

**SPECIAL MEETING
NOVEMBER 29, 2007**

Present: Supervisor Dunford
Councilman Johnson
Councilman Honeck
Councilman Bonanno

Also Present: Town Clerk Mazzei
Town Counsel Stephens
Town Planner Trelstad

PUBLIC HEARING – AMENDMENT TO TOWN LAW 24

Supervisor Dunford made a motion to open the hearing and Councilman Honeck seconded. All in favor. This proposed law is pursuant to the provisions of the Municipal Home rule Law. This would change the term of the appointed Tax Receiver from 2 years to 4 year. This change would become effective immediately once it is filed. The supervisor explained that when we became a first class town the term was for 2 years. It can be made 4 years by a local law. In the 1980's all elected officials were for 2 years. Cathy Croft read a letter into the record (attached). This would take effect on January 1, 2008. Supervisor Dunford made a motion to close and Councilman Johnson seconded; all in favor.

RESOLUTION #59 /2007 – AMENDING AND SUPERSEDING TOWN LAW 24

Introduced by Councilman Honeck
Seconded by Councilman Johnson

Whereas, a resolution having been adopted by the Town Board of the town of Southeast for a public hearing to be held by said town Board to hear all interested parties on a proposed local law to amend and supersede Section 24 of the Town Law relating to term of office of an appointive Receiver of Taxes; and

Whereas, notice of said public hearing was advertised in an official newspaper of the Town of Southeast in the manner prescribed by law and such public hearing was held on November 29, 2007; and

Whereas, it is the sense of this Town Board that the adoption of such local law extending the term of office of an appointive Receiver of Taxes from two (2) to four (4) years will better serve the public and enhance the health, safety and welfare of the citizens of the Town of southeast.

Now, therefore, be it resolved that the Town Board of the Town of Southeast hereby adopts Local Law No. 7 of 2007, a cop of which is annexed hereto and made a part of this resolution, and be it further

Resolved, that the town Clerk be and hereby is authorized and directed to enter said Local Law in the minutes of this meeting and to give due notice of the adoption of said local law to the Secretary of the State the time required by law.

Upon roll call vote:

Supervisor Dunford – aye
Councilman Johnson - aye
Councilman Honeck – aye
Councilman Bonanno – aye
Councilwoman Mitts – absent

Vote carried by a vote of 4 ayes, 0 nays, 0 abstained.

LOCAL LAW #7/2007 – AMENDING AND SUPERSEDING TOWN LAW SECTION 24 RELATING TO THE TERM OF APPOINTMENT OF THE RECEIVER OF TAXES

1. AUTHORITY – this Local Law is enacted pursuant to the authority of subdivision 1 of Section 10 of the Municipal Home Rule Law.
2. TERM OF APPOINTMENT. The office of Receiver of Taxes having become an appointive position within the Town of Southeast on January 1, 1982 by virtue of a resolution duly adopted by the Town Board on July 25, 1981 subject to permissive referendum and no referendum having been called Section 24 of the Town Law is hereby amended and superseded in its application of the town of Southeast to provide that the appointive Receiver of Taxes shall serve a term of appointment of four (4) years.
3. EFFECTIVE DATE. This local law shall take effect immediately upon its filing in the Office of the Secretary of State.

COURT FURNITURE

Councilman Johnson made a motion to purchase court furniture according to the state bid. Councilman Honeck seconded and all in favor.

SCANNING OF DOCUMENTS

Councilman Johnson made a motion to scan the documents for the Assessor's Office as per the proposal received . Councilman Honeck seconded and all in favor.

BROADVIEW NETWORKS

Councilman Honeck made a motion to lease Broadview Networks (Nortel) for a telephone provider for a savings of approximately \$900. per month. Councilman Bonanno seconded and all in favor, except Councilman Johnson who abstained.

JEEP PURCHASE

Councilman Johnson made a motion to authorize the purchase of a Jeep for the Recreation Department with the monies to be taken from the Recreation Reserve for the purchase. Councilman Honeck seconded and all in favor.

RESOLUTION 60/07 - LEAD AGENCY (ROUTE 22)

Introduced by Supervisor Dunford
Seconded ;by Councilman Johnson

Whereas, the Town Board of the Town of Southeast is considering adopting amendment to Chapter 138, "Zoning" of the town Code pertaining to establishment of a Route 22 Area Master Plan and design guidelines for certain parcels on the east side and west side of Route 22 Area Master Plan and design guidelines for certain parcels on the east side and west side of Route 22 between Milltown Road and Route 312 (the Proposed Action); and

Whereas, the Town Board determined that the Proposed Action is an Unlisted action pursuant to the State Environmental Quality Review Act (SEQRA) and

Whereas the Town Board is the sole legislative body with the authority to adopt amendments to the Code:

Now, therefore, be it

Resolved, that the town Board hereby declares itself to be Lead Agency for the Proposed Action pursuant to §617.6(b) of SEQRA.

Upon roll call vote:

Supervisor Dunford – aye
Councilman Bonanno – aye
Councilman Johnson - aye
Councilman Honeck – aye
Councilwoman Mitts – absent

Vote carried by a vote of 4 ayes, 0 nays, o abstained.

SET PUBLIC HEARINGS

Supervisor Dunford made a motion to set the public hearing for a local law regarding 138 for 12/20/2008 at 7:32 pm. Councilman Honeck seconded and all in favor.

Supervisor Dunford made a motion to set the public hearing for a local law regarding Subdivision of Land for 12/20/08 at 7:33 pm. Councilman Johnson seconded and all in favor.

Supervisor Dunford made a motion set a public hearing regarding a Sewers and Water local law on 12/20/07 at 7:34 pm. Councilman Honeck seconded and all in favor.

Supervisor Dunford made a motion to set a public hearing regarding a Stormwater and Erosion Control Local Law for 12/20/2007 at 7:35. Councilman Honeck seconded and all in favor.

RESOLUTION #61/2007 PEACH LAKE SEWER DISTRICT

Introduced by Supervisor Dunford

Seconded by Councilman Johnson

WHEREAS, the Town Board of the Town of Southeast in coordination with the Town Board of the Town of North Salem, is considering the formation of the Peach Lake sewer district (The “Proposed Action”); and

WHEREAS, each Town has determined that the Proposed Action is an Unlisted action pursuant to the State Environmental Quality Review Act (SEQRA) and that each Town would conduct a separate SEQRA analysis; and

WHEREAS, the Proposed Action will also require permits and approvals from other local, Regional and State agencies prior to its establishment; and

WHEREAS, the Town Board has prepared Part 1 of the Full Environmental Assessment Form (Full EAF0 along with a map, plan, and report for the proposed sewer district prepared by Hahn Engineering.

NOW, THEREFORE BE IT RESOLVED, pursuant to the applicable standards of SEQR 6 NYCRR Part 617.6, the Town Board of the Town of Southeast concludes that it is the appropriate agency to serve as lead agency for the coordinated environmental review of the proposed Unlisted action within the Town of Southeast; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Southeast hereby declares its intent to be lead agency for the coordinated SEQR evaluation of this Unlisted action; and

BE IT FURTHER RESOLVED, that the following potential involved and interested agencies have been identified:

- Town of Southeast Planning Board;
- Town of North Salem Town Board;
- Town of North Salem Planning Board
- Town of North Salem Conservation Advisory Commission
- Putnam County Department of Health
- Westchester County Department of Health
- New York City Department of Environmental Protection;
- New York State Environmental Facilities Corporation;
- New York State Department of Health
- New York State Department of Transportation
- New York State Office of the State Comptroller
- New York State Department of Environmental Conservation; and
- United States Army Corps of Engineers; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Southeast hereby authorizes circulation of a notice of their intent to be lead agency to the other involved and interested agencies, including circulation of a copy of the prepared Part 1

EAF and draft map, plan and report, pursuant to the requirements set for in NYCRR Part 617.

UPON ROLL CALL VOTE:

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

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

RESOLUTION #62/07 LEAD AGENCY – ZONING MAP AND STORMWATER MANAGEMENT

Introduced by Councilman Johnson
Seconded by Councilman Honeck

Whereas, the town Board of the town of southeast is considering adoption amendments to its Town Code pertaining to the zoning map and stormwater management requirements and controls (The Proposed Action); and

Whereas, the town Board determined that the Proposed Action is an Unlisted Action pursuant to the State Environmental Quality Review Act (SEQRA) and

Now, Therefore, be it

Resolved, that the Town Board hereby declares itself to be Lead Agency for the Proposed Action pursuant to §617.6(b) of SEQRA:

UPON ROLL CALL VOTE:

Supervisor Dunford – aye
Councilman Johnson - aye
Councilman Honeck – aye
Councilman Bonanno – aye
Councilwoman Mitts – absent

Vote carried by a vote of 4 ayes, 0 nays, 0 abstained.

Councilman Johnson made a motion to close the special meeting and Councilman Bonanno seconded. All in favor.

Respectfully Submitted

Ruth Argo Mazzei
Southeast Town Clerk