



## TOWN OF ORANGETOWN TOWN BOARD MEETING

Tuesday February 25, 2025

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

Councilperson Paul Valentine \_\_\_\_\_  
Councilperson Jerry Bottari \_\_\_\_\_  
Councilperson Brian Donohue \_\_\_\_\_  
Councilperson Dan Sullivan \_\_\_\_\_  
Supervisor Teresa M. Kenny \_\_\_\_\_

### ☛ Pledge of Allegiance to the Flag

### ANNOUNCEMENTS:

- ◆ Town of Orangetown DRAFT Municipal Separate Storm Sewer System Report is available for review on the Town's website. The Town's Storm Water Management Plan is available at the Town's Department of Environmental Management office.

### PRESENTATIONS:

- ◆ Presentation of Proposed Residential Units at 155 Greenbush Road, Orangeburg

### DISCUSSION:

- ◆ PARKS & RECREATION 2025 FEE SCHEDULE
- ◆ 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. AUTHORIZATION FOR AN AMENDMENT TO CONTRACT OF SALE / PURCHASE OF REAL PROPERTY LOCATED AT 149-157 PIERMONT AVE., S. NYACK, NEW YORK / LIVING CHRIST CHURCH**

**WHEREAS**, the Town Board by resolution No. 2024-328 adopted on June 25, 2024, the Town Board authorized the Supervisor to execute Contract of Sale (“Contract”) with the LIVING CHRIST CHURCH OF THE CHRISTIAN AND MISSIONARY ALLIANCE, INC. f/k/a SIMPSON MEMORIAL CHURCH, Inc. (the “Seller”) for the Town to purchase a certain parcel of real property located in the Town of Orangetown, County of Rockland, and State of New York, containing approximately 6.5 acres, and having the Tax Map Identification Number: 66.54-2-11 (the “Property”), under terms and conditions set forth more fully in the Resolution; and

**WHEREAS**, the Resolution was subject to permissive referendum, which was duly advertised by the Town Clerk as required by law, and said Resolution took effect thirty days after its adoption, since no petition seeking a referendum was filed with the Town Clerk and the Contract having been fully executed by the parties as of July 31, 2024, and

**WHEREAS**, as part of the Town’s due diligence with respect to the Contract to purchase the Property, the Seller will be undertaking to have further tests conducted at the property with respect storage tanks, and the Town has agreed the Seller may use part of the down payment to pay for the costs of said testing, with the Town receiving a credit therefore at closing, which agreement is to be memorialized by a First Addendum to the Contract setting forth the terms and conditions of such additional testing, payments and credits, as well as extension of certain time periods in the Contract, which terms are set forth more fully in the proposed Addendum,

**NOW THEREFORE BE IT RESOLVED** that the Supervisor for the Town of Orangetown (the “Supervisor”) or her designee is hereby authorized to execute the First Addendum to the Contract of Sale as proposed, on the terms and conditions detailed therein; and to take any such actions, including but not limited to the execution of documents, as are necessary to implement the terms and conditions of said First Addendum to Contract of Sale.

**4. APPROVE / AUTHORIZE STIPULATION OF SETTLEMENT / EMPLOYEE NO. 4399**

**RESOLVED**, that the Town Board hereby authorizes implementation and settlement of a disciplinary proceeding with respect to employee no. 4399 and authorizes the Town Supervisor to execute a Stipulation of Settlement to effectuate terms of the settlement.

**5. APPOINT WALTER SCOTT WHEATLEY / CHAIRPERSON / HISTORICAL AREAS BOARD OF REVIEW / 2/25/2025-12/31/2025**

**RESOLVED**, that WALTER SCOTT WHEATLEY is hereby appointed CHAIRPERSON to the Historical Areas Board of Review, commencing February 25, 2025 and expiring on December 31, 2025.

**6. APPOINT MARJORIE GALEN / MEMBER / HISTORICAL AREAS BOARD OF REVIEW / 2/25/2025 – 12/31/2025**

**RESOLVED**, that MARJORIE GALEN is hereby appointed MEMBER to the Historical Areas Board of Review, commencing February 25, 2025 and expiring December 31, 2025, to fill the unexpired term of Margaret Raso, who resigned on January 14, 2025.

**7. REAPPOINT SUBSTANCE ABUSE COMMITTEE / 2025 / 1-YEAR TERM**

**RESOLVED**, that the following are hereby reappointed as Members of the Substance Abuse Committee, for a 1-year term, commencing on January 1, 2025 and expiring on December 31, 2025:

- Melissa Luciano, Principal of TZHS
- Norma Canals, Social Worker PRHS
- Dr. Robert Zegarelli, Principal of PRHS
- Chief Donald Butterworth, OPD
- Captain Michael Shannon, OPD
- Detective Brandon Myers, OPD
- Wayne Roimisher, Chief of SOAC
- Allison Haugh, Rockland County DEA
- Jacqueline Sellin, Executive Director CANDLE
- Jean Robert Zephir
- Lara Benz
- Alicia Shannon
- Ed O’Dea
- Melissa Costa-Blaisdell
- Stephanie Finucane, Secretary
- Liaison – Supervisor Teresa M. Kenny

**TOWN ATTORNEY**

**8. STANDARD WORK DAY (SWD) FOR ELECTED OFFICIAL, DANIEL SULLIVAN, TO REPORT SWD PER MONTH TO NEW YORK STATE & LOCAL RETIREMENT SYSTEM (NYSLRS)**

**RESOLVED**, that the Town of Orangetown (“Town”) hereby establishes the following as standard work day(s) (“SWD”) for elected and appointed Official(s), and will report the following days worked to the New York State & Local Retirement System (“NYSLRS”), based on the Record of Activities (“ROA”) maintained, and submitted by, these/this Official(s) to the Town Clerk or Town Attorney:

<u>Elected or Appointed Official’s Title</u>	<u>Name</u>	<u>NYSLRS Registration Number</u>	<u>Standard Work Day/SWD (hours per day)</u>	<u>Term Begins/Ends</u>	<u>Participates in Town’s Time Keeping System</u>	<u>SWD Days per Month (based on ROA)</u>	<u>ROA Submitted</u>
Town Council	Daniel Sullivan	[REDACTED – NUMBER ON FILE]	7	01/01/2024 - 12/31/2025	NO	5.90	YES (2024)

**BE IT FURTHER RESOLVED**, that this Resolution shall be posted for at least 30 days, and a certified copy of the Resolution shall be filed by the Town Clerk with the Office of the New York State Comptroller.

## HIGHWAY

9. **APPROVE / 2025 HIGHWAY DEPARTMENT OPEN HOUSE / SATURDAY, MAY 17, 2025**

**RESOLVED**, upon the recommendation from the Superintendent of Highways, that the Town Board hereby authorizes the Town of Orangetown Highway Department to host their 29th Annual Open House on Saturday, May 17, 2025, from 10 am to 12 pm, to be held at the Highway Department Facility, located at 119 Route 303, Orangeburg, NY.

10. **AUTHORIZE EXTENSION / MUNICIPAL SNOW & ICE AGREEMENT WITH NYS DOT / 5 YEARS / 2024-2029**

**WHEREAS**, pursuant to Section 12 of the New York State Highway Law, the maintenance of State Highways includes the control of snow and ice thereon, and the work of such control of snow and ice may be performed by any municipality, which includes towns, pursuant to an agreement between the governing board of a town and the State Commissioner of Transportation; and,

**WHEREAS**, pursuant to Resolution #2020-239, the Town entered into agreement #D014891 with the NYSDOT for the Town of Orangetown to provide Snow and Ice Control on State highways located within the Town from 2019 to 2024; and,

**WHEREAS**, the agreement provides that the parties may at the end of each 5-year term of the agreement extend such term for an additional five years up to a maximum contract life of twenty years; and,

**NOW THEREFORE BE IT RESOLVED**, that upon recommendation of the Superintendent of Highways, the Town Board is hereby authorized to extend the Snow & Ice Agreement, between the Town of Orangetown and New York State Department of Transportation for the Town to provide snow and ice control services for 62.5 lane miles of State roads located within the Town of Orangetown from July 1, 2024 through June 30, 2029. The amount of the 2024-2029 Agreement for reimbursement to the Town for providing such services is \$197,783.12 each year of this five-year extension period, for a grand total of \$988,915.60.

11. **APPROVE / GRANT PERMISSION / 2025 HIGHWAY ADVOCACY DAY**

**RESOLVED**, that permission is granted for the Superintendent of Highways to attend the 2025 Advocacy Day for Local Roads, Bridges and Culverts, Albany, NY, March 4-5, 2025, at a cost of \$250.00 which includes travel and conference costs to be charged to the proper departmental accounts.

12. **RECOGNIZE APPOINTMENT / CHRISTOPHER YANNAZZONE/ MOTOR EQUIPMENT OPERATOR II/ PROBATIONARY/ GRADE 12, STEP 6/7 / EFFECTIVE FEBRUARY 10, 2025**

**RESOLVED**, that the Town Board hereby recognizes the appointment of Christopher Yannazzone by the Superintendent of Highways, to the position of Motor Equipment Operator II, Grade 12, Step 6/7 at a salary of \$87,013 effective February 10, 2025.

**POLICE**

**13. APPROVE MEMORANDUM OF UNDERSTANDING / BETWEEN ROCKLAND COUNTY SHERIFF'S OFFICE AND LOCAL LAW ENFORCEMENT DEPARTMENTS / ROCKLAND REGIONAL RESCUE, ENTRY AND COUNTER TERRORISM (REACT) TEAM**

**WHEREAS**, in view of the catastrophic terrorist activity in the New York Metropolitan area, as well as the possibility of future acts of terror and other non-terror related major emergencies and necessary security precautions, it is proposed that the Rockland Regional Rescue, Entry and Counter Terrorism (REACT) Team be established with the Rockland County Sheriff's Office, Haverstraw Town Police Department, Orangetown Police Department, Piermont Police Department, Ramapo Police Department, Stony Point Police Department, Spring Valley Police Department and the Suffern Police Department; and,

**WHEREAS**, the County of Rockland, pursuant to its Resolution No. 650 of 2024 has authorized the County Executive to execute a Memorandum of Understanding to establish a REACT Team with the above-mentioned law enforcement departments; and,

**WHEREAS**, Article 5-G of the General Municipal Law authorizes municipal governments to perform together that which each government is authorized to perform individually and requires that any MOU be approved by each participating municipal corporation by a majority vote of the voting strength of its governing body; and,

**WHEREAS**, the joint exercise of law enforcement powers' and authority is specifically authorized by New York State General Municipal Law §209-m; and,

**WHEREAS**, the Town Board finds and determines that it is in the public interest and of mutual advantage to enter into an agreement for the provision of inter-agency police services; and,

**NOW THEREFORE, BE IT RESOLVED**, that the Town Board hereby approves the MOU between the Rockland County Sheriff's Office and the aforementioned law enforcement departments as set forth in the County's Resolution No. 650 of 2024 with respect to establishing a REACT Team, and authorizes the Chief of Police to execute the MOU and any and all documents necessary to effectuate same. The aforesaid MOU shall remain in full force and effect from January 1, 2022 to December 31, 2032.

**DEME**

**14. APPROVE / SURPLUS VEHICLES / D.E.M.E.**

**RESOLVED**, upon the recommendation of the Commissioner of D.E.M.E., the Town Board hereby declares the following vehicles surplus available for auction or surplus for scrap.

1. 2008 Chevrolet Silverado Pickup, Gasoline, VIN: 1GCEK19048Z301225
2. 2006 Sterling L-7500 Combination, Diesel, VIN: 2FZAATDC86AV23290
3. 2007 Chevrolet Silverado 3500 Cab and chassis, Gasoline, VIN: 1GBJC34K17E574505

## JUSTICE COURT

15. **APPOINT MARIA CAMUS / SENIOR CLERK-TYPIST / PROVISIONAL / GRADE 5, STEP 1 / EFFECTIVE MARCH 3, 2025**

**RESOLVED**, that upon the recommendation of the Justice Court Clerk, appoint Maria Camus to the position of Senior Clerk-Typist, Provisional, Grade 5, Step 1 at a salary of \$45,296 effective March 3, 2025.

## LEND ASSISTANCE

16. **COMBINE / APPROVE AGENDA ITEMS #17 TO 19**

**RESOLVED**, the Town Board hereby combines and approves agenda items #17 to 19.

17. **APPROVE / LEND ASSISTANCE / 2025 FLYING DUTCHMEN 5K / SATURDAY, MARCH 22, 2025**

**RESOLVED**, upon the recommendation from the Superintendent of Highways & Chief of Police, that the Town Board hereby authorizes these departments to lend assistance which includes the use of barricades from the Highway Department & (5) Auxiliary Police Officers from the Police Department, for the 12th Annual Flying Dutchmen 5K to be held on Saturday, March 22, 2025, from 9am to 10:15am.

18. **APPROVE / LEND ASSISTANCE / 2025 ST. PATRICK'S DAY PARADE / SUNDAY, MARCH 23, 2025**

**RESOLVED**, that upon the recommendation from the Superintendent of Highways, Parks & Chief of Police and upon providing proof of insurance, that the Town Board hereby authorizes the Town of Orangetown Highway, Parks & Police Departments to lend assistance which includes the use of barricades, trash barrels, message board & painting of the green stripe from the Highway Dept., the showmobile, sound system and port-o-sans for which the cost is to be shared with organization (Ancient Order of Hibernians) from the Parks Dept., & police detail from OPD, and a Highway Department event perimeter for the St. Patrick's Day parade to be held on Sunday, March 23, 2025, from 11 am - 5 pm.

19. **APPROVE / LEND ASSISTANCE / JFCS WHEELS-FOR-MEALS: RIDE TO FIGHT HUNGER/ SUNDAY JUNE 8, 2025**

**RESOLVED**, the Superintendent of Highways, Parks and the Chief of Police have forwarded for approval by the Town Board, authorization for the use of Town Roads from the Highway Department, authorization for the use of the Rail Trail from the Parks Department and police detail from the Police Department for The JFCS Wheels-for-Meals: Ride to Fight Hunger on Sunday, June 8, 2025.

**AUDIT**

**20. 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 four (4) warrants (attached) for a total of **\$2,273,799.83**.

**EXECUTIVE SESSION**

**21. ENTER EXECUTIVE SESSION**

**RESOLVED**, at \_\_\_\_\_ pm, the Town Board entered Executive Session to discuss matters relating to personnel.

**ADJOURNMENTS**

**22. RE-ENTER RTBM / ADJOURNED / MEMORY**

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

- ❖ **Anne Bertussi**, *Resident of Pearl River*
- ❖ **James Schlag Jr.**, *Resident of Pearl River*