

Town Board Minutes  
Organizational Meeting  
North Castle Town Board  
Town of North Castle  
15 Bedford Road  
Armonk, New York 10504  
on  
January 13, 2010

At 7:30 p.m. Supervisor Weaver called the meeting to order and the following persons were present:

Supervisor	William R. Weaver
Councilmen	Michael J. Schiliro
	Diane Roth
	John J. Cronin
Town Clerk	Anne Curran
Town Counsel	Roland A. Baroni

Councilman Rebecca A. Kittredge was absent.

Councilman Schiliro moved, seconded by Councilman Roth, the following:

- a) That J.P. Morgan Chase Bank, White Plains, NY, be, and hereby is, designated as depository for Town of North Castle funds to include: Rocky Ledge Performance and General Fund accounts.
- b) That Wachovia Bank, Armonk, NY, be, and hereby is, designated as depository for Town of North Castle funds to include: Consolidated Checking, Trust & Agency Recreation Subdivision, Garbage Retainage, Risk Retention, Capital Fund, Trust & Agency Payroll, General Fund Tax, Performance Bond, North Castle Public Library (Gifts) and Payroll Deduction accounts.
- c) That TD Banknorth, White Plains, NY, be, and hereby is, designated as depository for Town of North Castle Funds to include: Money Market - General Fund.
- d) That Signature Bank, New Rochelle, NY, be, and hereby is, designated as depository for Town of North Castle Funds to include: Money Market **B** General Fund.
- e) That Webster Bank, Rye, NY, be, and hereby is, designated as depository for Town of North Castle Funds to include: Money Market **B** General Fund.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize and direct that payment from all Town accounts be made by checks using facsimile signatures of the Supervisor and the Town Clerk. The exception should be noted that the Town Clerk and the Town Justices are authorized to continue their own accounts.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, the appointment of Committees by Supervisor Weaver:

Registrar of Vital Statistics	Pleasure of the Town Board
Anne Curran	
First Deputy Town Clerk and Deputy Registrar	Pleasure of the Town Clerk
Barbara Pesquera	
Deputy Town Clerk and Sub-Registrar	Pleasure of the Town Clerk
Betty Sanchirico	
Sub-Registrar	Pleasure of the Town Clerk

Town Board Minutes  
Organizational Meeting  
January 13, 2010

Amelia DeFeo	
Liaison to the Board of Elections	Pleasure of the Town Board
Anne Curran	
Town Comptroller	Pleasure of the Town Board
Dawn Donovan	
Town Historian	Pleasure of the Town Board
Doris Finch Watson	
Secretary to Zoning Board of Appeals	Pleasure of the Town Board
Linda DiFiore	
Secretary to Planning Board	Pleasure of the Town Board
Valerie Desimone	
Secretary to Architectural Review Bd.	Pleasure of the Town Board
Linda DiFiore	
Fire Prevention Inspector	Pleasure of the Town Board
William Richardson	
Engineering Consultants	Contract with Town Board
Kellard Sessions Consulting, P.C.	
Town Counsel	Contract with Town Board
Stephens Baroni Reilly & Lewis	
Deputy Tax Receiver	Pleasure of the Tax Receiver
Elaine Vrouletis	
Confidential Secty. to Supervisor	Pleasure of the Supervisor
Sharon Tomback	

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, the appointment of Committees and Liaisons by Supervisor Weaver:

Police	Supervisor Weaver & Councilman Schiliro
Highway	Councilmen Kittredge & Cronin
Beautification	Councilman Kittredge & Supt. Barnard
Insurance	Councilman Cronin & Comptroller Donovan
Library Liaison	Councilman Roth
School Board Liaison	Supervisor Weaver & Councilman Schiliro
Recreation & Parks Liaison	Councilman Cronin
Personnel	Supervisor Weaver, Councilman Kittredge & Town Clerk Curran
Building & Property	Councilman Schiliro & Supt. DPW Fon
Planning Board Liaison	Councilman Schiliro
Building Department Liaison	Councilman Kittredge
Records Management Officer	Town Clerk Curran
Intergovernmental Affairs	Councilman Schiliro
Budget Committee	Town Board
Conservation Board Liaison	Councilman Roth
Cable TV Committee Liaisons	Councilmen Cronin & Roth, Town Clerk Curran & Town Attorney Baroni
Airport Committee Liaison	Supervisor Weaver
Recycling & Environment	Councilmen Kittredge & Roth
North Castle Hamlet Committee	Councilmen Kittredge & Roth
MIU Liaison	Councilman Schiliro
Safety/Risk Committee	Councilmen Kittredge & Cronin, Comptroller Donovan
Open Space Liaison	Councilman Roth
Chamber of Commerce Liaison	Councilmen Kittredge & Roth
Real Estate Committee	Councilmen Schiliro & Roth
Ehrman Recreation Ctr. Liaison	Councilman Cronin
NC 4	Councilman Schiliro

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Town Board Minutes  
Organizational Meeting  
January 13, 2010

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the continuation of Town's policy of placing legal notices in the Journal News.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the policy of holding regular Town Board meetings on the second and fourth Wednesdays of each month at 7:30 p.m. with the exception of holidays that may conflict and unless otherwise determined by the Town Board.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the policy of paying 50 cents per mile for the use of personal automobiles by Town employees involved in the performance of Town business with claims subject to the approval of the Town Board.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the continuation of the Town's vehicle policy as adopted by the Town Board on March 22, 2006.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the Town's Purchase Order and Procurement Policy, as reviewed by the Town Board. The policy includes the revised NYS guideline that all public works contracts over \$35,000 shall be formally bid.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the continuation of the Town's Investment Policy as reviewed by the Town Board.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the posting of the Town of North Castle Code of Ethics and Article 18 of General Municipal Law in each public building under the jurisdiction of the Town of North Castle.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the Town Comptroller to make payment in advance of audit of claims for the public utility services, postage, freight, and express charges when necessary. All such claims must be presented at the next regular Town Board meeting.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Town Board Minutes  
Organizational Meeting  
January 13, 2010  
Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize Highway Department, Police Department, Recreation & Parks Department, Sewer & Water Department and Town Clerk to call for and receive bids for certain materials, supplies, equipment and services needed in those departments.

The roll call vote was as follows:  
Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.  
Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the Supervisor to pay 2010 salaries in installments on the following dates: January 15 and 29, February 11 and 26, March 12 and 26, April 9 and 23, May 7 and 21, June 4 and 18, July 2, 16 and 30, August 13 and 27, September 10 and 24, October 8 and 22, November 5 and 19, December 3, 17 and 31.

The roll call vote was as follows:  
Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.  
Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the General Foreman of the Highway Department to purchase implements and tools required by that department in accordance with the Town's Purchase Order and Procurement Policy.

The roll call vote was as follows:  
Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.  
Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, that elected officials shall maintain and submit time records in accordance with the new guidelines established by the NYS Comptroller's Office.

The roll call vote was as follows:  
Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.  
Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the Supervisor to use a charge card for payment of Town-related expenses.

The roll call vote was as follows:  
Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.  
Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the Supervisor to sign the agreement between the Town of North Castle and Stephens, Baroni, Reilly & Lewis, LLP, for legal services for 2010.

The roll call vote was as follows:  
Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.  
Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the Supervisor to sign the agreement between the Town of North Castle and Patrick J. Bliss to represent the Town in connection with the prosecution of Town ordinances and NYS Police vehicle and traffic violations for the year 2010.

The roll call vote was as follows:  
Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.  
Noes: None.

Town Board Minutes  
Organizational Meeting  
January 13, 2010

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the Supervisor to sign the agreement between the Town of North Castle and Kellard Sessions Engineering & Consulting, P.C., for engineering services for 2010.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.  
Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the Supervisor to sign the agreement between the Town of North Castle and Kellard Sessions Engineering & Consulting, P.C., for wetlands consulting services for 2010.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.  
Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the Supervisor to sign the agreement between the Town of North Castle and Michael Richardson for labor consulting services for 2010.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.  
Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the Supervisor to confirm the agreement with Bennett Kielson Storch Yablon & DeSantis, LLP, to audit the financial statements for the Town and Justice Court as prescribed by NYS for years ended 2009 - 2013. Supervisor Weaver noted that the firm reduced the December, 2009 audit fee by \$5,000 to assist the Town during the economic downturn.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.  
Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the Supervisor to confirm the agreement between the Town of North Castle and Eleven Virginia Road Realty Corp. to lease commuter parking spaces for 2010.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.  
Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the Supervisor to sign the agreement between Ambulance District No. 1 in the Town of North Castle and Valhalla Ambulance Corps for ambulance service in North White Plains for 2010.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.  
Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the Supervisor to sign the agreement between the Town of North Castle, on behalf of Fire Protection District No. 3, and Banksville Independent Fire Company for fire protection for 2010.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.  
Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize Supervisor to sign the agreement between Fire District No. 2 and Banksville Fire Protection District No. 3 for volunteer emergency medical services for 2010.

Town Board Minutes  
Organizational Meeting  
January 13, 2010

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the Supervisor to confirm the Hydrant Use Agreement between Water & Sewer Districts No. 1 of the Town of North Castle and Fire District No. 1, and to sign the agreements between Water District Nos. 2, 4, 5 and 7 of the Town of North Castle and Fire District No. 2 for 2010.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, to authorize the Supervisor to extend the agreement between Banksville Community House, Inc. for a summer recreation program in 2010.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, the adoption of the 2010 sanitation schedule.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

The Supervisor closed the Organizational Meeting at 7:45 p.m.

---

Anne Curran, Town Clerk

Dated: January 19, 2010

---

Town Board Minutes  
Town of North Castle  
15 Bedford Road  
Armonk, New York 10504  
on  
January 13, 2010

At 7:45 p.m. Supervisor Weaver called the meeting to order and the following persons were present:

Supervisor	William R. Weaver
Councilmen	Michael J. Schiliro Diane Roth John J. Cronin
Town Clerk	Anne Curran
Town Counsel	Roland A. Baroni

Councilman Rebecca A. Kittredge was absent.

Councilman Weaver made the following announcements:

- As a cost-saving measure, there are no mailed reminder messages to pay taxes. Deadline due dates are set by NYS law. Tax Receiver Patricia Colombo advises residents that, as

Town Board Minutes  
Organizational Meeting  
January 13, 2010

January 31, 2010 is a Sunday, the Tax Receiver's office will be accepting school tax payments, without penalty, through Monday, February 1, 2010.

- The Board of Education for Byram Hills School District will be holding public hearings and Principals' Coffees regarding the 2010-2011 school budget.
- There is currently a NYS Public Service Commission (PSC) proceeding on a proposed electric rate increase for Con Edison which affects customers in NYC and Westchester. To read the proposal and make comments, access the What's New page [http://www.northcastleny.com/whats\\_new.php](http://www.northcastleny.com/whats_new.php) on the Town's website or contact the PSC by mail at 3 Empire State Plaza, Albany 12223 or by phone at 1-800-342-3377.

John Kirkpatrick, Oxman Tulis Kirkpatrick Whyatt & Geiger, LLP, representing 99 Business Park Drive, LLC, owners of the subject property, presented a petition to amend the zoning ordinance to create a new special permit use for a supermarket in the PLI zoning district; and to approve the use in the vacant northern end of the building at this property. Mr. Kirkpatrick said the proposal would also require amendments to the Town Comprehensive Plan. Michael Fareri presented several site plan options, each including a proposed addition to the existing vacant space. Mr. Fareri said all the options would provide for sufficient parking under the existing zoning code.

Town Attorney Baroni said that the zoning code provides for a report from the Planning Board within 60 days of the Town Board's referral. In addition, the Town would need to complete a State Environmental Quality Review Act (SEQRA) review. Mr. Baroni suggested that a narrowly focused planning study be performed regarding the proposed petition with cost to be shared between the two developers interested in developing a supermarket in the business park. Pursuant to the discussion regarding Mr. Fareri's request that the Town Board be Lead Agency, Supervisor Weaver stated he would prefer that the Planning Board be Lead Agency.

Councilman Schiliro moved, seconded by Councilman Roth, that the petition to amend the zoning ordinance to create a new special use in the PLI zoning district be received and referred to the Planning Board; requested that the Planning Board declare its intent to be Lead Agency; and authorized Director of Planning Adam Kaufman to solicit proposals for an impact analysis with regard to locating a supermarket outside of the Central Business zoning district.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

John Kirkpatrick, representing 170 Bedford Road, LLC, owner of the property known as the old lumberyard, presented a petition to create a new multi-family zoning district, Residential Multi-Family Single Structure (R-MF-SS), which would allow multi-family dwellings in single structures on small lots in higher density areas of the Town, and to apply the new zoning district to the subject property. Mr. Kirkpatrick said the proposal would also require amendments to the Town Comprehensive Plan, and requested that the petition be referred to the Planning Board. Michael Fareri reviewed a rendering of the proposed structures which he said would be comprised of 16 units: 2 Middle Income Units and 14 market rate condominiums with ample underground parking. Mr. Fareri said that most of the units would average 1,100 square feet and the two penthouses would be about 3,000 square feet.

In response to an inquiry regarding impacts the proposed zoning district would have upon the school district, Town Attorney Baroni said various issues such as this would be studied as part of the SEQR review. Resident Sue Shimer recommended that the proposal be carefully reviewed with regard to the Town's Master Plan and the recommendations of the Land Use Study Committee.

Councilman Schiliro moved, seconded by Councilman Roth, that the petition to amend the zoning ordinance to create a new Residential Multi-Family Single Structure (R-MF-SS) zoning district be received and referred to the Planning Board; and further moved that the Planning Board declare its intent to be Lead Agency.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Town Board Minutes  
Organizational Meeting  
January 13, 2010

Pursuant to a memo from General Foreman Craig Useted, Councilman Schiliro moved, seconded by Councilman Roth, release of highway bonds to Community Paving, Permit #921, in the amount of \$500; Joseph Maiuolo, Permit #924, in the amount of \$500; and David Charney, Permit #928, in the amount of \$750.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, receipt of letters from Tax Receiver Colombo regarding Small Claims Assessment Review Settlements and the Board approved refunds as follows:

Allan Kass	131 Hickory Kingdom Road, Bedford	\$2,139.42
Christopher Tuzzo	5 Stony Brook Way, Armonk	\$1,930.46
Paula Basmajian	8 Patriots Farm Court, Armonk	\$2,187.01
Jack Lipman	22 Davis Drive, Armonk	\$ 988.14

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Pursuant to a letter from Tax Receiver Colombo regarding an Order and Judgment for Citibank, N.A., 435 Main Street, Armonk for tax years 2003 through 2009, Councilman Schiliro moved, seconded by Councilman Roth, that Comptroller Dawn Donovan be authorized to issue a refund totaling \$10,779.26.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, receipt of a Notice of Claim from Donato A. Fraioli, Jr., on behalf of his minor son, Donato Fraioli, v. Armonk Baseball League and the Town of North Castle; and the matter was referred to the Town Attorney.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

David Grubb, representative for George Bridge, appeared before the Board regarding a letter and application submitted by Mr. Bridge to operate a market to sell trees at 23 Bedford Banksville Road. Director of Planning Kaufman reviewed the conditions for a market license required per Chapter 131 of the Town Code and as detailed in his January 8, 2010 letter to the Board.

Councilman Schiliro moved, seconded by Councilman Roth, receipt of a letter and application from George Bridge; and further moved receipt of Mr. Kaufman's letter and authorization for Mr. Kaufman to draft a resolution, detailing the conditions for the issuance of the market license, for the Board's consideration at the January 27, 2010 meeting.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, adoption of a resolution calling the State Legislature to grant the town permission to impose a hotel tax on guests staying in town hotels:

RESOLUTION REQUESTING THE NEW YORK STATE LEGISLATURE  
AMEND SECTION 1202 OF NYS TAX LAW TO PERMIT THE  
TOWN OF NORTH CASTLE TO ADOPT A LOCAL LAW IMPOSING A  
ROOM "OCCUPANCY TAX" ON PERSONS OCCUPYING ANY  
HOTEL OR MOTEL ROOM FOR HIRE IN THE TOWN

Town Board Minutes  
Organizational Meeting  
January 13, 2010

SIMILAR TO THAT CURRENTLY AUTHORIZED BY THE NYS  
LEGISLATURE FOR COUNTIES AND CITIES IN NEW YORK STATE

WHEREAS, Section 1202 of the New York State Tax Law authorizes and empowers certain cities and counties in New York State to adopt and amend local laws imposing a Hotel and/or Motel "Occupancy Tax" upon persons occupying hotels or motels in certain counties and cities; and

WHEREAS, Section 1202 is not applicable to "Permanent Residents" of a hotel or motel which are persons occupying any room or rooms in a hotel or motel for at least thirty (30) consecutive days; and

WHEREAS, Section 1202 provides that any tax imposed shall be paid by the person liable thereof to the owner of the room for hire, or to the person entitled to be paid the rent or charge for the room, and that such owner or person shall be liable for collection and payment of the tax to the chief fiscal officer of the municipality; and

WHEREAS, Section 1202 provides that the amount of any tax sought by a county or city, and the interest and penalties thereon, may be provided for by local laws or regulations of the municipality; and

WHEREAS, the NYS Legislature recently authorized the City of White Plains, which abuts the Town of North Castle, to impose an occupancy tax on persons occupying any room for hire in any hotel, which is defined as a building or portion of it, which is regularly used and kept open as such for the lodging of guests, and includes an apartment hotel, a motel or a boarding house; and

WHEREAS, there are 138 such rooms for rent in the Town of North Castle that would be subject to the occupancy tax, and a new zoning classification has recently been adopted by the Town Board to permit an additional hotel in the Town.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of North Castle hereby requests the New York State legislature amend Section 1202 of NYS Tax Law to permit the Town of North Castle to adopt local laws imposing a room "occupancy tax" on persons occupying any hotel or motel room for hire in the Town similar to that currently authorized by the NYS legislature for counties and cities in New York State.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, receipt of a report from Anthony Futia regarding miscellaneous town policies and comments.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, receipt of the Town Clerk's monthly report for the month of December, 2009.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, receipt of Workers Compensation Reports for Joseph Horesky and Regen Hufnagle, Police Department; and Antonio Sanchez, Martin Richardson, Robert Schupp, Matthew Harisch and James Ross, Highway Department.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Town Board Minutes  
Organizational Meeting  
January 13, 2010

Councilman Schiliro moved, seconded by Councilman Roth, that the Supervisor be, and hereby is, authorized to make the Budget Transfers that follow at the end of these minutes.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, receipt of a report of alarm applications and false alarm fines as of December 31, 2009.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Pursuant to memo from Comptroller Donovan, Councilman Schiliro moved, seconded by Councilman Roth, receipt of the results of a special audit of the Supervisor's office conducted by Bennett Kielson Storch DeSantis and completed on December 17, 2009. Each item charged to the Supervisor's budget was appropriate with the proper supporting documentation.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, authorization for the Supervisor to sign a contract with WeatherWorks for weather consulting services for the year 2010.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Supervisor Weaver moved, seconded by Councilman Roth, the designation of Councilman Michael Schiliro as the Town's voting delegate at the Annual Business Session of the Association of Towns on February 17, 2010.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Upon the recommendation of Tax Receiver Colombo, Councilman Schiliro moved, seconded by Councilman Roth, the probationary appointment of Ann Perini to the position of Deputy Receiver of Taxes, part-time, 15 hours per week, at an hourly rate of \$18, effective January 19, 2010.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Upon the recommendation of Comptroller Donovan, Councilman Schiliro moved, seconded by Councilman Roth, approval to require employees to record hours worked on the monthly attendance sheets.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Councilman Schiliro moved, seconded by Councilman Roth, acceptance of the resignation of Beata Buhl-Tatka as a member of the Architectural Review Board, effective immediately.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Town Board Minutes  
Organizational Meeting  
January 13, 2010

Councilman Schiliro moved, seconded by Councilman Roth, the appointment of Beata Buhl-Tatka as a member of the North Castle Planning Board, for a term to expire December 31, 2015.

The roll call vote was as follows:

Ayes: Councilmen Schiliro, Roth, Cronin, Supervisor Weaver.

Noes: None.

Supervisor Weaver announced that there would be no time limit on public comments; and the public is welcome to bring forward issues to be discussed with the Town Board, though he hoped that individuals would refrain from making long speeches.

Town Clerk Curran read aloud a letter from Ed Lobermann in support of the removal of the time limit for public comments.

Resident Christopher Carthy asked the Board to consider his proposal for a farmers' market. Supervisor Weaver said the Board was waiting for feedback from the Chamber of Commerce, and indicated this item could be included on the next agenda.

Councilman Schiliro said that Kellard Sessions, PC has a business relationship with the bank at which he works.

Councilman Roth said that she has severed all professional ties related to individuals with applications that are coming before the Board. Town Attorney Baroni said that Councilman Roth can participate fully in consideration of the supermarket application as her past involvement with Mr. Werber was remote and occurred years ago.

The Town Board audited and approved payments totaling \$8,677,006.82 as indicated on Warrant #23.

The Supervisor closed the meeting at 9:31 p.m. in memory of former Town Clerk Annemarie Kelly's husband, Bill, Anne Green, Joe Massaro's mother, Edwin "Buddy" Schultz' mother, Mary, Vito Sorrentino and Art Soka.

---

Anne Curran, Town Clerk

Dated: January 24, 2010