



TOWN OF ORANGETOWN TOWN BOARD MEETING

Tuesday March 09, 2021

This Town Board Meeting was opened at 7:00 PM.

Councilperson Denis Troy _____
Councilperson Thomas Diviny _____
Councilperson Paul Valentine _____
Councilperson Jerry Bottari _____
Supervisor Teresa M. Kenny _____

☪ Pledge of Allegiance to the Flag

ANNOUNCEMENTS:

- ◆ **2021 Military Tribute Banner Program / Banners will be displayed between Memorial Day and Veteran's Day. Display areas include Tappan, Orangeburg Road, Sparkill, Pearl River and Blauvelt / Please email: supervisor@orangetown.com for more details.**
- ◆ **ORANGETOWN POLICE REFORM AND REINVENTION PLAN UPDATE**

PRESENTATIONS:

- ◆ **PROCLAMATIONS FOR NATIONAL CATHOLIC SISTERS WEEK / MARCH 8-14, 2021 / HONORING:**
 - ★ Sister Theresa Lynch of the Dominican Sisters of Blauvelt
 - ★ Sister Molly Dower of the Dominican Sisters of Blauvelt
 - ★ Sister Lois Liekweg of the Dominican Sisters of Sparkill
 - ★ Sister Miriam Joseph Schaub of the Dominican Sisters of Sparkill
- ◆ **PROCLAMATIONS FOR IRISH CULTURAL HERITAGE MONTH 2021 HONORING:**
 - ★ John McGowan, Rockland County AOH President
 - ★ Loretta Reidy, Rockland County LAOH President

DISCUSSION: WORKSHOP OF AGENDA ITEMS

PUBLIC COMMENT:

1. OPEN PUBLIC COMMENT PORTION

RESOLVED, that the public portion is hereby opened.

SUMMARY OF PUBLIC COMMENTS:

2. CLOSE PUBLIC COMMENT PORTION

RESOLVED, that the public portion is hereby closed.

AGENDA ITEMS:

TOWN BOARD

3. OPEN PUBLIC HEARING / RTBM OF MARCH 9, 2021 AT 7:05 P.M. / LOCAL LAW / TOWN CODE CHAPTER 9 / DOGS

RESOLVED, that the _____ p.m. public hearing to consider a proposed Local Law amending Town Code, Chapter 9 entitled "Dogs", by amending Sections 9-5(A) and 9-6(B), is hereby opened. This proposed Local Law will modify the impoundment fees contained in Section 9-05(A) and delete "the Hi-Tor Animal Care Center, Inc., or " as unnecessary language in Section 9-6(B).

PRESENTATION of Affidavit of Public Hearing posting and publication.

SUMMARY OF COMMENTS:

4. CLOSE PUBLIC HEARING / LOCAL LAW/ TOWN CODE CHAPTER 9 / DOGS

RESOLVED, that the public portion is hereby closed.

5. DECLARATION OF LEAD AGENCY/ SEQR / LOCAL LAW / TOWN CODE CHAPTER 9 / DOGS

RESOLVED, that the Town Board declared itself Lead Agency in this matter.

6. SIGNIFICANCE - SEQR DECLARATION/LOCAL LAW / TOWN CODE CHAPTER 9 / DOGS

RESOLVED, that a SEQR declaration of non-significance, indicating that the action the Town Board is contemplating will not have a significant negative impact on the environment, is hereby adopted. A copy is labeled Exhibit _____, and made a part of these minutes.

LOCAL LAW NO. _____ OF 2021

AMENDING CHAPTER 9 OF THE TOWN CODE, ARTICLE 1, SECTION 9-5(A) TO AMEND THE FEE PAYABLE FOR IMPOUNDMENT AND SECTION 9-6 TO DELETE THE NAME OF A PRIOR ANIMAL SHELTER VENDOR.

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

As amended, Additions are underlined, ~~Deletions are stricken~~. The said sections of the Code are amended as follows:

Be it enacted by the Town Board of the Town of Orangetown that Local Law No. 8 of 2010 (Chapter 9, Article I of the Code of the Town of Orangetown entitled "Licensing and Control", Section 9-5 entitled "Seizure of dog; redemption periods; impoundment fees" is hereby amended as follows by deleting the language that is stricken through and replacing it with the language that is underlined; and Section 9-6 entitled "Licensing; fees" is hereby amended as follows by deleting the language that is stricken through:

§ 9-5 Seizure of dogs; redemption periods; impoundment fees.

A. The Dog Warden, duly appointed Animal Control Officer, or any peace officer in the employ of, or under contract to, the Town shall seize any unlicensed dog, whether on or off the owner's premises; any dog not wearing an identification tag and, after January 1, 1980, not identified and which is not on the owner's premises; and any dog found in violation of § 9-4A of this local law. The owner of any dog impounded by Orangetown shall be entitled to redeem that dog within five ~~business days, excluding the day the dog is impounded,~~ provided that the owner produces proof that the dog is licensed and identified and pays a fee of FORTY (\$40.00) DOLLARS for each twenty-four hour period including a same day reclaim of the canine ~~\$20 for the first impoundment; a fee of \$30 for the second impoundment and a fee of \$5 for each additional twenty-four hour period; a fee of \$40 for a third and each subsequent impoundment and a fee of \$5 for each additional twenty-four hour period.~~ The Dog Warden, Animal Control Officer or peace officer may also investigate and report to a Town Justice of the Town any dangerous dog as described in Article 7 of the Agriculture and Markets Law and see that the order of the Town Justice in such case is carried out.

§ 9-6 Licensing; fees.

B. The Town of Orangetown authorizes ~~the Hi-Tor Animal Care Center, Inc.,~~ or any entity which it contracts with for shelter services, to provide, accept and grant an application for a dog license made by a resident at the time of an adoption of a dog from the shelter, provided that such application is made in accordance with § 9-6A of this law, and the license fee and any additional fees and surcharges shall be remitted to the Town Clerk of Orangetown on or before the third day of the month following the month in which the license fee and additional fees and surcharges were received.

This Local Law shall become effective immediately upon being filed with the Secretary of State.

7. **ADOPT LOCAL LAW NO. _____ OF 2021 / CHAPTER 9 / DOGS**

RESOLVED, that the Town Board hereby adopts the proposed Local Law amending Town Code, Chapter 9, entitled "Dogs", by amending Sections 9-5(A) and 9-6(B).

8. **APPOINT / REAPPOINT / ORANGETOWN OFFICE OF EMERGENCY MANAGEMENT COMMITTEE / 2021 / 1 YEAR TERM**

RESOLVED, that the following are hereby appointed / reappointed as Members of the Orangetown Office of Emergency Management Committee for a 1-year term, commencing on January 1, 2021 and expires on December 31, 2021:

- ◆ P. O. Michael Yannazzone, Jr, (Chairman)
- ◆ Capt. James Brown
- ◆ David Majewski
- ◆ Jane Slavin
- ◆ James J. Dean
- ◆ Karen Jahnes
- ◆ Mark Albert
- ◆ Fred Simms
- ◆ Steve Harris
- ◆ Maryanne Portoro
- ◆ Robert Daly
- ◆ Stephen Munno
- ◆ Eamon Reilly
- ◆ Christopher Sheehan
- ◆ Liaison: Councilman Diviny

9. **REAPPOINT CHRIS DUNNIGAN / MEMBER / ORANGETOWN ARCHITECTURE AND COMMUNITY ASSESSMENT BOARD OF REVIEW / 3 YEAR TERM**

RESOLVED, that CHRIS DUNNIGAN is hereby reappointed as Member to the Orangetown Architecture and Community Assessment Board of Review for a period of 3-years, commencing January 1, 2021 and expiring on December 31, 2023.

10. **REAPPOINT CHRIS DUNNIGAN / CHAIRMAN / ARCHITECTURE AND COMMUNITY BOARD OF REVIEW / 2021 / 1 YEAR TEAM**

RESOLVED, that CHRIS DUNNIGAN is hereby reappointed Chairman to the Architecture and Community Assessment Board of Review for a period of 1-year, commencing January 1, 2021 and expiring on December 31, 2021.

**11. REAPPOINT MARTIN FOGARTY / 2021 BLUE HILL GOLF COURSE
ADVISORY COMMITTEE - 1 YEAR TERM**

RESOLVED, that MARTIN FOGARTY is hereby reappointed as a Member of the Orangetown Blue Hill Golf Course Advisory Committee, for a 1-year term, commencing on January 1, 2021, and expires on December 31, 2021.

12. AUTHORIZE / CANDLE AGREEMENT / 2021

RESOLVED that the Town Board hereby authorizes the Supervisor, or her designated representative, to sign an Agreement between the TOWN and Community Awareness Network for a Drug-Free Life and Environment, Inc. ("CANDLE"), at a cost to the TOWN of \$35,132.50 pursuant to which CANDLE shall provide programs and services to promote the prevention of substance abuse and violence amongst the youth of the Town of Orangetown during and throughout calendar year 2021.

FURTHER RESOLVED that funding in the amount of \$35,132.50 for CANDLE to be charged to Account No. A.4211.457 (SUBSTANCE ABUSE, COUNCIL, CONTRACTS W/OUTSIDE VENDORS) is hereby authorized by appropriating fund balance.

HIGHWAY

**13. AMEND RESOLUTION NO. 18/2021 / RFP / SIDEWALK SAWCUTTING / FROM
ALWAYS SAFE SIDEWALKS TO PRECISION SAFE SIDEWALKS**

RESOLVED, Resolution No. 18/2021 is hereby amended to award the Sidewalk Saw-cutting Request for Proposal to Precision Safe Sidewalks, Arlington, VA. Precision Safe Sidewalks is the New York affiliate of Always Safe Sidewalks. At a cost of \$56.00 per inch/foot, not to exceed \$36,000. Work completed under this contract will be charged to Account No. A.5410.457 and paid for out of the 2020 Operating Budget.

PARKS AND RECREATION

14. ACCEPT DONATION / MEMORIAL BENCH / MARY & RICHARD McCLOSKEY

RESOLVED, that upon the recommendation of the Superintendent of Parks and Recreation accept with gratitude the donation of a memorial bench to be placed at Veterans Memorial Park. Engraving will read:

"Relax and Have a Seat
In Loving Memory of Mary and Richard McCloskey"

15. AWARD BID / ATHLETIC COURT CRACK REPAIR / SPORT-TECH ACRYLICS CORP., BREWSTER, NY

RESOLVED, that upon the recommendation of Superintendent of Parks and Recreation award the bid for athletic court crack repair for various Town athletic courts to Sport-Tech Acrylics Corp. of Brewster, NY in an amount not to exceed \$60,000.00.

TOWN CLERK

16. ACCEPT / RECEIVE / FILE DOCUMENTS/TOWN CLERK'S OFFICE

RESOLVED that the following documents are accepted, received and filed in the Town Clerk's Office:

1. Town Board Meeting minutes: 2/9/2021 Police Commission; 2/9/2021 & 2/23/2021 Regular Town Board Meeting; and 2/24/2021 Special Town Board Meeting.
2. 2021 License Agreement for Use of Town of Ramapo Police Firing Range.

AUDIT

17. PAY VOUCHERS

RESOLVED, upon the recommendation of the Director of Finance, Jeffrey Bencik, the Finance Office is hereby authorized to pay vouchers for a total amount of one (1) warrant (attached) for a total of \$506,597.81.

EXECUTIVE SESSION

18. ENTER EXECUTIVE SESSION

RESOLVED, at _____ pm, the Town Board entered Executive Session to discuss the proposed acquisition/sale/lease of real property when publicity might affect value.

ADJOURNMENTS

19. RE-ENTER RTBM / ADJOURNED / MEMORY

RESOLVED, at _____ pm, the Town Board re-entered the Regular Town Board Meeting and adjourned in memory of: