



TOWN OF ORANGETOWN TOWN BOARD MEETING

Tuesday September 01, 2020

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

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

☼ Pledge of Allegiance to the Flag

ANNOUNCEMENTS:

- ◆ The Orangetown Museum will open with a new exhibit, "*The Orangetown Suffragist*," on Thursday, Sept. 10, 2020, at The DePew House on 196 Chief Bill Harris Way, Orangeburg, NY. It will be a "soft opening" with no reception. Hours are 10-2 PM. Regular hours that the exhibit can be seen are Tuesdays and Fridays 10-2 PM and on Sundays 1-4 PM. admission is free and donations graciously accepted.
- ◆ September 11, 2020 (Friday) – 19th Anniversary of 9/11 – Remembrance Service at Town Hall Lawn Monument at 6:00 P.M.
- ◆ STBM / September 12, 2020 (Saturday) from 8:00 A.M. – 12:00 P.M. / Town Department Heads Budget Presentations / Court Room 1
- ◆ October 17, 2020 (Saturday) 8:00 am - noon - Free Drive- Thru Shredding Event at Orangetown Town Hall held by the Town Clerk's Office - Please bring non-perishable food items as a donation to People to People - Help someone get ahead while you shred!

PRESENTATIONS:

- ◆ 2021 BUDGET PRESENTATIONS FOR LIBRARIES AND SPECIAL DISTRICTS:
 - 7:15 P.M. – Rockland Paramedics (Tim Egan / Ray Florida)
 - 7:20 P.M. – Blauvelt Fire Department (Mike Conklin)
 - 7:25 P.M. – Nyack Ambulance Corps (Wm. McDowell)

7:30 P.M. – Orangeburg Library (Rodney/Picott / Michelle Galle-Looram)

7:35 P.M. – Tappan Library (Vicki Caramante / Sara Nugent)

7:40 P.M. – Palisades Library (Marjorie Galen / Maria Gagliardi)

7:45 P.M. – Blauvelt Library (Samantha McCullagh / Sal Pagnani / Laura Grunweg)

DISCUSSION: WORKSHOP OF AGENDA ITEMS

PUBLIC COMMENT:

1. OPEN PUBLIC COMMENT PORTION

RESOLVED, that the public portion is hereby opened.

SUMMARY OF PUBLIC COMMENTS:

2. CLOSE PUBLIC COMMENT PORTION

RESOLVED, that the public portion is hereby closed.

AGENDA ITEMS:

TOWN BOARD

3. AUTHORIZATION TO ISSUE RFP / ORANGETOWN COMMUNITY CENTER

RESOLVED, that the Town Clerk's office is hereby authorized to issue a Request for Proposals (RFP) for the "Orangetown Community Center" as prepared by H2M Architects, for the purpose of receiving bids to provide General/Civil Construction Work, HVAC Construction Work, Plumbing Construction Work, and Electrical Construction Work with respect to the construction of same, with proposal to be received until Tuesday October 6, 2020 at 11:00 a.m. as set forth more fully in the RFP.

TOWN ATTORNEY

4. APPROVAL OF 2020 CERTIFICATE OF SEWER REGISTRATION

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 2020 Sewer Work is approved to:

- ◆ MFD Quality Construction, 173 Old Route 304, New City, NY 10956, Tel.: 845-708-5221

5. **ACCEPT PERFORMANCE BOND / THE CLUB WEST AT PEARL RIVER, LLC / PHASE II SITE PLAN /661 WEST BLUE HILL ROAD PEARL RIVER**

WHEREAS, The Club West at Pearl River, LLC as developer of certain property located at 661 West Blue Hill Road, Pearl River, New York (Tax Lot 73.10 Block 1 Lot 5) applied for and received site plan approval from the Town of Orangetown Planning for said property pursuant to Planning Board decisions PB #2019-26 and #2020-05 for the project known as “The Club West at Pearl River -Phase II Site Plan” and

WHEREAS, pursuant to the aforesaid approvals, the Planning Board, at the recommendation of the Department of Environmental Management and Engineering, in its decision identified as PB #2020-35 required that the applicant post a Performance Bond in the amount of \$962,324.00 (Nine Hundred Sixty Two Thousand Three Hundred Twenty Four Dollars) to ensure the construction and completion of certain public improvements pursuant to the aforesaid approvals, and

WHEREAS, the applicant has submitted a fully executed Performance Bond dated August 17, 2020, issued by One Beacon Surety Group, as Surety, on behalf of The Club West at Pearl River, LLC as principal, in the amount of \$962,324.00 naming the Town of Orangetown as beneficiary, to insure the completion of public improvements associated with the “The Club West at Pearl River II Site Plan”, which Performance Bond has been approved as to form and substance by the Town Attorney’s Office,

NOW THEREFORE BE IT FURTHER RESOLVED THAT, the Town hereby formally accepts, receives and files with the Office of the Town Clerk a Performance Bond dated August 17, 2020 issued by One Beacon Surety Group as Surety, on behalf of The Club West at Pearl River, LLC , as principal, in the amount of \$962,234.00 naming the Town of Orangetown as beneficiary, to insure the completion of public improvements associated with the “The Club West at Pearl River – Phase II Site Plan” no later than August 31, 2022 and said bond to be returned only upon satisfactory completion of said public improvements according to the terms of said Bond and Planning Board decisions 2019-26, 2020-05 and 2020-35 any Town departments having jurisdiction thereof, and formal resolution of the Town Board.

6. **APPROVE / COVENANT, LICENSE, AND DEFENSE, HOLD HARMLESS AND INDEMNIFICATION AGREEMENT / EAMONN CASSIDY, 5 HARDING STREET, BLAUVELT (69.16-1-15)**

WHEREAS, Eamonn Cassidy, the property owner of property located at 5 Harding Street, Blauvelt, New York, has applied to the Town Highway Department for permission to have a shed on his property and upon review, said shed is on the Town’s right-of-way; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Town hereby grants to 5 Harding Street, Blauvelt, New York (69.16-1 -15), a revocable license, in the form of a Covenant, Hold Harmless and Indemnification Agreement, which provides in sum and substance the shed currently existing in the Town’s right -of-way may remain and the owner of the

property, Eamonn Cassidy, must defend, indemnify and hold harmless the Town for any damage related thereto and caused thereby, and that said structure 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 her designee is hereby authorized to execute the Covenant, 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.

HIGHWAY

7. REJECT BID / CYNCON EQUIPMENT/ TWO (2) YARD WASTE LEAF LOADERS

RESOLVED, that upon the recommendation of the Superintendent of Highways, the Town of Orangetown rejects the bid for Two (2) Yard Waste/Leaf Loaders from Cyncon Equipment, Rush, NY, in the amount of \$184,676.00, which exceeded the estimated cost for this equipment.

8. AWARD BID / GABRIELLI TRUCK SALES/ TWO (2) NEW HEAVY DUTY 4WD PLOW TRUCKS WITH ACCESSORIES

RESOLVED, upon the recommendation of the Superintendent of Highways, award the bid for Two (2) New Heavy Duty 4WD Plow Trucks with Accessories to Gabrielli Truck Sales, Jamaica, New York in the amount of \$635,826.00 to be charged to account # H.5130.200.08.

PARKS AND RECREATION

9. ACCEPT DONATION / MEMORIAL BENCH / MEMORY OF JIM & LIL GIBLIN

RESOLVED, upon the recommendation of the Superintendent of Parks and Recreation accept with gratitude the donation of a memorial bench to be placed along the JBC Rail Trail. Engraving will read:

In memory of Jim & Lil Giblin & All the Happy Times on Carleton Rd.

10. RESOLUTION TO APPROVE / LEND AID / BLAUVELT LIONS CLUB / SEPTEMBER 3 - SEPTEMBER 6, 2020

RESOLVED, upon the completion of all necessary paperwork, the Superintendent of Parks & Recreation has forwarded for approval by the Town Board the rental of Portable Toilets (4 regular units 1 ADA Accessible) for the Blauvelt Lions Club Stars and Cars Fundraiser, Thursday, September 3, - Sunday, September 6, 2020.

HIGHWAY / POLICE

11. APPROVE/ LEND ASSISTANCE / 2020 ANNUAL HALLOWEEN PARADE / ORANGEBURG FIRE DEPARTMENT / SATURDAY, OCTOBER 31, 2020

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 barricades & barrels from the Highway Department and Auxiliary Police from OPD, for the OFD annual Halloween parade to be held on Saturday, October 31, 2020, from 5:30 pm - 9:00 pm.

12. APPROVE / LEND ASSISTANCE / 2020 ORANGEBURG FIRE DEPARTMENT HOLIDAY PARADE / SATURDAY, DECEMBER 12, 2020

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 & trash bins from the Highway Dept., and auxiliary police from OPD, for the OFD annual holiday parade to be held on Saturday, December 12, 2020 (rain date: Sunday, December 13, 2020), on various roads in the hamlet of Orangeburg, from 6 pm - 10 pm

13. **Place Holder **LEND ASSISTANCE /2020 GREEK FESTIVAL DRIVE- THRU EVENT/ ST. CONSTANTINE'S CHURCH

RESOLVED, upon the recommendation from the Superintendent of Highways & the Chief of Police, that the Town Board hereby authorizes these two departments to lend assistance which includes the use of cones, barricades, trash cans, directional & no parking signs from the Highway Dept., and Auxiliary police from OPD, for the Greek Festival Drive- Thru Event to be held on Friday, September 18, 2020 from 5pm to 8pm and Saturday September 19, 2020 and Sunday September 20, 2020 from 12pm to 8pm.

TRAFFIC ADVISORY BOARD

14. RESOLUTION TO APPROVE / INSTALLATION OF STREET LIGHT / ACROSS FROM 121 SWANNEKIN ROAD, BLAUVELT

RESOLVED, that upon the recommendation of the Traffic Advisory Board, the installation of a street light across from 121 Swannekin Road, Blauvelt (utility pole #59768 38598) is hereby approved to be paid from the following budget line item B.5182.452.17.

TOWN CLERK

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

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

1. Memorandum of Understanding with Rockland County for the Regional Investigative Resource Center.
2. Town Board Meeting minutes: July 7, 2020 Police Commission/Regular Town Board Meeting; July 21, 2020, August 4 & 18, 2020 Regular Town Board Meeting; and August 4, 2020 Police Commission Meeting.

16. APPOINT / STEPHEN C ROSS / FIREFIGHTER / BLAUVELT FIRE DEPT

RESOLVED, upon the recommendation of the Blauvelt Fire Dept., STEPHEN C. ROSS is hereby appointed to the position of Firefighter, with the Blauvelt Volunteer Fire Company.

17. JUSTICE COURT / INDEPENDENT AUDITOR'S REPORT / STATEMENT OF CASH RECEIPTS, CASH DISBURSEMENTS & CASH BALANCES / YEAR ENDED 12-31-2019 / RECEIVED FILED IN TOWN CLERK'S OFFICE

RESOLVED, that upon the recommendation of the Justice Court Clerk, the Independent Auditor's Report and Statement Cash Receipts, Cash Disbursements and Cash Balances for the year ended December 31, 2019 from PFK O'Connor Davies, LLP, is hereby received and filed in the Town Clerk's Office.

AUDIT

18. PAY VOUCHERS

RESOLVED, upon the recommendation of the Finance Director, Jeff Bencik, the Finance Office is hereby authorized to pay vouchers for a total amount of three (3) warrants for a total of \$1,348,428.47.

EXECUTIVE SESSION

19. ENTER EXECUTIVE SESSION

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

ADJOURNMENTS

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:

❖ **Arthur M. Cooke**, *resident of Orangeburg*