

**TOWN OF ORANGETOWN  
REGULAR TOWN BOARD MEETING  
AND PUBLIC HEARING  
TUESDAY, JANUARY 26, 2016**

This Regular Town Board Meeting was opened at 7:35 p.m. Supervisor Stewart presided and the Deputy Town Clerk, called the roll. Present were:

Councilman Denis Troy  
Councilman Thomas Diviny  
Councilman Paul Valentine  
Councilman Gerald Bottari

Also present: Charlotte Madigan, Town Clerk  
Teresa Accetta-Pugh, Deputy Town Clerk  
John Edwards, Town Attorney  
Teresa Kenny, Deputy Town Attorney  
Jeff Bencik, Finance Director  
James Dean, Superintendent of Highways  
Joseph Moran, Commissioner of DEMA  
John Giardiello, Director of OBZPAE  
Aric Gorton, Superintendent of Parks, Recreation & Building Maint.  
Police Chief, Kevin Nulty

Pledge of Allegiance to the Flag of the United States of America was led by Esta Baitler.

**ANNOUNCEMENTS:** Feb/02/2016 8:05 P.M. – Continuation of Public Hearing Re: Amend Resolution No. 543/Proposed Local Law/Prohibited Uses Town Code Amendment

**Summary of Public Comments (RTBM):**

Esta Baitler, Sparkill, thanked the Town for the new sidewalks that will be installed in the near future and added that they will be very helpful.

Niall O’Gara, an OMM Rec coach for 10 years, spoke highly of OMM and its past achievements. However, the club now caters to elite players made up mostly of non-residents. RFC has filled the void for Town residents looking to play beyond the recreational level, but has no access to Town fields. The proposed agreement makes no attempt to address this imbalance. The proposed reduced residency requirement only serves to lessen opportunities afforded to Town kids. He requests not to rush this decision.

Sherri Preston, Orangeburg, asked why the vote on the Field Use Policy is being rushed and how does lowering the residency requirement benefit the residents; why even consider non-residents use of fields when residents within the community are not given time to use the fields.

Tracey Hancock, Pearl River, is happy to see the Board is rotating chairpersons on the ZBA and is pleased to see Bob Dell up for the position. He is knowledgeable and shares a real concern for the community. Also, she believes Mike Mandel is very thorough and an added asset to the Board.

Eileen Larkin, Palisades, is happy with the appointments to the Land Use Boards and likes the idea of rotating the Chairs of those Boards. The Soccer issue is a divisive issue, and a vote would not be the right decision given people need to know more fully about the reduction in percentages; non-residents should pay more for use of the fields.

Michael Mandel, Pearl River, commented it’s unfortunate that copies of the Field Use Agreement were not provided to allow for time to discuss at the workshop. The five percent surcharge is too low, 10-15 percent would be more reasonable.

Gregg Malora, Blauvelt, coaches soccer and does not have an issue with OMM. He is against World Class using fields over Town residents and requests the Town Board not to vote but to keep the debate open.

Heather Hurley, Pearl River, asked the Town Board several questions regarding the Pilot Agreement being contemplated by the Town with Nyack Point Housing Development Fund. Specifically, has the Town or any municipality applied for or received any HUD Funding Grants for this project; asked each Councilman to explain their knowledge of HUD Grants and how it impacts the surrounding community once HUD funds are accepted by a municipality. Likewise, how does it further the interest of School Districts; this agreement should be looked at more closely and each council member should have a clear

understanding of what HUD Grant money is and what strings entail before voting and accepting this Pilot Agreement.

Kimberly Oates, Pearl River, questions if lowering a residency standard for Town teams before a residency requirement is implemented for Town parks is prudent and believes the composition of ORAC vote is questionable.

Richard Windram, Pearl River, coaches a local baseball team and states that the new proposal regarding field usage will drop his team to the bottom of the priority list. He is opposed to this poorly crafted proposal.

Manny Larenas, Pearl River, congratulated the members of Stop Anellotech for their hard work. The business of soccer has turned into OMM vs Rockland FC; lowering standards does not help the Town. Watson Morgan, Blauvelt, the Town has wonderful fields and it is premature to set goals; the five percent registration fee is terrible and the vote should not be done today.

Dimitri Laddis, Piermont, is against the agreement regarding residency requirements. Why deprioritize Town kids that makes no sense; they have trouble getting playing time. We pointed out a problem that may now be replicated. The Land Use Agreement problems have not been addressed.

**RESOLUTION NO. 45**

**CLOSE PUBLIC COMMENTS**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

RESOLVED, that the public portion is hereby closed.

Ayes: Supervisor Stewart  
Councilpersons Bottari, Troy, Diviny, Valentine  
Noes: None

\*\*\*

**RESOLUTION NO. 46**

**APPOINT ALEXANDROS C. TSIRONIS/INFORMATION SERVICES AND RECORDS MANAGEMENT SPECIALIST POLICE DEPT**

Councilman Diviny offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

RESOLVED, that upon the recommendation of the Chief of Police, Alexandros C. Tsironis, is hereby appointed provisionally, to the position of "Information Services and Records Management Specialist (Police Department) at a salary of \$65,881 (CSEA Grade 15), effective January 27, 2016, with permanent appointment contingent on successful completion of all phases of the NYS Civil Service and Rockland County Department of Personnel testing/hiring process.

Ayes: Councilpersons Diviny, Bottari, Troy, Valentine  
Supervisor Stewart  
Noes: None

\*\*\*

**RESOLUTION NO. 47**

**OPEN PH/CUOMO ZONE CHANGE ROUTE 303/BLAUVELT/70.15-1-45 & 70.15-1-46/R-15 TO CC**

Councilman Diviny offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that the 8:00 P.M. public hearing to consider the Cuomo Zone Change is hereby opened.

Ayes: Councilpersons Diviny, Troy, Valentine, Bottari  
Supervisor Stewart  
Noes: None

The Deputy Clerk presented the Affidavit of Publication and Notice of Posting; copies are labeled Exhibit 01-B-16 and made a part of these minutes.

Donald Brenner, Attorney for the Petitioner, explained the Petitioner is requesting the zoning be changed from Medium Density Residence (R-15) to Retail Commerce (CC). The Petitioners want to build a one-story building, which will provide space for accessory use and a professional office for the owner's child.

\*\*\*

**RESOLUTION NO. 48**

**CLOSE PH/CUOMO ZONE CHANGE  
ROUTE 303/BLAUVELT/70.15-1-45 & 70.15-  
1-46/R-15 TO CC**

Councilman Diviny offered the following resolution, which was seconded by Supervisor Stewart and was unanimously adopted:

RESOLVED, that the public portion is hereby closed.

Ayes: Councilperson Diviny, Supervisor Stewart  
Councilpersons Troy, Valentine, Bottari  
Noes: None

\*\*\*

**RESOLUTION NO. 49**

**LEAD AGENCY/SEQRA/NEGATIVE  
DECLARATION/ CUOMO ZONE CHANGE  
ROUTE 303 BLAUVELT 70.15-1-45 &  
70.15-1-46/R-15 TO CC**

Councilman Diviny offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

WHEREAS, the Town Board has before it a Petition by Toscano, Inc. and Antonio Cuomo, as Owners of property located on State Route 303, in the vicinity of Erie Street and Greenbush Road, in the hamlet of Blauvelt, for an amendment to Chapter 43, § 2.2, of the Town Code, establishing the Town Zoning Map, changing the zoning classification of the said property, consisting of one tax parcel bearing Tax Map Designation 70.15-1-45, and a portion of an adjacent parcel bearing Tax Map Designation 70.15-1-46 from "R-15 (Medium Density Residence) to "CC" (Retail-Commerce); and

WHEREAS, on or about September 15, 2015, at the direction of the Town Board by resolution duly adopted September 8, 2015, the Town Attorney circulated amongst various potential involved and/or interested agencies notice of its intention to assume Lead Agency status for the purpose of the environmental review of the above referenced action; and

WHEREAS, more than 30-days have passed since the said circulation and no agency has objected to the Town Board assuming the role of Lead Agency,

NOW, THEREFORE, BE IT RESOLVED, that, pursuant to Sections 617.6(b) and (c) of the N.Y.C.R.R., (i) the Town Board hereby assumes the role of Lead Agency in connection with the environmental review of the proposed change of zone; and (ii) declares such action to be an "Unlisted action" under SEQRA for the purpose of such review (Exhibit 01-E-16); and

BE IT FURTHER RESOLVED, acting in its capacity as Lead Agency for environmental review, and having taken a "hard look" at all of the potential environmental impacts that might result from the proposed action, the Town Board has concluded that there will be no significant environmental impact or effect caused or occasioned by the proposed change in the zoning classification of the two parcels affected by the proposed Local Law, and, for such reason, adopts the Negative Declaration annexed hereto and authorizes the Town Supervisor or his designated agent to execute the Environmental Assessment Form and to take such other and further steps as may be necessary to discharge the Town Board's responsibilities as Lead Agency.

Ayes: Councilpersons Diviny, Troy, Valentine, Bottari  
Supervisor Stewart  
Noes: None

**RESOLUTION NO. 50**

**ADOPT/LOCAL LAW NO. 1 OF 2016  
CUOMO ZONE CHANGE/ ROUTE 303  
BLAUVELT/70.15-1-45 & 70.15-1-46 R-  
15 TO CC**

Councilman Valentine offered the following resolution, which was seconded by Councilman Diviny and was unanimously adopted:

WHEREAS, the Town Board of the Town of Orangetown (the “Town Board”) is the duly elected legislative body of the Town, authorized to adopt zoning text amendments to the Town’s Zoning Law; and

WHEREAS, the Town Board has before it the Petition of Toscany, Inc. and Antonio Cuomo, as Owners of property located on State Route 303, in the vicinity of Erie Street and Greenbush Road, in the hamlet of Blauvelt, requesting the adoption of a Local Law, amending Chapter 43, § 2.2, of the Town Code, establishing the Town Zoning Map, changing the zoning classification of the said property, consisting of one tax parcel bearing Tax Map Designation 70.15-1-45, and a portion of an adjacent parcel bearing Tax Map Designation 70.15-1-46 from “R-15 (Medium Density Residence) to “CC” (Retail-Commerce); and

WHEREAS, on or about September 15, 2015, at the direction of the Town Board by Resolution No. 410, duly adopted September 8, 2015, the Town Attorney circulated amongst various potential involved and/or interested agencies notice of its intention to assume Lead Agency status for the purpose of the environmental review of the above referenced action; and

WHEREAS, more than 30 days have passed since the said circulation and no agency having objected to the Town Board, by resolution adopted of even date herewith, but prior to the adoption of this resolution, declared itself to be Lead Agency for the within action, found the said action to be an “Unlisted” action under SEQRA, and adopted a Negative Declaration, concluding that the action will not have a significant adverse impact on the environment; and

WHEREAS, following due notice, a public hearing was conducted on the proposed zone change amendment; and

WHEREAS, the Board has concluded that the proposed zone change which simply changes the zoning classification of one existing parcel, and a portion of another, to a classification consistent with adjacent and nearby parcels located along State Route 303, a major commercial thoroughfare, and is consistent with the Town’s Master Plan, and otherwise is in the best interests of the Town and the owners’ of the parcels, each of whom has requested the change of zoning classification; and

WHEREAS, the Town Planning Board, pursuant to Town Code Chapter 43, § 10.5, and the County Planning Department, pursuant to General Municipal Law §§ 239 l & m (by letter dated October 6, 2015), have each endorsed the said reviewed the proposed law; and

NOW, THEREFORE, BASED ON ALL OF THE INFORMATION BEFORE THE BOARD, AND THE FINDINGS MADE HEREIN, BE IT RESOLVED, that the Town Board hereby adopts the within Local Law, amending the Town Zoning Law, and the Town Zoning Map made a part of the Town Code at Chapter 43, § 2.2., and changes the zoning classification tax parcel bearing Tax Map Designation 70.15-1-45, and a portion of an adjacent parcel bearing Tax Map Designation 70.15-1-46 (as more fully described in the Local Law) from “R-15 (Medium Density Residence) to “CC” (Retail-Commerce).

Ayes: Councilpersons Valentine, Diviny, Troy, Bottari  
Supervisor Stewart  
Noes: None

**LOCAL LAW NO. 1 OF 2016  
AMENDING CHAPTER 43, § 2.2, OF THE ZONING LAW OF THE TOWN OF  
ORANGETOWN TO CHANGE THE ZONING DISTRICT OF CERTAIN  
PROPERTIES ALONG STATE ROUTE 303, IN THE HAMLET OF BLAUVELT**

Be it enacted by the Town Board of the Town of Orangetown as follows:

*Section 1:* The Zoning Map of the Town of Orangetown, which establishes the areas and boundaries of the various Town zoning districts, is hereby amended to change the zoning district of the following properties:

Tax Map Designation 70.15-1-45 from "R-15 (Medium Density Residence) to "CC" (Retail-Commerce), and a portion of Tax Map Designation 70.15-1-46, all as more fully described below:

**ZONE CHANGE FROM R-15 TO CC  
ORANGETOWN TAX LOT 70.15-1-45**

All that certain piece or parcel of land lying and being in the Town of Orangetown, County of Rockland and State of New York and being more particularly bounded and described as follows:

BEGINNING at a point on the easterly line NYS Route 303, located at the southwest corner of 70.15-1-45; running thence:

Along said easterly line N 22°28'40" E a distance of 85.06 feet; thence S 68°12'00" W; a distance of 396.04 feet; thence S 23°30'00" W a distance of 85.09 feet; thence N 68°12'00" W a distance of 394.52 feet to the point or place BEGINNING.

Having an area of 33,619 square feet, 0.77 acres.

Portion of Tax Map Designation 70.15-1-46, from "R-15 (Medium Density Residence) to "CC" (Retail-Commerce) as more fully described below:

**ZONE CHANGE FROM R-15 TO CC  
ORANGETOWN TAX LOTS 70.15-1-46 (Part)**

All that certain piece or parcel of land lying and being in the Town of Orangetown, County of Rockland and State of New York and being more particularly bounded and described as follows:

BEGINNING at a point on the easterly line NYS Route 303, located at the southwest corner of 70.15-1-46; running thence:

Along said easterly line N 22°46'07" E a distance of 190.04 feet; thence Partially through Tax Lot 70.15-1-46 and then along the northerly line of same S 68°12'00" E a distance of 399.68 feet; thence:

S 23°52'00" W a distance of 190.14 feet; thence

N 68°12'00" W a distance of 394.52 feet to the point or place BEGINNING.

Having an area of 75,678 square feet, 1.74 acres.

*Section 2:* This law shall take effect immediately upon filing with the Secretary of State.

\*\*\*

**RESOLUTION NO. 51**

**PILOT/NYACK POINT HOUSING  
DEVELOPMENT FUND COMPANY, INC./  
NYACK POINT LIMITED PARTNERSHIP  
263 MAIN ST/NYACK, NY**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

WHEREAS, the Town of Orangetown (the "Town") desires to encourage a sufficient supply of adequate, safe and sanitary dwelling accommodations properly planned for persons with low incomes; and

**RESOLUTION NO. 51 – Continued**

WHEREAS, Nyack Point Housing Development Fund Company, Inc., a Article XI New York private housing finance law corporation and a New York not-for-profit corporation (the "HDFC"), and Nyack Point Limited Partnership, a New York limited partnership (the "Partnership"), have identified property located at 263 Main Street, Village of Nyack, Town of Orange town, County of Rockland, State of New York (Section 65.44, Block 2, Lot 6) (the "Land"), for the purpose of construction on the Land of a housing project for persons of low income, said project to consist of: (i) the acquisition of the Land; (ii) the construction thereon of thirty-three (33) units of housing for persons of low income, to be known as Nyack Point Family Apartments (the "Improvements"); and (iii) the acquisition and installation therein and thereon of certain machinery, equipment, furniture, fixtures and other tangible personal property (the "Equipment", and collectively with the Land and the Improvements, the "Project"); and

WHEREAS, the HDFC will exist for the purpose of providing residential rental accommodations for persons of low-income; and

WHEREAS, the HDFC will acquire fee title to the Land, as nominee for the Partnership, and will convey its equitable and beneficial interests in the Land to the Partnership in furtherance of the development of the Project; and

WHEREAS, the HDFC's and the Partnership's plan for the use of the Land constitutes a "housing project" as that term is defined in the Private Housing Finance Law of the State of New York ("PHFL"); and

WHEREAS, the HDFC is a "housing development fund company" as the term is defined in Section 572 of the PHFL and Section 577 of the PHFL authorizes the Council Members to exempt the Project from real property taxes; and

WHEREAS, the HDFC will be a co-general partner of the Partnership; and

WHEREAS, the Partnership and the HDFC will be willing to enter into a PILOT Agreement whereby they will make annual payments in lieu of taxes to the Town as set forth in the PILOT Agreement presented to the Council Members for approval;

NOW THEREFORE, BE IT RESOLVED that the Council Members hereby exempt the Project from real property taxes to the extent authorized by Section 577 of the PHFL and approves the proposed PILOT Agreement by and among the Town, Village, School District, the Partnership and the HDFC, in substantially the form presented at this meeting, providing for annual payments as set forth in such agreement; and it is

FURTHER RESOLVED, that the Supervisor of the Town is hereby authorized to execute and deliver the foregoing PILOT Agreement on behalf of the Town; and it is

FURTHER RESOLVED, that this resolution shall take effect immediately.

Ayes: Supervisor Stewart  
Councilpersons Troy, Diviny, Valentine, Bottari  
Noes: None

\*\*\*

**RESOLUTION NO 52**

**APPOINT/REAPPOINT  
LIAISONS/LAND USE  
BOARDS/COMMITTEES/2016**

Councilman Troy offered the following resolution, which was seconded by Supervisor Stewart and was unanimously adopted:

**RESOLUTION NO 52 – Continued**

RESOLVED, that the following Town Officials are hereby reappointed/appointed liaisons to the following land use boards and committees for 2016:

- ACABOR Troy
- Blue Hill Golf Course Advisory Valentine
- Board of Assessment Review Diviny
- Board of Ethics Ryff
- Bureau of Fire Prevention Diviny/Bottari
- Environmental Committee Stewart
- HABOR Bottari
- Orangetown Housing Authority Troy
- Orangetown Emergency Mgt Comm Diviny
- OPDAC Stewart
- Planning Board Bottari
- Project Review Committee Valentine
- Shade Tree Commission Stewart
- Senior Citizen Advisory Committee Troy
- Substance Abuse Committee Troy
- Traffic Advisory Board Valentine
- Volunteer Health Advisory Committee Bottari
- Youth Recreation Assess Adv Comm. Diviny
- Zoning Board of Appeals Diviny

Ayes: Councilperson Troy, Supervisor Stewart  
Councilpersons Diviny, Valentine, Bottari  
Noes: None

\*\*\*

**RESOLUTION NO. 53**

**APPOINT/BLYTHE YOST/ACABOR  
CHAIRPERSON**

Councilman Diviny offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that Blythe Yost, a member of ACABOR, is hereby appointed Chairperson, for a period of 1-year, commencing January 1, 2016 and expiring December 31, 2016.

Ayes: Councilpersons Diviny, Troy, Valentine, Bottari  
Supervisor Stewart  
Noes: None

\*\*\*

**RESOLUTION NO. 54**

**APPOINT/ SHIRLEY GOEBEL CHRISTIE  
REMAINDER OF JILL FIELDSTEIN  
TERM/ACABOR**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

RESOLVED, that the Town Board hereby appoints Shirley Goebel Christie to serve as a Member of ACABOR , for the remainder of the term of Jill Fieldstein, who resigned, and whose term expires December 31, 2017.

Ayes: Supervisor Stewart  
Councilpersons Bottari, Troy, Diviny, Valentine  
Noes: None

**RESOLUTION NO. 55**

**APPOINT/PIETER GROSBECK  
BUREAU OF FIRE PROTECTION**

Councilman Valentine offered the following resolution, which was seconded by Councilman Diviny and was unanimously adopted:

RESOLVED, that Pieter Grosbeck, is hereby appointed member of the Bureau of Fire Protection, for a period of 1-Year, commencing January 1, 2016 and expiring December 31, 2016.

Ayes: Councilpersons Valentine, Diviny, Troy, Bottari  
Supervisor Stewart  
Noes: None

\*\*\*

**RESOLUTION NO. 56**

**REAPPOINT/SISTER PEGGY  
SCARANO/COMMUNITY DEVELOPMENT  
BLOCK GRANT COMMITTEE (CDBG)**

Councilman Diviny offered the following resolution, which was seconded by supervisor Stewart and was unanimously adopted:

RESOLVED, that Sister Peggy Scarano is hereby re-appointed as a member of the Community Development Block Grant Committee, for a 1-year term, commencing January 1, 2016 and expiring December 31, 2016.

Ayes: Councilperson Diviny, Supervisor Stewart  
Councilpersons Troy, Valentine, Bottari  
Noes: None

\*\*\*

**RESOLUTION NO. 57**

**REAPPOINT/MARGARET RASO/HABOR**

Councilman Bottari offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that the Town Board hereby re-appoints Margaret Raso as a member of HAVOR, for a 5-year term, commencing January 1, 2016 and expiring December 31, 2020.

Ayes: Councilpersons Bottari, Troy, Diviny, Valentine  
Supervisor Stewart  
Noes: None

\*\*\*

**RESOLUTION NO. 58**

**TABELED/REAPPOINT/ ROBERT  
TOMPKINS/ ORANGETOWN HOUSING  
AUTHORITY**

Councilman Troy offered the following resolution, which was seconded by Councilman Diviny and was **TABELED**:

RESOLVED, that the Town Board hereby **TABELED** the reappointment of Robert Tompkins, to the Orangetown Housing Authority, for a 5-year term, commencing January 1, 2016 and expiring December 31, 2020.

Ayes: Councilpersons Troy, Diviny, Valentine, Bottari  
Noes: Supervisor Stewart

\*\*\*

**RESOLUTION NO. 59**

**APPOINT/ROBERT DELL  
CHAIRPERSON/PLANNING BOARD**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Bottari and on a roll call **FAILED** :



**RESOLUTION NO. 59 - Continued**

RESOLVED, that Robert Dell, is hereby appointed Chairperson to the Orangetown Planning Board for a period of 1-Year, commencing January 1, 2016 and expiring December 31, 2016.

Ayes: Supervisor Stewart, Councilperson Bottari  
Noes: Councilpersons Troy, Diviny, Valentine

\*\*\*

**RESOLUTION NO. 60**

**REAPPOINT/KEVIN GARVEY  
CHAIRPERSON/PLANNING BOARD**

Councilman Diviny offered the following resolution, which was seconded by Councilman Troy and on a roll call was adopted:

RESOLVED, that the Town Board hereby reappoints, Kevin Garvey, as Chairperson to the Orangetown Planning Board for a period of 1-Year, commencing January 1, 2016 and expiring December 31, 2016.

Ayes: Councilpersons Diviny, Troy, Valentine  
Noes: Supervisor Stewart, Councilperson Bottari

\*\*\*

**RESOLUTION NO. 61**

**REAPPOINT/MICHAEL MANDEL  
PLANNING BOARD**

Councilman Valentine offered the following resolution, which was seconded by Councilman Diviny and was unanimously adopted:

RESOLVED, that the Town Board hereby reappoints Michael Mandel to serve as a member of the Orangetown Planning Board for a 7-year term, said term to commence as of January 1, 2016 and expire on December 31, 2022.

Ayes: Councilpersons Valentine, Diviny, Troy, Bottari  
Supervisor Stewart  
Noes: None

\*\*\*

**RESOLUTION NO. 62**

**REAPPOINT CHARLES (SKIP)  
VEZZETTI/SANITATION COMMISSION**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Diviny and was unanimously adopted:

RESOLVED, that the Town Board hereby reappoints Charles (Skip) Vezzetti, a member of the Sanitation Commission, for a 5-year term, commencing January 1, 2016 and expiring December 31, 2020.

Ayes: Supervisor Stewart  
Councilpersons Diviny, Troy, Valentine, Bottari  
Noes: None

\*\*\*

**RESOLUTION NO. 63**

**REAPPOINT DANIEL W. SULLIVAN  
ZONING BOARD OF APPEALS**

Councilman Diviny offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

**RESOLUTION NO. 63 - Continued**

RESOLVED, that the Town Board hereby reappoints Daniel W. Sullivan to serve as a member of the Zoning Board of Appeals, for a 5-year term, commencing January 1, 2016 and expiring December 31, 2020.

Ayes: Councilpersons Diviny, Troy, Valentine, Bottari  
Supervisor Stewart  
Noes: None

\*\*\*

**RESOLUTION NO. 64**

**REAPPOINT DANIEL W. SULLIVAN  
CHAIRPERSON/ZONING BOARD OF  
APPEALS**

Councilman Troy offered the following resolution, which was seconded by Councilman Valentine and was unanimously adopted:

RESOLVED, that the Town Board hereby reappoints Daniel W. Sullivan, Chairperson, for the Zoning Board of Appeals, for a period of 1-year, commencing January 1, 2016 and expiring December 31, 2016.

Ayes: Councilpersons Troy, Valentine, Diviny, Bottari  
Supervisor Stewart  
Noes: None

\*\*\*

**RESOLUTION NO. 65**

**REAPPOINT/BUREAU OF FIRE  
PROTECTION COMMITTEE**

Councilman Diviny offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

RESOLVED, that the following are hereby reappointed as members to the Bureau of Fire Protection Committee, for a 1-year term, commencing January 1, 2016 and expiring December 31, 2016.

Michael Bettmann                      John Ahlf, Jr.                      Robert Morrison  
Paul Raso                                      Tom Bade  
Liaison: Councilmen Diviny and Bottari

Ayes: Councilpersons Diviny, Bottari, Troy, Valentine  
Supervisor Stewart  
Noes: None

\*\*\*

**RESOLUTION NO. 66**

**REAPPOINT/ORANGETOWN PARKS  
DEVELOPMENT ADVISORY COMMITTEE**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Diviny and was unanimously adopted:

RESOLVED, that the following are hereby reappointed as members of the Orangetown Parks Development Advisory Committee, for a 1-year term, commencing January 1, 2016 and expiring December 31, 2016:

Watson Morgan                      Mary McCloskey                      Mikki Leader  
James Castagna                      Kimball Parker                      Brian Terry  
Anne Byrne  
Liaison: Supervisor Stewart

Ayes: Supervisor Stewart  
Councilpersons Diviny, Troy, Valentine, Bottari  
Noes: None

**RESOLUTION NO. 67**

**REAPPOINT/PROJECT REVIEW COMMITTEE**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Valentine and was unanimously adopted:

RESOLVED, that the following are hereby reappointed as members of the Orangetown Project Review Committee, for a 1-year term, commencing January 1, 2016 and expiring December 31, 2016:

John Giardiello, Director of OBZPAE as Chairman  
James Dean, Superintendent of Highways  
Michael Bettmann, Fire Prevention  
Liaison: Councilman Valentine  
Bruce Peters, DEME  
Guy DeVincenzo, DEME  
Robert Magrino, Deputy Town Attorney

Ayes: Supervisor Stewart  
Councilpersons Valentine, Troy, Diviny, Bottari  
Noes: None

\*\*\*

**RESOLUTION NO. 68**

**REAPPOINT/SENIOR CITIZENS ADVISORY COMMITTEE**

Councilman Troy offered the following resolution, which was seconded by Councilman Diviny and was unanimously adopted:

RESOLVED, that the following are hereby reappointed as members of the Orangetown Senior Citizens Advisory Committee, for a 1-year term, commencing January 1, 2016 and expiring December 31, 2016:

Josephine Urban, Senior Leader  
Shirley McGowan  
Rosemarie Fornario, Clerk  
Kay Ferrara  
Veronica Blaine  
Liaison: Councilman Denis Troy

Ayes: Councilpersons Troy, Diviny, Valentine, Bottari  
Supervisor Stewart  
Noes: None

\*\*\*

**RESOLUTION NO. 69**

**REAPPOINT/SHADE TREE COMMISSION**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

RESOLVED, that the following are hereby reappointed as members of the Orangetown Shade Tree Commission, for a 1-year term, commencing January 1, 2016 and expiring December 31, 2016:

Rebecca Gmucs  
Mary Vail  
Joy Macey  
Laurie Peek  
Liaison: Supervisor Stewart

Ayes: Supervisor Stewart  
Councilpersons Bottari, Troy, Diviny, Valentine  
Noes: None

\*\*\*

**RESOLUTION NO. 70**

**REAPPOINT/TRAFFIC ADVISORY BOARD**

Councilman Diviny offered the following resolution, which was seconded by Councilman Valentine and was unanimously adopted:

RESOLVED, that the following are hereby reappointed as members of the Orangetown Traffic Advisory Board, for a 1-year term, commencing January 1, 2016 and expiring December 31, 2016:

Paul Raso  
Lisa Shumante  
Margaret Warren  
Thomas Edattel, DEME  
Robert Schelin  
Mike Yannazone, Highway

**RESOLUTION NO. 70 – Continued**

Guy DeVincenzo, DEME	Sgt. Anthony Palazolo	Robert Simon, Recr of Taxes
Robert Morrison	P. O. Hugh Johnson	
Rosemarie Fornario, Clerk	Liaison: Councilman Valentine	

Ayes: Councilpersons Diviny, Valentine, Troy, Bottari  
 Supervisor Stewart

Noes: None

\*\*\*

**RESOLUTION NO. 71**

**REAPPOINT/TV ADVISORY COMMITTEE**

Councilman Diviny offered the following resolution, which was seconded by Supervisor Stewart and was unanimously adopted:

RESOLVED, that the following are hereby reappointed as members of the Orangetown TV Advisory Committee, for a 1-year term, commencing on January 1, 2016 and expiring December 31, 2016:

David Chilson	Kathleen Troy Maier	David Bell
Anthony Bevelaqua, IT	TZHS Faculty Advisor (or other designated representative)	

Ayes: Councilperson Diviny, Supervisor Stewart  
 Councilpersons Troy, Valentine, Bottari

Noes: None

\*\*\*

**RESOLUTION NO. 72**

**REAPPOINT/OFFICE OF EMERGENCY MANAGEMENT COMMITTEE**

Councilman Diviny offered the following resolution, which was seconded by Supervisor Stewart and was unanimously adopted:

RESOLVED, that the following are hereby reappointed as members of the Orangetown Office of Emergency Management Committee, for a 1-year term, commencing January 1, 2016 and expiring December 31, 2016:

P. O. Harold Johnson	John Giardiello, Director of OBZPAE
Captain Donald Butterworth	James Dean, Superintendent of Highways
Mike Yannazone, Highway Dept	Karen Jahnes, Highway Dept.
Paul Witte, Building Dept.	Peter Byrne, Orangetown Fire Chiefs
Robert Daly, Orangetown Fire	Steve Harris, So Orangetown Ambulance
Maryanne Portoro, PR Ambulance	Mark Albert, Parks and Recreation
Liaison: Councilman Diviny	Elizabeth DeCort, Building Dept.

Ayes: Councilperson Diviny, Supervisor Stewart  
 Councilpersons Troy, Valentine, Bottari

Noes: None

\*\*\*

**RESOLUTION NO. 73**

**REAPPOINT/ORANGETOWN ENVIRONMENTAL COMMITTEE**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

RESOLVED, that the following are hereby reappointed as members of the Orangetown Environmental Committee, for a 1-year term, commencing January 1, 2016 and expiring December 31, 2016:

Alexis Starke	Rosemary Raccioppi	Fran Oldenburger
Peggy Kurtz	June Starke	Larry Soehnel

**RESOLUTION NO. 73 - Continued**

Martyn Ryan	Eve Millard	Deby Turner
Watson Morgan	Don Steinmetz	Michael Andrea
Lawrence Vail	Tom Reilly	
Liaison: Supervisor Stewart		

Ayes: Supervisor Stewart  
 Councilpersons Bottari, Troy, Diviny, Valentine  
 Noes: None

\*\*\*

**RESOLUTION NO. 74**

**REAPPOINT/SUBSTANCE ABUSE COMMITTEE**

Councilman Troy offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

RESOLVED, that the following are hereby reappointed as members of the Orangetown Substance Abuse Committee, for a 1-year term, commencing January 1, 2016 and expiring December 31, 2016:

Michael Murphy, PRHS Principal	Norma Canals, PRHS Social Worker
Jennifer Amos, TZHS Principal	Jim Andrews, CANDLE
Vickie Shaw, SOCASA	Sue Maher, SOCASA
Joanne Goodman	Scott Salmon
Stephanie Finucane	Chief Kevin Nulty
Jean Horan, Rock County DEA	Detective Joe Sullivan
Capt. Donald Butterworth	
Liaison: Councilman Troy	

Ayes: Councilpersons Troy, Bottari, Diviny, Valentine  
 Supervisor Stewart  
 Noes: None

\*\*\*

**RESOLUTION NO. 75**

**REAPPOINT/BLUE HILL GOLF COMMITTEE**

Councilman Valentine offered the following resolution, which was seconded by Councilman Diviny and was unanimously adopted:

RESOLVED, that the following are hereby reappointed as members of the Orangetown Blue Hill Golf Committee, for a 1-year term, commencing January 1, 2016 and expiring December 31, 2016.

Lawrence Costello (Chairman)	Sean Burke	Joseph Green
Julia Regan	Mike Hogan	Evelyn Beckerle
Chris Bauer	John Hickey	Matt Reid
Bruce Jensen	Sean Walsh	Tom Lynch
Liaison: Councilman Valentine		

Ayes: Councilpersons Valentine, Diviny, Troy, Bottari  
 Supervisor Stewart  
 Noes: None

\*\*\*

**RESOLUTION NO. 76**

**REAPPOINT/HEALTH ADVISORY SERVICES COMMITTEE**

Councilman Diviny offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

**RESOLUTION NO. 76 - Continued**

RESOLVED, that the following are hereby reappointed as members of the Orangetown Health Advisory Services Committee, for a 1-year term, commencing January 1, 2016 and expiring on December 31, 2016:

Maryann Portoro	Donna Alise	P. O. Harold Johnson
Paul Morer	Wm McDowell	

Ayes: Councilpersons Diviny, Bottari, Troy, Valentine  
Supervisor Stewart  
Noes: None

\*\*\*

**RESOLUTION NO. 77**

**REAPPOINT/YOUTH RECREATION ASSESSMENT ADVISORY COMMITTEE**

Councilman Diviny offered the following resolution, which was seconded by Supervisor Stewart and was unanimously adopted:

RESOLVED, that the following are hereby reappointed as members of the Youth Recreation Assessment Advisory Committee, for a 1-year term, commencing January 1, 2016 and expiring December 31, 2016:

Joe Onatavia	Robert Iorio	Kerry Beckmann
William Lee	Kevin Powers	Manny Larenas
Frank Payne	Jim Walsh	Tom Morales
Andy DiDomenico	Bob DeRosa	Chris O'Brien
Alex Tencic	Joseph Chiappa	Chris Smith

Ayes: Councilperson Diviny, Supervisor Stewart  
Councilpersons Troy, Valentine, Bottari  
Noes: None

\*\*\*

**RESOLUTION NO. 78**

**DESIGNATION/GRANT WRITER SYLVIA WELCH**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

RESOLVED, that upon recommendation of the Supervisor, the Town Board designates Supervisor Stewart to sign agreement to engage grant writer Sylvia Welch to assist the Town to identify funding sources, prepare applications, assist in grants administration and perform other planning and coordination services as requested at her standard rate of \$60.00/hour with a cap in spending of \$12,000.00. Targets will be reviewed and approved by the Town Board.

Ayes: Supervisor Stewart  
Councilpersons Bottari, Troy, Diviny, Valentine  
Noes: None

\*\*\*

**RESOLUTION NO. 79**

**APPOINT JOSEPH E.WOOLEY DISCIPLINARY HEARING OFFICER/EMPLOYEE #3213**

Councilman Diviny offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

BE IT RESOLVED, that the Town Board hereby appoints Joseph E. Wooley, Esq. to act as a hearing officer pursuant to § 75 of the Civil Service Law of the State of New York with respect to certain disciplinary charges, dated December 21, 2015, preferred against employee # 3213; and

**RESOLUTION NO. 79 - Continued**

BE IT FURTHER RESOLVED, that the hearing officer is directed to conduct a hearing, making findings of fact and issue a recommendation of guilt or innocence, along with a recommended penalty, if appropriate, to the Town Board; and

BE IT FURTHER RESOLVED, the Town Board approves compensation of Hearing Officer Joseph E. Wooley, Esq. at a rate of \$175.00 per hour not to exceed \$5,000 for services rendered.

Ayes: Councilpersons Diviny, Bottari, Troy, Valentine  
Supervisor Stewart  
Noes: None

\*\*\*

**RESOLUTION NO. 80**

**PERMISSION GRANTED/KENECK  
SKIBINSKI/NYWEA ANNUAL  
MEETING/2016/DEME**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Diviny and was unanimously adopted:

RESOLVED, that upon the recommendation of the Commissioner of DEME, permission is hereby granted for Keneck Skibinski to attend the New York Water Environment Association, Inc., NYC, February 8-10, 2016, at a cost of \$1,252.00, to be charged to Account No. G 8130.441.

Ayes: Supervisor Stewart  
Councilpersons Diviny, Troy, Valentine, Bottari  
Noes: None

\*\*\*

**RESOLUTION NO. 81**

**APPROVE/SURPLUS EQUIPMENT/DEME**

Councilman Bottari offered the following resolution, which was seconded by Councilman Valentine and was unanimously adopted:

RESOLVED, upon the recommendation of the Commissioner of DEME, the following equipment is declared surplus and available for auction:

- 2006 Chevrolet Silverado, VIN. 1GCEK14V26E143653
- 1998 Ford Expedition VIN. 1FMPU18L9WLC24295
- 1998 Ford Expedition VIN. 1FMPU18L1WLB19623
- 1998 Chevrolet Utility Truck VIN. 1GBJC34R0WF061395
- 1986 Ford F-8000 Tractor VIN. 1FDYG80K4GVA41934
- 2001 Ford F450 Rack Truck VIN. 1FDXF46S51EA27238

Ayes: Councilpersons Bottari, Valentine, Troy, Diviny  
Supervisor Stewart  
Noes: None

\*\*\*

**RESOLUTION NO. 82**

**AWARD BID/POLICE UNIFORMS/THE  
WASHING BOARD, PEARL RIVER, NY**

Councilman Troy offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

WHEREAS, the Police Chief duly advertised for sealed bids for dry cleaning of Police Uniforms, which were received and publicly opened on December 23, 2015; a copy of the Affidavit of Publication, Notice of Posting and Bid Sheet is labeled Exhibit 01-C-16, and made a part of these minutes. Now, Therefore, Be It

**RESOLUTION NO. 82 - Continued**

RESOLVED, that upon recommendation of the Police Chief, this bid is hereby awarded to the only bidder, The Washing Board, Pearl River, NY.

Ayes: Councilpersons Troy, Bottari, Diviny, Valentine  
Supervisor Stewart  
Noes: None

\*\*\*

**RESOLUTION NO. 83**

**AWARD ROUTE 340 SIDEWALK  
PROJECT/PHASE II PIN 8059.03/JORREY  
EXCAVATING/HIGHWAY**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

WHEREAS, the Superintendent of Highways duly advertised for sealed bids for ROUTE 340 SIDEWALK PROJECT/PHASE II PIN 8059.03, which were received and publicly opened on November 12, 2015; a copy of the Affidavit of Publication, Notice of Posting and Bid Sheet is labeled Exhibit 01-D-16, and made a part of these minutes. Now, Therefore, Be It

RESOLVED, that upon the recommendation of the Superintendent of Highways, the Route 340 Sidewalk Project, Phase II PIN 8059.03 (A Federal Project) is hereby awarded to Jorrey Excavating, the lowest qualified bidder, at a cost of \$1,422,830.00.

Ayes: Supervisor Stewart  
Councilpersons Bottari, Troy, Diviny, Valentine  
Noes: None

\*\*\*

**RESOLUTION NO. 84**

**APPROVE/SYLVIA WELCH/GRANT  
WRITER/ CAD SYSTEM/POLICE  
DEPARTMENT**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Valentine and was unanimously adopted:

RESOLVED, that the Town Board authorizes the Supervisor to pay grant writer Sylvia Welch \$350.00 to write and submit a grant request for approximately \$200,000 for an updated Computer Aided Dispatch (CAD) system for the Orangetown Police Department.

Ayes: Supervisor Stewart  
Councilpersons Valentine, Troy, Diviny, Bottari  
Noes: None

\*\*\*

**RESOLUTION NO. 85**

**REAPPOINT/GUY DEVINCENZO  
CHAIRPERSON/TRAFFIC ADVISORY  
BORAD**

Councilman Valentine offered the following resolution, which was seconded by Supervisor Stewart and was unanimously adopted:

RESOLVED, Guy DeVincenzo is hereby reappointed Chairman of the Traffic Advisory Board, for a period of 1-Year, commencing January 1, 2016 and expiring December 31, 2016.

Ayes: Councilperson Valentine, Supervisor Stewart  
Councilpersons Troy, Diviny, Bottari  
Noes: None



**RESOLUTION NO. 86**

**PAY VOUCHERS**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Diviny and was unanimously adopted:

RESOLVED, upon the recommendation of the Finance Director, Jeff Bencik, the Finance Office is hereby authorized to pay vouchers for the General Fund, Town Outside Village, Blue Hill, Broadacres, Highway, Sewer, Capital Projects, Risk Retention, and Special Parking Funds for a total amount of \$2,904,627.31.

Ayes: Supervisor Stewart  
Councilpersons Diviny, Troy, Valentine, Bottari  
Noes: None

\*\*\*

**RESOLUTION NO. 87**

**ENTER EXECUTIVE SESSION  
RESTAURANT CONTRACT**

In attendance, at this Executive Session, were Supervisor Stewart, Councilpersons Troy, Diviny, Valentine, Bottari, Charlotte Madigan, John Edwards, Teresa Kenny, Jeff Bencik, and Aric Gorton.

Supervisor Stewart offered the following resolution, which was seconded by Councilman Valentine and was unanimously adopted:

RESOLVED, at 9:47 p.m. the Town Board entered Executive Session to discuss the Blue Hill Golf Course restaurant contract.

Ayes: Supervisor Stewart  
Councilpersons Valentine, Troy, Diviny, Bottari  
Noes: None

\*\*\*

**RESOLUTION NO. 88**

**ADJOURN IN MEMORY**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Valentine and was unanimously adopted:

RESOLVED, at 10:15 p.m. the Town Board reentered the Regular Town Board Meeting and adjourned, in memory of Paul Doctor, Tappan; Steve Jaffee, Husband of Assemblywoman Ellen Jaffee; Ed Pascocello, Pearl River, and Joe Walsh, Orangeburg.

Ayes: Supervisor Stewart  
Councilpersons Valentine, Troy, Diviny, Bottari  
Noes: None

---

**Charlotte Madigan, Town Clerk**