

**TOWN CLERKS MINUTES
REGULAR MEETING
TOWN BOARD
NOVEMBER 16, 2006**

Present: Supervisor John Dunford
Councilman Johnson
Councilman Honeck
Councilman Bonanno
Councilwoman Mitts

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

And: approximately 15 people

REGULAR MEETING

Councilman Bonanno made a motion to open the Regular Meeting and Councilwoman Mitts seconded. All in favor.

Pledge of Allegiance

Notation of Exits

Brief Explanation of Town Board's Decision-Making Process

Public Hearings:

Weston Chase - Release Of Performance Bond

Councilwoman Mitts made a motion to open the hearing and Councilman Johnson seconded. All in favor. Town Clerk Mazzei read the legal notice. 360 Turk Hill Corp. are the owners of the premises. No input was received. Supervisor Dunford made a motion to close the hearing and Councilman Johnson seconded. All in favor.

Tillman Lane - Town Road Acceptance

Councilman Honeck made a motion to open the hearing and Councilwoman Mitts seconded. All in favor. Town Clerk Mazzei read the legal notice. This is a request of 360 Turk Hill Corp. owners/developers of the Weston Chase subdivision. The Supervisor said that Town Engineer was out with the Highway Superintendent to inspect the road and all in fine. Supervisor Dunford made a motion to close the hearing and Councilman Bonanno seconded. All in favor.

Local Law - Alcoholic Beverages, Consumption By Minors On Private Premises

Councilman Honeck made a motion to open the hearing and Councilwoman Mitts seconded. All in favor. Town Clerk Mazzei read the legal notice. This law will proscribe the conduct of hosting parties on private property where minors are allowed to consume alcoholic beverages. A violation of this section would be a Class A misdemeanor, punishable by up to one year in jail and/or a \$3000.00 fine. Councilman Honeck said that this was an initiative from the Putnam County Youth Bureau and it has already passed in Patterson and Putnam Valley. Councilman Bonanno said that this law gives the town an option to do more independently. Town Counsel Stephens explained that it give the town more enforcement and that violators can be charged under the town code. Supervisor Dunford made a motion to close the hearing and Councilman Honeck seconded and all in favor.

REVIEW OF MINUTES

Supervisor Dunford made a motion to approve the minutes of the Regular Meeting of October 19, 2006 and Special Meeting of November 9, 2006. Councilman Bonanno seconded. All in favor.

CORRESPONDENCE

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

Correspondence Received

1. Kathleen Radigan to the Supervisor Re: Waterview Estates
2. Maria Steinberg to the Supervisor Re: Construction Grant Program
3. Superintendent of Schools to the Supervisor Re: The Establishment of Key Communicators Group
4. State of New York Office of Real Property Services Re: Distribution of 2006 STAR Administrative Aid for The Town of Southeast
5. Richard Honeck Re: The Placement of Political Signs for Bob Bondi
6. ACORD Certificate of Liability Re: Saxton Corporation
7. Mary Conklin Re: Placement of Political Signs
8. Arthur L. Hanley VFW to the Supervisor Re: Veterans' Day Ceremony 11/11/2006 10:30am Electrazone Park
9. Mid-Hudson Waste to the Supervisor Re: Residential Garbage Pickup Bid
10. Spain Agency to the Supervisor Re: Avoiding Sewer Back-ups
11. Pat Bonanno Re: Location of Political Signs
12. State of New York DOH Re: Drinking Water State Revolving Fund Final Intended Use Plan Funding Period October 1, 2006 to September 30, 2007
13. North America Quarry & Construction Services Re: Notice of Blasting 53 & 55 Zimmer Road

14. Michael Liguori Re: Adoption of Local Law for Proposed Sign Plan for the Root Avenue Subdivision; "No Through Traffic" Sign at Root Avenue and NYS Route 6; "No Right Turn" Sign at Root Avenue and John Simpson Road
15. Double "R" A Construction Corp. Re: Agreement with The Town of Southeast for the Installation of Expanded Stainless Steel Retention on Roof at 67 Main Street Building
16. Putnam County Office of Emergency Services to the Supervisor Re: Geo-Coding and Mapping Putnam County Office of the Sheriff to the Supervisor Re: Security Services Agreement - Town Request for Patrol Records
17. Jacobson Re: Prospect Hill Estates II, Preliminary Review - Gasland Petroleum, Inc, Amended Site Plan Review - Nextel of New York, Amended Site Plan Review - Brewster Sports Center, Amended Site Plan Review - Sprint/Nichols Property, Bond Estimate - Waterview Estates Subdivision, Bond Estimate & Final Plat Review - Strazza Subdivision, Preliminary Review - D'Uva Site Plan, Preliminary Site Plan Review - Pegasus Therapeutic Riding, Inc., Continued Preliminary Review - Village of Brewster Sewer Project, North Main Street Pump Station - Eagles Ridge Condominiums, Amended Site Plan
18. Severn Trent Re: Carmel Water #2 - Starr Ridge Water Treatment Facility - Brewster Heights Water Treatment Facility
19. Daniel Paesano to the Supervisor Re: Resignation - Zoning Enforcement Officer
20. Insite to the Supervisor Re: SLS Residential, Inc, Putnam Avenue & Route 6
21. Richard Henry Behr Architect P.C. Re: To Purchase a Copy of the Zoning Code Book
22. NYS Office of Real Property Services Re: Grant Project Application 2006-2007
23. Hogan & Rossi to the Supervisor Re: Dedication of Townsend Lane
24. Robert Zubrycki Re: Placement of Political Signs
25. Craig L. Moskowitz Re: Property Taxes for 501 Seven Fields Lane
26. Department of Health to the Supervisor Re: Peach Lake Sewer District
27. Town of Patterson Planning & Zoning Re: Amendments to Chapter 154 Zoning Code
28. Insite Re: Waterview Estate Subdivision, Allview Avenue
29. Severn Trent to the Supervisor Re: Brewster Heights Water Treatment Facility and Hillcrest Water Treatment Facility
30. Town Supervisor, Town Board Re: Landfill Closure.
31. Town of Southeast Re: Brewster Heights Sewer District #1 Monthly Progress Report #79 11/02/06
32. Town of Southeast Re: Blackberry Hill Sanitary Sewer District STP Monthly Progress Report #74 11/02/06
33. Town Supervisor Re: Comcast Franchise Fee Payment - 3rd Quarter 2006
34. Town Supervisor Re: Brewster Central School District Key Communicators Meeting Nov. 2, 2006
35. Severn Trent Re: Springhouse WTP collected Oct. 2006

Foils Requests:

1. Cathy Croft Re: Town Board Regular Meeting 9/14/2006 and Preliminary 2007 Town of Southeast Budget in Electronic Form or email, Planning Board Minutes 8/14/2006 in Electronic Form, and View 2006 Minute Book

2. Michael Liguori Re: Zoning Board Minutes for April - September 2006
3. Tetra Tech Re: Records Request for JB Hunter Property
4. Katherine P. Dwyer Re: Tom Fenton Letter to Historic Sites Committee
Approximately
5. September 2005 for Rocky Dell Farm Barn on Doanesburg Road, Historic Sites
Committee Letter to Planning Board for Rock Dell Farm Barn on Doanesburg Road and
Planning Board Minutes from Any Meeting From July 2006 to Present.
6. Kathleen Radigan Re: All Letters/Correspondence Pertaining to Waterview Estates
since Preliminary Approval. (Especially Correspondence from Tom Fenton)
7. Lynne Eckardt Re: View Official Minutes Book - 2006
8. Kendra Billings Re: DEIS - Reserve Project, Two Sections for Project Description and
Traffic Sections
9. Cathy Croft Re: Planning Board Minutes for August 14, 2006 in Electronic Form
10. Kathleen Radigan Re: Review Waterview Estates File
11. Robert A. Gregory Re: Pegasus Therapeutic Riding, Inc. Environmental Review
Letter and View and Copy Site Plans Presented at 10/23/06 Planning Board Public
Hearing

Correspondence Sent

1. New York State EFC Re: Certificate of Disbursement Request #38
2. Dr. Sherlita Amler Re: Peach Lake Sewer District
3. Division of Library Development Re: Brewster Public Library Request
4. Paul DiNardo Re: Town Services Contract for Refuse & Recycling
5. Mr. Jim Beninati, P.E. Blackberry Hill Wastewater Treatment Plant Upgrade
6. Ms. Sharon Scott Re: Peach Lake Sewer District
7. Building Department File Nichols Road , Elmwood Drive and Milltown Road Re:
Kitchen #2
8. Putnam County Courier Legal Department Re: Public Notice to be Published on
Thursday 11/2/06
9. Memo to the Planning Board, Building Department and Zoning Enforcement from the
Supervisor Re: Pennella - Special Permit and Wetlands Permit - 22 Mill Farm Lane
10. Mr. Randall J. Fleischer Re: Town of Southeast 2007 Parking Management Plan
11. Hon. Robert J. Bondi Re: The Shared Community Services Grant
12. James C. Dolan Re: Flooding on Ice Pond Road
13. Mr. Anthony Eagan Re: Blackberry Hill WWTP Upgrade
14. Town Clerk from Michael Levine Re: Return of Bid Bond, Sani-Pro Disposal Service
Corp.
15. Sani-Pro Disposal Re: Southeast Refuse Bid Bond
16. Sheriff Donald B. Smith from the Supervisor Re: Sheriff Patrol
17. Pietsch Gardens Cooperative from the Supervisor Re: Peach Lake Wastewater
Treatment Plant
18. Residents of Starr Ridge Manor from the Supervisor Re: Starr Ridge Manor cannot be
included in the proposed Peach Lake Sewer District
19. Robert H. Sammons, P.E. from Michael J. Levine Re: Report #79 Brewster Heights

Wastewater Treatment Plant Upgrade & Report #74 Blackberry Hill Sewer District
Treatment Facility

VOUCHERS

Councilman Honeck made a motion to approve the voucher list in the amount of \$1,067,374.77 Councilman Johnson seconded. All in favor.

BUDGET TRANSFERS

Councilman Bonanno made a motion approving Budget Transfers. Councilman Johnson seconded. All in favor. (See attached)

MEETING DATES

Supervisor Dunford made a motion to set the following dates and Councilwoman Mitts seconded. All in favor.

December 7, 2006 7:30PM Civic Center Work Session
December 14, 2006 7:30PM Civic Center Regular Meeting

PUBLIC HEARINGS

Councilwoman Mitts made a motion calling for the following public hearings on December 14, 2006. Councilman Honeck seconded. All in favor.

7:30PM Reduction of Performance Bond-Palazetti Office/Warehouse
7:31PM Release of Performance Bond-Maplewood North Subdivision
7:32PM Town Road Acceptance-Townsend Lane

RESOLUTION #57 /2006 REDUCTION OF PERFORMANCE BOND-ACE ENDICO

Introduced By: Councilman Johnson

Seconded By: Councilman Honeck

WHEREAS, the Town Board of the Town of Southeast has a recommendation from the Town Engineer with respect to the Reduction of Performance Bond for the Ace Endico, International Blvd., Southeast, NY;

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

NOW, THEREFORE, BE IT

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

PROJECT NAME PRESENT AMOUNT RECOMMENDED TO

ACE ENDICO \$2,119,000.00 \$20,000.00

UPON ROLL CALL VOTE

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

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

***RESOLUTION #58/2006 REDUCTION OF PERFORMANCE BOND/EAGLES
RIDGE CONDOMINIUMS***

Introduced By: Councilman Honeck
Seconded By: Supervisor Dunford

WHEREAS, the Town Board of the Town of Southeast has a recommendation from the Town Engineer with respect to the Reduction of Performance Bond for the Eagles Ridge Condominiums, Buildings 10, 12 & 13, Southeast, NY;

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

NOW, THEREFORE, BE IT

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

PROJECT NAME PRESENT AMOUNT RECOMMENDED TO

Eagles Ridge Condo. \$135,000.00 \$54,500.00
Blds. 10, 12 & 13

UPON ROLL CALL VOTE:

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

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

RESOLUTION # 59/2006 AMENDING CHAPTER 110-"SCENIC ROADS"

Introduced By: Councilwoman Mitts

Seconded By: Councilman Bonanno

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 the Southeast Town Code to amend Chapter 110 of the code of the Town of Southeast entitled "Scenic Roads"; 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 October 19, 2006; and

WHEREAS, the Town Board, after fully considering the potential impacts the adoption of this local law might have on the environment, adopted a Negative Declaration of Environmental Significance; and

WHEREAS, the amendments to Chapter 110 contemplated hereunder are necessitated by amendments previously made to Chapter 78 of the Town Code concerning regulation of Fresh Water Wetlands and Watercourses.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Southeast hereby adopts Local Law No. 10 of 2006 pursuant to the Municipal Home Rule Law amending Chapter 110 of the Southeast Town Code, a copy 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 in the Code Book of the Town of Southeast, and to give due notice of the adoption of said local law to the Secretary of State of New York within the required by law.

UPON ROLL CALL VOTE:

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

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

LOCAL LAW #10 OF 2006 - SCENIC ROADS

A local law amending Chapter 110 of the Town Code entitled "Scenic Roads" to bring

text in compliance with amendments previously made to chapter 78 of the Town Code.
Be it enacted by the Town Board of the Town of Southeast

Section 1. Legislative Intent

The Town Board of the Town of Southeast is amending Chapter 110 of the Town Code to make this Chapter consistent with amendments to Chapter 78, "Fresh Water Wetlands"

Section 2. Amendments to Chapter 110, "Scenic Roads, Protection of"

Section 110-7, "Regulations for designated scenic roads," is amended, in part, to read:

A. Each property adjacent to a designated scenic road shall maintain an area 30 feet in width extending from the right-of-way line into the property in a state recognized by the Town Board in its designation of the scenic roadway. Within such area there shall be no significant disturbance such as building, grading or clearing, with the exception of access corridors to and from the property when approved by the Planning Board (in connection with Subdivision or site plan approval).

Section 110-8, "Jurisdiction of Planning Board and Conservation Commission to review plans," is retitled "Jurisdiction of Planning Board to review plans," and amended, in part, to read:

"Prior to the initiation of any activity within the designated buffer area on land adjoining a scenic road, the owner of such property shall apply for and obtain approval from the Town Board. No building permit shall be issued by the Building Inspector and no driveway permit shall be issued by the Highway Superintendent until the Town Board has reviewed and approved the nature and extent of the activity planned. Whenever the landowner is seeking subdivision approval for such property in accordance with Chapter 123, Subdivision of Land, of the Code of the Town of Southeast, the planning Board shall refer all applications involving activities planned within the buffer area to the Town Board for its review and approval of activities within the buffer area only. To the maximum extent possible, all plan review, hearings and decisions required under this chapter shall be coincident with other procedures and applications that may be before the Planning board or Town Board relating to the same activity."

Section 110-11, "Rehearing and appeals," is amended, in part, to read:

A. Any person making application under the review procedures of this chapter and aggrieved by the decision of the Planning Board and/or the Town Board may seek a rehearing by the involved agency within 20 days of the filing of the said decision. Upon receipt of the request for rehearing, the Planning Board or Town Board shall set a time within 30 days thereafter when a rehearing will be conducted. Public notice shall be given in the town's official newspaper no less than seven days prior to such date. The

applicant shall be required to pay all fees associated with the hearing as set forth in the town's fee schedule.

B. Appeal. Any decision or order of the Planning Board or Town Board pursuant to this chapter may be reviewed at the instance of any person affected. Such appeal shall be made to the Zoning Board of Appeals of the Town of Southeast upon an application duly filed with the Town Clerk within 30 days of the filing of the adverse determination.

RESOLUTION # 60/2006 AMENDMENT OF CHAPTER 123 "SUBDIVISION OF LAND"

Introduced By: Councilman Bonanno
Seconded By: Councilman Honeck

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 the Southeast Town Code to amend Chapter 123 of the Code of the Town of Southeast entitled "Subdivision of Land"; 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 October 19, 2006; and

WHEREAS, the Town Board, after fully considering the potential impacts the adoption of this local law might have on the environment, adopted a Negative Declaration of Environmental Significance; and

WHEREAS, the amendments to Chapter 123 contemplated hereunder are necessitated by amendments previously made to Chapter 78 of the Town code concerning regulation of Fresh Water Wetlands and Watercourses.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Southeast hereby adopts Local Law No.1 of 2006 pursuant to the Municipal Home Rule Law amending Chapter 123 of the Southeast Town Code, a copy 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 in the Code Book of the Town of Southeast, and to give due notice of the adoption of said local law to the Secretary of

State of New York within the time required by law.

UPON ROLL CALL VOTE:

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

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

LOCAL LAW #11 OF 2006 - SUBDIVISION OF LAND

Local Law No. 11 of the year 2006 amending Chapter 123 of the Town Code entitled "Subdivision of Land" to bring text in compliance with amendments previously made to Chapter 78 of the Town Code. Be it enacted by the Town Board of the Town of Southeast.

Section 1. Legislative Intent

The Town Board of the Town of Southeast is amending Chapter 123 of the Town Code to make this Chapter consistent with amendments to Chapter 78, "Fresh Water Wetlands."

Section 2. Amendments to Article III, "Application Filing Procedures"

Section 123-8.A, "Familiarization with requirements" is amended, in part, by revising sub-paragraphs (5) and (14) to read:

(5) Chapter 78, "Fresh Water Wetlands."

(14) Any existing or proposed plans of the Town Board, Planning Board, Highway Department, improvement districts and any other agencies of the Town of Southeast that may have an influence on the layout of streets, lots, parks, recreation areas and open spaces and the provision, installation, operation, maintenance, repair and replacement or municipal facilities, including but not necessarily limited to water supply, water pollution control, storm drainage and flood control facilities.

Section 123-10, "Sketch Plan," is amended, in part, by revising sub-paragraphs C(3) and E(2) to read:

C(3) Copies of all prior actions of the Town Board, Planning Board, and Zoning Board of Appeals concerning the property proposed to be subdivided or resubdivided

E(2) Determine if the proposed subdivision or resubdivision requires review by the

Wetland Inspector with respect to compliance with Chapter 78, "Fresh Water Wetlands."

Section 123-12, "Preliminary Plat," is amended, in part, by revising sub-paragraph C and sub-paragraph D(1)(m) to read:

C Freshwater and wetlands protection. Where the proposed subdivision or resubdivision involves regulated activities within a controlled area as defined in Chapter 78, "Fresh Water Wetlands," the subdivider shall submit all material required by Chapter 78 to the Wetland Inspector and Planning Board for its review.

D(1)(m) All required submission materials for a Wetland Permit, where required, as identified in Chapter 78,, "Fresh Water Wetlands."

RESOLUTION # 61/2006 AMENDING CHAPTER 138-"ZONING"

Introduced By: Councilman Honeck

Seconded By: Councilwoman Mitts

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 the Southeast Town Code to amend Chapter 138 of the Code of the Town of Southeast entitled "Zoning"; 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 October 19, 2006; and

WHEREAS, the Town Board, after fully considering the potential impacts the adoption of this local law might have on the environment, adopted a Negative Declaration of Environmental Significance; and

WHEREAS, the amendments to Chapter 138 contemplated hereunder are necessitated by amendments previously made to Chapter 78 of the Town Code concerning regulation of Fresh Water Wetlands and Watercourses.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Southeast hereby adopts Local Law No. 12 of 2006 pursuant to the Municipal Home Rule Law amending Chapter 138 of the Southeast Town Code, a copy 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 in the Code Book of the Town of Southeast, and to give due notice of the adoption of said local law to the Secretary of State of New York within the time required by law.

UPON ROLL CALL VOTE:

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

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

LOCAL LAW #12 OF 2006 - ZONING

Amending Chapter 138 of the Town Code entitled "Zoning" to bring text in compliance with amendments previously made to Chapter 78 of the Town Code. Be it enacted by the Town Board of the Town of Southeast

Section 1. Legislative Intent

The Town Board of the Town of Southeast is amending Chapter 138 of the Town Code to make this Chapter consistent with amendments to Chapter 78, "Fresh Water Wetlands."

Section 2. Amendments to Article VIII, "Planned Subdivision Plats"

Section 138-39, "Procedure," is amended, in part, to read:

B Notice, referral and review. Upon receipt of the application, the Planning Board shall promptly notify the Town Board in writing that the application is received. The Planning Board may call the applicant into consultation and may request the applicant to submit such additional information that it deems necessary in order to review the application. Within 45 days after the regular meeting at which the application is received, the Planning Board shall determine that the application is complete or shall request additional information.

C(1) Sixty-five days after the meeting at which the application is determined complete or after the regular meeting at which the additional information requested in Subsection B is received, the Planning Board shall forward the application and accompanying maps, plans, data and documents to the Town Board, together with a written report containing the following:

(a) An evaluation of the proposal and the findings of the Planning Board with respect to compliance with the general conditions of this article, the effectiveness of the plat in accomplishing the purposes of this article and the manner in which the plat would be of benefit to the Town.

Section 3. Amendments to Article IX, "Site Plan Review and Approval"

Section 138-41.H, "Referral to other agencies" is amended to read:

"Referral to other agencies. Site plans within 500 feet of state or county facilities shall be immediately referred by the Planning Board to the Putnam County Department of Planning, Development & Public Transportation. Any plans showing access to a state road shall be referred to the State Department of Transportation. Sites including state-designated

wetlands or within 100 feet of state wetlands shall be referred to the State Department of Environmental Conservation. Sites that include or abut any wetlands, as defined by Chapter 78 of the Town Code, or sensitive ecological areas such as reservoirs and aquifers that are identified in the environmental assessment form (EAF) shall be referred to the Town Wetland Inspector. Sites within 300 feet of a reservoir or 100 feet of a watercourse or state-designated wetland shall be referred to the New York City Department of Environmental Protection. Sites located within an historic district designated in Chapter 83 or that included historic structures designated in Chapter 83 shall be referred to the Historic Sites Commission for review. Applications that require Architectural Review Board review per §3-3 of Town Code shall be referred to the Architectural Review Board. Recommendations shall be requested from these agencies within 30 days from the time of submission of the site plan to the town.

MOTION - TRANSFER OF PERFORMANCE BOND

Supervisor Dunford made a motion to transfer performance bond from Beyer Enterprises to Ronin Property Partners, LLC, for property at 273 Starr Ridge Road. Councilwoman Mitts seconded. All in favor.

MOTION - ADOPTION OF 2007 BUDGET

Supervisor Dunford made a motion adopting 2007 Town of Southeast Budget . Councilwoman Mitts seconded. All in favor. Councilman Johnson praised the Supervisor for all of his hard work on the budget as budget officer. (2007 Budget attached at end of minutes)

MOTION-PURCHASE OF STREET SWEEPER

Councilman Johnson made a motion authorizing the Highway Superintendent to Purchase Street Sweeper per bid. Councilwoman Mitts seconded. All in favor.

MOTION-PALAZETTI OFFICE WAREHOUSE

Councilman Johnson made a motion for approval of ARB Referral as submitted for Palazetti Office Warehouse. Councilwoman Mitts seconded. All in favor.

RESOLUTION #62 /2006 ESTABLISHMENT OF PERFORMANCE BOND-SPRINT SPECTRUM

Introduced By: Councilman Honeck
Seconded By: Councilwoman Mitts

WHEREAS, the Town board of the Town of Southeast has a recommendation from the Town Engineer with respect to the Establishment of Performance Bond for Sprint Spectrum Telecommunications Facility, 300-310 Route 22, Southeast, NY;

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

NOW, THEREFORE, BE IT

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

PROJECT NAME PRESENT AMOUNT RECOMMENDED TO

Sprint Spectrum	\$00.00	\$124,500.00
Telecommunications Facility		
Site Improvements	\$122,160	
Soil & Erosion	2,340	

UPON ROLL CALL VOTE:

Supervisor Dunford - Aye Councilman Honeck - Aye
Councilman Bonanno - Aye Councilwoman Mitts - Aye
Councilman Johnson - Abstained

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

RESOLUTION # 63/2006 ESTABLISHMENT OF PERFORMANCE BOND WATERVIEW ESTATES

Introduced By: Councilwoman Mitts
Seconded By: Supervisor Dunford

WHEREAS, the Town Board of the Town of Southeast has a recommendation from the Town Engineer with respect to the Establishment of Performance Bond for Waterview Estates Subdivision, Allview Avenue & Route 22, Southeast, NY;

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

NOW, THEREFORE, BE IT

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

PROJECT NAME PRESENT AMOUNT RECOMMENDED TO

Waterview Estates \$00.00 \$364,200.00
Site Improvements \$350,900.00
Soil & Erosion 13,300.00

UPON ROLL CALL VOTE:

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

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

MOTION-2007 CONTRACT WITH PUTNAM COUNTY HUMANE SOCIETY

Councilwoman Mitts made a motion authorizing Supervisor to sign 2007 Contract with the Putnam County Humane Society for \$36,737.63. Councilman Johnson seconded and. All in favor.

NEW BUSINESS

Recreation Committee - 17 application were received. . Interviews will take place shortly for the seven person committee.

Ace Endico

Wastewater- will e up and running possibly this winter.
Bond does not reflect the off-site improvements.

2007 Budget

Refuse Line is now \$1,461,476
Attorney - Was left it as it was \$140,000.
Sheriff Contract - \$60,000 - the Town is waiting for Captain McNamara to send the data so it can be analyzed. The town has not entered into a contract yet.

Email - the new FOIL law was discussed. The Town Clerk explained that as the FOIL officer, any electronic requests must go to her first. At this time she does not have email

but will check into getting it.

Starr Ridge - the Supervisor was thanked for sending letters to the Starr Ridge residents advising them that they would not be included in the Peach Lake Wastewater Treatment.

Supervisor Dunford made a motion to enter into executive session and Councilman Honeck seconded. All in favor. Councilman Honeck made a motion to leave the executive session and Councilman Bonanno seconded.

Supervisor Dunford made a motion to close the Regular Meeting at 8:37 and Councilman Honeck seconded. All in favor.

Respectfully submitted,

Ruth Argo Mazzei
Southeast Town Clerk