

**TOWN OF ORANGETOWN REGULAR TOWN MEETING
Tuesday, September 25, 2018**

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

Councilman Denis Troy _____

Councilman Thomas Diviny _____

Councilman Paul Valentine _____

Councilman Jerry Bottari _____

Supervisor Christopher Day _____

Pledge of Allegiance to the Flag

ANNOUNCEMENTS :

- Saturday, September 29, 2018 - (11 a.m. - 2 p.m.) - 21st Annual **Orangetown Police Department's Open House** (Chief Kevin Nulty - All are Welcome!)

- Saturday, September 29, 2018 (12 - 7 pm) - **Kyle John Boyce Memorial Picnic** at German Masonic Grounds, Tappan, NY

Tuesday, October 2, 2018 7:00 P.M. - **Downtown Revitalization/Transit-Oriented Development Community Workshop at Pearl River High School.** The Town, via the

- Pace University Land Use Law Center, is seeking public input as to immediate and future steps to take to revitalize and improve Pearl River's downtown. All members of the public are welcome and encouraged to attend and offer their input.

Saturday, October 13, 2018 - **Lamont-Doherty Earth Observatory, Palisades, NY - OPEN HOUSE** 10 am - 4 pm - Free and Open to Public - with a \$5 suggested donation

- - Tour a lab, participate in hands-on earth science demonstrations, learn from world-renowned researchers about their latest discoveries

Saturday, October 20, 2018 (8:00 a.m. to 12:00 p.m.) - **Paper Shredding Event**

- / Program in Coordination with the Town Clerk's Office and Sponsored by the RCSWMA / Orangetown Town Hall

Continue Public Hearing / RTBM of October 23, 2018 at 8:05 P.M. / Petition for Zoning Map Change / **HNA Palisades Premier Conference Center** – 334 Route 9W,

- Palisades, NY / From "LO" to "OP" / Tax Map 78.13-1-1 (*Continued from TBWS of 9/4/2018*)

- Public Hearing / TBWS of November 13, 2018 at 8:00 P.M. / **2019 Preliminary Budget**

PRESENTATIONS:

- Presentation by **IRG** plans for re-zoning of former Pfizer campus site

Presentation by Montalbano, Condon & Frank, P.C. - Request for permission

- / **Installation of new drainage pipe / 27 Sunrise Lane, Pearl River, NY** (Kreiger Estate - SECTION 69.18, BLOCK 3, LOT 43.2) / Water Diversion Permit

- **Supervisor's 2019 Budget Presentation to Town Board** / To be published on Town website on September 26, 2018

PUBLIC COMMENT:

AGENDA ITEMS:

TOWN BOARD

**RESOLUTION / OPEN PUBLIC HEARING ON RTBM
of SEPTEMBER 25, 2018 at 8:05 P.M. / CHANGE TO
TOWN CODE, CHAPTER 26 - PARKING METERS FOR
ELECTRIC VEHICLE CHARGING STATIONS IN
ORANGETOWN**

1. **RESOLVED**, that the public hearing is hereby opened.

PRESENTATION: Notice of Posting and Affidavit of Publication

SUMMARY OF COMMENTS:

**RESOLUTION TO CLOSE / CONTINUE / PUBLIC
HEARING ON SEPTEMBER 25, 2018 / CHANGE TO
TOWN CODE, CHAPTER 26 - PARKING METERS FOR
ELECTRIC VEHICLE CHARGING STATIONS IN
ORANGETOWN**

2. **RESOLVED**, that the public hearing regarding electric vehicle charging stations is hereby continued to _____ or closed.

RESOLUTION FOR DESIGNATION OF LEAD AGENCY WITH RESPECT TO PROPOSED LOCAL LAW NO. ___ OF 2018, AMENDING CHAPTER 26 OF THE TOWN CODE AND DETERMINATION UNDER SEQRA / PARKING METERS FOR ELECTRIC VEHICLES CHARGING STATIONS IN ORANGETOWN

3. **RESOLVED**, that the Town Board hereby declares itself to be Lead Agency for environmental review with respect to a proposed Local Law No. ___ of 2018, amending Chapter 26 of the Town Code, entitled "Parking Meters"; and further determines that such action is a Type II action pursuant to SEQRA, that the action will not have a significant adverse environmental impact, and, therefore, no further action is necessary with respect thereto under the State Environmental Quality Review Act.

RESOLUTION TO ADOPT LOCAL LAW NO. ___ OF 2018, AMENDING CHAPTER 26 OF THE TOWN CODE REGARDING PARKING METERS AND ELECTRIC VEHICLE CHARGING STATIONS IN THE TOWN OF ORANGETOWN

4. **RESOLVED**, that the Town Board hereby adopts proposed Local Law No. ___ of 2018, amending Chapter 26 of the Town Code entitled "Parking Meters", to provide for the regulating and permitting of parking spaces for electric vehicles and electric vehicle charging stations in the Town of Orangetown.

SEE ATTACHED PROPOSED LOCAL LAW

RESOLUTION TO RE-OPEN / CONTINUE / PUBLIC HEARING ON SEPTEMBER 25, 2018 AT 8:15 P.M. / TEMPORARY STORAGE CONTAINER TOWN CODE CHANGE

5. **RESOLVED**, that the public hearing is hereby opened.

PRESENTATION: Notice of Posting and Affidavit of Publication

SUMMARY OF COMMENTS:

RESOLUTION TO CONTINUE / CLOSE PUBLIC HEARING / RTBM OF SEPTEMBER 25, 2018 / TEMPORARY STORAGE CONTAINER TOWN CODE CHANGE

6. **RESOLVED**, that the public hearing is hereby continued to _____ or closed.

**RESOLUTION FOR SEQRA / DECLARE
LEAD AGENCY AND ADOPT NEG
DECLARATION / TEMPORARY STORAGE
CONTAINER TOWN CODE CHANGE**

7. **WHEREAS**, the Town Board has considered the adoption of a Local Law, amending Chapter 43, Article V of the Town Code by adding a new subsection "5.330" to Section 5.2 entitled "Exceptions to bulk regulations" and Article XI, section 11.2 to provide for the definition of "Temporary Storage Container", addressing the regulation of temporary storage containers; and

WHEREAS, on or about June 5, 2018, the Town Board circulated amongst various potential 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, being the only Involved Agency, the Town Board hereby assumes the role of Lead Agency for environmental review; and

WHEREAS, acting in its capacity as Lead Agency for environmental review, and after taking 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 law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby 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.

The aforesaid resolution was moved by _____, seconded by _____, and (adopted / rejected) by a vote of _ Ayes Nays and Abstentions.

TOWN OF ORANGETOWN, ROCKLAND COUNTY
ZONING TEXT AMENDMENT

STATE ENVIRONMENTAL QUALITY REVIEW (SEQR)
NEGATIVE DECLARATION
NOTICE OF DETERMINATION OF NON-SIGNIFICANCE

DATE: August 4, 2018

LEAD AGENCY: The Town Board of the Town of Orangetown
Orangetown Town Hall
26 Orangeburg Road
Orangeburg NY 10962

This Notice is issued pursuant to Part 617 of the implementing regulations of Article 8 (SEQRA) of the Environmental Conservation Law.

The Lead Agency has determined that the proposed action described below will not have a significant effect on the environment.

TITLE OF ACTION:

Adoption of Local Law No. ___ of 2018 of the Town of Orangetown, , amending Chapter 43, Article V entitled "Exceptions to Bulk Regulations" and Article XI entitled "Definitions" of the Town Code regarding the definition of temporary storage containers and regulations relating to same;

SEQRA STATUS:

Unlisted Action

DESCRIPTION OF ACTION:

The proposed action consists of providing for the definition of "Temporary Storage Containers" in the definitions section of the Town Zoning Code, and providing for the regulation of temporary storage containers as set forth more fully therein.

DETERMINATION:

There will be no significant adverse environmental impact(s) as a result of the proposed action.

REASONS SUPPORTING THIS DETERMINATION:

The proposed action provides for the definition and regulation of temporary storage containers

The proposed changes are being made to address certain shortcomings in the code with respect to when property owners must obtain permits for the use and storage of such containers on their property.

In addition, both 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, have reviewed the proposed law, and neither has concluded that the proposed action will have any significant adverse impact.

POTENTIAL IMPACTS DETERMINED NOT TO BE SIGNIFICANT:

Based on the Short Environmental Assessment Form, prepared by the Town's Director of the Office of Building, Zoning, Planning and Enforcement, and the Town Board's familiarity with the parcels and the area in which they are situated, the Town Board has concluded that there will be no significant environmental impacts by the adoption of the zoning change specifically relating to:

- Traffic;
 - Agricultural Land Resources
 - Historic and Archaeological Resources
 - Surface or Groundwater Quantity or Quality
 - Critical Environmental Areas
 - Energy
 - Public Health
 - Air Quality and Noise Levels
 - Human Health, or
 - Future Development of Adjacent and Nearby Lands
-

In summary, after having taken a hard look at the potential environmental impacts associated with the proposed action, the Town Board concludes that such action will not result in a significant adverse environmental impact

For Further Information, Contact:

Town Supervisor Chris Day
Town Hall, Town of Orangetown
26 Orangeburg Road
Orangeburg, New York 10962
(845) 359-5100

**RESOLUTION TO ADOPT LOCAL LAW NO. ___ OF 2018,
AMENDING CHAPTER 43 OF THE TOWN CODE
ARTICLE V AND ARTICLE XI TO PROVIDE FOR THE
DEFINITION AND REGULATION OF TEMPORARY
STORAGE CONTAINERS (PODS)**

8. **RESOLVED**, that the Town Board hereby adopts proposed Local Law No. ___ of 2018, amending Chapter 43, Article V entitled "Exceptions to Bulk Regulations" and Article XI entitled "Definitions" of the Town Code, to provide for the definition and regulation of temporary storage containers.

SEE ATTACHED PROPOSED LOCAL LAW

**RESOLUTION TO SET PUBLIC HEARING /
BLAUVELT FIRE PROTECTION FIRE
DISTRICT / 2019 CONTRACTS / TBWS
OCTOBER 16, 2018 at 8:00 P.M.**

9. **RESOLVED**, that pursuant to Town Law Sect. 184, the Town Board will hold a Public Hearing at the TBWS meeting on October 16, 2018, at 8:00 P.M., to consider a contract with the Blauvelt volunteer Fire District, for the 2019 Fire Protection Services in an throughout the Blauvelt volunteer Fire District, within Town.

**RESOLUTION TO SET PUBLIC HEARING /
ORANGETOWN LIBRARY DISTRICT /
LIBRARY SERVICES / 2019 CONTRACTS /
TBWS OCTOBER 16, 2018 at 8:15 P.M.**

10. **RESOLVED**, that pursuant to Town Law Chapter 494 of the Laws of 2012. 184, the Town Board will hold a Public Hearing at the TBWS meeting on October 16, 2018, at 8:15 P.M., to consider 1-year contracts for the 2019 Orangetown Library Services for the following libraries, Blauvelt Free Library, Orangeburg Library, Palisades Free Library & Tappan Free Library.

**RESOLUTION TO RECOGNIZE TENANT
REPRESENTATIVE / SHARON OGDEN /
ORANGETOWN HOUSING AUTHORITY**

11. **RESOLVED**, that Sharon Ogden is recognized as a tenant representative of the Orangetown Housing Authority, based on report of elections results. She was elected for a 2-yr term on June 27, 2018 and expires on June 30, 2020.

**RESOLUTION TO DESIGNATE /
HIGHWAY DEPARTMENT / ADOPT-A-
SPOT / OFFICIAL MAINTENANCE &
INSPECTION SUPERVISOR**

12. **RESOLVED**, that the Town Board hereby officially designates the Orangetown Highway Department to supervise the continued maintenance and inspection of "spots" which have been selected throughout Town to be part of the Adopt-A-Spot Program. Any additional expenses incurred for labor and equipment throughout the supervision of this Program will be set aside and deducted from the Town's general fund.

**RESOLUTION TO APPROVE APPLICATION /
ADOPT-A-SPOT COMMITTEE / PAINT PEARL
RIVER TRAIN STATION / LOWER HUDSON
VALLEY PROPERTY MANAGEMENT, LLC**

13. **RESOLVED**, upon acceptance of the applicant's insurance documentation naming the Town as additional insured, that the Town of Orangetown, a municipal corporation, organized under the Town Law of the State of New York, which has a place of business at 26 W. Orangeburg Road, Orangeburg, New York 10962, expressly authorizes and approves the Adopt-A-Spot Committee, a volunteer organization with **Lower Hudson Valley Property Management LLC**, as part of the Adopt-A-Spot Committee to contribute toward the maintenance of more attractive Town Property located at the Pearl River Train Station in Pearl River, NY by performing necessary clean-up and / or desired beautification activities, as particularly set forth in and pursuant to the terms and conditions of the Town of Orangetown Adopt-A-Spot Agreement between the Town of Orangetown and the Adopt-A-Spot Committee, dated September 4, 2018. The cost of supplies (to be less than \$1,000) will be charged back to the Town of Orangetown.

TOWN CLERK

OBZPAE

HIGHWAY

**RESOLUTION TO ACCEPT WITH REGRET /
RESIGNATION / RETIREMENT / MICHAEL
YANNAZZONE / ORANGETOWN HIGHWAY
DEPARTMENT**

14. **RESOLVED**, accept with regret the retirement / resignation of Michael Yannazzone, Highway Maintenance III, after 40 years of service, effective September 30, 2018, as part of the terms of the Retirement incentive offered by the Town of Orangetown.

**RESOLUTION TO APPROVE / 2018
COLUMBIA PRESBYTERIAN
UNIVERSITY RIDE TO END CANCER /
SUNDAY, OCTOBER 7, 2018**

15. **RESOLVED**, upon the recommendation from the Superintendent of Highways, that the Town Board hereby authorizes the Town of Orangetown to approve the use of roadways within the Town for the Columbia Presbyterian University Ride to end Cancer on Sunday, October 7, 2018, from 10:30 am to 1:00 pm.

**RESOLUTION TO EXTEND
MUNICIPAL LUMP SUM
AGREEMENT / SNOW &
ICE / 2018 - 2019**

16. **RESOLVED**, that upon recommendation of the Superintendent of Highways, the Supervisor is hereby authorized to sign the Extended Indexed Lump Sum Municipal Snow and Ice Agreement, between the Town of Orangetown and the New York State Department of Transportation. The amount of the 2018-2019 Agreement is \$229,019.82.

**RESOLUTION TO APPROVE SUPPLEMENT
AGREEMENT EXTENSION / LOCHNER
ENGINEERING / CONSTRUCTION INSPECTION
SERVICES / ROUTE 340 SIDEWALK PROJECT**

17. **RESOLVED**, that the Town Board hereby authorizes James J. Dean, Superintendent of Highways, to sign an agreement Extension with Lochner Engineering for Construction Inspection Services on the Route 340 Sidewalk Project in the amount of \$48,000.00

**RESOLUTION AUTHORIZING THE RETENTION OF
MASER CONSULTING P.A. FOR REDESIGN OF NYS
ROUTE 303 CULVERT TO MITIGATE SEDIMENT
TRANSPORT & WATER QUALITY IMPAIRMENT TO
THE SPARKILL CREEK**

18. **RESOLVED**, the Town Board hereby approves the retention of Maser Consulting, P.A. for the Redesign of NYS Route 303 to Mitigate Sediment Transport & Water Quality Impairment to the Sparkill Creek, at a cost of \$155,640.00, pursuant to a written proposal dated August 9, 2018, incorporated herein by reference.

PARKS AND RECREATION

**RESOLUTION TO APPROVE / LEND
AID / 2018 FOOD TRUCK FESTIVAL /
NYACK RED & BLACK CLUB
/ SUNDAY, SEPTEMBER 30**

19. **RESOLVED**, upon the completion of all necessary paperwork, the Superintendent of Parks & Recreation has forwarded for approval by the Town Board use of the Showmobile at a rental cost of \$400.00 by the Nyack Red & Black Club for their Food Truck Festival on Sunday, September 30, 2018, with the organization providing a certificate of insurance listing the Town of Orangetown as additionally insured.

**RESOLUTION TO APPROVE / MEMORIAL
BENCH DONATION / VETERANS
MEMORIAL PARK, ORANGEBURG**

20. **RESOLVED**, that the Town Board hereby accepts with gratitude the donation of a Memorial Bench to be placed in Veterans Memorial Park in the area of the pond/walking path. The engraving will read; "In Loving Memory of Marty Ceresnik 6.28.78 - 4.25.17".

**RESOLUTION TO EXTEND
AGREEMENT
/ APPLIEDGOLF, LLC /
BLUE HILL GOLF COURSE**

21. **WHEREAS**, on or about June 1, 2015, the Town issued a Request for Proposals ("RFP") from qualified proposers for the management and operation of the golf course operations at Blue Hill golf course, which RFP provided for an initial term of three years with an option to renew for an additional two years; and

WHEREAS, at that time the Town Board had reviewed the proposals, conducted interviews, and considered the experience, qualifications and reputation in the golf industry of each proposer and selected APPLIEDGOLF, LLC. to manage and operate the Blue Hill golf course; and

WHEREAS, on December 18, 2015, the Town and APPLIEDGOLF, LLC, entered a Management Agreement, whereby APPLIEDGOLF commenced managing Blue Hill golf course on January 1, 2016, and continuing through December 31, 2018; and

WHEREAS, during the term of the Management Agreement, APPLIEDGOLF has demonstrated it has the specialized skills, expertise and knowledge to maintain and operate Blue Hill golf course, including, but not limited to the Pro Shop, the golf staff and all aspects of golf course maintenance;

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby extends the Blue Hill Golf Club Management Agreement with APPLIEDGOLF, LLC. for an additional two years, and authorizes the Supervisor to execute an extension agreement as approved by the Town Attorney.

**RESOLUTION TO APPROVE /
LEND AID / THE NOBLE NINTH
INC. / TRAUBENFEST 2018 /
SUNDAY, OCTOBER 7**

22. **RESOLVED**, upon the completion of all necessary paperwork, the Superintendent of Parks & Recreation has forwarded for approval by the Town Board use of the Showmobile (at a rental cost of \$400.00) by The Noble Ninth Inc. for their Traubenfest on Sunday, October 7, 2018, with the organization providing a certificate of insurance listing the Town of Orangetown as additionally insured.

DEME

ASSESSOR

RESOLUTION TO APPOINT / CAITLYNN MORRISON / ASSESSING CLERK I

23. **RESOLVED**, the Town hereby appoints Caitlynn Morrison to the position of Assessing Clerk I, (LFT), provisional, at a salary of \$26.35 per hour, effective September 26, 2018.

TRAFFIC ADVISORY BOARD

NEW BUSINESS

RESOLUTION TO SET PUBLIC HEARING DATE / WATERCOURSE DIVERSION / 27 SUNRISE LANE, PEARL RIVER / OCTOBER 23, 2018 at 8:15 PM

24. **WHEREAS**, pursuant to Town of Orangetown Town Code § 41-2, Lino J. Sciarretta, Esq., counsel for the property owner of 27 Sunrise Lane, Pearl River, New York, has filed an application with the Town Clerk for the Town Board to issue a watercourse diversion permit for property located at 27 Sunrise Lane, Pearl River, New York, Section 69.18, Block 3, Lot 43.2;

WHEREAS, said watercourse diversion is also proposed in an accompanying site plan application, currently pending review by the Town of Orangetown Planning Board;

WHEREAS, said watercourse diversion has and is being reviewed and coordinated with the Town of Orangetown Highway Department, the Department of Environmental Management and Engineering (DEME), and the Office of Building, Zoning, Planning, Administration and Enforcement (OBZPAE), all of which Departments will provide letters to the Town Board prior to the public hearing on this matter, outlining their respective positions on the application; and

NOW THEREFORE, BE IT RESOLVED, that the watercourse diversion application from Lino J. Sciarretta, Esq., counsel for the property owner of 27 Sunrise Lane, Pearl River, New York, for property located at 27 Sunrise Lane, Pearl River, New York, Section 69.18, Block 3, Lot 43.2, is hereby received and referred to the Town of Orangetown Highway Department, the Department of Environmental Management and Engineering (DEME), and the Office of Building, Zoning, Planning, Administration and Enforcement (OBZPAE), all of which Departments are directed to provide letters to the Town Board prior to the public hearing on this matter, outlining their respective positions on the said watercourse diversion application; and

BE IT FURTHER RESOLVED, that the Town Board will entertain the

application after the Town Planning Board has granted a preliminary site plan approval to a plan for development of the site which includes the proposed water course diversion for which the permit is sought, and

BE IT FURTHER RESOLVED, October 23, 2018 at 8:15 p.m. is hereby set for a public hearing to consider a watercourse diversion for property located at 27 Sunrise Lane, Pearl River, New York, Section 69.18, Block 3, Lot 43.2.

**RESOLUTION TO DESIGNATE / INSTALL
MEMORIAL / NEW YORK-NEW JERSEY
BORDER / PLACE NEW STREET SIGNS /
"HAROLD M. DIEDERICH WAY"**

25. **WHEREAS**, Private First Class Harold M. Diederich was awarded the Purple Heart, the Combat Action Ribbon, the Korean Service Medal, the United Nations Service Medal, the National Defense Service Medal, the Korean Presidential Unit Citation and the Republic of Korea War Service Medal; and

WHEREAS, Diederich, a resident of New York, was a member of the Battery H, 3rd Battalion, 11th Marines, 1st Marine Division, served in the Korean War; and

WHEREAS, Diederich lost his life proudly serving his Country in the Korean War on June 24, 1952;

RESOLVED, in honor of the deceased that Main Street in Tappan from Washington Street to the New York/New Jersey border is hereby designated as "Harold M. Diederich Way", and installing memorial street signs on the corner of Washington Street and Main Street and on Main Street and Brandt Street is hereby authorized. The aforementioned designation will expire September 26, 2023.

**RESOLUTION TO AUTHORIZE / RETENTION OF
MASER CONSULTING P.A. / TRAFFIC SIGNAL
DESIGN & CONSTRUCTION INSPECTION
SERVICES / PROJECT TO IMPROVE 10 TRAFFIC
SIGNALS AT VARIOUS LOCATIONS**

26. **RESOLVED**, the Town Board hereby approves the retention of Maser Consulting, P.A. for the Design and Construction Inspection Services for the Project to Improve Ten Traffic Signals at Various Locations throughout the Town, at a cost of \$183,830.00, pursuant to a written proposal dated August 31, 2018, incorporated herein by reference.

**RESOLUTION TO APPROVE /
LEND AID / 2018 SOUTH
ORANGETOWN DAY /
SATURDAY, OCTOBER 13**

27. **RESOLVED**, upon the completion of all necessary paperwork, the Superintendent of Parks & Recreation has forwarded for approval by the Town Board use of the Showmobile at a rental cost of \$400.00 by the South Orangetown Day Committee for their South Orangetown Day on Saturday, October 13, 2018, with the organization providing a certificate of insurance listing the Town of Orangetown as additionally insured; and

BE IT FURTHER RESOLVED, upon the completion of all necessary paperwork, the Superintendent of Parks & Recreation has forwarded for approval by the Town Board rental of two port -a-johns (1 regular, 1 ADA Compliant) by the South Orangetown Day Committee for their South Orangetown Day event on Saturday, October 13, 2018; and

FURTHER RESOLVED, upon the recommendation from the Superintendent of Highways, that the Town Board hereby authorizes the Town of Orangetown Highway Department to lend assistance which includes the distribution of greenwaste bags & recycling bins to residents, & the use of cones, and trash barrels for the South Orangetown Day to be held on Saturday, October 13, 2018, from 11 am to 5 pm.

**RESOLUTION TO APPROVE / HIGHWAY
DEPARTMENT TO LEND ASSISTANCE / 2018
PEARL RIVER MIDDLE SCHOOL COLOR RUN /
PEARL RIVER / SUNDAY, SEPTEMBER 23**

28. **RESOLVED**, upon the recommendation from the Superintendent of Highways, that the Town Board hereby authorizes the Town of Orangetown Highway Department to lend assistance which includes the use of barricades & cones for the Pearl River Middle School Color Run to be held on Sunday, September 23, 2018, from 9 am – 2 pm, nunc pro tunc.

**RESOLUTION TO AUTHORIZE / USE OF
TOWN ROADS / 2018 NY CYCLE CLUB
ESCAPE NEW YORK BIKE RIDE /
SATURDAY, SEPTEMBER 22**

29. **RESOLVED**, upon the recommendation from the Superintendent of Highways and the Superintendent of Parks & Recreation, that the Town Board hereby authorizes the use of various Town roads in Orangetown & the use of the Joseph B. Clarke Rail Trail for the NY Cycle Club bike ride on Saturday, September 22, 2018, from 8 am – 3pm, nunc pro tunc.

**RESOLUTION TO APPOINT / REAL
PROPERTY APPRAISER ASSISTANT /
HUGH J. DAVIES / PERMANENT**

30. **RESOLVED**, that the Town Board hereby appoints Hugh J. Davies to the position of Real Property Appraiser Assistant, permanent, from Rockland County EL#18014 (PROM), effective September 26, 2018, no change in salary.

**RESOLUTION TO AUTHORIZE
SUPERVISOR SIGNATURE / 2018-2019 EAP
CONTRACT / MONTEFIORE NYACK
HOSPITAL**

31. **RESOLVED**, that the Town Board hereby authorizes the Supervisor to sign the annual contract with Montefiore Nyack Hospital for the EAP (Employee Assistance Program) beginning October 1, 2018 and ending September 30, 2018, at a cost of \$11,352.00.

**RESOLUTION TO AUTHORIZE / RETENTION
OF BECKMANN APPRAISALS, INC. /
APPRAISAL SERVICES / TOWN OWNED
LAND / HUNT ROAD, PEARL RIVER**

32. **RESOLVED**, the Town Board hereby approves the retention of Beckmann Appraisals, Inc., to conduct a fair market value appraisal of certain Town owned lands located at 175 Hunt Road, Pearl River, NY, identified as Tax Map 73.15/1/17, at a cost of \$5,000.00, pursuant to a written proposal dated September 17, 2018, incorporated herein by reference.

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

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

1) Agreement with Brown & Weinraub (Lobbyists) 2018 – 2019

2) Town Board Meeting Minutes: Special Town Board Meeting 8/7/18; Police Commission meeting 8/7/18; Workshop 8/7/17 and Regular Town Board Meeting 8/14/18.

3) Agreement with All Bright Electric for Maintenance of Street Lights (August 1, 2018 thru and including July 31, 2028).

4) Covenant, Hold Harmless and Indemnification Agreement, Noreen O'Hara, 77 Lark Street, Pearl River, NY (69.14-2-27).

5) Town of Orangetown Debt Statement (9/1/18) to the Office of the State Comptroller.

**RESOLUTION TO GRANT PERMISSION /
TWO OFFICERS / ATTEND N.Y.S. SWAT
OPERATOR COURSE / OCTOBER 1 -
OCTOBER 26, 2018**

34. **RESOLVED**, that upon the recommendation of the Chief of Police, the Town Board hereby grant permission for two officers to attend the N.Y.S. SWAT OPERATOR COURSE, Orange County Fire Training Center, held October 1 - October 26, 2018, at no expense to the Town of Orangetown.

**RESOLUTION TO DECLARE SURPLUS / HIGHWAY
EQUIPMENT**

35. Proposed text: Upon recommendation of the Superintendent of Highways, declare the following equipment surplus:

Y

1985	Ingersoll-Rand Compressor		145223-U85-179
2008	GMC	5500 dump/plow	1GDE5C3978F415193
2009	GMC	5500 dump/plow/spreader	1GDE5C3989F408366
2002	Petersen	TT2A dump trailer	1P9T0182511314193
1985	Rayco	RG-1637-A	163701185
1996	CASE	Clam bucket-JRB model 621B	0369-18812B
2008	Solaris	MSA Gas Detector	A597826
2010	Solaris	MSA Gas Detector	A520590

**RESOLUTION TO APPROVE / LEND
AID / 2018 BLOCK PARTY / GENTLE
GIANT BREWING COMPANY /
SEPTEMBER 29th**

36. **RESOLVED**, upon the approval of the Town Board, the Special Use Permit will be signed by the Highway & Police Departments to lend assistance which includes the use of lighted barricades & (2) water barriers from the Highway Department & the use of (2) parking space from the Police Department for a block party in front of 7 North Main Street, Pearl River, on Saturday, September 29, 2018, from the hours of 11 am to 6 pm.

**RESOLUTION TO AWARD BID / ONE (1)
NEW LIGHT DUTY MASON DUMP TRUCK
/ SCHULTZ FORD**

37. **RESOLVED**, upon the recommendation of the Superintendent of Highways, award the bid for One (1) New Light Duty Mason Dump Truck to Schultz Ford, Nanuet, New York in the amount of \$65,535.00, to the only qualified bidder.

**RESOLUTION TO AWARD BID / ONE (1)
NEW LIGHT DUTY RACK BODY TRUCK /
SCHULTZ FORD**

38. **RESOLVED**, upon the recommendation of the Superintendent of Highways, award the bid for One (1) New Light Duty Rack Body Truck to Schultz Ford, Nanuet, New York, in the amount of \$57,890.00, to the lowest qualified bidder.

**RESOLUTION TO AMEND / VERIZON WIRELESS
LEASE AGREEMENT / TELECOMMUNICATIONS
TOWER EQUIPMENT / DEME BUILDING FACILITY /
119 ROUTE 303, ORANGEBURG**

39. **WHEREAS**, the Town currently has a lease agreement with New York SMSA Limited Partnership d/b/a Verizon Wireless, dated August 1, 2016, for space on the Telecommunications Tower at 119 Route 303, Orangeburg New York; and

WHEREAS, Verizon Wireless seeks to perform antenna work and perform additional improvements and agrees to pay the Town an additional \$100.00 per month for such additional installations;

BE IT RESOLVED, that the amendment to the August 1, 2016, Lease Agreement, between the Town of Orangetown and New York SMSA Limited Partnership d/b/a Verizon Wireless is hereby approved and that the Supervisor is authorized to execute said amendment.

**RESCIND RESOLUTION NO. 540
ACCEPTING RESIGNATION / WALTER
WETTJE / ORANGETOWN HOUSING
AUTHORITY**

40. **RESOLVED**, that the Town Board hereby rescinds resolution no. 540 which accepted the resignation of Walter Wettje as the as Treasurer / Member of the Orangetown Housing Authority, effective September 5, 2018 and his position on the Board is reinstated as of September 26, 2018.

**RESCIND RESOLUTION NO. 542 / APPOINT / SEAN
WALSH / ORANGETOWN HOUSING AUTHORITY**

41. **RESOLVED**, that the Town Board rescinds resolution no. 542 which appointed Sean Walsh as a member of the Orangetown Housing Authority.

**RESOLUTION TO APPROVE / LEND
AID / NANUET WEST NYACK
ROTARY / 2018 FALL FESTIVAL /
SATURDAY, SEPTEMBER 29**

42. **RESOLVED**, upon the completion of all necessary paperwork, the Superintendent of Parks & Recreation has forwarded for approval by the Town Board use of the Showmobile (at a rental cost of \$400.00) by Nanuet West Nyack Rotary Club for the 2018 Fall Festival event to be held on Saturday, September 29, 2018, with the organization providing a certificate of insurance listing the Town of Orangetown as additionally insured.

**RESOLUTION TO AUTHORIZE / HOLD
HARMLESS AND INDEMNIFICATION
AGREEMENT / 248 SOUTH
MIDDLETOWN ROAD, PEARL RIVER**

43. **WHEREAS**, James M. Downey and Jennifer M. Downey, the property owners of property located at 248 South Middletown Road, Pearl River, New York, have applied to the Town Building Department for permission to repair a retaining wall on their property and upon review, a portion of the retaining wall encroaches on to an existing Town right of way, and

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

NOW, THEREFORE, BE IT RESOLVED, that the Town hereby grants to 248 South Middletown Road, Pearl River, New York, S/B/L 73.05-1-77, a revocable license, in the form of a License, Hold Harmless and Indemnification Agreement, which provides in sum and substance the retaining wall currently existing in the Town's right-of-way may remain and the owners of the property, James M. Downey and Jennifer M. Downey, must defend, indemnify and hold harmless the Town for any damage related thereto and caused thereby, and that said retaining wall must be removed upon notice as set forth therein, otherwise to be removed by the Town at the expense of the property owner and,

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

RESOLUTION TO GRANT PERMISSION / PEARL RIVER CHAMBER OF COMMERCE / PEARL RIVER DAY FESTIVAL / MEMBER BUSINESSES / DISPENSE ALCOHOLIC BEVERAGES SUBJECT TO SLA LICENSING REQUIREMENTS

44. **WHEREAS**, the Pearl River Chamber of Commerce has formally requested on behalf of the member businesses it represents, permission, pursuant to Town Code Section 10-4(B)(1) to dispense alcoholic beverages on Town Property as part of their Pearl River Day Festival,

BE IT RESOLVED, that subject to the requirements of the New York State Liquor Authority regulations (SLA), including a securing a proper license therefrom, the Town of Orangetown Police Department, and to the execution of an agreement with the Town to provide proof of insurance and indemnification, the Town Board hereby grants permission to the businesses authorized under the Pearl River Chamber of Commerce's permit to dispense alcoholic beverages upon Town property during the hours of 1 pm to 9 pm at the Pearl River Day Festival to be held on Saturday, October 6, 2018.

RESOLUTION TO RECLASSIFY SECRETARIAL ASSISTANT II TO ADMINISTRATIVE SECRETARY I / DEME / APPOINT ELLEN FORDHAM ADMINISTRATIVE SECRETARY

45. **RESOLVED**, upon the recommendation of Rockland County Personnel, reclassify the position of Secretarial Assistant II in the D.E.M.E. / Sewer Department, Grade 10 to the position of Administrative Secretary I, Grade 12, effective September 7, 2018.

BIT IT FURTHER RESOLVED, that Ellen Fordham is hereby appointed to the position of Administrative Secretary I, provisional, in the D.E.M.E. / Sewer Department, Grade 12, Step 8/13 at a salary of \$ 79,092, effective September 7, 2018.

RESOLUTION TO AWARD BID / PURCHASE OF NEW TOWN VEHICLE / DEME / VAN BORTEL FORD INC.

46. **RESOLVED**, that it is the recommendation of Commissioner of D.E.M.E., Eamon Reilly, that (1) one 2019 Ford Utility Police Interceptor 500A, in the amount of \$ 29,951.40 be awarded to Van Bortel Ford Inc., East Rochester, NY, to be charged to Account G.8130.200 (Special Districts Sewage Treatment Plant. Capital Outlay)

This is Quote # 27936, from 22898 Mini Bid#18080170.

**RESOLUTION TO AUTHORIZE / USE OF
SHOWMOBILE / PEARL RIVER
SCHOOL DISTRICT / 2018 PEP RALLY /
FRIDAY, SEPTEMBER 28**

47. **RESOLVED**, upon the completion of all necessary paperwork, the Superintendent of Parks & Recreation has forwarded for approval by the Town Board use of the Showmobile at a rental cost of \$400.00 by the Pearl River School District for their Pep Rally on Friday, September 28, 2018, with the organization providing a certificate of insurance listing the Town of Orangetown as additionally insured.

**RESOLUTION TO AWARD BID FOR THE
CONSTRUCTION OF THE GREENBUSH ROAD
BICYCLE BYPASS IN BLAUVELT, NEW YORK
SCAFFIDI'S PAVING AND DRAINAGE**

48. **WHEREAS**, the Superintendent of Highways duly advertised for sealed bids for the Construction of the Greenbush Road Bicycle Bypass in Blauvelt, which were received and publicly opened on August 9, 2018; and

WHEREAS, Scaffidi Paving and Drainage, the sole bidder, revised their proposal on September 19, 2018. Notice of Posting, Bid Sheet and Revised Bid is made a part of these minutes.

NOW THEREFORE, BE IT RESOLVED, that the bid is hereby awarded to Scaffidi Paving and Drainage, for the price of \$158,048.00.

AUDIT

**PAY
VOUCHERS**

49. **RESOLVED**, upon the recommendation of the Finance Director, Jeff Bencik, the Finance Office is hereby authorized to pay vouchers for a total amount of four (4) warrants for a total \$2,546,073.20.

ADJOURNMENT

**Dr. Walter J. Askenas, formerly of Askenas Chiropractic
in Pearl River for 45 years**

50.

**Sara Morvay, Monsey, Mother of Town Employee Robin
Goldsmith**

51.

**John Quattroch, Jr., Father-in-law of Rosanna Sfraga,
Orangetown Town Clerk and Father of Nick Sfraga**

52.

**Patricia Sheahan, Former Orangetown Police
Department Crossing Guard, Pearl River**

53.

**Elizabeth Toop, Mother-in-law of Town Attorney, Robert
Magrino, Pearl River**

54.