

**TOWN OF ORANGETOWN  
REGULAR TOWN BOARD MEETING  
TUESDAY, MARCH 7, 2017**

This meeting was opened at 7:30 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  
Supervisor Andrew Stewart

Also present:

Gerri Orlik, Deputy Clerk  
John Edwards, Town Attorney  
Teresa Kenny, Deputy Town Attorney  
Jeff Bencik, Finance Director  
Stephen Munno, Sr. Administrative Assistant  
John Giardiello, Director of OBZPAE  
Aric Gorton, Superintendent of Parks, Recreation & Building Maint.

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

The Town Board presented Carmel Reilly, Grand Marshall of the Rockland County St. Patrick's Day parade, with a Proclamation (Exhibit 03-A-17) declaring March 2017 as Irish Cultural Heritage Month, in the Town of Orangetown.

A Proclamation (Exhibit 03-B-17) was presented announcing the month of March 2017 is also Women's History Month.

Summary of Public Comments (RTBM):

Laura Pesanell, Sparkill – Did the Town sign an agreement with the Palisades Mountain Biking Club or any other club? What amount of liability insurance did this club supply?

Esta Baitler, Sparkill – JPMorgan Chase's data center is a win-win. She is in favor of appointing Mike Mandel as Chairman of the Planning Board.

Eileen Murray (Ruth Weber spoke) – is offended by the Town's unwillingness to answer questions about Nike Park and she has engaged a law firm, in order to get answers.

Fran Oldenburger, Orangetown Environmental Committee, commended the Town for being part of the Consortiums with the PSC against Suez Water.

Paul Kubarych, Tappan – is against the Mountain Bikers using Nike Park. Nike Park is contaminated and these bikers will stir up toxins.

Don Simmons, Blauvelt – has been Mountain Biking for 30 years and finds the negative comments absurd.

Seth Reichlin, Nyack – the improvements to Blauvelt Park are fantastic. The trails are great for hikers, walkers and bikers.

Ted Lestrangle, Otisville – spoke about China engaging in harvesting of organs from prisoners.

Mike Mandel, Pearl River – removing Cherry Brook Park from the non-resident required fee list should have been discussed at a Workshop meeting. The waterfront, around lot 1 of the RPC Campus, has to be opened to the entire community.

Ruth Weber, Upper Grandview Association – the Town Board is selling out the taxpayers and abusing their power. A condition of the deed is that it stays a natural habitat.

Barbara Delo, Blauvelt – supports the natural state of Clausland Mountain. Grant money is not free; it still comes from the taxpayers.

Chris Day, Palisades – the website is still hard to navigate. Was this new design done in-house; was there a bid; or a signed contract?

Watson Morgan, Blauvelt – The bike trails, on the mountain, years ago were horse-back riding trails. The bikers are not changing the environment.

Heather Hurley, Pearl River – supports Mike Mandel as chairman. RUSH is still persuading an Article 78 regarding Hillside Commercial Park and residents will hold the Town liable. March 10<sup>th</sup> is the 1-yr anniversary for complaints regarding Aluf Plastics. When is Aluf's next court date?

**RESOLUTION NO. 115**

**CLOSE PUBLIC COMMENTS**

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

RESOLVED, that the public portion is hereby closed.

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

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**RESOLUTION NO. 116**

**OPEN PH/AMEND CHAPTER 39  
VEHICLES AND TRAFFIC/WEIGHT  
LIMIT/OAK TREE ROAD**

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

RESOLVED, that the 8:00 p.m. public hearing to amend the Town Code, Chapter 39, is hereby opened.

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

The Deputy Clerk presented the Affidavit of Publication and Notice of Posting; copies are labeled Exhibit 03-C-17 and made a part of these minutes

Summary of Public Comments:  
No one made any public comments.

**RESOLUTION NO. 117**

**CLOSE PH/AMEND CHAPTER 39  
VEHICLES AND TRAFFIC/WEIGHT  
LIMIT/OAK TREE ROAD**

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

RESOLVED, that the public portion is hereby closed.

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

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**RESOLUTION NO. 118**

**LEAD AGENCY/AMEND CHAPTER 39  
VEHICLES AND TRAFFIC/WEIGHT  
LIMIT OAK TREE ROAD**

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

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

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

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**RESOLUTION NO. 119**

**SEQRA DECLARATION/AMEND  
CHAPTER 39/VEHICLES & TRAFFIC  
WEIGHT LIMIT/OAK TREE RD**

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

RESOLVED, that a SEQRA 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.

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

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**RESOLUTION NO. 120**

**ADOPT LOCAL LAW 1, 2017  
AMENDING CHAPTER 39/VEHICLES  
AND TRAFFIC/WEIGHT LIMIT/OAK  
TREE ROAD**

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

WHEREAS, the Town of Orangetown Traffic Advisory Board having investigated issues relating to congestion and safety within the Hamlet of Tappan, in and around Oak Tree Road and Main Street, recommends the Town Board enact this proposed local law amending the Town Code;

WHEREAS, the Town Attorney's Office has found this proposed local law to be legally sufficient;

WHEREAS, this proposed local law has been coordinated with the Highway Department and the Police Department;

WHEREAS, the Highway Department and Police Department recommend that the Town Board adopt this proposed local law amending the Town Code;

RESOLVED, the proposed local law, amending Chapter 39 entitled Vehicles and Traffic of the Town Code, relating to weight restrictions on Oak Tree Road in the Hamlet of Tappan, is hereby adopted.

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

**TOWN OF ORANGETOWN  
LOCAL LAW NO. 1, 2017**

BE IT ENACTED by the Town Board of the Town of Orangetown as follows:

*Section 1. Title.*

A Local Law amending Chapter 39 (Vehicles and Traffic), Article I (Vehicle and Traffic Regulations) of the Code of the Town of Orangetown.

*Section 2. Amend Chapter 39, by adding the following section:*

**39-11.3 Weight Limits on Oak Tree Road in the Hamlet of Tappan**

It shall be unlawful for trucks of the following descriptions to travel over Oak Tree Road from Route 303 to Main Street:

- A. Trucks with two axles having a gross weight of vehicle plus load in excess of eight tons;

**Local Law 1, 2017 - Continued**

- B. Trucks with three axles having a gross weight of vehicle plus load in excess of twelve tons; and
- C. Trucks with four axles having a gross weight of vehicle plus load in excess of sixteen tons.

*Section 6. Effective date.*

The provisions of this local law shall take effect immediately upon filing with the Secretary of State.

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**RESOLUTION NO. 121**

**AGREEMENT/GRANT  
WRITING/SYLVIA WELCH**

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

RESOLVED, that the Town of Orangetown shall engage the services of Sylvia Welch, Ph.D., Piermont, NY, for the purposes of providing professional services at a rate of \$60/hr for the period January 1, 2017 through December 31, 2017. The Consultant agrees to perform the following:

1. Assist the Town to identify potential funding sources for parks and recreation, equipping town services, records management and other programs and capital projects as directed by the Town.
2. Prepare funding applications as directed by the Town relevant to the above projects and programs.
3. Assist the Town in grants administration as requested.
4. Perform other planning and coordination services as requested.
5. Expenses incurred in the preparation and submission of applications and grant documents, such as copying, will be billed separately; and

BE IT FURTHER RESOLVED, that the Town Board authorizes the Supervisor to execute any documents related to this agreement and directs the Supervisor to obtain Town Board approval for specific grant applications before engaging Welch.

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

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**RESOLUTION NO. 122**

**AMENDMENT/PILOT AGREEMENT  
CEROVENE, INC./10 CORPORATE DR**

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

WHEREAS, by Town Board Resolution 105 of 2014, duly adopted the 11<sup>th</sup> day of February 2014, the Town Board approved a Payment in Lieu of Taxes ("PILOT") Agreement, dated as of April 1, 2014, between and among the Town, the Pearl River School District the County of Rockland Industrial Development Agency and Cerovene, Inc. and Medlantis, LLC; and

WHEREAS, the parties acknowledge that since entering into the Original Agreement factors beyond the control of the parties have caused a delay in the development and start-up of operations at the affected property; and

WHEREAS, the parties agree that such delay has caused unforeseen hardship to Cerovene and Medlantis and a failure of the expectations of the parties thereto as to the appropriate assessed values that were agreed upon, and that, as a result of such hardship a modification of the schedule of assessed values set forth in the Original Agreement is reasonable and justified.

**RESOLUTION NO. 122 – Continued**

NOW, THEREFORE, BASED ON THE AFORESAID, it is,

RESOLVED, that the Town Board hereby approves the amendment of the Original PILOT Agreement, dated as of April 1, 2014, between and among the Town, the Pearl River School District the County of Rockland Industrial Development Agency and Cerovene, Inc. and Medlantis, LLC, as follows:

Section 7 of the Original Agreement is amended to replace in the table for year 6 (under the heading “Tax Year During PILOT Period”), the amount of \$1,700,000 (under the heading “Schedule of Values (Deemed Assessed Value For Purposes of Calculating Town and School District PILOT Payments”) with the amount of \$1,225,000.00;

And,

BE IT FURTHER RESOLVED, that the above amendment shall be effective retroactive to the original date of the Original Agreement, immediately upon completion of the execution and delivery of the Amendment, as prepared by the County of Rockland Industrial Development Agency, incorporated herein by reference, by all of the parties thereto. Except as modified by the said Amendment, the Original Agreement shall remain in full force and effect.

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

Noes: None

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**RESOLUTION NO. 123**

**2017 AGREEMENT/HI-TOR ANIMAL CARE CENTER, INC.**

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

RESOLVED, that the Town Board authorizes and approves a contract with Hi-Tor Animal Care Center, Inc. in the amount of EIGHT THOUSAND TWO HUNDRED FIFTY AND 00/100 (\$8,250.00) DOLLARS quarterly for fiscal year 2017 for the statutory shelter/pound services required to be provided by the Town, in accordance with the terms of said contract, a copy of which is expressly incorporated herein by reference, and the Supervisor is hereby authorized to sign same.

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

Noes: None

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**RESOLUTION NO. 124**

**INCORPORATION OF HILLSIDE SEWER CORP. AS SEWER-WORKS TRANSPORTATION CORPORATION**

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

RESOLVED, on application of Route 304, LLC, owner of the premises located at Hillside Ave., Pearl River, New York, bearing Tax Lot Designation 68.11-3-39 & 40 on the Tax Map of the Town of Orangetown, the Town Board consents to the formation and incorporation of the Hillside Sewer Corp., pursuant to Article 1 § 3 and Article 10 of the N.Y. Transportation Corporations Law, for the purposes set forth in the proposed Certificate of Incorporation, made a part of this Resolution.

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

Noes: None

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**RESOLUTION NO. 125**

**CORRECTION EASEMENT/THE CLUB AT PEARL RIVER, LLC/TAX LOT 73.10, BLOCK 1, LOT 4 ACCEPT/RECEIVE/FILE**

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

BE IT RESOLVED, that upon the recommendation of the Department of Environmental Management and Engineering and the Town Attorney's Office, the Town Board hereby accepts, receives and files, a Correction Easement, from The Club At Pearl River, LLC, for a twenty foot sanitary sewer easement that was previously accepted by the Town Board pursuant to Resolution No. 2015-432, and recorded in the Rockland County Clerk's Office as Instrument No. 2015-00010353, for property located at 662 Blue Hill Road West, Pearl River, NY, and further identified by Tax Lot 73.10, Block 1, Lot 4, and that the Supervisor or his designee is hereby authorized to execute any and all documents necessary to accept and file same. Upon receipt, the Correction Easement is to be filed in the Town Clerk's Office.

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

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**RESOLUTION NO. 126**

**MEMORANDUM OF UNDERSTANDING PALISADES INTERSTATE PARK COMM OCCUPY/IMPROVE/BICYCLE PATH/GREENBUSH RD/70.07-1-9**

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

RESOLVED, that the Town Board approves a Cooperative Agreement, in the nature of a License, with the State of New York, acting through the Office of Parks, Recreation and Historic Preservation, permitting the Town to occupy N.Y.S. park lands, approximately 1,300 ± feet in length and 20 feet in width, and to improve the said park lands with an eight foot wide paved bicycle path. The Licensed Premises are located on the east side of N.Y.S. Route 303, between Greenbush Road to the north and Greenbush Road to the south, and comprise a portion of Tax Map Parcel 70.07-1-9 on the Tax Map of the Town of Orangetown.

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

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**RESOLUTION NO. 127**

**ORANGETOWN POLICE DEPT'S "GENERAL ORDERS" (JUNE 2016) AND "POLICIES AND PROCEDURES" (FEBRUARY 2017)/ RECEIVE/FILE**

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

RESOLVED, that on March 7, 2017, file with the Orangetown Town Board and Town Clerk's Office, copies of the Orangetown Police Department's "General Orders Manual" (June 2016) & "Policies and Procedures" (February 2017).

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

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**RESOLUTION NO. 128**

**PERMISSION GRANTED/P.O.  
MICHAEL MEGDANIS/CELLEBRITE  
CELLPHONE RECOVERY  
CERTIFICATION TRAINING COURSE**

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

RESOLVED, that upon the recommendation of the Chief of Police, approve P.O .Michael Megdanis to attend the Cellebrite Cellphone Recovery Certification Training Course at the Suffolk County Police Academy, Brentwood, NJ, March 20-24, 2017, at a combined cost of \$4,545.00 for tuition, lodging and meals to be charged to the police department's Federal Asset Forfeiture account. (B.3120.408.16)

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

Noes: None

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**RESOLUTION NO. 129**

**SHOWMOBILE/ROCKLAND COUNTY  
PRIDE CENTER/ROCKLAND  
COUNTY PRIDE SUNDAY**

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

RESOLVED, upon completion of all necessary paperwork the Superintendent of Parks and Recreation has forwarded for approval by the Town Board use of the Showmobile by the Rockland County Pride Center for Rockland County Pride Sunday on Sunday, June 11, 2017 at a rental cost of \$400.00 with the organization providing a certificate of insurance listing the Town of Orangetown as additionally insured.

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

Noes: None

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**RESOLUTION NO. 130**

**AID/DENNIS P. MCHUGH  
FOUNDATION'S 13<sup>TH</sup> ANNUAL FUN  
RUN AND FAMILY FAIR**

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

RESOLVED, upon completion of all necessary paperwork the Superintendent of Parks and Recreation has forwarded for approval by the Town Board the rental of 6 port-o-john units (4 regular, 2 ADA Compliant) for the Dennis P. McHugh Foundation's 13<sup>th</sup> Annual Fun Run and Family Fair at Flywheel Park, Piermont, NY, 9:30 A.M. on Saturday, April 29, 2017.

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

Noes: None

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**RESOLUTION NO. 131**

**AGREEMENT/AMERICAN RED  
CROSS/STORAGE TRAILER**

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

RESOLVED, at the request of the Superintendent of Parks and Recreation and in agreement with the Town of Orangetown Office of Emergency Management, enter into an agreement with the American Red Cross, for placing an American Red Cross Storage Trailer at 81 Hunt Road in Orangeburg is hereby approved. The agreement will be in place until December 31, 2022. This trailer will contain shelter equipment and supplies in order to set up a

**RESOLUTION NO. 131 - Continued**

temporary shelter in case of emergency. The agreement has been reviewed and approved by the Town Attorney's Office with the American Red Cross providing a certificate of insurance listing the Town of Orangetown as additionally insured.

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

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**RESOLUTION NO. 132**

**AWARD BID/HVAC SERVICES  
BERRY BURNERS OF NYACK**

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

WHEREAS, the Superintendent of Parks, Recreation and Building Maintenance duly advertised for sealed bids for HVAC Services, which were received and publicly opened on February 15, 2017; a copy of the Affidavit of Publication, Notice of Posting and Bid Sheet is labeled Exhibit 03-D-17, and made a part of these minutes. Now, Therefore, Be It

RESOLVED, that this bid is hereby awarded to Berry Burners of Nyack, in the amount of \$12,500.00.

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

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**RESOLUTION NO. 133**

**AID/TAPPAN ZEE HIGH SCHOOL  
CROSS COUNTRY RUN**

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

RESOLVED, that the Town Board hereby authorizes the Town of Orangetown Highway Department and Police Department to lend assistance, which includes the use of barricades and (5) Auxiliary Police Officers, for the Tappan Zee HS Cross Country Run, Saturday, March 25, 2017, from 9 am to 10 am.

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

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**RESOLUTION NO. 134**

**AID/COMMEMORATION OF THE  
75<sup>TH</sup> ANNIVERSARY OF THE  
BATAAN DEATH MARCH**

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

RESOLVED, that the Town Board hereby authorizes the Town of Orangetown Highway, Parks and Police Departments to lend assistance, which includes the use of trash receptacles, cones & barricades, (4) port-o-sans (2 Reg – 2 ADA )and Police personnel, for the "Commemoration of the 75<sup>th</sup> Anniversary of the Bataan Death March", Saturday, April 8, 2017, from 9 am to 5 pm.

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

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**RESOLUTION NO. 135**

**HIGHWAY DEPT /21<sup>ST</sup> ANNUAL OPEN HOUSE**

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

RESOLVED, that the Town Board hereby authorizes the Town of Orangetown Highway Department to host their 21<sup>st</sup> Annual Open House on Saturday, May 20, 2017, from 10:00 AM to 12:00 noon, to be held at the Highway Department Facility.

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

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**RESOLUTION NO. 136**

**CHANGE ORDER #1/GENERAL CARBON CORPORATION ACTIVATED CARBON MEDIA**

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

RESOLVED, that upon the recommendation of the Commissioner of the DEME, approve Change Order #1 to Contract # DEME-47-2015, General Carbon Corp., in the amount of \$28,491.91. This represents the cost of additional carbon removal associated with replacing collapsed grated bed floorings in Vessels #1 through 6 at the Wastewater Treatment Plant. Original Contract Price: \$124,848.48; Revised Contract Price: \$153,340.39.

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

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**RESOLUTION NO. 137**

**SEWER WORK 2017/ CERTIFICATE OF REGISTRATION**

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

RESOLVED, that upon the recommendation of the Town Attorney and the Commissioner of the Department of Environmental Management and Engineering, a Certificate of Registration for 2017 Sewer Work is approved to:

1. Paving Solutions, Inc., 51 Forest Road #316-243, Monroe, NY 10950
2. RR Plumbing Services Corporation, d/b/a Roto-Rooter, 525 Waverly Ave, Mamaroneck, NY
3. S.H.F. Corporation, 23 Briarwood Drive, New City, New York 10956

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

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**RESOLUTION NO. 138**

**PERMISSION GRANTED/GFOA CONFERENCE 2017/FINANCE DEPT**

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

RESOLVED, that permission is granted to the following Orangetown employees, to attend the 38<sup>th</sup> NYS Government Finance Officers' Association, Inc. Annual Conference in Albany, New York, March 28-31, 2017, at a cost of \$3,751.00 for lodging, membership and conference fees: Jeff Bencik, Janice Ganley, Natalie Schutter, and Stephanie Tassello.

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

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**RESOLUTION NO. 139**

**REAPPOINT/MICHAEL  
MANDEL/BOARD OF ETHICS  
CHAIRPERSON**

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

RESOLVED, that Michael Mandel is hereby reappointed Chairperson to the Orangetown Board of Ethics, for a period of 1-year, commencing on January 1, 2017 and expiring on December 31, 2017.

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

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**RESOLUTION NO. 140**

**AMEND RESOLUTION NO. 87/2017  
REAPPOINT/LEONARD FEROLDI  
ALTERNATE MEMBER/ZBA**

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

RESOLVED, to amend Resolution No. 87 (RTBM 2/7/2017) and hereby reappoint LEONARD FEROLDI as Alternate Member to the Orangetown Zoning Board of Appeals, for a period of one year, commencing January 1, 2017 and expiring December 31, 2017.

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

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**RESOLUTION NO. 141**

**ACCEPT/RECEIVE/FILE/TOWN  
CLERK'S OFFICE**

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

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

1. 2017 Caretakers Agreements: Borst Park and Nike Park.
2. 2017 Libraries Agreements: Tappan, Palisades Orangeburg and Blauvelt.
3. 2017 Agreement: Blauvelt Volunteer Fire Company.
4. Minutes: January 24, 2017 and February 7, 2017 Regular Town Board Meeting minutes; January 25, 2017 Special Town Board Meeting minutes; and January 31, 2017 Workshop minutes.
5. Appliedgolf, LLC – Extension of Broadacres Golf Club Management Agreement (January 2017 – December 31, 2017).
6. Ramland Road Holdings, LLC – 36-Month Lease Agreement, Computer Data Back-Up.
7. 2017 Memorandum of Understanding with New York Sharks Aquatics.
8. 2017 Police Firing Range with the Town of Ramapo.
9. Term Sheet (signed) for the proposed Sale of Town Owned Property (RPC), 60.9 acres located between Convent Rd and Oak Street with JPMorgan Chase Bank.
10. Access Agreement, with JPMorgan Chase Bank, to access RPC property located between Convent Rd and Oak Street (60.9 acres).

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

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**RESOLUTION NO. 142**

**RPC/EXPENDITURE/LANDSCAPE  
WATERFRONT PARK SERVICES**

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

WHEREAS, the town proposes to sell parts of its former Rockland State Hospital lands for private development while enhancing public access to the adjacent waterfront of Lake Tappan via public paths and other facilities, and a concept plan of the waterfront park would aid in decision making for both the Town and prospective developers,

RESOLVED, the Town Board authorizes the Supervisor to release a Request for Proposals for professional services to create a conceptual plan for the waterfront park and associated parking, paths, dog park and other facilities, said planning to include review of the site, relevant documents and consultation with the town board, advisory committees and the public.

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

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**RESOLUTION NO. 143**

**STREET NAMING/PRIVATE ROAD  
BOBBY SANDS WAY/ ROCKLAND  
GAELIC ATHLETIC ASSOCIATION**

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

WHEREAS, the Rockland Gaelic Athletic Association was established in 1972; and

WHEREAS, the Rockland Gaelic Athletic Association maintains a recreational sports complex offering programs for local athletes of all ages. Specifically offering Gaelic football, hurling, and camogie sports programs for boys, girls, men and women, in addition to hosting competitions, summer camps and more; and

WHEREAS, the members of the Rockland County Gaelic Athletic Association desire to designate the road leading to the Association's Orangeburg sports complex as a private road in honor of a historic Irish figure, and to assist first responders during their response to an emergency on the fields; and

WHEREAS, Rockland County 9-1-1 Emergency Services have worked with the Rockland Gaelic Athletic Association's officers to identify primary ingress and egress that if named would assist first responders when they are dispatched by the Orangetown Police Department to an emergency at the Association's Orangeburg sports complex; and

WHEREAS, the Rockland Gaelic Athletic Association members have requested that said private road, as identified on the attached site map, be named Bobby Sands Way; and

WHEREAS, Bobby Sands was born in 1954 in Rathcoole, Ireland, a suburban village, near Belfast, Ireland; and

WHEREAS, in October 1972, Bobby Sands was arrested and spent three years in the cages of Long Kesh Prison as a political prisoner; and

WHEREAS, upon his release in 1976 Bobby Sands returned to his family in Twinbrook, Ireland, set himself to work tackling the social issues which affected the Twinbrook area, and become a respected community activist; and

WHEREAS, within six months Bobby Sands was arrested again, taken to Castlereagh and subjected to brutal interrogations for six days; returned to jail, spending the first twenty-two days of his sentence in solitary confinement; and then following the breakdown of talks between the British direct ruler and the Irish Catholic primate, Bobby Sands, along with seven other

**RESOLUTION NO. 143 - Continued**

prisoners began a hunger strike in protest of Great Britain’s treatment of political prisoners, and its occupation of Ireland; and

WHEREAS, in 1981, while in prison, Bobby Sands was elected as a Member of Parliament; and

WHEREAS, Bobby Sands and his nine comrades died on Hunger Strike in the H-Blocks of Long Kesh Prison so that Ireland’s 800 years of struggle for Irish freedom and unity would not be criminalized by an oppressive English government; and

WHEREAS, the deaths of Bobby Sands and the other Hunger Strikers was the precursor to the Good Friday Agreement; and

WHEREAS, the Rockland Gaelic Athletic Association members are desirous of recognizing Bobby Sands ultimate sacrifice by designating a private road so that future generations will remember his sacrifice; and

WHEREAS, the Gaelic Athletic Association expressly acknowledge that the private road shall not owned nor maintained by the Town of Orangetown; and

WHEREAS, the Gaelic Athletic Association acknowledge that the Town of Orangetown has standardized requirements for street signs, and

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Orangetown hereby authorizes and directs that the private road consisting of Orangetown Tax Lot Section 73.12 Block 1 Lot 1 shall be forever named and known as “Bobby Sands Way”, and all future maps depicting said area shall indicate the naming of this private road as “Bobby Sands Way”; and authorizes and directs that any such street sign posted shall follow the Town of Orangetown Highway Department “Requirements for Street Sign Specifications”.

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

Noes: None

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**RESOLUTION NO. 144**

**AWARD BID/SODIUM PERMANGANATE  
ESC ENVIRONMENTAL INC**

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

WHEREAS, the Commissioner of DEME duly advertised for sealed bids for 40% Sodium Permanganate, for the sludge dewatering odor control, which were received and publicly opened on March 1, 2017; a copy of the Affidavit of Publication, Notice of Posting and Bid Sheet is labeled Exhibit 03-E-17, and made a part of these minutes. Now, Therefore, Be It

RESOLVED, that this bid is hereby awarded to ESC Environmental, the lowest bidder, at the unit price amount of \$15.87, for an estimated annual usage of 5,225 gallons, at a total cost of \$82,921.00, to be charged to account No. G.8130.449.

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

Noes: None

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**RESOLUTION NO. 145**

**SET PH/AMENDING TOWN CODE TO  
§7A-13 TO REPEAL SUBSECTION  
(B)(4)[6] CHERRY BROOK PARK**

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

**RESOLUTION NO. 145 - Continued**

RESOLVED, the Town Board hereby sets Tuesday, March 21, 2017, at 8:00 PM for a public hearing to adopt a Local Law amending Town Code §7A-13 to repeal subsection (B)(4)[6]. The purpose of the proposed law is to remove Cherry Brook Park, from the list of parks for which a non-resident fee is required.

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

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**RESOLUTION NO. 146**

**SET PH/ENITY DISCLOSURE LAW**

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

RESOLVED, the Town Board hereby sets Tuesday, April 4, 2017, at 8:00 PM for a public hearing to adopt an Entity Disclosure Local Law.

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

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**RESOLUTION NO. 147**

**PAY VOUCHERS**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Bottari 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 four warrants for a total amount of \$2,376,221.77.

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

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**RESOLUTION NO. 148**

**ENTER EXECUTIVE SESSION/LEGAL  
COUNSEL/CANDIDATE HIRING  
POSSIBLE DISCIPLINARY PROCESS**

In attendance, at this Executive Session, were Supervisor Stewart, Councilpersons Troy, Diviny, Valentine and Bottari, John Edwards and Teresa Kenny.

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

RESOLVED, at 9:00 p.m. the Town Board entered Executive Session to discuss candidate hiring and possible disciplinary proceeding, with legal counsel.

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

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**RESOLUTION NO. 149**

**RE-ENTERED RTBM/ADJOURNED**

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

RESOLVED, at 9:23 pm, the Town Board re-entered the Regular Town Board Meeting and adjourned in memory of Assunta (Tina) Castelli, Orangetown; Brian D. Lennon, Pearl River and a Nyack Retired Police Officer; Kathleen Whelan, Blauvelt; John McCabe, employee Rita McCabe's father-in-law; and Harvey Walsh, Orangeburg.

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