

**TOWN OF ORANGETOWN WORKSHOP MEETING
Tuesday, November 13, 2018**

This Town Board Meeting was opened at _____ p.m.

Councilman Denis Troy _____

Councilman Thomas Diviny _____

Councilman Paul Valentine _____

Councilman Jerry Bottari _____

Supervisor Christopher Day _____

Pledge of Allegiance to the Flag

ANNOUNCEMENTS :

PRESENTATIONS:

DISCUSSION:

- 2019 Town Board Meeting Schedule & Format

AGENDA ITEMS:

TOWN BOARD

**RESOLUTION TO CONTINUE PUBLIC HEARING / TBWS
NOVEMBER 13, 2018 AT 8:00 P.M. / ONE YEAR CONTRACT /
ORANGETOWN LIBRARY DISTRICT CONTRACTS / CONTRACTS
WITH THE BLAUVELT FREE LIBRARY, THE ORANGEBURG
LIBRARY, THE PALISADES FREE LIBRARY AND THE TAPPAN
FREE LIBRARY / CALENDAR YEAR 2019**

1. **RESOLVED**, that the 8:00 P.M. public hearing on the proposed Contracts between the Town and the Blauvelt Free Library, the Orangeburg Library, the Palisades Free Library and the Tappan Free Library, for library services in and throughout the boundaries of their district as contained in the Orangetown Library District, and including the residents of Sparkill as delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, within the Town for calendar year 2019, is hereby opened/continued.

Summary of Public Comments:

RESOLUTION TO CLOSE PUBLIC HEARING / ONE YEAR CONTRACT / ORANGETOWN LIBRARY DISTRICT/ CONTRACTS WITH THE BLAUVELT FREE LIBRARY, THE ORANGEBURG LIBRARY, THE PALISADES FREE LIBRARY AND THE TAPPAN FREE LIBRARY / CALENDAR YEAR 2019

2. **RESOLVED**, that the public hearing, on the proposed Contracts, between the Town and Blauvelt Free Library, the Orangeburg Library, the Palisades Free Library and the Tappan Free Library, for library services in and throughout the boundaries of their district within Orangetown Library District, and including the residents of Sparkill as delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, for calendar year 2019, is hereby closed.

RESOLUTION TO DETERMINE SEQRA / LEAD AGENCY / NEGATIVE DECLARATION / ORANGETOWN LIBRARY DISTRICT / CONTRACTS WITH THE BLAUVELT FREE LIBRARY, THE ORANGEBURG LIBRARY, THE PALISADES FREE LIBRARY AND THE TAPPAN FREE LIBRARY / CALENDAR YEAR 2019

3. **WHEREAS**, the Town of Orangetown has within its boundaries a duly formed Library District known as the “Orangetown Library District”, embracing territory in the Town, and including as well as to the residents of Sparkill as delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, within the Town, as from time to time amended; and

WHEREAS, the Town is required to provide for library services within such Orangetown Library District, which services historically have been provided by contracts with the Blauvelt Free Library, the Orangeburg Library, the Palisades Free Library and the Tappan Free Library for services within the boundaries of their district contained therein, as well to the residents of Sparkill as delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, within the Town; and

WHEREAS, it is proposed that the Town of Orangetown enter into a 1-year contract with the Blauvelt Free Library, the Orangeburg Library, the Palisades Free Library and the Tappan Free Library, for the furnishing of library services within the boundaries of their individual district as delineated within the Orangetown Library District, and including as well as to the residents of Sparkill as delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, within the Town, which contract is subject to review under SEQRA; and

WHEREAS, the Town Board is the only involved agency under SEQRA in the approval of such contracts,

NOW, THEREFORE, BE IT RESOLVED, as follows:

- 1) the Town Board hereby declares itself to be lead agency under SEQRA for the purpose of environmental review;
- 2) the within action is an “unlisted action” under SEQRA; and
- 3) the Town Board determines that a 1-year contract with the Blauvelt Free Library, the

Orangeburg Library, the Palisades Free Library and the Tappan Free Library, within the Orangetown Library District for library services to and within the boundaries of their district as set forth in within the Orangetown Library District, and including as well as to the residents of Sparkill as delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, will not have a significant adverse impact on the environment, and, therefore, issues a determination of non-significance which the Supervisor is hereby authorized to execute.

RESOLUTION TO APPROVE / ONE YEAR CONTRACT FOR LIBRARY SERVICES / ORANGETOWN LIBRARY DISTRICT / CONTRACTS WITH THE BLAUVELT FREE LIBRARY, THE ORANGEBURG LIBRARY, THE PALISADES FREE LIBRARY AND THE TAPPAN FREE LIBRARY

4. **RESOLVED**, that the Town Board hereby approves a 1-Year Contract with the Blauvelt Free Library, the Orangeburg Library, the Palisades Free Library and the Tappan Free Library, for library services in and throughout the boundaries of their district as set forth within the Orangetown Library District, and including the residents of Sparkill as delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, in the Town, for calendar year 2019, as follows:

(A) BLAUVELT: RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a one (1) year contract, on behalf of the Town, as proposed and written, for _____ AND 00/100 (\$_____.00) DOLLARS, with the Blauvelt Free Library to provide library services to residents of Blauvelt, as well as to the residents of the Sparkill area delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, within the Town, and otherwise in accordance with the terms of a contract incorporated herein by reference.

(B) ORANGEBURG: RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a one (1) year contract, on behalf of the Town, as proposed and written, for _____ AND 00/100 (\$_____.00) DOLLARS, with the Orangeburg Library to provide library services to residents of Orangeburg, as well as to the residents of the Sparkill area delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, within the Town, and otherwise in accordance with the terms of a contract incorporated herein by reference.

(C) PALISADES: RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a one (1) year contract, on behalf of the Town, as proposed and written, for _____ AND 00/100 (\$_____.00) DOLLARS, with the Palisades Free Library to provide library services to residents of Palisades, as well as to the residents of the Sparkill area delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, within the Town, and otherwise in accordance with the terms of a contract incorporated herein by reference.

(D) TAPPAN: RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a one (1) year contract, on behalf of the Town, as proposed and written, for _____ AND 00/100 (\$_____.00) DOLLARS, with the Tappan Free Library to provide library services to residents of Tappan, as well as to the residents of the Sparkill area

delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, within the Town, and otherwise in accordance with the terms of a contract incorporated herein by reference.

AYES:
NOES:

**RESOLUTION TO CONTINUE PUBLIC HEARING / TBWS
OF NOVEMBER 13, 2018 AT 8:03 P.M. / ONE YEAR
CONTRACT – BLAUVELT VOLUNTEER FIRE COMPANY,
INC. / CALENDAR YEAR 2019**

5. **RESOLVED**, that the 8:03 p.m. public hearing on the proposed Contract between the Town of Orangetown and the Blauvelt Volunteer Fire Company, Inc. for fire protection services in and throughout the Blauvelt Fire Protection District, within the Town of Orangetown, for calendar year 2019, is hereby opened.

Summary of Public Comments:

**RESOLUTION TO CLOSE PUBLIC HEARING / ONE
YEAR CONTRACT / BLAUVELT VOLUNTEER FIRE
COMPANY, INC. / CALENDAR YEAR 2019**

6. **RESOLVED**, that the public hearing, on the proposed Contract between the Town and the Blauvelt Volunteer Fire Company, Inc. for fire protection services in and throughout the Blauvelt Fire Protection District within the Town of Orangetown, for calendar year 2019, is hereby closed.

**RESOLUTION TO DETERMINE SEQRA / LEAD AGENCY /
NEGATIVE DECLARATION / BLAUVELT FIRE PROTECTION
DISTRICT / ONE YEAR CONTRACT WITH THE BLAUVELT
VOLUNTEER FIRE COMPANY, INC. / CALENDAR YEAR 2019**

7. **WHEREAS**, the Town of Orangetown has within its boundaries a duly formed Fire Protection District, known as the “Blauvelt Fire Protection District”, embracing territory in the Town in and about the hamlet of Blauvelt and more fully described in the Resolution establishing such Fire Protection District, as from time to time amended, and

WHEREAS, the Town is required to provide for fire protection services within such Blauvelt Fire Protection District, which services historically have been provided by contract with the Blauvelt Volunteer Fire Company, Inc. for the furnishing of fire protection in the District, which contract is subject to review under SEQRA; and

WHEREAS, it is proposed that the Town of Orangetown enter into a 1-year contract with the Blauvelt Volunteer Fire Company, Inc. for the furnishing of fire protection services within the boundaries of the Blauvelt Fire Protection District within the Town, which contract is subject to review under SEQRA; and

WHEREAS, the Town Board is the only involved agency under SEQRA in the approval

of such contracts,

NOW, THEREFORE, BE IT RESOLVED, as follows:

- 1) the Town Board hereby declares itself to be lead agency under SEQRA for the purpose of environmental review;
- 2) the within action is an “unlisted action” under SEQRA; and
- 3) the Town Board determines that a 1-year contract with the Blauvelt Volunteer Fire Company, Inc. for fire protection services to and within the boundaries of the Blauvelt Fire Protection District will not have a significant adverse impact on the environment, and, therefore, issues a determination of non-significance which the Supervisor is hereby authorized to execute.

**RESOLUTION TO APPROVE / 2019
CONTRACT / FIRE PROTECTION
SERVICES / BLAUVELT FIRE COMPANY**

8. **RESOLVED**, that the Town Board hereby approves a 1-Year Contract with the Blauvelt Fire Company, Inc., for fire protection services in and throughout the Blauvelt Fire Protection District, for calendar year 2018, in the sum of _____, INCLUDING workers compensation insurance and otherwise in accordance with the terms of a contract incorporated herein by reference.

**RESOLUTION TO CONTINUE / PUBLIC HEARING 8:05 P.M. / 2019
PRELIMINARY BUDGET**

9. **RESOLVED**, that the public hearing on the 2019 Preliminary Budget in hereby continued at 8:05 P.M.

SUMMARY OF PUBLIC COMMENT:

**RESOLUTION TO CLOSE / PUBLIC HEARING / 2019
PRELIMINARY BUDGET**

10. **RESOLVED**, that the public hearing on the 2019 Preliminary Budget in hereby opened.

SUMMARY OF PUBLIC COMMENT:

RESOLUTION TO ADOPT / APPROVE ADJUSTMENTS / 2019 PRELIMINARY BUDGET

11. **RESOLVED**, that the Town Board hereby approves 2019 tentative budget as well as the adjustments to the tentative budget, amended as follows relative to the Public Hearing conducted, which was continued on November 13, 2018 at 8:05 P.M., in accordance with the Town Budget Calendar as duly adopted, and ordered, filed in the Office of the Town Clerk; and

<u>Budget line</u>	<u>Description</u>	<u>2019 Supervisor</u>	<u>2019 Adopted</u>	<u>Change</u>
A.1355.011	ASSESSOR.PERMANENT STAFF	374,235	375,384	1,149
A.5010.015	SUPT. OF HIGHWAYS.APPOINTED OFFICIALS	3,000	2,817	(183)
B.1989.478.16	UNCLASSIFIED.INTERFUND CHARGES POLICE	1,322,135	835,832	(486,303)
B.1989.478.17	UNCLASSIFIED.INTERFUND CHARGES.OTHER	197,560	683,863	486,303
B.3120.016.16	POLICE.HOLIDAY PAY.POLICE	160,000	290,000	130,000
D.5110.011.04	HIGHWAY REPAIR.PERMANENT STAFF.PT	2,470,754	2,485,880	15,126
D.5110.457.04	HIGHWAY REPAIR. W/OUTSIDE VENDORS.PT	225,000	217,000	(8,000)
D.5140.011.05	MISC. BRUSH.PERMANENT STAFF.TW	1,316,286	1,242,939	(73,346)
D.5140.012.05	MISC. BRUSH.TIME & ONE HALF.TW	167,500	127,500	(40,000)
D.5142.011.05	SNOW REMOVAL.PERMANENT STAFF.TW	438,762	414,313	(24,449)
D.5140.013.05	MISC. BRUSH.SEASONAL & PART TIME.TW	100,000	125,000	25,000
D.5142.013.05	SNOW.SEASONAL & PART TIME.TW	-	15,000	15,000
E.9710.600	SERIAL BOND DEBT SERVICE.BOND PRINCIPAL	96,026	96,574	548
E.9710.700	SERIAL BOND DEBT SERVICE.BOND INTEREST	26,941	26,409	(532)
E.7250.457	BLUE HILL.CONTRACTS W/OUTSIDE VENDORS	1,663,119	1,663,103	(16)
V.9710.600.06	SERIAL BOND DEBT SERVICE.BOND PRINCIPAL	440,565	468,964	28,399
V.9710.700.06	SERIAL BOND DEBT SERVICE.BOND INTEREST	242,947	215,436	(27,511)
B.3620.443.17	SAFETY INSPECTION.AGREEMENTS.OTHER	7,000	89,770	82,770
A.1355.457	ASSESSOR.CONTRACTS W/OUTSIDE VENDORS	6,800	20,200	13,400
A.5010.457	SUPT. OF HIGHWAYS.CONTRACTS OUTSIDE	12,000	25,400	13,400
G.8130.457	SEWAGE TREATMENT.CONTRACTS OUTSIDE	140,000	146,700	6,700
A.7020.457	PARKS & REC ADMIN.CONTRACTS OUTSIDE	-	6,700	6,700
B.3620.457.17	SAFETY INSPECTION.CONTRACTS OUTSIDE	-	(3,500)	(3,500)
			TOTAL	\$ 160,655

BE IT FURTHER RESOLVED, the Director of Finance, Jeff Bencik is authorized to adjust the fund balance to accommodate these changes all the while staying under the levy cap limit.

**RESOLUTION TO OPEN PUBLIC HEARING / TBWS OF
NOVEMBER 13, 2018 at 8:15 P.M. / TRAFFIC FLOW
ADJUSTMENT IN FRONT OF PEARL RIVER TRAIN STATION**

12. **RESOLVED**, that the 8:15 P.M. public hearing re: Traffic Flow Adjustment in front of Pearl River Train Station, is hereby opened.

PRESENTATION: Notice of Posting and Affidavit of Publication (Town Clerk)

Summary of Public Comments:

**RESOLUTION TO CONTINUE PUBLIC HEARING / TRAFFIC
FLOW ADJUSTMENT IN FRONT OF PEARL RIVER TRAIN
STATION**

13. **RESOLVED**, that the public hearing regarding Traffic Flow Adjustment in front of the Pearl River Train Station is hereby continued to December 11, 2018 at 8:00 p.m.

**RESOLUTION TO OPEN PUBLIC HEARING / TBWS OF
NOVEMBER 13, 2018 at 8:25 P.M. / AMENDMENT TO TOWN
CODE REGARDING TAXI STANDS**

14. **RESOLVED**, that the 8:25 P.M. public hearing regarding Taxi Stands, is hereby opened.

PRESENTATION: Notice of Posting and Affidavit of Publication (Town Clerk)

Summary of Public Comments:

**RESOLUTION TO CLOSE PUBLIC HEARING / REGARDING TAXI
STANDS**

15. **RESOLVED**, that the public hearing regarding Taxi Stands is hereby closed.

**RESOLUTION FOR DESIGNATION OF LEAD AGENCY WITH
RESPECT TO PROPOSED LOCAL LAW NO. ___ OF 2018,
AMENDING CHAPTER 39 OF THE TOWN CODE AND
DETERMINATION UNDER SEQRA / DESIGNATION OF LEAD
AGENCY WITH RESPECT TO PROPOSED LOCAL LAW NO. ___
OF 2018, AMENDING CHAPTER 39 OF THE TOWN CODE AND
DETERMINATION UNDER SEQRA**

16. **RESOLVED**, that the Town Board hereby declares itself to be Lead Agency for environmental review with respect to a proposed Local Law No. ___ of 2018, amending Chapter 39 of the Town Code, entitled "Vehicles and Traffic"; and further determines that such action is a Type II action pursuant to SEQRA, that the action will not have a significant adverse environmental impact, and, therefore, no further action is necessary with respect thereto under the State Environmental Quality Review Act.

**RESOLUTION TO ADOPT LOCAL LAW NO. ___ OF 2018
AMENDING CHAPTER 26 OF THE TOWN CODE REGARDING
VEHICLES AND TRAFFIC AND TAXI STANDS IN THE TOWN
OF ORANGETOWN**

17. **RESOLVED**, that the Town Board hereby adopts proposed Local Law No. ___ of 2018, amending Chapter 39 of the Town Code entitled "Vehicles and Traffic", §39-5 (A)(10) to provide for the establishment and regulation of taxi stands in the Town of Orangetown.

SEE ATTACHED PROPOSED LOCAL LAW

**RESOLUTION TO APPROVE / PURCHASE OF (1)
LARGE FORMAT SCANNER/PRINTER / YEARLY
SERVICE AGREEMENT FROM CANON SOLUTIONS
AMERICA, INC.**

18. **RESOLVED**, upon recommendation of the Director of Office of Building, Zoning, Planning, Administration and Enforcement, the Town Board hereby approves the purchase of one (1) Canon ColorWave 500 Printer and Scanner Express III unit, at a cost of \$37,639.00 and monthly maintenance at a cost of \$230/month from Canon Solutions America, Inc.

**RESOLUTION TO APPROVE
SETTLEMENT OFFER FROM GEICO INSURANCE
/ POLICE VEHICLE #3333 / ACCIDENT OF
FEBRUARY 5, 2018**

19. **RESOLVED**, that the Town of Orangetown hereby agrees to settle its claim for damages to Police Vehicle # 3333 which were sustained in a motor vehicle accident on February 5, 2018, OPD Incident no. 3411, and agrees to accept from Geico Insurance the sum of \$16,767.56 in full and final settlement of any claim related thereto, and hereby authorizes the Town Supervisor, or his designee, to sign documents relating to said claim and agreed upon settlement.

**RESOLUTION TO CREATE SENIOR CLERK TYPIST
POSITION / POLICE RECORDS DEPARTMENT**

20. **RESOLVED**, upon the recommendation of Rockland County Personnel create the position of Senior Clerk Typist, Grade 5 in the Police Records Department, for the purpose of posting the position.

**RESOLUTION TO RECLASSIFY PRINCIPAL CLERK /
ADMINISTRATIVE SECRETARY I / POLICE ADMINISTRATION**

21. **RESOLVED**, upon the recommendation of Rockland County Personnel, reclassify the position of Principal Clerk to Administrative Secretary I in Police Administration.

**RESOLUTION TO APPOINT ANSEMI / ADMINISTRATIVE
SECRETARY I / PROVISIONAL / POLICE
ADMINISTRATION**

22. **RESOLVED**, Appoint Mary Anselmi to the position of Administrative Secretary I, provisional, in Police Administration, Grade 12, Step 6/7 at a salary of \$75,511.00, effective November 19, 2018.

**RESOLUTION TO RESCIND RESOLUTION NO.
594 of 2018 / AWARD OF BID / PURCHASE OF
TOWN VEHICLES / SCHULTZ FORD INC.,
NANUET**

23. **RESOLVED**, upon the recommendation of Commissioner of D.E.M.E., Eamon Reilly, PE, to rescind the award previously made to Van Bortel Ford, Inc., East Rochester, NY for the purchase of One (1) 2019 Ford Utility Police Interceptor 500A via Town Board Resolution 594 on September 25, 2018 due to the inability of the manufacturer to provide the vehicle.

RESOLVED, upon the recommendation of Commissioner of D.E.M.E., Eamon Reilly, PE, award the purchase of Two (2) 2019 Ford Explorer 4WD, in the amount of \$31,000 each, total \$62,000, to Schultz Ford Inc., Nanuet, NY. The vehicles to be purchased were competitively bid with a bid opening date of November 8, 2018. The purchase of these vehicles will be funded with \$39,100.38 from Account H.8130.200.06 (Capital Fund Sewage Treatment Plant Capital Outlay 2018 Bonding) and \$22,899.62 from Account G.8130.200 (Special Districts Sewage Treatment Plant. Capital Outlay).

RESOLVED, upon the recommendation of Commissioner of D.E.M.E., Eamon Reilly, PE, award the purchase of One (1) 2019 Ford F550 XL Supercab Model X5H with Utility Body in the amount of \$67,899.62 to Van Bortel Ford, Inc., East Rochester, NY that was competitively bid via the NYS OGS Mini-Bid system Mini-Bid# T18080022 with a bid closing date of September 13, 2018. The purchase will be funded with will be funded with Account H.8130.200.06 (Capital Fund Sewage Treatment Plant Capital Outlay 2018 Bonding).

**RESOLUTION TO RESCIND RESOLUTION NO. 622 of 2018 /
CANCEL PUBLIC HEARING / RTBM OF NOVEMBER 27, 2018 at
8:05 P.M. / REGARDING SPECIAL PERMIT FOR BLOOMBERG
HELIPAD**

24. **RESOLVED**, that the public hearing formerly scheduled for November 27, 2018 at 8:05 P.M. public hearing regarding issuance of a special permit for the Bloomberg Helipad, is hereby canceled.

PROPOSED RESOLUTION TO OPEN PUBLIC HEARING / RTBM OF NOVEMBER 27, 2018 at 8:15 P.M. / PROPOSED LOCAL LAW REGARDING NOISE CODE

25. *Proposed Text:* **RESOLVED**, that the 8:15 P.M. public hearing on proposed local law regarding Noise Code, is hereby opened.

PRESENTATION: Notice of Posting and Affidavit of Publication (Town Clerk)

Summary of Public Comments:

PROPOSED RESOLUTION TO CLOSE PUBLIC HEARING / REGARDING PROPOSED CHANGES TO CHAPTER 22 OF THE TOWN CODE ENTITLED "NOISE"

26. *Proposed Text:* **RESOLVED**, that the public hearing on proposed local law regarding changes to Chapter 22 of the Town Code entitled "Noise" is hereby closed.

PROPOSED RESOLUTION TO DESIGNATE LEAD AGENCY WITH RESPECT TO PROPOSED LOCAL LAW NO. ___ OF 2018, AMENDING CHAPTER 22 OF THE TOWN CODE AND DETERMINATION UNDER SEQRA

27. *Proposed Text:* **RESOLVED**, that the Town Board hereby declares itself to be Lead Agency for environmental review with respect to a proposed Local Law No. ___ of 2018, amending Chapter 22 of the Town Code, entitled "Noise"; and further determines that such action is a Type II action pursuant to SEQRA, that the action will not have a significant adverse environmental impact, and, therefore, no further action is necessary with respect thereto under the State Environmental Quality Review Act.

PROPOSED RESOLUTION TO ADOPT PROPOSED LOCAL LAW NO. ___ OF 2018, AMENDING CHAPTER 22 OF THE TOWN CODE REGARDING "NOISE" IN THE TOWN OF ORANGETOWN

28. **WHEREAS**, the Town Board has reviewed the current Town Code with respect to its noise regulations and determined that amendments to the Code are necessary to ensure understandable standards and guidelines for the benefit of the public and enforcement of said Code, including standards that have been determined to meet constitutional requirements, and

WHEREAS, the Town Board, after consultation with relevant departments, including OBZPAE, Police, and Town Attorney, has developed proposed amendments to the Code that are consistent with standards that have been found to be constitutional and which the Town Board finds would be in the best interests of the public so as to have an understandable and enforceable set of standards with respect to unnecessary noise, and

WHEREAS, a public hearing being had thereon,

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby adopts proposed Local Law No. ___ of 2018, amending Chapter 22 entitled "Noise" of the Town Code, to provide for update and clarifications with respect to unnecessary noise, as that term is defined in the Town of Orangetown.

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF ORANGETOWN AS FOLLOWS:

SEE ATTACHED PROPOSED LOCAL LAW

**PROPOSED RESOLUTION TO ACCEPT
OMM IMPROVEMENTS / SOCCER COMPLEX
/ TURF FIELDS / USE AGREEMENT**

29. *Proposed Text:* **WHEREAS**, the Town Board and OMM have been operating under a Use Agreement whereby the Town has granted OMM permission to use the Town owned property located between Veterans Memorial Parkway and Old Orangeburg Road in furtherance of OMM providing sports programs for the community, and

WHEREAS, the Article V of the Use Agreement, last amended and updated on or about February 9, 2016, provides that any permanent improvements installed on the Town property by OMM and accepted by the Town would be considered a "gift" to the Town,

NOW THEREFORE, BE IT RESOLVED, that pursuant to Article V of the Use Agreement with OMM, the Town Board hereby accepts as a gift, land improvements at the Town owned property described therein consisting of Artificial Turf on Fields #2 and #3 improvements installed by OMM, which cost to OMM was in the amount of \$880,171.76.

**PROPOSED RESOLUTION TO ACCEPT WITH REGRET /
RESIGNATION OF JOSEPH JUKIC / ORANGETOWN HOUSING
AUTHORITY / EFFECTIVE 11/02/2018**

30. *Proposed Text:* **RESOLVED**, to accept with regret, the resignation of Joseph Jukic, Secretary and Member of the Orangetown Housing Authority, effective 11/02/2018.

**PROPOSED RESOLUTION TO APPOINT / _____ /
ORANGETOWN HOUSING AUTHORITY / MEMBER /
EFFECTIVE NOVEMBER 28, 2018**

31. *Proposed Text:* **RESOLVED**, to appoint _____, Member of the Orangetown Housing Authority, to fill the unexpired term of Joseph Jukic, effective November 28, 2018 until December 31, 2020.

**PROPOSED RESOLUTION TO APPROVE /
CHARGING OF NOMINAL FEES / USE OF ANY
PORTION OF TOWN HALL FOR A WEDDING
CEREMONY**

32. *Proposed Text:* **RESOLVED**, that the fee charged to use any portion of Town Hall for a wedding ceremony, not to exceed 30 minutes in length, shall be \$50.00, which is to be collected in advance of the ceremony by the relevant official performing the wedding's office at the time of the original booking.

**PROPOSED RESOLUTION TO APPROVE
PROPOSAL AGREEMENT / GOLDKAP
CONSULTING LLC / TOWN DEPARTMENT WIDE
COST SAVINGS PROJECT**

33. *Proposed Text:* **RESOLVED**, that the Town Board hereby approves the proposal agreement dated ___ between the Town of Orangetown and Goldkap Consulting, to facilitate cost savings related to Town expenditures. There will a maximum annual limit of \$5,000.00 authorized spending related to this agreement. This service can be utilized by all department heads with the permission of the Town Supervisor.

**PROPOSED MEMORIALIZING RESOLUTION /
STATEMENT IN SUPPORT / ENDING
RECRUITMENT OF NEW YOUTH SMOKERS**

34. *Proposed Text:* **WHEREAS**, tobacco companies have developed carefully calculated campaigns to recruit new youth smokers;

WHEREAS, internal documents show that tobacco companies have perceived children as a key market and developed products and marketing campaigns aimed directly at them;

WHEREAS, not only does Big Tobacco sell sickness but also puts it on sale;

WHEREAS, the density of tobacco retailers translates to increased tobacco use;

WHEREAS, there are more tobacco retailers then there are Starbucks;

WHEREAS, tobacco retailers located near schools increases the probability of youth smokers;

WHEREAS, local tobacco licensing insures adhering to building codes creating safer buildings;

WHEREAS, only a comprehensive tobacco policy will protect our youth from becoming smokers and help smokers quit;

THEREFORE, BE IT RESOLVED, that the Town of Orangetown hereby partners with POW'R Against Tobacco in requesting that New York State protect our children by prohibiting discounting tobacco products, restricting the density of tobacco retailers in proximity to schools, and requiring local tobacco licenses; and

BE IT FURTHER RESOLVED, the Town is hereby authorized and directed to send a certified copy of this resolution to Governor Andrew M. Cuomo, the NYS Department of Health, NYS Bureau of Tobacco Control, Denise Hogan, POW'R Against Tobacco, NYS Assemblywoman Ellen C. Jaffe, NYS Senator David Carlucci and to such other persons proper in order to effectuate the purpose of this resolution.

TOWN BOARD/IT

TOWN CLERK

**PROPOSED RESOLUTION TO
ACCEPT / RECEIVE / FILE / USIS
BOND - PLANNING BOARD NO. 17-51**

35. *Proposed Text:* **WHEREAS**, United States Information Systems, Inc. as developer of certain property located at 25 Ramland Road, Orangeburg, New York (Tax Lot 73.20 Block 1 Lot 26) applied for and received site plan approval from the Town of Orangetown Planning for said property pursuant to Planning Board decision #17-51, and

WHEREAS, pursuant to the aforesaid approvals, the Planning Board required that the applicant post a Performance Bond in the amount of \$63,930.00 to ensure the construction and completion of certain public improvements pursuant to the aforesaid approvals, and

WHEREAS, the applicant has submitted a fully executed Performance Bond dated September 28, 2018, issued by Travelers Casualty and Surety Company of America as Surety, on behalf of United States Information Systems, Inc., as principal, in the amount of \$63,930.00 naming the Town of Orangetown as beneficiary, to insure the completion of public improvements associated with the United States Information Systems, Inc. Site Plan, which Performance Bond has been approved as to form and substance by the Town Attorney's Office,

NOW THEREFORE BE IT RESOLVED THAT, the Town hereby formally accepts, receives and files with the Office of the Town Clerk a Performance Bond dated September 28, 2018 issued by Travelers Casualty and Surety Company of America as Surety, on behalf of United States Information Systems, Inc., as principal, in the amount of \$63,930.00 naming the Town of Orangetown as beneficiary, to insure the completion of public improvements associated with the United States Information Systems Site Plan no later than September 26, 2020 and said bond to be returned only upon satisfactory completion of said public improvements according to the terms of said Bond and Planning Board decision No. 17-51, any Town departments having jurisdiction thereof, and formal resolution of the Town Board.

**PROPOSED RESOLUTION TO ACCEPT / RECEIVE / FILE
DOCUMENTS / TOWN CLERK'S OFFICE**

36. *Proposed Text:* **RESOLVED**, that the following documents are accepted, received and filed in the Town Clerk's Office:
1. Town Board minutes:10/16/18 Police Commission; 10/16/18 Workshop; and 10/23/18 Regular Town Board meeting.
 2. Agreement:Montefiore Nyack Hospital, Employee Assistance Program.
 3. Agreement:Pearl River Chamber of Commerce, Pearl River Day – Hold Harmless and Alcoholic Beverage Permit.
 4. Agreement:H2M Architects + Engineers, for Professional Engineering Services, STP Ammonia Upgrade – Alternatives Analysis
 5. First Amendment to Lease Agreement, Verizon.
 6. Orangeburg Library, Financial Statements, 2016 & 2017.

TOWN ATTORNEY

**PROPOSED RESOLUTION TO GRANT / LICENSE /
HOLD HARMLESS AND INDEMNIFICATION
AGREEMENT / 66 ABLONDI ROAD, PEARL RIVER /
S/B/L 66.05-4-56**

37. *Proposed Text:* **WHEREAS**, Daniel Larkin and Kelli A. Larkin, the property owners of property located at 66 Ablondi Road, Pearl River, New York, have applied to the Town Highway Department for permission to place 2 brick and mortar structures on their property and upon review, a portion of which structures encroach on to an existing Town right of way, and

WHEREAS, the matter has been reviewed by the Town Highway Department and the Highway Department has required that the brick and mortar structures may remain at its current location provided the owners of the property provide to the Town and indemnification and hold harmless agreement,

NOW, THEREFORE, BE IT RESOLVED, that the Town hereby grants to 66 Ablondi Road, Pearl River, New York, S/B/L 66.05-4-56, a revocable license, in the form of a License, Hold Harmless and Indemnification Agreement, which provides in sum and substance the brick and mortar structures currently existing in the Town's right-of-way may remain and the owners of the property, Daniel Larkin and Kelli Larkin, must defend, indemnify and hold harmless the Town for any damage related thereto and caused thereby, and that said structures wall must be removed upon notice as set forth therein, otherwise to be removed by the Town at the expense of the property owner and,

BE IT FURTHER RESOLVED, that the Supervisor or his designee is hereby authorized to execute the License, Hold Harmless and Indemnification Agreement and any and all other documents necessary in order for same to be recorded in the Rockland County Clerk's Office, at the expense of the owner.

**PROPOSED RESOLUTION TO ACCEPT / RECEIVE /
FILE RIGHT-OF-WAY DEDICATION AND DEED OF
EASEMENT / WALGREENS SITE PLAN, TAPPAN**

38. *Proposed Text:* **RESOLVED**, that upon recommendation of the Town Attorney's Office, the Department of Environmental Management and Engineering, and the Highway Department, the right-of-way dedication and deed of easement from Landmark Tappan, LLC for the Walgreens Site Plan project, Planning Board Decision No. 14-24, is hereby accepted and received; and

BE IT FURTHER RESOLVED, that the Supervisor or his designee is hereby authorized to execute all documents necessary to effectuate the acceptance and filing of the respective dedication and deed with the Rockland County Clerk; and

BE IT FURTHER RESOLVED, that upon filing with the Rockland County Clerk's office, the original documents will be filed and maintained in the Town Clerk's office.

**PROPOSED RESOLUTION TO AUTHORIZE /
RELEASE OF PERFORMANCE BOND /
WALGREENS SITE PLAN, TAPPAN**

39. *Proposed Text:* **RESOLVED**, that upon the recommendation of the Town Attorney's office and the Town of Orangetown Planning Board, authorize the release of the Performance Bond for the Walgreens' Site Plan Project to Landmark Tappan, LLC in the amount of \$176,622.00.

**PROPOSED RESOLUTION TO AUTHORIZE / MEMORANDUM OF
UNDERSTANDING (MOU) / 2018 / ROCKLAND COUNTY SHARED
SERVICES / ASSIGNMENT OF ORANGETOWN POLICE
DETECTIVE TO THE ROCKLAND COUNTY REGIONAL
INVESTIGATIVE RESOURCE CENTER (RIRC)**

40. *Proposed Text:* **RESOLVED**, upon the recommendation of the Orangetown Chief of Police, authorize the Town Supervisor to enter into a Memorandum of Understanding (MOU) with the County of Rockland for shared services, which shall include the assignment of an Orangetown Police Detective to the Regional Investigative Resource Center for the term of January 1, 2018 through December 31, 2018, including a share for the Town of Orangetown in asset forfeiture as set forth in the MOU.

PROPOSED RESOLUTION TO APPROVE PILOT AGREEMENT / TZ VISTA, LLC / NYACK / 69 LYDECKER ST. / TAX MAP DESIGNATION / 66.38-2-25 / 2019-2033 TAX ASSESSMENT ROLLS

41. *Proposed Text:* **RESOLVED**, that upon the recommendation of the Town Attorney, the Supervisor is hereby authorized to execute a Payment in Lieu of Taxes Agreement (“PILOT”), between and among the Town of Orangetown, TZ Vista, LLC, the Village of Nyack, the Nyack Union Free School District and the County of Rockland Industrial Development Agency, relating to real property known as 69 Lydecker St., Nyack , NY (Tax Map designation 66.38-2-25), commencing with the 2019 tax assessment roll through and including the 2033 tax assessment roll.

PROPOSED RESOLUTION TO APPROVE TAX CERTIORARI SETTLEMENT / CATHERINE COMMONS LLC v. ORANGETOWN / TAX MAPS 65.36-2-17.1, 65.36-2-17.2 AND 65.36-2-17.3

42. *Proposed Text:* **RESOLVED**, upon the recommendation of the Assessor, approve and authorize Dennis D. Michaels, Deputy Town Attorney, to sign settlement documents regarding the tax certiorari proceeding Catherine Commons LLC v. Orangetown, Town of, et al., Tax Map designation 65.36-2-17.1, 65.36-2-17.2, and 65.36-2-17.3 (39-45 W. Catherine Street, Nyack) for the tax assessment years 2011 through 2018, for a total refund by the County of \$10,316, a total refund by the Town of \$22,563 and a total refund by the School District of \$115,074. Interest on the Town’s liability as a result of assessment decrease or refund is waived if payment is made within sixty (60) days after a copy of the order based upon the settlement is served on the Rockland County Finance Department.

OBZPAE

POLICE

PROPOSED RESOLUTION TO APPROVE / PURCHASE OF (1) ONE NASAL RANGER FIELD OLFACTOMETER EQUIPMENT PACKAGE / TRAINING FOR THE ANIMAL CONTROL OFFICER FROM ST. CROIX SENSORY, INC.

43. *Proposed Text:* **RESOLVED**, upon the recommendation of the Director of Office of Building, Zoning, Planning, Administration and Enforcement, the Town Board hereby approves the purchase of one (1) Nasal Ranger Field Olfactometer Equipment packages, to also include training for the animal control officer from St. Croix Sensory, Inc., at a cost of \$2,750.00.

HIGHWAY/POLICE

PARKS AND RECREATION

**PROPOSED RESOLUTION TO APPROVE /
LEND AID / 2018 ORANGEBURG FIRE
DEPARTMENT HOLIDAY PARADE / DECEMBER
8TH**

44. *Proposed Text:* **RESOLVED**, upon the completion of all necessary paperwork, the Superintendent of Parks & Recreation has forwarded for approval by the Town Board use of the Showmobile at a rental cost of \$400.00 by the Orangeburg Fire Department for their Holiday Parade, Saturday, December 8, 2018, with the organization providing a certificate of insurance listing the Town of Orangetown as additionally insured.

HIGHWAY

**PROPOSED RESOLUTION TO APPROVE SURPLUS OF
EQUIPMENT / HIGHWAY DEPARTMENT**

45. *Proposed Text:* **RESOLVED**, that upon the recommendation of the Superintendent of Highways, approve for surplus the following equipment:

2006	Komatsu FG25T-14 forklift	591564A
2009	Morbark M18R wood chipper	4S8SZ19139W051531
2004	Tarco Windy-400 leaf machine	LW1914A8597L02
2004	Tarco Windy-400 leaf machine	LW1914A8598L02
2007	Trackless MT5TD multi-purpose	3528
2004	Freightliner FC-80/ Tymco 600	1FVAB6BV64DN04453
2008	Ford F550 Mason truck	1FDAF57R18EE10806

DEME

PERSONNEL

TRAFFIC ADVISORY BOARD

**PROPOSED RESOLUTION TO ADOPT / 6 MONTH POLICE
REGULATION / NEW "STOP" SIGN / WASHINGTON STREET AND
SPARKILL AVENUE, SPARKILL**

46. *Proposed Text:* **RESOLVED**, upon the recommendation of the Traffic Advisory Board, that the following six month Police Regulation be approved: STOP SIGN, be added at Sparkill Avenue, where it meets Washington Street in Sparkill, NY; and

BE IT FURTHER RESOLVED, that the Orangetown Highway Department is authorized to make this change.

ADJOURNMENTS

Gustar Horn, father of Town Employee, Karen Serafin

- 47.

Sister Anne Connolly, former Principal of St. Margaret of Antioch School, PR

- 48.