



## TOWN OF ORANGETOWN REGULAR TOWN MEETING

Tuesday May 19, 2020

This Town Board Meeting was opened at 5:30 PM.

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

**Pledge of Allegiance to the Flag led by Esta Baitler**

### ANNOUNCEMENTS:

- Virtual 5K Results
- This year, as per the organizations below, the following Memorial Day events have been "cancelled":
  - *Pearl River American Legion John H. Secor Post 329 Memorial Day Parade*
  - *John M. Perry Post 1044 American Legion's Palisades/Sparkill Memorial Day Services*
  - *Charles R. and Raymond O. Blauvelt Post 310 American Legion and the Willie Polhemus Post 9215 of Upper Nyack Veterans of Foreign Wars Memorial Day Service and the Village of Nyack's Memorial Day Service*
  - *Veterans Walkway of Hero's Memorial Day Service for Sunday May 24th at 10:00 / Independence Ave, Tappan*
  - *Piermont Engine Hose Co. #1 and VFW Post 7462 of Piermont Memorial Day Service Parade*
  - *Watchfires on the Piermont Pier and on top of Clausland Mountain / Vietnam Veterans 333 of America*
- Proclamation for Building Safety Month - May 2020
- Proclamation for National Public Works Week - Sun, May 17 - Sat, May 23, 2020

- **Town of Orangetown DRAFT Municipal Separate Storm Sewer System (MS4 Annual Report Year 17) will be available for review on the Town's website.**
- **Pearl River School District Board of Education Candidates' Night will be live-streamed on the District YouTube page starting at 7:00 pm. Please visit their website for more info at [pearlriver.org](http://pearlriver.org).**

**DISCUSSION: WORKSHOP OF AGENDA ITEMS**

**PUBLIC COMMENT:**

**The Board will accept questions and comments before the meeting via e-mail at: [supervisor@orangetown.com](mailto:supervisor@orangetown.com) or by phone at (845) 359-5100 Ext. 2293.**

**1. OPEN PUBLIC COMMENT PORTION**

**RESOLVED**, the Public Comment portion is hereby opened.

- Public Comment will be accepted at this meeting via teleconference.
- Please follow the instructions of the Supervisor so that the comments are received in an orderly fashion.
- To participate in the teleconference, follow these instructions:

Please join my meeting from your computer, tablet or smartphone.  
<https://global.gotomeeting.com/join/968285389>

You can also dial in using your phone.

United States (Toll Free): 1 877 568 4106

United States: +1 (312) 757-3129

**Access Code: 968-285-389**

New to GoToMeeting? Get the app now and be ready when your first meeting starts: <https://global.gotomeeting.com/install/968285389>

**2. CLOSE PUBLIC COMMENT PORTION**

**RESOLVED**, the Public Comment portion is hereby closed.

**AGENDA ITEMS:**

**TOWN BOARD**

3. **AUTHORIZE TOWN BOARD MEETINGS SCHEDULED FOR JUNE 2, 2020 AND JUNE 16, 2020 TO BE ATTENDED BY BOARD MEMBERS VIA VIDEOCONFERENCE AND TELECONFERENCE / AUTHORIZE TOWN BOARD MEETINGS TO BEGIN AT 5:30 PM**

**WHEREAS**, on March 7, 2020, the Governor of the State of New York issued Executive Order No. 202 and declared a State disaster emergency for the entire State of New York with respect to the COVID-19 virus, and

**WHEREAS**, Executive Order No. 202.1 issued by the Governor on March 12, 2020 temporarily suspended New York Public Officers Law Article 7, known as the Open Meetings Law, to permit any public body to meet and take actions authorized by law without permitting in public in-person access and authorizing such meetings to be held remotely by conference call or similar service, provided the public has the ability to view or listen to such proceedings and that such meetings are recorded and later transcribed, and

**WHEREAS**, the Town Board recognizes the need to conduct Town business in a manner that is open to the public via means that provides for no in person attendance by the Board and the public for the health and safety of the general public, and to help limit contacts and the spread of the COVID-19 virus in the Town of Orangetown,

**NOW THEREFORE, BE IT RESOLVED**, that the Town Board hereby authorizes Town Board meetings scheduled for June 2, 2020 and June 16, 2020 to be attended by Board members via videoconference and teleconference by a service provided through GoToMeeting, and which meetings shall not permit in person attendance but shall be accessible to the public in real time via local cable television, livestreaming as accessible through the Town's website at Orangetown.com, and by videoconference and teleconference, and

**BE IT FURTHER RESOLVED**, that the Town Board hereby authorizes the Town Board Meetings scheduled for June 2, 2020 and June 16, 2020 to begin at 5:30 pm instead of 7:30 pm and

**BE IT FURTHER RESOLVED** that, the Supervisor remains authorized to postpone Town Board meetings and call for Special Town Board meetings as necessary upon notice to the public and access by the public as provided for above.

4. **APPROVE APPLICATION / ADOPT-A-SPOT COMMITTEE / LANDSCAPE THE CORNER OF GILBERT AVENUE AND VETERAN'S MEMORIAL DRIVE (NEAR BLUE HILL PLAZA) / ADVANCED LANDSCAPE SOLUTIONS**

**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 Advanced Landscape Solutions as part of the Adopt-A-Spot Committee to contribute toward the maintenance of a more attractive Town Property located on the corner of Gilbert Avenue and Veteran's Memorial Drive (near Blue Hill Plaza) by performing necessary cleanup 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.

5. **AGREEMENT WITH SUNRISE LABORATORIES/AUTHORIZE SUPERVISOR SIGNATURE**

**RESOLVED**, the Supervisor is authorized to execute an agreement with Sunrise Medical Laboratories, Hicksville, New York, to arrange for COVID-19 and antibody testing for Town employees in accordance with the terms of the agreement, which has been reviewed and approved by the Town Attorney's Office.

6. **ESTABLISH KICKSTART ORANGETOWN COMMITTEE/ APPOINT MEMBERS/ 1-YEAR TERM**

**WHEREAS**, the Town of Orangetown desires to help restart the local economy as a result of COVID-19 crisis and it's financial impact on the local economy,

**WHEREAS**, to accomplish this task, the Town of Orangetown shall create the Kickstart Orangetown Committee to support the local economy with the goal of restarting local businesses; and

**WHEREAS**, the Committee will be comprised of business and community leaders throughout the Town of Orangetown, who are dedicated to addressing the financial impacts of COVID-19 and are focused on revitalizing our local economy, getting our residents back to work, and ensuring our Town comes back stronger, more united, and more prosperous than ever before and

**WHEREAS**, the Committee will work with Supervisor Teresa Kenny and the Town of Orangetown, to come up with a series of recommendations and proposals, to be reviewed and adopted by the Town Board to help find ways to reduce red tape, encourage economic growth and make it easier for our small businesses to operate,

**NOW THEREFORE, BE IT RESOLVED**, the Town Board authorizes the establishment of the Kickstart Orangetown Committee and authorizes the aforementioned appointments to said Committee, and

**BE IT FURTHER RESOLVED**, that the initial Kickstart Orangetown Committee will be comprised of the following members for a term of 1-year:

- Brian Campbell, President, Pearl River Chamber of Commerce
- Rob Chiapperino, All County Asphalt
- Kevin Hardy, Executive Director, Meals on Wheels
- Bill Madden, Director of External Affairs, Suez Water New York
- Angela McDonnell, Coordinator, Hospitality Management of STAC, **Chairwoman**
- Kathleen McGowan, resident
- Carmel Reilly, Town Director of Economic Development and Tourism, **Clerk**
- Diane Serratore, Executive Director, People to People
- Rosanna Sfraga, Town Clerk
- **Liaison:** Michael Lawler, Deputy Town Supervisor

## **TOWN ATTORNEY**

### **7. RESOLUTION FOR THE RELEASE OF ORANGEBURG AUTOMOTIVE STORAGE FACILITY PERFORMANCE BOND**

**WHEREAS**, the developer of the Orangeburg Automotive Storage Facility was required and did in fact post a performance bond in the amount of \$127,572.00 for the completion of certain public improvements related to the subdivision; and

**WHEREAS**, the Planning Board, after receiving recommendations from the Department of Environmental Management and Engineering (DEME) and the Superintendent of Highways, voted pursuant to PB#17-30 to recommend to the Town Board that the above referenced Performance Bond be released; and

**WHEREAS**, the Town Attorney's Office also recommends that the above referenced Performance Bond be released.

**NOW, THEREFORE, BE IT RESOLVED**, upon the recommendation of the Planning Board (PB#17-20), the Town Highway Department, DEME and the Town Attorney's Office, the Board hereby authorizes the release of the Orangeburg Automotive Storage Facility Performance Bond in the sum of \$127,572.00.

## HIGHWAY

### 8. **AUTHORIZE SUPERVISOR TO SIGN / 2019 - 2024 MUNICIPAL SNOW & ICE AGREEMENT WITH NYS DOT**

**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 as the State Commissioner of Transportation may deem to be necessary to provide reasonable passage and movement of vehicles over such highways, and

**WHEREAS**, the work of such control of snow and ice may be done by any municipality, which for the purposes of said Section 12 shall include only a county, city, town or village, pursuant to an agreement entered into between the governing board or body of any such municipality and the State Commissioner; and

**WHEREAS**, the Superintendent of Highways of the Town of Orangetown is willing to perform the work of such control of snow and ice upon State highways located within the Town of Orangetown according to the guidelines, policies and procedures deemed by the State Commissioner and Superintendent of Highways to be for the best interest of the public,

**NOW THEREFORE BE IT RESOLVED**, that upon recommendation of the Superintendent of Highways, the Supervisor is hereby authorized to sign 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 on State roads located within the Town of Orangetown from 2019 through 2024. The amount of the 2019-2024 Agreement for reimbursement to the Town for providing such services is \$197,783.12 each year as set forth more fully in the agreement totaling \$988,915.60.

## DEME

### 9. **GRANT PERMISSION/JAMES HUNTER DAVIE ATTEND BASIC LABORATORY PROCEDURES**

RESOLVED, that the Town Board grants permission for James Hunter Davie to attend the Basic Laboratory Procedures, Morrisville NY, on June 1, 2020 - June 5, 2020 at a total cost of \$1,592.77 to be charged to Account 8130.441 and 8130.480.

### 10. **GRANT PERMISSION/JAMES HUNTER DAVIE ATTEND BASIC OPERATIONS OF WASTEWATER TREATMENT PLANTS**

RESOLVED, that the Town Board grants permission for James Hunter Davie to attend Basic Operations of Wastewater Treatment Plants, Morrisville NY, June 15, 2020 - June 26, 2020 at a total cost of \$3,224.07 to be charged to Account 8130.441, 8130.480 and 8130.475.

## AUDIT

### 11. PAY VOUCHERS

**RESOLVED**, upon the recommendation of the Director of Finance Director, the Finance Office is hereby authorized to pay vouchers for a total amount of three (3) warrants for a total of \$ 559,427.39 and authorize Town Supervisor to sign audit sheet on behalf of the Town Board.

## EXECUTIVE SESSION

### 12. ENTER EXECUTIVE SESSION

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

## ADJOURNMENTS

### RESOLUTION TO RE-ENTER RTBM / ADJOURNED / MEMORY

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

- ❖ Karen Brown, *Piermont*
- ❖ Irene M. Burns, *Pearl River*
- ❖ John Gleeson, *Pearl River*
- ❖ George J. Leahy, *Tappan*
- ❖ Alvina Theresa Smellegar Lewis, *former resident of Pearl River*
- ❖ Gladys Loy, *Dowling Gardens*
- ❖ Maria Luna, *Elmwood Park, NJ*
- ❖ Kelly Mazzarella, *Pearl River*
- ❖ Thomas F. McDonagh, *Blauvelt*
- ❖ Tara McKeegan, *Blauvelt*
- ❖ Paul Piperato, *Thiells, former Rockland County Clerk for last 15 years*
- ❖ Mary Prezioso, *Pearl River*
- ❖ Marie Pryor, *Venture Murphy House, Orangeburg*