciriaco
	Councilman	William G. Faulkner

ABSENT:

Also present were Patricia Kalba, Town Clerk, Linda Verderame, Deputy Town Clerk and Roland A. Baroni, Jr., Town Attorney.

Supervisor Scorrano stated that it was in order for the Board to enter into an executive session with regard to personnel and contract.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, the meeting was adjourned to an executive session with regard to personnel and contract at 6:00 PM to return that evening.

7:00 PM – meeting reconvened

The Supervisor invited Boy Scout Troop 228 to lead the Board in the Pledge of Allegiance.

This being a work session the following actions were taken:

Thereupon motion of Supervisor Scorrano, seconded Councilman Garrity, it was unanimously,

RESOLVED, that the Town Board does hereby adopt Local Law to amend Chapter 170-3 of the Code of the Town of Somers titled §170-3 Definitions to add Transient Basis as follows:

A LOCAL LAW to amend the Code of the Town of Somers by amending Chapter 170-3 Definitions;

BE IT ENACTED by the Town Board of the Town of Somers as follows:

1. Section 170-3 Definitions is hereby amended to add the following:

APRIL 13, 2023 – WORK SESSION

Transient Basis –

The rental or leasing of a room, rooms or home for dwelling, lodging or sleeping by the Owner of the premises for a period of thirty (30) consecutive calendar days or less, with a portion of a day counting as a full calendar day.

2. This local law shall be effective upon filing of same with the Secretary of State of the State of New York.

Thereupon motion of Supervisor Scorrano, seconded Councilman Garrity, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the Building Department to permit temporary limited outdoor dining for existing establishments for the period from April 1, 2023 through December 31, 2023 to promote economic activity in the Town of Somers during the aftermath of the Covid-19 pandemic.

Thereupon motion of Supervisor Scorrano, seconded Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the demolish the dwelling located at 5 Cottage Place as per §77-5 of the Code of the Town of Somers per memo dated April 5, 2023 from Mike Dunbar, Assistant Building Inspector.

Thereupon motion of Supervisor Scorrano, seconded Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby award the bid and authorize the Supervisor to execute a contract for the installation of exterior security for all Town-owned buildings in the amount of \$97,100.00 with Marshall Alarm Systems per memo dated April 6, 2023 from Robert Scorrano, Town Supervisor.

Thereupon motion of Supervisor Scorrano, seconded Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby adopt a resolution declaring the Town of Somers interest in applying and authorizing acceptance of the Downtown Improvement Grant Pilot Program from Westchester County, NY retroactive to March 31, 2023.

Thereupon motion of Supervisor Scorrano, seconded Councilman Faulkner, it was unanimously,

APRIL 13, 2023 – WORK SESSION

RESOLVED, that the Town Board does hereby add the Water and Sewer Maintenance Worker Grade I title to the CSEA Wage Group VII-A per memo dated April 6, 2023 from Frederick McQuillan, Water and Sewer Superintendent.

Thereupon motion of Supervisor Scorrano, seconded Councilman Garrity, it was unanimously,

RESOLVED, that the Town Board does hereby authorize a 2022 Budget Transfer for the Somers Central Water District per email dated March 21, 2023 from Robert Kehoe, Director of Finance.

Thereupon motion of Supervisor Scorrano, seconded Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby acknowledge the retirement of Corinna Hamann, Senior Library Clerk / Head of Technical Services from the Somers Library effective March 31, 2023.

Thereupon motion of Supervisor Scorrano, seconded Councilman Clinchy, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the re-appointment of John Alfonzetti to the Somers Architectural Review Board to a three-year term ending March 31, 2026.

Thereupon motion of Supervisor Scorrano, seconded Councilman Clinchy, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the re-appointment of Anthony Sutton to the Somers Architectural Review Board to a three-year term ending March 31, 2026.

Thereupon motion of Supervisor Scorrano, seconded Councilman Ciriaco, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the appointment of Ken Kristensen to the Somers Planning Board to fill the unexpired seven-year term ending December 31, 2023.

This being a work session no further actions were taken.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, the meeting was adjourned at 8:50 PM.

Town Clerk

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APRIL 20, 2023 – REGULAR MEETING

Minutes of a regular meeting of the Town Board of the Town of Somers held on Thursday evening, April 20, 2023 at 6:00 PM at the Town House, 335 Route 202, Somers, New York.

ROLL CALL:

PRESENT:	Supervisor	Robert G. Scorrano
	Councilman	Richard G. Clinchy
	Councilman	Thomas A. Garrity, Jr.
	Councilman	Anthony J. Cirieco
	Councilman	William G. Faulkner

ABSENT:

Also present were Patricia Kalba, Town Clerk, Linda Verderame, Deputy Town Clerk and Roland A. Baroni, Jr., Town Attorney.

Supervisor Scorrano stated that it was in order for the Board to enter into an executive session with regard to personnel and contracts.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, the meeting was adjourned to an executive session with regard to personnel and contract at 6:00 PM to return that evening.

7:00 PM – meeting reconvened

PUBLIC COMMENT

Ms. Robyn Anderson, Cypress Lane, thanked the Town Board for their efforts with the mirror placement and for scheduling the public hearing for the placement of stop signs. She said she was disappointed that they were not in favor of the speed reduction. She listed statistical data concerning the reduction of speed limits and asked them to reconsider. Ms. Anderson asked if they had looked into the replacement of crosswalks at the Synagogue, and the Somers Community Center and the placement of a traffic light at Route 202 and Miller Road.

Ms. Wendy Archer, Crest Drive North, stated that there was a blind hill on Overhill Road and requested a sign be placed. She also requested that a traffic engineering study be done.

Mr. Felipe Alvarez, Cypress Lane, said the Dog Park needed enhancements. He also asked when the no parking signs would be placed around the lake.

There being no one else to be heard on motion of Supervisor Scorrano, seconded by Councilman Clinchy, public comment was declared closed.

APRIL 20, 2023 – REGULAR MEETING

The Town Clerk presented monthly reports from the Town Clerk, Building Inspector, Zoning Board of Appeals, Plumbing, Bureau of Fire Prevention, Parks and Recreation, Planning and Engineering, Tax Receiver and Director of Finance.

The first item on the agenda was an update by the Supervisor with regard to the Town of Somers.

The Supervisor said that the next item on the agenda was a presentation by Michael Barnhart, President and Bob MacGregor, Vice President of the Somers Land Trust. Mr. Barnhart stated that it was the 30th Anniversary of Somers Land Trust and pointed out some of the work that they had done to improve the Town of Somers. Mr. MacGregor detailed current projects, funding needs and concerns of what was affecting trees in our area. Mr. Barnhart addressed Angle Fly Preserve and the projects that still needed to be done and prioritized them.

The next item was the consideration of officially recognizing Arbor Day, April 28, 2023, by issuing a proclamation.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Ciriaco, it was unanimously,

RESOLVED, that the Town Board does hereby proclaim to officially recognize Arbor Day, April 28, 2023.

The Supervisor said that they were adding Mr. Dan Welsh, Program Director, Westchester Power, to that evening's agenda. Mr. Welsh gave a PowerPoint presentation on the 2023 NYSEG Electricity Supply Contract Planning.

The next item on the agenda was to authorize the Supervisor to execute an Easement of the Mitchell Subdivision and a from Gordian for replacement of the flat roof on the Town of Somers Town House.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Ciriaco, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the easement documents for the proposed Mitchell Subdivision.

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the proposal from Gordian for replacement of the flat roof on the Town of Somers Town House in the amount of \$46,465.95.

APRIL 20, 2023 – REGULAR MEETING

The Supervisor said that the next item on the agenda was a discussion to consider the combined of the July 6, 2023 Work Session & July 13, 2023 Regular Meeting.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby combine the July 6, 2023 Work Session and the July 13, 2023 Regular Meeting, to July 13, 2023.

The next item was a discussion to consider the combined of the August 3, 2023 Work Session & August 10, 2023 Regular Meeting.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby combine the August 3, 2023 Work Session and the August 10, 2023 Regular Meeting, to August 10, 2023.

The Supervisor stated that it was in order to add the authorization to execute the North County Homes, Stormwater Facility Maintenance Agreement to the agenda.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the North County Homes, 3 Cardinal Way, tax map 16.17-2-4 Stormwater Facility Maintenance Agreement per memo dated April 20, 2023 from Steven Woelfle, Engineering Department.

PERSONNEL:

Current Vacancies:

- a. Affordable Housing Board (1- 2-year term ending 7/11/2024.)
- b. Parks and Recreation Board (1 – 3-year terms ending 3/9/2026.)
- c. Partners in Prevention (1- 3-year term ending 12/31/2023.)
- d. Partners in Prevention (3- 3-year terms ending 12/31/2025.)

2. Upcoming Vacancies - Terms Expiring in 2023:

- a. Affordable Housing Board (2- 2-year term ending 7/11/2023.)

Thereupon motion of Councilman Garrity, seconded by Councilman Clinchy, it was unanimously,

APRIL 20, 2023 – REGULAR MEETING

RESOLVED, that the Town Board does hereby appoint Margaret DiLorenzo to Partners in Prevention to a three-year terms ending December 31, 2025.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Clinchy, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the re-appointment of Michele Sanz to the Somers Parks and Recreation Board to a three-year term ending March 9, 2026.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Cirienco, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the re-appointment of John DeMase to the Somers Architectural Review Board to a three-year term ending March 31, 2026.

The Supervisor said that the next item was the consensus agenda.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

1. RESOLVED, that the Town Board does hereby accept the following Bonds per memos dated April 6, 2023 and April 11, 2023 from Steve Woelfle, Engineering Department:
 - a. \$6,300.00 Erosion Control Bond Somers Sanitation Inc., Site Plan, TM: 28.10-1-7.1, 9 & 11
 - b. \$5,250.00 Erosion Control bond Tractor Supply Site Plan, TM: 4.20-1-11.1 through 11.9
2. RESOLVED, that the Town Board does hereby authorize the return of the following Bond per memo dated March 7, 2023 from Steven Woelfle, Engineering Department:
 - a. \$500.00 Erosion Control Bond NYS Mesonet Stuart Farm Weather Station, TM: 26.11-1-2
3. RESOLVED, that the Town Board does hereby authorize the following SEQRA/Professional Service Fee refund per memo dated March 7, 2023 from David B. Smith, Town Planner:
 - a. \$763.75 Verizon Wireless – Heritage Hills TM: 17.05-20-2
 - b. \$1,362.50 Sprint/T-Mobile – 121 Route 100 TM: 38.17-1-5

APRIL 20, 2023 – REGULAR MEETING

4. RESOLVED, that the Town Board does hereby schedule a Public Hearing for proposed stop signs in various locations in Shenorock for May 11, 2023.
5. RESOLVED, that the Town Board does hereby acknowledge completion and receipt of the Town Justice Court Audit by our Certified Public Accountants PKF O'Connor Davies., LLP in accordance with Section 2019-a of the Uniform Justice Court Act for the year ending December 31, 2022.
6. RESOLVED, that the Town Board does hereby grant permission to have six (6) new Partners In Prevention signs hung below existing No Littering in Somers signs located at various locations in the Town of Somers per memo dated March 13, 2023 from the Partners in Prevention Committee.
7. RESOLVED, that the Town Board does hereby grant permission to use General Fund Balance for Capital Project to purchase twenty (20) new MTA L3 Harris XL-185P Portable Radio Systems at \$5,025.00 each, plus options in the amount of \$4513.20 for an estimated total of \$105,013.20 per memo dated March 22, 2023 from Nicholas DeVito, Superintendent of Highways.
- 8a. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the 2023 Fireworks agreement between Garden State Fireworks, Inc. and the Town of Somers in the amount of \$12,000.00.
- 8b. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the IIIB Transportation Services Contract, for the period of January 1, 2023 through December 31, 2023 per memo dated April 11, 2023 from Barbara Taberer, Seniors and Nutrition Program Director.

Claims for the payment of all Town Bills in the amount of \$1,085,211.19 were presented and allowed for payment as shown on the Abstract of Audited Claims on file in the office of the Town Clerk.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, the meeting was adjourned at 9:12 PM.

Town Clerk

MAY 4, 2023 – WORK SESSION

Minutes of a Work Session of the Town Board of the Town of Somers held on Thursday evening May 4, 2023 at 6:00 PM at the Town House, 335 Route 202, Somers, New York.

ROLL CALL:

PRESENT:	Supervisor	Robert Scorrano
	Councilman	Richard G. Clinchy
	Councilman	Thomas A. Garrity, Jr.
	Councilman	Anthony J. Ciriaco
	Councilman	William G. Faulkner

ABSENT:

Also present were Patricia Kalba, Town Clerk, Linda Verderame, Deputy Town Clerk and Roland A. Baroni, Jr., Town Attorney.

Supervisor Scorrano stated that it was in order for the Board to enter into an executive session with regard to personnel and contract.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, the meeting was adjourned to an executive session with regard to personnel and contract at 6:00 PM to return that evening.

7:00 PM – meeting reconvened

The Supervisor began the meeting with a Recognition of the Somers High School Science Research Program Students for Winning Awards at the Westchester Science & Engineering Fair. He presented each student with a certificate of appreciation and a proclamation to the Somers High School Science Research Program.

This being a work session the following actions were taken:

Thereupon motion of Supervisor Scorrano, seconded Councilman Ciriaco, it was unanimously,

RESOLVED, that the Town Board does hereby accept the petition requesting a Zoning amendment for the Gleneida Realty property located at 259 Route 100 (TM 28.06-1-15) from MFR-100 to OLI, per letter dated April 28, 2023 from McCullough, Goldberger & Staudt, LLP.

RESOLVED, that the Town Board does hereby declare their intent to act as Lead Agency for the purposes of the review pursuant to the New York State Environmental Quality Review Act (SEQR) for the Gleneida Realty petition to rezone property located at 259

MAY 4, 2023 – WORK SESSION

Route 100 (TM 28.06-1-15) from MFR-100 to OLI, per letter dated April 28, 2023 from McCullough, Goldberger & Staudt, LLP.

RESOLVED, that the Town Board does hereby refer the Gleneida Realty petition to rezone property located at 259 Route 100 (TM 28.06-1-15) from MFR-100 to OLI to the Town of Somers Planning Board and other Interested and Involved Agencies for concurrent review of the Site Plan and other approvals required to facilitate the construction of the necessary infrastructure.

Thereupon motion of Supervisor Scorrano, seconded Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the multi-year contract with PKF O'Connor Davies for auditing services with the Town of Somers for 2023 – 2027 per email from Robert Kehoe, Director of Finance, dated April 28, 2023

Thereupon motion of Supervisor Scorrano, seconded Councilman Ciriaco, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the re-appointment of Stephen Krug to the Somers Parks and Recreation Board to a three-year term ending March 9, 2026.

Thereupon motion of Supervisor Scorrano, seconded Councilman Ciriaco, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the promotion of Dan Sheehan as a Provisional Water and Sewer Maintenance Worker Grade II at Grade 4A, Step 4 of CSEA Contract at an annual salary of \$54,427.00 per memo dated April 26, 2023 from Kim DeLucia, Executive Assistant to the Supervisor effective April 24, 2023.

Thereupon motion of Supervisor Scorrano, seconded Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby adopt a resolution declaring the Town of Somers interest in applying and authorizing acceptance of the Downtown Improvement Grant Pilot Program from Westchester County, NY retroactive to March 31, 2023.

Thereupon motion of Supervisor Scorrano, seconded Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby acknowledge the resignation of Alan Tepper as a member of the Somers Affordable Housing Board effective April 23, 2023.

MAY 4, 2023 – WORK SESSION

This being a work session no further actions were taken.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, the meeting was adjourned at 8:35 PM.

Town Clerk

DRAFT

MAY 11, 2023 – PUBLIC HEARING

Minutes of a public hearing of the Town Board of the Town of Somers held on Thursday evening May 11, 2023 at 7:02 PM at the Town House, 335 Route 202, Somers, New York.

ROLL CALL:

PRESENT:	Supervisor	Robert G. Scorrano
	Councilman	Richard G. Clinchy
	Councilman	Thomas A. Garrity, Jr.
	Councilman	Anthony J. Cirienco
	Councilman	William G. Faulkner

ABSENT:

Also present were Patricia Kalba, Town Clerk, Linda Verdérane, Deputy Town Clerk and Roland A. Baroni, Jr., Town Attorney.

The Supervisor said that this was a public hearing with regard to a proposed Local Law to amend Chapter 158 entitled Vehicles & Traffic of the CODE of the Town of Somers

The Town Clerk presented affidavit of public notice of the public hearing that appeared in the Somers Record on April 27, 2023 and posted on the Town Clerk's bulletin board the same day.

The Supervisor read the locations of the proposed stop signs.

The Supervisor declared the hearing open and asked for comments from the public.

Ms. Donna Finney, Bridge Lane, asked where the proposed stop sign at Bridge Lane would be placed.

Ms. Liz Mirra, Bridge Lane, said she had requested the stop sign at Bridge Lane. She explained the safety issues at that intersection. She said that she appreciated the public hearing and felt that the stop signs would be helpful. Ms. Mirra thanked the Town Board.

Councilman Cirienco pointed out that speeding was a problem all over Town. He said that the Highway and Police Departments had surveyed the area and made their recommendations.

Councilman Garrity said that he felt the stop signs would help and he asked for future feedback from the residents.

Mr. Joe Iaconetti, Cypress Lane, said that he was happy with the work by the Town Board. He said he was fortunate to live in Somers and appreciated the efforts the Town had taken to make the community safer. He suggested the Town consider installing permanent speed bumps to help slow traffic down. Mr. Iaconetti thanked the Town Board for their consideration.

The Supervisor said that the additional stop signs, mirrors and temporary speed bumps should help reduce speeding in Shenorock. He said the Town would continue to monitor the area.

MAY 11, 2023 – PUBLIC HEARING

Robyn Anderson, Cypress Lane, thanked the Town Board for all of their efforts. She pointed out that recently there was a lot of activity at the lake and she felt the stop signs and speed bumps would be a benefit.

Lorena Minnerly, Shenorock, said she was happy that the Town was being proactive with regard to safety. She said she felt the speed bumps would be helpful. She thanked the Town Board.

There being no one else to be heard on motion of Supervisor Scorrano, seconded by Councilman Cirieco, the public hearing was declared closed at 7:25 PM.

Town Clerk

MAY 11, 2023 – REGULAR MEETING

Minutes of a regular meeting of the Town Board of the Town of Somers held on Thursday evening, May 11, 2023 at 7:00 PM at the Town House, 335 Route 202, Somers, New York.

ROLL CALL:

PRESENT:	Supervisor	Robert G. Scorrano
	Councilman	Richard G. Clinchy
	Councilman	Thomas A. Garrity, Jr.
	Councilman	Anthony J. Ciriaco
	Councilman	William G. Faulkner

ABSENT:

Also present were Patricia Kalba, Town Clerk, Linda Verderame, Deputy Town Clerk and Roland A. Baroni, Jr., Town Attorney.

The Supervisor said that it was in order to open a public hearing with regard to a proposed Local Law to amend Chapter 158 entitled Vehicles & Traffic of the CODE of the Town of Somers.

7:02 PM – hearing open
7:25 PM – meeting reconvened

The Supervisor said that in order to adopt a Local Law to amend Chapter 158 entitled Vehicles & Traffic of the CODE of the Town of Somers.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Garrity, it was unanimously,

RESOLVED, that the Town of does hereby adopt a Local Law to amend Chapter 158 entitled Vehicles & Traffic of the CODE of the Town of Somers as follows:

Local Law to amend Chapter 158
entitled Vehicles & Traffic of the
Town of Somers as follows:

Be It Enacted by the Town Board of the Town of Somers as follows:

1. Article V entitled Stop and Yield Intersections Section 158-19 Stop Intersections Designated is hereby amended to add the following:

SSS. Pursuant to Section 1660 Subdivision 1 of the Vehicle and Traffic Law, Stop Signs shall be installed at the following locations:

MAY 11, 2023 – REGULAR MEETING

1. A three way stop sign shall be installed at the intersection of Lakeview Drive and Cypress Lane.

2. A stop sign shall be installed at the Northwest Corner of Bridge Lane at its curve with the westerly Bridge Lane dead end.

2. This local law shall be effective upon filing of same with the Secretary of State of the State of New York.

PUBLIC COMMENT:

Ms. Donna Finney, Bridge Lane, said that she had concerns with dogs that were in neighbors' yards that were frightening. She was directed to contact the Dog Control Officer.

There being no one else to be heard on motion of Supervisor Scorrano, seconded by Councilman Faulkner, public comment was declared closed.

The first item on the agenda was the approval of minutes.

Thereupon motion of Councilman Cirreco, seconded by Supervisor Scorrano, it was unanimously,

RESOLVED, that the Town Board does hereby approve the minutes of the December 8, 2022 Public Hearing, the December 8, 2022 Work Session, the December 15, 2022 Regular Meeting, the December 28, 2022 the Special Meeting, the January 5, 2023 Organizational Meeting, the January 5, 2023 Work Session, the January 12, 2023 Regular Meeting and the February 2, 2023 Work Session.

The Town Clerk presented monthly reports from the Town Clerk, Building Inspector, Zoning Board of Appeals, Plumbing, Bureau of Fire Prevention, Parks and Recreation, Planning and Engineering, Tax Receiver and Director of Finance.

An update by the Supervisor was presented with regard to the Town of Somers.

The Supervisor said that the next item on the agenda was a presentation by Doris Jane Smith, Somers Historical Society with regard to National Preservation Month.

The next item was with regard to renewal contract for the Town's dental insurance with Guardian.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

MAY 11, 2023 – REGULAR MEETING

RESOLVED, that the Town Board does hereby authorize the Supervisor to sign the renewal contract for the Town's dental insurance with Guardian for the period of April 1, 2023 through March 31, 2024, per referral from Robert Kehoe, Director of Finance.

The Supervisor said that the next item was to authorize the execution of the Stormwater Facility Maintenance Agreement with S.M.P. Homes, Inc./Michael Panny.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Clinchy, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute The Stormwater Facility Maintenance Agreement with S.M.P. Homes, Inc./Michael Panny, Tax Map 37.15-1-22.2 per memo dated May 5, 2023 from Steven Woelfle, Engineering Department.

The Supervisor explained that they need to add the approval of a change order from DNR Laboratories for the Audio-Visual Equipment Project to the agenda.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Clinchy, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the approval of a change order from DNR Laboratories for the Audio-Visual Equipment Project in the Town House Meeting Room in the amount of \$24,815.00.

PERSONNEL:

Current Vacancies:

- a. Affordable Housing Board (1- 2-year term ending 7/11/2023.)
- b. Affordable Housing Board (1- 2-year term ending 7/11/2024.)
- c. Partners in Prevention (1- 3-year term ending 12/31/2023.)
- d. Partners in Prevention (2- 3-year terms ending 12/31/2025.)

2. Upcoming Vacancies - Terms Expiring in 2023:

- a. Affordable Housing Board (2- 2-year term ending 7/11/2023.)

The next item was the consensus agenda.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Garrity, it was unanimously,

MAY 11, 2023 – REGULAR MEETING

1. RESOLVED, that the Town Board does hereby accept the following Bond per memo dated April 28, 2023 from Steve Woelfle, Engineering Department:
 - a. \$1,500.00 Performance/Maintenance Bond - North County Homes, 94 Warren Street/Smith Lane TM: 6.14-1-47
2. RESOLVED, that the Town Board does hereby authorize the return of the following Bond per memo dated May 1, 2023 from Steven Woelfle, Engineering Department:
 - a. \$450.00 Erosion Control Bond - The Paramount at Somers Site Plan, TM: 28.17-1-19.1
3. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute The March 9, 2022 – March 9, 2023 MS4 Report.
- 4a. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the professional services proposal for the installation of Route 202 Crosswalk from Colliers Engineering & Design in the amount of \$20,800.00 per memo dated April 27, 2023 from Steven Woelfle, Engineering Department.
- 4b. RESOLVED, that the Town Board does hereby declare May, 2023 as National Historic Preservation Month in the Town of Somers.

Claims for the payment of all Town Bills in the amount of \$274,082.76 were presented and allowed for payment as shown on the Abstract of Audited Claims on file in the office of the Town Clerk.

Thereupon motion of Supervisor Scorsone, seconded by Councilman Faulkner, the meeting was adjourned at 8:00 PM.

Town Clerk

JUNE 1, 2023 – WORK SESSION

Minutes of a Work Session of the Town Board of the Town of Somers held on Thursday evening June 1, 2023 at 6:00 PM at the Town House, 335 Route 202, Somers, New York.

ROLL CALL:

PRESENT:	Supervisor	Robert Scorrano
	Councilman	Richard G. Clinchy
	Councilman	Thomas A. Garrity, Jr.
	Councilman	Anthony J. Ciriaco
	Councilman	William G. Faulkner

ABSENT:

Also present were Patricia Kalba, Town Clerk, Linda Verderame, Deputy Town Clerk and Roland A. Baroni, Jr., Town Attorney.

Supervisor Scorrano stated that it was in order for the Board to enter into an executive session with regard to personnel and contract.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, the meeting was adjourned to an executive session with regard to personnel and contract at 6:00 PM to return that evening.

7:00 PM – meeting reconvened

The Supervisor read a proclamation with regard to the Town of Somers' support of Pride Month.

This being a work session the following actions were taken:

Thereupon motion of Supervisor Scorrano, seconded Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby grant permission to purchase one (1) 2023 Ford F-150 XL 4WD pick-up truck from the National Auto Fleet Group Sourcewell Contract 091521-NAF for \$43,200.00 per memo dated May 22, 2023 from Frederick McQuillan, Superintendent of Water and Sewer.

Thereupon motion of Supervisor Scorrano, seconded Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the Supervisor to sign the renewal contract for the Town's Life Insurance with The Standard effective June 1, 2023;

JUNE 1, 2023 – WORK SESSION

the rate will be guaranteed for three (3) years until June 1, 2026, per referral from Robert Kehoe, Director of Finance.

Thereupon motion of Supervisor Scorrano, seconded Councilman Faulkner, it was unanimously,

RESOLVED that the Board does hereby adopt the Videoconferencing Policy for all Board and Committee of the Town of Somers.

Thereupon motion of Supervisor Scorrano, seconded Councilman Cirienco, it was unanimously,

RESOLVED, that the Town Board does hereby adopt a resolution to support the unlawful discharge of any radiological agent into the Hudson River.

Thereupon motion of Supervisor Scorrano, seconded Councilman Garrity, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the formation of a Veteran's Committee.

Thereupon motion of Supervisor Scorrano, seconded Councilman Faulkner, it was,

RESOLVED, that the Town Board does hereby authorize the hiring of Day Camp staff from June 26 to August 4, 2023 and continue to hire on an as-needed basis pursuant to County Health counselor-to-camper ratio regulations per memo dated May 24, 2023 from Steven Ralston, Superintendent of Parks & Recreation.

Councilman Garrity abstained

Thereupon motion of Supervisor Scorrano, seconded Councilman Cirienco, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the hiring of Anthony Selvaggi as Somers Police Officer part-time, to work no more than 20 hours per week, at an hourly rate equivalent to 80% of the current police officer rate, per memo dated May 22, 2023 from Brian Linkletter, Chief of the Somers Police Department, effective June 1, 2023

This being a work session no further actions were taken.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Cirienco, the meeting was adjourned at 8:25 PM.

Town Clerk

DRAFT

JUNE 8, 2023 – REGULAR MEETING

Minutes of a regular meeting of the Town Board of the Town of Somers held on Thursday evening, June 8, 2023 at 7:00 PM at the Town House, 335 Route 202, Somers, New York.

ROLL CALL:

PRESENT:	Supervisor	Robert G. Scorrano
	Councilman	Richard G. Clinchy
	Councilman	Thomas A. Garrity, Jr.
	Councilman	Anthony J. Ciriaco
	Councilman	William G. Faulkner

ABSENT:

Also present were Patricia Kalba, Town Clerk, Linda Verderame, Deputy Town Clerk and Roland A. Baroni, Jr., Town Attorney.

PUBLIC COMMENT:

Ms. Robyn Anderson, Cypress Lane, asked about the status of speed bumps and crosswalks in Shenorock.

There being no one else to be heard on motion of Supervisor Scorrano, seconded by Councilman Faulkner, public comment was declared closed.

The Town Clerk presented monthly reports from the Town Clerk, Building Inspector, Zoning Board of Appeals, Plumbing, Bureau of Fire Prevention, Parks and Recreation, Planning and Engineering, Tax Receiver and Director of Finance.

The first item on the agenda was an update by the Supervisor with regard to the Town of Somers.

The Supervisor said that the next item on the agenda was a presentation by Ken Kearney, Kearney Realty & Development Group, Inc., with regard to Community Benefits for a proposed project. Mr. Kearney explained the proposed Community Center and new Dog Park. He detailed the proposed development of 76 Town Homes, which would be fee simple, age-oriented, and walkable with internal walking trails. He explained that they were going to request that the affordable component be waived due to the community benefits that were being offered.

The next item was a presentation by Nick Tedrow, Sr. Program Manager, Westchester Power with regard to the Westchester Power Electrical Supply Bid. Councilman Garrity recused himself from this matter. Mr. Tedrow gave the Board an overview of the program.

JUNE 8, 2023 – REGULAR MEETING

The Supervisor said that it was in order to move the Community Choice Aggregation Memorandum of Understanding (MOA) and the Electric Service Agreement (ESA) with Sustainable Westchester, Inc. for the upcoming renewal up on the agenda. A discussion ensued with regard to the rate structure the Town was going to elect to adopt.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was,

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the Community Choice Aggregation Memorandum of Understanding (MOA) and the Electric Service Agreement (ESA) with Sustainable Westchester, Inc. for the upcoming renewal.

VOTE: AYES: Supervisor Scorrano, Councilman Ciriaco,
 Councilman Faulkner
 NAYES: Councilman Clinchy
 RECUSED: Councilman Garrity

The Supervisor said that the next item was a discussion with regard to the Library Teen Room Architectural and Engineering Services Agreement from Lothrop Associates LLP Architects. Mr. Bob Gabalski of Lothrop Associates LLP Architects and Ms. Jennifer Daddio explained their vision for a renovation of the Library Teen Room and the cost and benefits of the project.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the Library Teen Room Architectural and Engineering Services Agreement from Lothrop Associates LLP Architects.

The next item on the agenda was to authorize the execution of the DASNY Grant that will be used for the purchase and installation of a new security system at various Town locations.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the documents for the DASNY Grant that will be used for the purchase and installation of a new security system at various Town locations per email dated May 23, 2023 from Steve Robbins, Woodard and Curran, Town Consultant Engineer.

JUNE 8, 2023 – REGULAR MEETING

The Supervisor said that the next item on the agenda was with regard to the change order for the installation of exterior security for all Town-owned buildings to install two additional outdoor cameras at the Town Hall / Court location.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Clinchy, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the change order for the installation of exterior security for all Town-owned buildings to install two additional outdoor cameras at the Town Hall / Court location in the amount of \$2,300.00 with Marshall Alarm Systems, Inc.

The next item was with regard to the Town of Somers Planning Department Petition to enact proposed zoning map amendments that were identified in the 2016 Comprehensive Plan Update.

Thereupon motion of Councilman Clinchy, seconded by Councilman Garrity, it was unanimously,

RESOLVED, that the Town Board does hereby accept the Town of Somers Planning Department Petition to enact proposed zoning map amendments that were identified in the 2016 Comprehensive Plan Update.

RESOLVED, that the Town Board does hereby declare their intent to act as the Lead Agency for the Town of Somers Planning Department Petition to enact proposed zoning map amendments that were identified in the 2016 Comprehensive Plan Update.

RESOLVED, that the Town Board does hereby authorize circulation of petition and Notice of Intent to other interested and involved agencies for review and recommendation for the Town of Somers Planning Department Petition to enact proposed zoning map amendments that were identified in the 2016 Comprehensive Plan Update.

The next item was the acceptance of donations to provide scholarships for Day Camp participants.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby accept with gratitude the following donations to provide scholarships for Day Camp participants per memo dated June 2, 2023 from Steven Ralston, Superintendent of Parks & Recreation as follows:

- a. Somers LION's Club - \$12,750.00

JUNE 8, 2023 – REGULAR MEETING

- b. Somers Women's Club - \$2,550.00
- c. Stephanie's Mission - \$5,950.00

PERSONNEL:

Current Vacancies:

- a. Affordable Housing Board (1- 2-year term ending 7/11/2023.)
- b. Affordable Housing Board (1- 2-year term ending 7/11/2024.)
- c. Partners in Prevention (1- 3-year term ending 12/31/2023.)
- d. Partners in Prevention (2- 3-year terms ending 12/31/2025.)
- e. Veteran's Committee (2- 2-year terms ending 5/31/2025)

2. Upcoming Vacancies - Terms Expiring in 2023:

- a. Affordable Housing Board (2- 2-year term ending 7/11/2023.)

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the status change for Erica Gentile from provisional to probationary as a Nutrition Site Manager full-time in the Nutrition Department per memo dated June 5, 2023 from Kim DeLucia, Executive Assistant to the Supervisor effective May 31, 2023.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Cirioco, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the appointment of Kate O'Keefe as a member to the newly formed Somers Veteran's Committee to a two-year term effective June 1, 2023 and ending May 31, 2025.

RESOLVED, that the Town Board does hereby authorize the appointment of Gina Arena as a member to the newly formed Somers Veteran's Committee to a two-year term effective June 1, 2023 and ending May 31, 2025.

RESOLVED, that the Town Board does hereby authorize the appointment of Grace Zimmerman as a member to the newly formed Somers Veteran's Committee to a two-year term effective June 1, 2023 and ending May 31, 2025.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Cirioco, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the appointment of Kate O'Keefe as chairperson to the Somers Veteran's Committee to a term ending December 31, 2023.

JUNE 8, 2023 – REGULAR MEETING

The Supervisor said that the next item on the agenda was the consensus agenda.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

1. RESOLVED, that the Town Board does hereby authorize the following SEQRA/Professional Service Fee refund per memo dated May 17, 2023 from David B. Smith, Director of Planning:
 - a. \$1,757.50 Crown Castle Amended Special Use Permit, 294 Route 100 TM: 17.19-1-1
2. RESOLVED, that the Town Board does hereby declare June 11, 2023 as Race Amity Day in the Town of Somers.
- 3a. RESOLVED, that the Town Board does hereby declare itself lead agency for the 259 Route 100 - Zoning Amendment from MFR-100 to OLI.
- 3b. RESOLVED, that the Town Board does hereby schedule a public hearing on the zoning amendment for July 13, 2023 for the proposed Local Law amendment for 259 Route 100 - Zoning Amendment from MFR-100 to OLI.
- 4a. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the State Transportation Services Contract, for the period of April 1, 2023 through March 31, 2024 per memo dated May 23, 2023 from Barbara Taberer, Seniors and Nutrition Program Director.
- 4b. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the Tri-Town Nutrition Program Agreement for the period January 1, 2022 through December 31, 2022 between the Town of Somers, North Salem, and Lewisboro per email dated June 5, 2023 from Seniors and Nutrition Program Director.

Claims for the payment of all Town Bills in the amount of \$1,026,972.28 were presented and allowed for payment as shown on the Abstract of Audited Claims on file in the office of the Town Clerk.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, the meeting was adjourned at 8:00 PM.

Town Clerk

DRAFT

Sent to:
TB, TA, TC
1/5/24
KO



555 Theodore Fremd Ave, Suite C-301
Rye, NY 10580
T: 914.967.6540
www.hardestyhanover.com

January 2, 2024

Supervisor Robert Scorrano
Town of Somers
Town House
355 Route 202
Somers, New York 10589

Subject: **Consulting Services Proposal – 2024**

Dear Supervisor Scorrano:

Hardesty & Hanover (H&H) is pleased to submit this proposal to provide continuing professional planning and traffic engineering consulting services to the Town of Somers for 2024.

Services Which We Will Provide

We are available to continue our work on application reviews and to assist the Town Planner as deemed appropriate with various planning and traffic engineering services. We are also available to provide our services on special projects as requested.

Personnel

Victor Minerva, AICP, PP, with regard to our work for the Town, shall perform the role as the Quality Assurance and Quality Control officer and will supervise the work performed by other professionals on our staff. Ms. Sarah Brown, AICP will continue to be the Principal Planner and will provide day-to-day management of the projects and Greg Del Rio, PE will advise on Traffic Engineering matters.

Fees

Our 2024 Municipal Schedule of Hourly Charges and our Standard Schedule of Hourly Charges are enclosed. As you are aware, we use our standard rate schedule for application reviews where the Town is reimbursed for the cost of our services, and in recognition of our long-standing relationship with our client communities, we use a reduced municipal rate schedule for non-reimbursable services.

Invoices for our services will be submitted monthly based upon our actual expenditures of time, and payment by the Town for our services will be expected within 30 days of our rendering of bills. It is important to note that our rates already have built into them the cost of administrative support such as secretarial and clerical staff time. That is, we do not bill, as some consultants do, for secretarial and

clerical staff time; we only bill for the time of our professionals. Further, our fees include telephone, supplies and other ordinary overhead expenses associated with our services.

Miscellaneous

This proposal does not include any architectural, legal, or engineering services, other than traffic engineering. It does not include participation in any court cases. Such an arrangement, if desired, would be subject to a separate agreement. However, the Town would agree to compensate use for any time and expense involved in connection with a subpoena issued to us and for our attendance in court to testify in any matter relating to the Town's planning and zoning activities occurring during any period of our service to the Town.

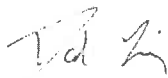
Invoices for our services will be submitted monthly based upon our actual expenditures of time, and payment by the Town for our services will be expected within 30 days of our rendering of bills. It is also understood that payment to H&H for services provided in accordance with this proposal is not contingent on the Town receiving any payment from third parties who are not a party to this agreement.

If you have any questions regarding this letter, please let me know. If, however, this proposal is satisfactory as presented, we would appreciate if you would endorse the enclosed copy of this letter in the space provided below and return the endorsed copy to me for our files.

We want our services to Somers to be of maximum effectiveness in assisting both the Town Board and the Planning Board in carrying out their planning and environmental responsibilities. If there is ever any way in which you feel we can be more useful, please do not hesitate to let me know.

Kind regards.

Very truly yours,



David Lapping, PTP
Practice Lead – Traffic and Planning
Hardesty & Hanover

Enclosures

Accepted by: _____

Date: _____

Printed Name: _____

HOURLY RATE SCHEDULE (2024)

PROFESSIONAL SUPPORT	Standard	Municipal
Director of Planning/Engineering	\$265	\$235
Principal Planner/Engineer/Env Scientist/Landscape Architect	\$225	\$210
Senior Planner/Engineer/Env Scientist/Landscape Architect	\$195	\$180
Planner/Engineer/Env Scientist/Landscape Architect	\$170	\$155
Planner/Junior Engineer/Env Scientist/Landscape Architect	\$140	\$125
Planning/Engineering Aide	\$100	\$ 80
Drafter	\$150	\$135

- Hourly rates provided are inclusive of overhead costs (administrative and clerical time).
- Evening meetings will be billed at a minimum of 3 hours.
- Expert Testimony for Court cases will be billed at \$350/hr.

Sent to:
TB, TA, TC
1/5/24
KD

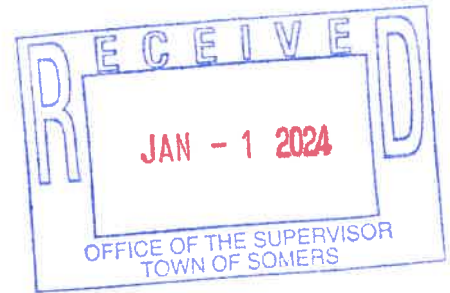
Planning & Development Advisors



Creating value by unlocking opportunities

January 1, 2024

Hon. Robert Scorrano, Supervisor
Town of Somers
Town Hall 335 Rt. 202
Somers, NY 10589



Re: Planning, Review and Development Services – Town of Somers, NY

Dear Supervisor Scorrano,

Planning & Development Advisors (PDA) is pleased to provide the Town of Somers (the “Town”) with the following updated proposed scope of service. PDA has been providing planning services to communities throughout the lower Hudson Valley, including current and recent assignments in the Town of Newburgh, Villages of Ardsley, Buchanan, Elmsford, Sleepy Hollow, Irvington and Port Chester. For the Village of Sleepy Hollow, I have been fortunate to assist that community through one of its most important eras of development to date, including the planning, environmental review and site plan review of the former General Motors property now known as Edge on Hudson. PDA looks forward to continuing to assist the Town in the review of selected projects and stands ready to assist with additional assignments as they become available.

PDA and Woodard & Curran have an existing long-standing professional relationship having worked together with both the Villages of Ardsley and Sleepy Hollow. As noted previously, PDA would help augment the existing services provided to the Town by Woodard & Curran. As the consulting planner to the Town, we would coordinate with their office when plans needed to be reviewed, memos prepared and meetings attended. In the event that other professionals are needed for review we can help coordinate with the Town on the review process.

Accordingly, provided herewith is a retainer agreement for the provision of planning services to the Town of Somers for 2024-2025.

Proposed Scope of Work:

P&DA would, at the request of the Town on an on-call basis, and with coordination with the Town Board, Planning Board, other Boards and Commissions and Town staff, typically provide the following, as appropriate:

- project review and consultation with Town Staff and both the Planning Board and Town Board, as appropriate;
- site plan and subdivision reviews;
- on-call projects and reviews, including but not limited to, rezoning applications, planning studies;

101 Lee Avenue
Yonkers, New York 10705
914.552.8413 |
email: davidbsmith1992@gmail.com

- assistance with the preparation of grant applications;
- preparation of environmental review documentation including Short Form EAF, Long Form EAF, Draft and Final Environmental Impact Statements and Environmental Findings;
- preparation of resolutions, and,
- attendance at meetings, public hearings and other presentations.

In addition to the above, it has been requested that this office be available for eight (8) hours per week at Town Hall at mutually convenient dates and times to be determined by the Town. At the request of the Town this office can be available for additional office hours as time and scheduling permits. The proposed in-house hours will be reevaluated jointly on a regular basis and adjusted to meet the needs of the Town at their direction.

The following hourly fee schedule applies to services rendered as identified in the Proposed Scope of Work for personnel assigned to tasks:

Principal:	\$150
Technical/Support	\$85

The hourly rate schedule does not include items such as reproduction and printing of plans, documents and specifications and travel which would be billed at our cost.

The accomplishments noted above, and outlined on the attached professional resume, were achieved through close coordination with clients, both municipal and private, department heads, other identified stakeholders and the public. PDA sees an important opportunity to provide these unique skills to assist the Town of Somers. The professional cornerstone of PDA is the ability to create value as part of the planning process through consensus building and incorporating attention to detail. We look forward to working with your community.

You will receive a monthly statement reflecting all services rendered. The monthly statement will also include charges for certain expenses including messenger service, printing and production of documents. Payment to PDA is the sole responsibility of signatory of this Agreement and is not subject to third party agreements.

We hope that you understand that our efforts to provide you with the best possible service at reasonable, professional rates requires that payment of any outstanding balances be made when billed. We cannot continue to provide services when any of our accounts are unpaid for more than thirty days and we reserve the right to suspend or terminate all services until payment is received. Either party has the right to terminate the agreement upon thirty (30) days notice, provided that the Town shall be responsible for payment of all fees earned prior to the date of such termination.

Should you have any questions regarding the above or attached please feel free to contact me directly 914-552-8413 or by email davidbsmith1992@gmail.com. We look forward to continuing working with the Town of Somers. If this proposal is satisfactory, please indicate your acceptance in the space designated below and return a copy for counter-signature.

Kind Regards,

David B. Smith
Principal

I understand the nature and scope of the proposed
representation and agree to be responsible for all fees
and charges incurred:

Accepted by: _____ Date: _____
On behalf of the Town of Somers

Sent to:
TB, TA, TC
1/5/24
KO



11 Grace Avenue, Suite 308
Great Neck, New York 11021
Phone: 516-487-9815
rtortora@capmark.org

Financial Advisory Services Agreement

This Agreement has been entered into this ____ day of _____, 2024 by and between the Town of Somers, New York ("Town") and Capital Markets Advisors, LLC ("CMA"), a limited liability company created under the laws of the State of New York and having its principal place of business at 11 Grace Avenue, Suite 308, Great Neck, New York 11021.

Section 1 Financial Advisory Services

CMA will provide the following services in connection with bond, note and lease financings (the "Issue"), undertaken by the Town during the term of this Agreement.

- 1.01 Discuss plan of financing to include structure for debt issuance, taking into consideration such factors as State Building aid, local resources, market conditions, budget constraints, projected repayment requirements and future capital needs.
- 1.02 Make presentations to the Board and members of the public concerning the debt issuance process, the credit rating process, interest rates and the budget impact resulting from the debt issue, at the Town's request.
- 1.03 Prepare or assist in the preparation of financing documents, as required by the Town, including but not limited to: term sheet, official statement, notice of sale and bid sheet, request for a credit rating, request for municipal bond insurance, DTC Letter of Representations, debt statement and pre-sale or post-sale analysis, if requested.
- 1.04 Recommend alternative financing methods and use of credit enhancement when appropriate.
- 1.05 Maintain relationships with the credit rating agencies, coordinate presentations as needed and conduct presentation preparation as necessary.
- 1.06 Upon the request of the Town, CMA will assist the Town in the selection of other service providers necessary to conduct each Issue including but not limited to bond counsel, rating agencies, bond insurers, underwriters, trustee, verification agent and financial printer, if appropriate.
- 1.07 Prepare and maintain a financing schedule, cost of issue for refunding transactions, list of participants, and take such other actions requested by the Town to efficiently manage each Issue in order to meet the Town's objectives.
- 1.08 Participate in the sale of the debt and confirm net interest cost or true interest cost calculation.
- 1.09 Assist with the closing of the Issue and verify receipt of Issue proceeds.
- 1.10 Prepare and file required Continuing Disclosure and material event notices as required by SEC Rule 15c2-12.

Section 2 Compensation

- 2.01 For CMA's performance of services on behalf of the Town as described in Section 1 hereof, CMA's fees, some of which are contingent on an issue closing, will be as follows:
- For bond issues: \$9,250 for issues up to \$3 million plus \$0.50 per \$1,000 issued over \$3 million
 - For note issues: \$4,750 for issues up to \$3 million plus \$0.50 per \$1,000 issued over \$3 million
 - For notes sold with only a Term Sheet and no Official Statement: \$3,250
 - For capital lease issues: \$6,500 for issues plus \$.50 per \$1,000 of lease issued
 - For Full Continuing Disclosure: \$3,000 annually, inclusive of required Event Notices
 - For services unrelated to a bond issuance: billed at an hourly fee of \$195 per hour.
- 2.02 For refunding bond issues, the fee will be negotiated with the Town and is dependent on par amount, number of series of bonds being refunded and number of series of refunding bonds to be issued.
- 2.03 The Town will pay normal issuance costs such as printing, distribution, postage, photocopying, overnight delivery, bond counsel, rating agency and other associated expenses.
- 2.04 Payment of CMA's compensation is due within 30 days of receipt of CMA's invoice following the closing of the financing.

Section 3 Term of Agreement

The term of this Agreement shall be from the date hereof to December 31, 2024.

Section 4 Disclosure

CMA does not assume the responsibilities of the Town, nor the responsibilities of the other professionals and vendors representing the Town, in the provision of services and the preparation of financing documents for financings under this agreement. CMA accepts the relationship of trust and confidence established between it and the Town. CMA agrees to furnish its best skill and judgment in the performance of its services in the most expeditious and economical manner consistent with the interests of the Town. Information obtained by CMA, either through its own efforts or provided by the Town, included in the financing documents, or otherwise provided to the Town, is by reason of experience and professional judgment, believed to be accurate; however, such information is not guaranteed by CMA. However, nothing in this paragraph shall relieve CMA from liability due to negligence or want of due diligence in the performance of its services.

Section 5 Required Regulatory Disclosure

Municipal Advisor Regulators

Capital Markets Advisors, LLC

Municipal Securities Rulemaking Board ("MSRB") Rule G-10 requires that municipal advisors, including CMA, provide to their clients the following information once each calendar year: (i) CMA is registered as an independent municipal advisor with the MSRB and the US Securities and Exchange Commission ("SEC"); (ii) CMA is subject to the regulations and rules on municipal advisory activities established by the SEC and MSRB; (iii) the website for the MSRB is www.msrb.org and the website for the SEC is www.sec.gov and (iv) in addition to having educational materials about the municipal securities market, the MSRB website has a municipal advisory client brochure that describes the protections that may be provided by the MSRB rules and how to file a complaint with the appropriate regulatory authority.

Conflicts of Interest Disclosure

CMA is an MSRB Registered Municipal Advisor that conducts all municipal advisory activities subject to the fiduciary standards of conduct. MSRB Rule G-42 requires that municipal advisors disclose to their clients any actual or potential material conflict of interest, including certain categories of potential conflicts of interest identified in Rule G-42, if applicable. If no such material conflicts of interest are known to exist, municipal advisors are required to provide a written statement to that effect.

To the best of CMA's knowledge and belief, neither CMA nor any associated person has any material undisclosed conflict of interest.

- CMA has no financial interest in, nor does CMA receive any undisclosed compensation from, any firm or person that CMA may use in providing any advice, service, or product to or on behalf of any CMA client.
- CMA does not pay contracted MSRB registered solicitors or other MSRB registered municipal advisors directly or indirectly in order to obtain or retain an engagement to perform municipal advisory services for any municipal entity.
- CMA does not receive any payments from a third party to enlist CMA's recommendation of services, municipal securities transactions, or any municipal financial product or service.
- CMA does not have any fee-splitting arrangements with any provider of investments or services to any municipal entity.
- CMA may have conflicts of interest arising from compensation for municipal activities to be performed that are contingent on the size or closing of such transaction for which CMA is providing advice. This potential conflict of interest exists if CMA should fail to get paid for its work on a transaction in the event that transaction does not close. Given the wide diversity of CMA's clients and sources of revenue, we do not believe that the contingent nature of CMA's compensation in this agreement creates a material conflict of interest.
- CMA services a wide variety of other clients that may from time to time have interests that could have a direct or indirect impact on the interests of other municipal clients. These other clients may, from time to time and depending on specific circumstances, have competing interests, such as accessing the market with the most advantageous timing. In acting in the interests of its various clients, CMA could potentially face a conflict of interest arising from these competing client interests. However, none of these other engagements or relationships would impair CMA's ability to fulfill its regulatory duties to its municipal clients.
- There are no other actual conflicts of interest that could reasonably be anticipated to impair CMA's ability to provide advice to any municipal entity in accordance with the standard of fiduciary conduct.

Information Regarding Legal Events and Disciplinary History Disclosure

MSRB Rule G-42 requires that municipal advisors provide to their clients certain disclosures of legal or disciplinary events material to the client's evaluation of the municipal advisor or the integrity of the municipal advisor's management or advisory personnel.

- CMA and two of its Associated Persons are currently subject to a legal event that could be material to a client's evaluation of the Firm.
- CMA's Form MA and Form MA-Is for each of the Firm's Associated Persons are posted in the Edgar Database located on the U.S. Securities and Exchange Commission's website (www.sec.gov).
- CMA has made a legal event disclosure on its Form MA and two of its Associated Persons' Form MA-I's filed with the U.S. Securities and Exchange Commission.

Future Supplemental Disclosures

As required by MSRB Rule G-42, these disclosures may be supplemented or amended, from time to time as needed, to reflect changed circumstances resulting in new conflicts of interest or changes in the conflicts of interest described, or to provide information with regard to any legal or disciplinary events. CMA will provide its municipal clients with any supplement or amendment as it becomes available throughout the terms of each agreement or contract.

Section 6 Binding Effect

All agreements and covenants contained herein are severable and in the event any of them shall be held to be invalid by any competent court, this agreement shall be interpreted as if such invalid agreements or covenants were not contained herein, and the remaining provisions of this agreement shall remain in full force and effect. Each party hereto represents and warrants that this agreement has been duly authorized and executed by it and constitutes its valid and binding agreement.

Section 7 Modification and Termination

This Agreement contains the entire agreement of the parties. It may be amended in whole or in part from time to time in writing by mutual consent of the parties. Either the Town or CMA can terminate this agreement, with or without cause, on thirty (30) days written notice to the other without incurring any further liability hereunder.

IN WITNESS WHEREOF, the parties have duly executed this Agreement as of the day and year set forth below.

CAPITAL MARKETS ADVISORS, LLC

Richard Tortora

Richard Tortora
President

TOWN OF SOMERS, NEW YORK

By: _____

Name: _____

Title: _____

Sent to:
TB, TA, TC
11/5/24
KB

VACATION		
Employee:	Barbara Taberer	
Hire Date:	9/15/2000	
Carryover days from 2022		22
2023 days earned (1/1/23 to 12/31/23)		25
Total vacation days		47
Total days taken in 2023		27
Days Remaining, To Be Paid:	*last day 12/29/23	20

SUPERVISOR SIGNATURE

DATE

Kim DeLucia

From: Tammi Savva
Sent: Tuesday, January 2, 2024 11:06 AM
To: Carolyn Brush; Kim DeLucia
Cc: Barbara Taberer; Bob Kehoe
Subject: RE: Emailing: CCF12292023
Attachments: Barbara Taberer Vacation Payout.pdf

Good morning, Attached is the vacation payout for Barbara.

Kim, Per our conversation this morning, please place this on the next Town Board agenda.

Thank you,
Tammi Savva
Junior Administrative Assistant
Office of Supervisor Robert Scorrano
Town of Somers
335 Route 202
Somers, NY 10589
Phone: 914-277-3637
Fax: 914-276-0082
www.somersny.com

-----Original Message-----

From: Tammi Savva
Sent: Tuesday, January 2, 2024 9:46 AM
To: Carolyn Brush <cbrush@somersny.com>
Cc: Barbara Taberer <btaberer@somersny.com>; Bob Kehoe <rkehoe@somersny.com>
Subject: RE: Emailing: CCF12292023

Good morning,

Yes, I will prepare for Rob's approval.

Thank you,
Tammi Savva
Junior Administrative Assistant
Office of Supervisor Robert Scorrano
Town of Somers
335 Route 202
Somers, NY 10589
Phone: 914-277-3637
Fax: 914-276-0082
www.somersny.com

-----Original Message-----

From: Carolyn Brush <cbrush@somersny.com>
Sent: Tuesday, January 2, 2024 8:25 AM
To: Tammi Savva <tsavva@somersny.com>

Cc: Barbara Taberer <btaberer@somersny.com>; Bob Kehoe <rkehoe@somersny.com>
Subject: FW: Emailing: CCF12292023

Tammi,
Can you please put together Barbara's final vacation for payout and approval?
Thanks,
Carolyn

-----Original Message-----

From: Barbara Taberer <btaberer@somersny.com>
Sent: Friday, December 29, 2023 9:07 AM
To: Carolyn Brush <cbrush@somersny.com>; Bob Kehoe <rkehoe@somersny.com>
Subject: Emailing: CCF12292023

Hello Bob,

Attached is last payroll 2023 for Van Tassell employees.
Please pay the 20 days vacation owed Barbara Taberer as she is retiring as of December 30.
Thank you for your help as always.

Barbara

Sent to:
TB, TA, TC
1/5/24
KD

RESOLUTION

Action: Resolution In Support of TAP Route 202 Pedestrian Improvements Grant
Application Name: Town of Somers Route 202 Pedestrian Improvements
Date of Approval:

WHEREAS, the Transportation Alternatives Program (TAP) is a federally funded program administered in New York by the New York Department of Transportation (NYSDOT); and

WHEREAS, the Town of Somers is seeking up to a \$2,000,000 grant from NYSDOT for funding toward pedestrian improvements along Route 202 that include new sidewalks and a crosswalk; and

WHEREAS, the grant will include a program to develop plans and specifications for the improvement as well as the construction of the improvements;

NOW, THEREFORE BE IT RESOLVED that the Town Board of the Town of Somers hereby supports the Route 202 pedestrian improvement grant and actions required for Transportation Alternative Program implementation; and

BE IT FURTHER RESOLVED, that the Town of Somers Town Board certifies that 20% matching funds or up to \$400,000 will be committed to the design and construction of the project; and

BE IT FURTHER RESOLVED, that the Town of Somers commits to owning, operating, and implementing a maintenance program over the design life of the facilities constructed with TAP funds for the Route 202 improvements.

Sent to:
TG, TA, TC
11/5/24
KD



555 Theodore Fremd Ave, Suite C-301
Rye, NY 10580
T: 914.967.6540
www.hardestyhanover.com

December 21, 2023

Mr. David B. Smith
Director of Planning
Somers Town Hall
335 Route 202
Somers, New York 10589

Subject **Proposal to Provide Traffic Peer Review – Proposed North Edge Residential Development – Somers, NY**

Dear Mr. Smith:

As requested, we are pleased to submit this proposal to provide On-Call Peer Review for the proposed North Edge Residential Development. The site is located to the north side of US Route 6, west of Mahopac Avenue.

Project Understanding

The proposal is to build 77 multi-family units and recreational amenities. Site access will be via controlled access restricted to right-in and right-out on US Route 6, as well as a full movement driveway connecting to Mahopac Avenue.

Scope of Services

Our first step will be to review the Traffic Scope prepared by the applicant to concur that the study components and area proposed, including travel demand assumptions are appropriate and all needed information will be provided. Once the Traffic Study is prepared we will review in detail the analysis and applicant's findings. We will also review the site plan prepared by Bibbo Associates as part of our overall review process. A site visit will be conducted to understand all existing issues and context that may impact this project as it relates to safe and efficient transportation.

We will provide any necessary coordination with the Town, County and State as necessary to address any concerns from these stakeholders.

At the completion of our work, we will prepare a response letter, which may include comments and questions for the Applicant's Traffic Consultant to consider and respond to. We assume one round of comments for the initial report review, followed by a second review of the updated report incorporating comments. Additional rounds of comments and response reviews will be billed on an hourly basis.

Meetings and Coordination

For purposes of preparing this proposal we have assumed three virtual project meetings to address the scope and study report review; as well as one evening meeting with the Town Board, if needed. Any additional

meetings will be billed on an hourly basis in addition to this fee. Note that all evening meetings are billed at a minimum of 3 hours. Day meetings and conference calls are billed on an hourly basis.

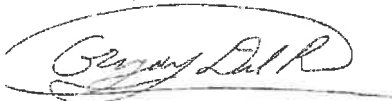
Schedule and Fee

We will initiate this work immediately upon receiving your authorization and Traffic Study Scope. Our not-to-exceed fee to complete this review, which includes each of the steps noted above, is \$8,500, plus out-of-pocket expenses. This includes our attendance at one evening public hearing, a site visit and a review of the Site Plan and Traffic Report prepared by the Applicant's Consultants. All work will be completed on an hourly basis.

AUTHORIZATION TO PROCEED

If you agree with this proposal, please sign in the space provided below and return a copy of the signature page to my attention.

Respectfully submitted,



Greg Del Rio, PE
Director of Transportation Engineering
Hardesty & Hanover, LLC

ACCEPTANCE

Our fee to complete this review, which includes each of the steps noted above, is \$8,500, plus out-of-pocket expenses. This includes one field visit and our attendance at one evening public hearing, and a review of the Site Plan and Traffic Report prepared by the Applicant's Consultants as described above.

Accepted by _____

Date

Typed or Printed Name and Organization (Required)

Sent to: TB, TA, TC
1/5/24
KD

CERTIFICATE OF DESIGNATION

This form must be filed with:

THE ASSOCIATION OF TOWNS OF THE STATE OF NEW YORK, 150 STATE STREET, ALBANY, NY 12207

By FEBRUARY 2, 2024

In order to establish eligibility and credentials to vote at the 2024 Business Session

TO: THE OFFICERS AND MEMBERS OF

The Association of Towns of the State of New York

To Ensure Correct Spelling On Badges, Please Print Or Type

I, _____, Town Clerk of the Town of _____ in
the County of _____ and State of New York DO HEREBY CERTIFY that

the town board of the aforesaid town has duly designated the following named person to attend
the Annual Business Session of the Association of Towns of the State of New York, to be held
during February 21, 2024, and to cast the vote of the aforesaid town, pursuant to §6 of Article III of
the Constitution and Bylaws of said Association:

NAME OF VOTING DELEGATE _____

TITLE _____

E-MAIL ADDRESS _____

ADDRESS _____

In the absence of the person so designated, the following named person has been designated to
cast the vote of said town:

NAME OF ALTERNATE _____

TITLE _____

E-MAIL ADDRESS _____

ADDRESS _____

In WITNESS WHEREOF, I have hereunto set my hand and the seal of said town

this _____ day of _____, 20____

Town Clerk

TELEPHONE
(914) 232-4848
FAX
(914) 232-0150

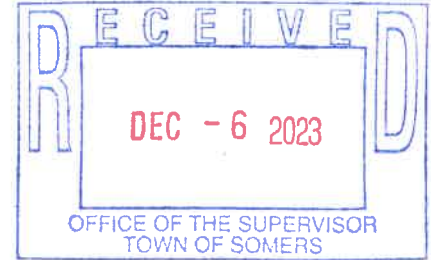
NICHOLAS DEVITO
Superintendent of Highways

PAUL WESTHOFF
Deputy Supt. of Highways

Highway Department

Town of Somers
WESTCHESTER COUNTY, N.Y.

250 RT. 100
P.O. BOX 281



Memo To: Supervisor
Town Board

From: Nicholas DeVito
Supt. of Highways

Date: December 6, 2023

Re: Robert Crossett - Highway Dept.
(FROM SEASONAL EMPLOYEE TO FULL TIME EMPLOYEE)

Please be advised that I am hiring Robert Crossett Full Time (replacing Nicholas Hinkley) at the Highway Department as a Road Maintainer effective Wednesday December 6, 2023 contingent upon the successful results of a physical, drug test, reference, background and NYS driver's license checks. Starting Salary (Until Union Contract Determination) \$52,314.00 at (90%) of \$58,349.00 with an hourly rate of (\$25.2473) for the first six months then after the 26 weeks 95% upon completion of one year of service the employee shall receive the full (100%) salary rate of pay.

If you should have any questions, please feel free to contact me at any time.

Yours truly,

Nicholas DeVito
Supt. of Highways

Cc: Finance Dept
Town Clerk

*Sent to:
TB, TA, TC
1/5/24 KD*

Kim DeLucia

From: Nicholas Pasalides
Sent: Wednesday, January 3, 2024 4:32 PM
To: Kim DeLucia; Robert Scorrano
Subject: Re: Partners In Prevention - Expired Term

Dear Supervisor Scorrano,

I hope that you and your family had a wonderful Christmas and New Year. I hereby request re-appointment to the board for the Somers Partners In Prevention.

Best regards,

Nick

On Tue, Jan 2, 2024 at 5:21 PM Kim DeLucia <kdelucia@somersny.com> wrote:

Good afternoon Nick,

Happy New Year!

Please see attached letter sent to you on December 14, 2023.

Please send an email to Supervisor Scorrano (Supervisor@somesny.com) and copy me stating whether or not you want to be re-appointed.

Please let me know if you have any questions.

Thank you,

Kim

Kim DeLucia

Executive Assistant to

Robert Scorrano, Town Supervisor