

**TOWN OF ORANGETOWN  
REGULAR TOWN BOARD MEETING  
TUESDAY, APRIL 14, 2015**

This Regular Town Board Meeting was opened at 7:35 p.m. Supervisor Stewart presided. Present were:

Councilman Denis Troy  
Councilman Thomas Diviny  
Councilman Thomas Morr  
Councilman Paul Valentine

Also present:

Charlotte Madigan, Town Clerk (office)  
Geraldine Orlik, Deputy Clerk  
Teresa Accetta-Pugh, Deputy Clerk  
John Edwards, Town Attorney  
Teresa Kenny, Deputy Town Attorney  
Jeff Bencik, Finance Director  
James Dean, Superintendent of Highways  
Joe Moran, Commissioner of DEME  
Robert Simon, Receiver of Taxes  
John Giardiello, Director of OBZPAE  
Aric Gorton, Superintendent of Parks and Recreation  
Kevin Nulty, Police Chief  
Donald Butterworth, Police Captain  
James Brown, Police Captain

Kevin Nulty led the Pledge of Allegiance to the Flag.

Charlotte Madigan, Town Clerk, will be hosting a Shredding Day, and Passport Day, on Tuesday, May 12, 2015. The shredding will take place, from 4:30pm-7:30pm and in partnership with Paul Piperato, County Clerk, Passport applications will be processed from 3pm-6pm.

The National Anthem - Jan Lynch Schutz

**RESOLUTION NO. 151**

**THOMAS SCHUTZ, POLICE  
SERGEANT/PROMOTION TO  
LIEUTENANT**

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

RESOLVED, upon the recommendation of the Chief of Police, Thomas Schutz, is hereby promoted to the position of Police Lieutenant/Town of Orangetown, from Rockland County Civil Service List # 11115/70-502, effective April 15, 2015, at a salary consistent with the labor agreement between the Town of Orangetown and Orangetown PBA.

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

Noes: None

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**RESOLUTION NO. 152**

**KERRI LYNNE SCHILLER,  
POLICE OFFICER/PROMOTION  
TO SERGEANT**

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

RESOLVED, upon the recommendation of the Chief of Police, Kerri Lynne Schiller, is hereby promoted to the position of Sergeant/Town of Orangetown, from Rockland County

**RESOLUTION NO. 152 - Continued**

Civil Service List # 13041, effective April 15, 2015, at a salary consistent with the labor agreement between the Town of Orangetown and Orangetown PBA.

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

Noes: None

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**RESOLUTION NO. 153****ANTHONY PALAZOLO, POLICE OFFICER/PROMOTION TO SERGEANT**

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

RESOLVED, upon the recommendation of the Chief of Police, Anthony Palazolo is hereby promoted to the position of Police Sergeant/Town of Orangetown, from Rockland County Civil Service List # 13041, effective April 15, 2015, at a salary consistent with the labor agreement between the Town of Orangetown and Orangetown PBA.

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

Noes: None

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The Town Board took a 10 minute recess.

**Summary of Public Comments (RTBM):**

Kerry Beckmann, OMM Soccer, explained OMM partnered with the Town to develop the state-of-the-art soccer complex. OMM is responsible for the annual maintenance; purchases and maintains the equipment. They support the Town's senior citizens, recreation programs and the schools' programs. They believe they meet the 85% resident requirement.

Kevin Powers, Pearl River, has been involved with OMM for 15-17 years. These fields benefit everyone. He would like to see more involvement with Buddy Ball and he supports OMM.

Yvonne Albert, Piermont, believes first priority is not being given to Orangetown residents. She encourages collaboration between OMM and Orangetown.

Mike Mandel, Pearl River, asked, what are the costs and the number of hours for Town personnel for the electrical microgrid. He questioned if the Town is paying OMM's water bill and if the 85% residency requirement is being enforced.

Eileen Larkin, Palisades, wants Anellotech to complete the long EAF form. The Land Use Boards must be held responsible for use of land in the Town. She requested many of the Town Codes be updated.

Mary Cardenas, Town Historian, said shame on the Town for allowing the demolition of the Lent House. She will work with the Town and the Town Attorney to preserve the Town's history and historic sites.

Dimitri Laddis, Rockland FC and Piermont resident, said OMM violates the rules season after season. The agreement must be re-written to protect Buddy Ball, Rockland FC and recreation leagues.

Susan Witte, Rockland FC, is impressed with Kerry Beckman's comments and the children's and parent's passion spending time to fight for what they believe in. She believes a solution can be reached.

Claire Sheridan, Tappan, expressed her sadness about the Lent House being destroyed. Dutch architecture is a rare treasure. She encouraged the Board to have laws preserving historic structures.

Stephen Felter, Piermont, believes transparency will help the issue concerning the OMM fields. He suggested establishing a committee to look at the facts and come up with a solution.

Rick Tanterbaun, Orangetown, favors any new laws or codes to completely review the entire project before any demolition permit is issued. Demolition of the Lent House is a great loss to the Town.

Gordon Miller, Pearl River and former Director of OMM, recognizes the soccer complex is a special place. He clarified the difference between OMM, Buddy Ball, the recreation league and World Class Travel.

Robert Knoble, Rockland FC, wants fair allocation of the soccer fields. He believes the residency requirement should be raised and enforced.

Carole LaVale, Tappan Historic Society, supports new ordinances for preserving historic structures and extending historic area boundaries.

Scott Frank, Susan Max, Albert Boulanger, and John Pelacheiko, World Team and Technical Strategy of World Team Now, supports the Town in participating in the World Team energy saving microgrid. They asked the Town Board to consider different constituents to be part of this microgrid.

Ken Cully, Nanuet, opposes the Anellotech project. Anellotech is a disaster waiting to happen. The materials they are burning are dangerous solid waste that will cause deadly health issues.

Julie Atlas, Orangeburg, wants fair field time. World Class has a division in New Jersey. The New Jersey residents should play in New Jersey, freeing up field time for Orangetown residents.

Jake Laddis, Piermont, said OMM and World Class are not in compliance with their contract with the Town. He should not have to play on dirt fields with debris, while non-residents have the pleasure of playing on my Town fields.

Walter Aurell, Orangeburg, said the Seth House is in danger of being demolished. He requested the Board to make sure the developers of The Pointe at Lake Tappan meet the approved conditions of restoration for this house.

Scott Panese, Nanuet, verbalized OMM is under the 85% requirement. Rockland FC and Buddy Ball must be protected. The Board needs to protect the community from Anellotech. We do not need a cancer factory in Pearl River.

Catharine Moyahan, Pearl River, said the Town owns the land but the fields were built by OMM. OMM works with the seniors, the schools and other community groups.

Tom O'Reilly, Historical Society, believes Anellotech is a cancer factory. At least one person in every family, on Gatto Lane, has cancer. Demolition of the Lent House is death of irreplaceable history.

Watson Morgan, Blauvelt, spoke about sports management, communities with recreation districts and possible other sites for sports.

Dineen Dillion, Blauvelt, has played soccer for many years on terrible condition grass fields; however, she was very happy to play. Her opinion is grass fields are safer than turf fields.

Sventa Conna, Tappan, uttered OMM was given land by the Town, to benefit the community residents. She has seen many New Jersey license plates vehicles at the soccer complex.

Richard Kenny, Pearl River, believes in and loves this Town. However, there is a problem with World Class and OMM residency requirements. The contract says Town residents have priority in using the fields.

Meg Sammon, Pearl River, wants to know who is going to absorb the financial contributions World Class makes to the soccer complex. Rockland FC deserves to have use of the fields but they need to come up with a proposal.

Manny Laseras, Rockland FC, quoted from the contract, between OMM and the Town. OMM has not submitted the number of teams, who participate in their league or a schedule of games. World Class receives 100% of field time, while others receive minimum or no time. Rockland FC has not been granted access on a regular basis. It is sad that Orangetown residents are not given priority use of the fields.

## **RESOLUTION NO. 154**

## **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, Morr, Valentine

Noes: None

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**RESOLUTION NO. 155****ROLL CALL/AGREEMENT/WORLD TEAM  
MICROGRID GRANT APPLICATION**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Valentine and on a roll call was adopted:

WHEREAS, the NY Prize is a New York State competition for funding of local feasibility studies for the creation of “community microgrids,” or areas of the electrical grid that serve vital public safety facilities and can be made more resilient to electrical outages through investment in energy efficiency and energy generation projects; and

WHEREAS, World Team is a partnership of engineering, research and media companies with interest and ability to pursue community microgrid funding with Orangetown government and nearby critical facilities, such as fire, school, college, gas stations and retail areas,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board authorizes the Supervisor to sign a Teaming Agreement with World Team for the purpose of preparing and submitting a successful application, at no cost to the Town, for NYS funding for a feasibility study of a community microgrid in Orangetown.

Ayes: Supervisor Stewart  
Councilpersons Valentine, Diviny

Noes: Councilpersons Troy, Morr

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**RESOLUTION NO. 156****AKRF ENVIRONMENTAL AND  
PLANNING CONSULTANTS / HOMES  
FOR HEROES SITE/GREEN  
INFRASTRUCTURE PROJECT  
RETAINER AGREEMENT**

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

RESOLVED, that the Town Board hereby approves the execution of a professional services consulting agreement between the Town and AKRF Environmental and Planning Consultants, in an amount not to exceed \$12,500.00, in connection with the Town’s pending application before the U.S. Department of Health and Human Services, seeking a conveyance of approximately 6.5 acres of land within the Tappan Military Facility at 335 Western Highway, in Tappan (a part of the “Homes For Heroes” site).

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

Noes: None

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**RESOLUTION NO. 157****2015 BUREAU OF FIRE PREVENTION  
REAPPOINTMENTS**

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

RESOLVED, that the following are hereby reappointed as members to the 2015 Bureau of Fire Prevention for a one-year term:

Michael Bettmann   John Ahlf, Jr   Robert Morrison   Chris Flatley   Paul Raso

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

Noes: None

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**RESOLUTION NO. 158****2015 BUREAU OF FIRE PREVENTION  
APPOINT NEW MEMBER**

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

RESOLVED, Tom Bade, Pearl River Excelsior Engine, is hereby appointed as member to the 2015 Bureau of Fire Prevention for a one-year term:

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

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**RESOLUTION NO. 159****2015 ENVIRONMENTAL COMMITTEE  
REAPPOINTMENTS**

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

RESOLVED, that the following are hereby reappointed as members to the 2015 Environmental Committee for a one-year term:

Alexis Starke	Rosemary Raccioppi	Fran Oldenburger
Peggy Kurtz	June Starke	Larry Soehnel
Martyn Ryan	Eve Millard	Anne Putko
Watson Morgan	Don Steinmetz	Deby Turner
Lawrence Vail	Tom O'Reilly	

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

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**RESOLUTION NO. 160****2015 ENVIRONMENTAL COMMITTEE  
APPOINT NEW MEMBERS**

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

RESOLVED, that the following are hereby appointed as members to the 2015 Environmental Committee for a one-year term:

Eileen Larkin	Michael Andrea
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Ayes: Supervisor Stewart  
Councilpersons Morr, Troy, Diviny, Valentine  
Noes: None

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**RESOLUTION NO. 161****PAULA BOHOVESKY/ NYS PAROLE  
BOARD / RICHARD LABARBERA &  
ROBERT MCCAIN/MEMORIALIZING  
RESOLUTION**

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

WHEREAS, the Town of Orangetown wishes to express its continuing condolences to, and support for, the family of Paula Bohovesky, who was brutally raped and murdered thirty-three years ago as Paula's family asks the New York State Parole Board not to release her killers; and

**RESOLUTION NO. 161 - Continued**

WHEREAS, in 1980, Paula Bohovesky was a talented artist, an aspiring actress and a well-regarded member of the junior class at Pearl River High School; and

WHEREAS, tragically, this young woman, burgeon with energy and a zest for life, was tragically and senselessly murdered just two blocks from her home; and

WHEREAS, the two young men who committed this heinous crime after a day spent drinking in a local bar received the maximum penalty for murder then allowed in New York State, twenty-five years to life in prison; and

WHEREAS, these men are now seeking parole and release from prison, having served the minimum sentence – twenty-five years; and

WHEREAS, Paula’s family and friends, as well as those living in Orangetown at the time, can still recall the horror of that day; and

WHEREAS, Paula’s mother, Lois Bohovesky, must now relive that day as she fights to keep Paula’s killers in jail by asking the Parole Board not to authorize the men’s release, a task that she will have to often undertake because State Law allows inmates seeking parole to reapply every two years; and

WHEREAS, the Town Board of Orangetown has met, considered and by a unanimous vote approved this resolution; now therefore be it

RESOLVED, that the Town Board of Orangetown wishes to express its continuing condolences to and support for the family of Paula Bohovesky, who was brutally raped and murdered thirty-three years ago as Paula’s family asks the New York State Parole Board not to release her killers; and be further

RESOLVED, the Town is hereby authorized and directed to send a certified copy of this resolution to Ms. Lois Bohovesky; and to such other persons proper in order to effectuate the purpose of this resolution.

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

Noes: None

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**RESOLUTION NO. 162****215 OAK TREE RD/TAPPAN/SOIL TESTING**

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

WHEREAS, the owner of vacant land located at 215 Oak Tree Rd, Tappan (Tax Lot 77.15-1-31)(the “Premises”), consisting of approximately 14.5 acres, has offered to donate said land to the Town, without restriction on use; and

WHEREAS, the Premises has little development value, but might otherwise be valuable to the Town as open space, wetland, and/or a riparian buffer for the Sparkill Creek which runs through it; and

WHEREAS, the land might further be valuable as possible compensatory parkland in the event the Town sought to develop other designated parklands for other purposes; and

WHEREAS, as part of the Town’s due diligence when deciding whether to accept the donation of the said Premises, further information is required, regarding the physical condition of the lands, including any possible adverse environmental condition on site,

**RESOLUTION NO. 162 - Continued**

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the Commissioner of DEME to obtain soil tests on the said Premises, subject to an access agreement to be drafted by the Town Attorney, and at a cost not to exceed \$3500.00, to identify any environmental risks that might impact the Town's decision whether to accept donation of the land.

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

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**RESOLUTION NO. 163**

**HOVSEPIAN/LAMHUT 28 & 29  
WHITTIER/BLAUVELT/ZONE  
CHANGE PETITION/CIRCULATION**

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

WHEREAS, the owners of premises located at 28 and 29 Whittier Rd., in the hamlet of Blauvelt, both being premises located in the "LO" (Laboratory Office) zoning district, have petitioned the Town Board to change the zoning classification of their properties to that of "R-40" (Low Density Residential), a zoning district that directly abuts the two said properties; and

WHEREAS, upon preliminary review, the Town Board is favorably disposed to such a change, because the two said premises, as developed and used, are more in keeping with the uses permitted in the R-40 and other residential zoning districts which they abut; and

WHEREAS, the Town Board wishes to proceed with its consideration of the proposed action, toward which end it wishes to commence the environmental review process, as well as review by other interested agencies; and

WHEREAS, upon review of the Petition, and a Short Environmental Assessment Form prepared at the Town Board's request by the Office of Building, Zoning, Planning and Administration and Enforcement, and related documents and filings, the Board makes the following preliminary determinations:

- The proposed action is one subject to review under the State Environmental Quality Review Act ("SEQRA");
- The proposed action as an "Unlisted" action; and
- The following are involved or interested or involved agencies in the review process:
  - A. Orangetown Planning Board;
  - B. Rockland County Department of Planning;
  - C. Rockland County Highway Department

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby declares its intention to serve as Lead Agency for the purpose of environmental review under SEQRA, and directs that a Lead Agency Coordination Letter with relevant documents be circulated to and among the various above referenced agencies; and

BE IT FURTHER RESOLVED, that the circulation to the Rockland County Department of Planning further be for the purpose of review pursuant to General Municipal Law §§ 239-1 & m; and

BE IT FURTHER RESOLVED, that, pursuant to Town Code Chapter 43, § 10.5, the Town Board hereby refers the said Petition and a proposed Local Law, amending the Town Zoning Map, to the Town Planning Board, inviting its input regarding, among other things, the implications of such an amendment, and requesting a response within 30-days.

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

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**RESOLUTION NO. 164****HOVSEPIAN/LAMHUT 28 & 29  
WHITTIER ROAD/BLAUVELT/ZONE  
CHANGE PETITION/SET PUBLIC  
HEARING**

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

RESOLVED, that the Town Board will hold a public hearing on May 12, 2015, at 8 p.m., on a proposed Local Law, as follows, amending Chapter 43, § 2.2, establishing the Town Zoning Map, to change the zoning district of two tax parcels, located on Whittier Rd., in the hamlet of Blauvelt from “LO” to “R-40”.

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

Noes: None

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**RESOLUTION NO. 165****AID/PEARL RIVER MEMORIAL  
DAY PARADE**

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

RESOLVED, that the Town Board hereby authorizes the Town of Orangetown Highway Department to lend assistance which includes the use of barricades for the 2015 Pearl River Memorial Day Parade on Monday, May 25, 2015, from 9:00 am to 12:00 pm.

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

Noes: None

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**RESOLUTION NO. 166****HIGHWAY'S 19<sup>TH</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 authorizes the Highway Department to host their 19th Annual Open House on Saturday, May 16, 2015, from 10:00 a.m. to 12:00 p.m. at the Highway Department Facility.

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

Noes: None

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**RESOLUTION NO. 167****NATIONAL PUBLIC WORKS WEEK**

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

RESOLVED, that the week of May 17 – 23, 2015, is hereby proclaimed National Public Works Week in the Town of Orangetown.

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

Noes: None

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**RESOLUTION NO. 168****SHOWMOBILE/ROCKLAND  
COUNTY PRIDE DAY**

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



**RESOLUTION NO. 168 - Continued**

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 VCS Rockland County Pride, for their Rockland County Pride Day, on Sunday, June 14, 2015, at a rental cost of \$350.00 with the organization providing a certificate of insurance listing the Town of Orangetown as additionally insured.

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

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**RESOLUTION NO. 169****JOSEPH B. CLARK RAIL TRAIL  
EXCLUSIVE USE/GRAN FONDO  
NEW YORK**

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

RESOLVED, upon the recommendation of the Superintendent of Parks and Recreation, approve the exclusive use of the Joseph B. Clark Rail Trail section between Greenbush Road and Kings Highway on Sunday May 17, from 9 a.m. to 4:30 p.m. by Gran Fondo New York (Bike Race) for a cost of \$120.00 per hour. Gran Fondo New York will be responsible for all labor costs associated with the use and closure of the Rail Trail.

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

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**RESOLUTION NO. 170****RESCIND/RESOLUTION #120-2015  
NYACK SPRINGFEST/ SHOWMOBILE**

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

RESOLVED, that upon the notification, from the Nyack Chamber of Commerce, use of the showmobile, for the Nyack Springfest, on Saturday, April 12, 2015, is hereby cancelled and Resolution No. 120 is hereby rescinded.

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

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**RESOLUTION NO. 171****APPOINT/PARK'S AUTOMOTIVE  
MECHANIC I/ WILLIAM EYBERS**

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

RESOLVED, upon the recommendation of the Superintendent of Parks & Recreation and the Human Resources Coordinator, William Eybers is hereby appointed to the position of Automotive Mechanic I, in the Parks Department, Grade 15A, Step 25/29, at a salary of \$98, 171.00, effective April 15, 2015.

Ayes: Councilperson Morr, Supervisor Stewart  
Councilpersons Troy, Diviny, Valentine  
Noes: None

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**RESOLUTION NO. 172****APPOINT/ DIRECTOR OF AUTOMATED SYSTEMS/ANTHONY BEVELACQUA**

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

RESOLVED, upon the recommendation of RC Personnel and the Human Resources Coordinator, Anthony Bevelacqua is hereby appointed, to the position of Director of Automated Systems, Grade 21, Step 1 at a salary of \$85,631.00, effective December 15, 2014. The collective bargaining Agreement between the Town and the CSEA shall be amended to include the new position on Schedule A. (Exclusion List).

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

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**RESOLUTION NO. 173****APPROVE/SEWER WORK 2015  
CERTIFICATE OF REGISTRATION**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Morr 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 2015 Sewer Work is approved to:

- William King & Sons, 113 Lake Rd., Valley Cottage, NY 10989
- W. Harris & Sons, Inc., 37 West Washington Ave., Pearl River, NY 10965
- Kevin Stokes Excavating, Inc., 52 Grotke Rd., Chestnut Ridge, NY 10977
- Crossroads Plumbing and Heating, 14 Spring Ave., Bergenfield, NJ 07621

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

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**RESOLUTION NO. 174****APPOINT/ELECTRICAL INSPECTOR  
EMMANOUIL ZERVAKIS/ dba  
INSPECTIONS ON TIME**

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

RESOLVED, upon the recommendation of the Director of Building, Zoning and Planning Administration and Enforcement and the Town Attorney, and in accordance with Town Code Chapter 6-A, Article VII, Emmanouil Zervakis, a Rockland County Licensed Electrical Inspector, doing business through New York Electrical Inspector, Inc. (dba Inspections on Time), is hereby appointed to perform electrical inspections in the Town of Orangetown.

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

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**RESOLUTION NO. 175****BOUNDARY SURVEY/CHIEF BILL  
HARRIS WAY/ ATZL NASHER &  
ZIGLER PC /OVESC/APPROVE**

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

**RESOLUTION NO. 175 - Continued**

RESOLVED, that the Town Board hereby authorizes a boundary survey of the Town owned lands along the west side of Chief Bill Harris Way in Orangeburg, presently occupied by the Orangetown Volunteers Emergency Service Collation (OVESC) and Rockland Paramedics, at a cost not to exceed \$4,800.00.

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

Noes: None

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**RESOLUTION NO. 176****APPRAISAL / CHIEF BILL HARRIS WAY / OVESC / APPROVE**

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

RESOLVED, that the Town Board hereby authorizes an appraisal of Town owned lands along the west side of Chief Bill Harris Way in Orangeburg, presently occupied by the Orangetown Volunteers Emergency Service Collation (OVESC) and Rockland Paramedics, at a cost not to exceed \$6,000.00, to determine the fair market value of such lands, burdened by a covenant and/or zoning that restricts the use of such lands to below market rate rental housing for Town of Orangetown emergency service volunteers.

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

Noes: None

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**RESOLUTION NO. 177****SERVE NOTICE/SURRENDER PREMISES/ROCKLAND PARAMEDIC SERVICE /AUTHORIZE**

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

WHEREAS, on or about January 21, 2003, the Town entered into a Revocable Permit Agreement (the "Permit") with Rockland Paramedic Services, Inc. ("Rockland Paramedic"), allowing it to occupy and use Town owned premises located at 192 Chief Bill Harris Way (formerly Blaisdell Road) for a term of one year, renewable, annually, for up to ten (10) years, subject to earlier termination, if and as required by the Town; and

WHEREAS, at some point in time, but without written agreement, the Rockland Paramedic, undertook to occupy and use the immediately adjacent structure to the north to 192 Chief Bill Harris Way (collectively the "Premises"); and

WHEREAS, the full cumulative term of the Permit has expired, and the Paramedics now occupy the Premises as the equivalent of a "holdover"; and

WHEREAS, the Town Board has determined that it is in the Town's best interests not to further extend the Permit, and to recover possession of the Premises, while, at the same time, offering Rockland Paramedic the use of other premises on the easterly side of Chief Bill Harris Way until such time as those other premises may be sold, demolished or otherwise required for another municipal purpose,

NOW, THEREFORE, BE IT RESOLVED, that the Town Attorney is hereby authorized to serve Rockland Paramedic Services, Inc. with written notice to surrender the Premises to the Town, on ten (10) days written notice, but *not sooner than* July 31, 2015.

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

Noes: None

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**RESOLUTION NO. 178****AWARD BID/2015 SANITARY  
SEWER IMPROVEMENTS/NYACK  
EN-TECH CORP**

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

WHEREAS, the Director of DEME duly advertised for sealed bids for 2015 Sanitary Sewer Improvements in Nyack, NY (Cured-in-place method), ITB-DEME 45-2015, which were received and publicly opened on April 8, 2015; a copy of the Affidavit of Publication, Notice of Posting and Bid Sheet is labeled Exhibit 04-A-15, and made a part of these minutes. Now, Therefore, Be It

RESOLVED that upon recommendation of the Commissioner of DEME, this bid is hereby awarded to En-Tech Corp., the lowest qualified bidder, in the amount of \$884,093.75, to be charged to Capital Improvement Funds budgeted in 2014.

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

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**RESOLUTION NO. 179****ACCEPT/RECEIVE/FILE/ TOWN  
CLERK'S OFFICE**

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

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

- Temporary Easement from Jamie & Lisa Garcia, 24 Route 340, Orangeburg, NY for the Route 340 Sidewalk Project.
- Payment in Lieu of Taxes Agreement with Cardiovascular Research Foundation.
- 2015 CANDLE Agreement.
- March 3, 2015 Workshop minutes and March 10, 2015 Regular Town Board/Executive Session minutes.
- Tappan Fire District Annual Financial Report for year ended 12/31/2014.
- DEME's SPDES NY – 0026051; February 2015 Monthly Report.
- Palisades Free Library, 2015 Agreement, Certificate of Liability Insurance, By-Laws and their Rules and Regulations.

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

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**RESOLUTION NO. 180****ROBERT SPINOSA/DEME  
ACCEPT/RETIREMENT**

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

RESOLVED, upon the recommendation of the Commissioner of the Department of Environmental Management & Engineering, accept with regret, the retirement of Robert Spinosa from the Orangetown Sewer Department effective March 30, 2015.

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

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**RESOLUTION NO. 181****STUART SHARPLES/ PARKS  
ACCEPT/RETIREMENT**

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

RESOLVED, upon the recommendation of the Superintendent of Parks and Recreation, accept with regret, the retirement of Stuart Sharples from the Orangetown Parks Department, effective March 31, 2015.

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

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**RESOLUTION NO. 182****LT. LORRAINE WETZEL/POLICE  
ACCEPT/RETIREMENT**

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

RESOLVED, upon the recommendation of the Chief of Police, accept with regret, the retirement of Lt. Lorraine Wetzel, from the Orangetown Police Department, effective April 4, 2015.

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

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**RESOLUTION NO. 183****CHAMPION ENERGY SERVICES  
ELECTRICITY /3-YR CONTRACT**

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

RESOLVED, on the recommendation of the Director of Finance and the Town's Energy Procurement Consultant, Resolution Energy Group, that the Town Board hereby authorizes the Town Supervisor, or his designated representative, to execute an Agreement with Champion Energy Services (or its affiliate) to supply the Town's electricity requirements for a period of 3 years, the said supplier having proposed the lowest fixed rate for the term of the Agreement. The rate is locked in as of April 13, 2015.

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

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**RESOLUTION NO. 184****PAY VOUCHERS**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Morr 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 \$2,933,002.58.

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

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**RESOLUTION NO. 185****2014 BUDGET TRANSFERS**

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

RESOLVED, the Town Board approves the following 2014 Budget Amendments/Transfers:

<b>Account Number</b>	<b>Account Name</b>	<b>Increase</b>	<b>Decrease</b>
<b>B.1980.457.16</b>	MCT Mobility Tax	1,376.65	
<b>B.9015.800.16</b>	Police Retirement	27,005.44	
<b>B.9040.800.16</b>	Unemployment Ins	3,402.37	
<b>B.3120.012.16</b>	Police Time & One half	321,026.45	
<b>B.3120.200.16</b>	Police Capital Outlay	16,776.54	
<b>B.3120.462.16</b>	Police - Gasoline and Diesel Fuel	32,276.88	
<b>B.3120.457.16</b>	Police - Outside Vendors	12,467.71	
<b>B.3120.447.16</b>	Police - Vehicle Operation & Repair	11,785.19	
<b>B.3640.441.16</b>	Auxiliary Police - Schools & Conferences		2,400.00
<b>B.3640.457.16</b>	Auxiliary Police - Outside Vendors		2,585.07
<b>B.3640.457.16</b>	Auxiliary Police - Uniforms		13,720.25
<b>B.9045.800.16</b>	Police Life		24,767.74
<b>B.9060.800.16</b>	Hospitalization		128,624.43
<b>B.9061.800.16</b>	Dental Insurance		38,665.40
<b>B.9030.800.16</b>	Social Security		53,307.34
<b>B.0909</b>	TOV Fund Balance , unreserved - Police		162,047.00
		<b>426,117.23</b>	<b>426,117.23</b>
<b>Account Number</b>	<b>Account Name</b>	<b>Increase</b>	<b>Decrease</b>
<b>B.1980.457.17</b>	MCT Mobility Tax	1,279.01	
<b>B.8160.457.17</b>	Refuse & Garbage	9,530.88	
<b>B.5182.455.17</b>	Street Lighting	114,025.00	
<b>B.3621.013.17</b>	Fire Safety Seasonal & Part time		42,795.82
<b>B.3621.440.01</b>	Fire Safety - Office Supplies & Printing		1,608.81
<b>B.3621.440.13</b>	Fire Safety - Computer Supplies		110.29
<b>B.8010.440.01</b>	Zoning Board of Appeals - Office Supplies & Print		1,982.38
<b>B.8010.455.17</b>	Zoning Board of Appeals - Utilities		244.75
<b>B.8020.440.01</b>	Planning Board - Office Supplies & Print		1,701.70
<b>B.8020.457.17</b>	Planning Board - Outside Vendors		2,928.94
<b>B.8020.455.17</b>	Planning Board - Utilities		1,298.46
<b>B.8020.444.17</b>	Planning Board - Rental of Equip		2,420.11

<b>B.8020.407.17</b>	Planning Board - Advertising		1,236.03
<b>B.3620.440.13</b>	Safety Inspection Service - Computer Supplies		1,469.07
<b>B.3620.440.01</b>	Safety Inspection Service - Office Supplies & Print		440.20
<b>B.3620.441.17</b>	Safety Inspection Service - Schools & Conferences		1,089.11
<b>B.9050.800.17</b>	Unemployment Ins		21,000.00
<b>B.9060.800.17</b>	Hospitalization		17,880.05
<b>B.9030.800.17</b>	Social Security		9,435.89
<b>B.9010.800.17</b>	Retirement		3,066.66
<b>B.909</b>	TOV Fund Balance , unreserved - other		14,126.62
		<b>124,834.89</b>	<b>124,834.89</b>
<b>Account Number</b>	<b>Account Name</b>	<b>Increase</b>	<b>Decrease</b>
<b>G.8130.452</b>	Sewage Treatment Plant - Equipment Repairs	244,617.11	
<b>G.8130.403</b>	Sewage Treatment Plant - State Fees	11,178.86	
<b>G.8130.449</b>	Sewage Treament Plant Chemicals	67,992.14	
<b>G.8110.440.01</b>	Sewer Administration - Office Supplies & Print		3,369.73
<b>G.8110.440.13</b>	Sewer Administration - Computer		1,538.18
<b>G.8110.441</b>	Sewer Administration - Schools & conferences		729.65
<b>G.8110.442</b>	Sewer Administration - Postage		1,622.72
<b>G.8110.443</b>	Sewer Administration - Maintenance Agreements		760.00
<b>G.8110.444</b>	Sewer Administration - Rental of Equipment		920.11
<b>G.8110.457</b>	Sewer Administration - Outside Vendors		805.69
<b>G.8110.471</b>	Sewer Administration - Telephone		1,146.08
<b>G.8110.480</b>	Sewer Administration - Travel		1,117.25
<b>G.1980.457</b>	MCT Mobility Tax		2,260.65
<b>G.8110.012</b>	Sewer Administration - Time & one half		28.87
<b>G.8110.020</b>	Sewer Administration - Double time		6.00
<b>G.8120.452</b>	Sewer Collection - Equip repairs		14,510.45
<b>G.8120.455</b>	Sewer Collection - Utilities		12,082.28
<b>G.8120.457</b>	Sewer Collection - Outside vendors		33,316.27
<b>G.9010.800</b>	Retirement		4,187.61
<b>G.9030.800</b>	Social Security		37,270.95
<b>G.9060.800</b>	Hospitalization		44,567.62
<b>G.909</b>	DEME Fund Balance , unreserved		163,548.00
		<b>323,788.11</b>	<b>323,788.11</b>
<b>Account Number</b>	<b>Account Name</b>	<b>Increase</b>	<b>Decrease</b>
<b>D.5110.011.04</b>	Highway Repair & Improve - Permanent Staff		

		236,534.80	
<b>D.5112.457.04</b>	Permanent Improvement - chips	135,766.01	
<b>D.9010.800.04</b>	Retirement	1,574.13	
<b>D.5110.457.04</b>	Highway Repair & Improve - Outside contractors		21,461.88
<b>D.9030.800.04</b>	Social Security		21,787.85
<b>D.9060.800.04</b>	Hospitalization		33,138.56
<b>D.1980.457.04</b>	MCT Mobility Tax		43.81
<b>D.5110.444.04</b>	Highway repair & improvement - Rental Equipment		18,799.00
<b>D.5110.451.04</b>	Highway repair & improvement - Drainage Supplies		947.17
<b>D.5110.460.04</b>	Highway repair & improvement - Landscaping		1,463.69
<b>D.5110.462.04</b>	Highway repair & improvement - Gasoline & Diesel Fuel		32,367.98
<b>D.909</b>	Highway.Part Town Fund Balance , unreserved		243,865.00
		<b>373,874.94</b>	<b>373,874.94</b>
<b>Account Number</b>	<b>Account Name</b>	<b>Increase</b>	<b>Decrease</b>
<b>D.9010.800.05</b>	Retirement	2,394.76	
<b>D.5142.020.05</b>	Snow Removal - Double time	110,516.43	
<b>D.5142.449.05</b>	Snow Removal - Chemicals	177,039.49	
<b>D.5142.457.05</b>	Snow Removal - Outside Vendors	2,317.12	
<b>D.5142.458.05</b>	Snow Removal - Meals	2,055.98	
<b>D.5130.200.05</b>	Highway Machinery - Capital Outlay	24,100.68	
<b>D.5130.400.05</b>	Highway Machinery - General Contract Exp	22,574.72	
<b>D.5140.011.05</b>	Misc Brush & Weeds - Permanent Staff		203,872.19
<b>D.5140.012.05</b>	Misc Brush & Weeds - Time and one half		16,876.27
<b>D.5140.013.05</b>	Misc Brush & Weeds - Seasonal & Part time		31,089.49
<b>D.5140.020.05</b>	Misc Brush & Weeds - Double time		10,528.07
<b>D.9030.800.05</b>	Social Security		43,855.08
<b>D.9050.800.05</b>	Unemployment		14,166.40
<b>D.9060.800.05</b>	Hospitalization		20,611.68
		<b>340,999.18</b>	<b>340,999.18</b>
<b>To increase 2014 budget for over expended funds and budget line transfers</b>			

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

Noes: None

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**RESOLUTION NO. 186**

**ADJOURNED/MEMORY**

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

RESOLVED, at 10:35 p.m., the Town Board adjourned, in memory of Nicholas J. Viggiano, Blauvelt; Jean Henthorn, Tappan; Kelsey Graham, Nyack; John Smith, Deacon at St. Aedan's; and Tracy Lee, Councilman Diviny's sister-in-law.

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

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**Charlotte Madigan, Town Clerk**