

**TOWN OF ORANGETOWN  
REGULAR TOWN BOARD MEETING  
TUESDAY, APRIL 22, 2014**

This Town Board Meeting was opened at 7:30 p.m. Supervisor Stewart presided and the Town Clerk called the Roll. Present were:

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

Also present: Charlotte Madigan, Town Clerk  
Teresa Kenny, First Deputy Town Attorney  
Jeff Bencik, Finance Director  
James Dean, Superintendent of Highways  
Joseph Moran, Commissioner of DEME  
Robert Simon, Receiver of Taxes  
John Giardiello, Director of OBZPAE  
Aric Gorton, Superintendent of Parks and Recreation

Ester Baitler led the Pledge of Allegiance to the Flag.

Announcement:

Charlotte Madigan is hosting a Shredding Day, Tuesday, April 22, 2014, 3pm-7pm and a Passport Day, Thursday, May 8, 2014, 3-6pm, Town Clerk's Office.

Summary of Public Comments:

Nick Frustaci, Sparkill, spoke about the Golf Committee, his experience and qualifications regarding management of a golf course. He requested to remain on the Golf Committee.

Ester Baitler, Sparkill, asked when will the sidewalk construction on Route 340 start. She spoke about the bad sewer odors and wants to know when the capping will be done.

John Clifford, Orangeburg, said qualified people who want to serve on the golf committee are being told they are not wanted. He does not see a reason for cutting qualified volunteers.

Maureen & Jerry Conway, Pearl River, is concerned about traffic problems near Shoprite and CVS. They want to know the Town's plans for making the area safer.

Bill Baldes, Tappan and Golf Committee member, spoke of his efforts of extensive emails and answers to questions, and his implementation of Shot Gun Starts and Golf Now. He supports the reappointment of others to the Golf Committee.

Watson Morgan, Blauvelt, said a safety upgrade (push button signs), near Shoprite and CVS, needs to be done quickly and he suggested installation of a traffic light at the intersection of Hunt Road and Veteran's Memorial Drive.

**RESOLUTION NO. 220**

**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. 221**

**SET PUBLIC HEARING ON  
PROPOSED ZONE CHANGE FOR  
PROPERTIES IN THE HAMLET OF  
PEARL RIVER**

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 6, 2014, at 8 p.m., on a proposed Local Law, amending Chapter 43, § 2.2, establishing the Town Zoning Map, to change the zoning district of three tax parcels in the hamlet of Pearl River from “CC” or “MFR”, as the case may be, to “RG”.

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

Noes: None

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**RESOLUTION NO. 222**

**OPEN PH/POLICE REGULATION  
AMEND TOWN CODE VEHICLES &  
TRAFFIC/CHAPTER 39/SUMMIT AVE  
WEST CENTRAL/DUREYA LN  
BRADLE LN/PEARL RIVER**

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

RESOLVED that the 8:00 p.m. public hearing to consider a proposed Local Law amending the Town Code, Chapter 39, entitled Vehicles and Traffic, is hereby opened.

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

Noes: None

The Town Clerk presented the Affidavit of Publication, and the Notice of Posting; copies are labeled Exhibit 04-A-14 and made a part of these minutes.

The public comment portion was opened and there were no public comments.

**RESOLUTION NO. 223**

**CLOSE PH/ POLICE REGULATION  
AMEND TOWN CODE VEHICLES &  
TRAFFIC/CHAPTER 39/SUMMIT AVE  
WEST CENTRAL/DUREYA LN  
BRADLE LN/PEARL RIVER**

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

RESOLVED, that the public portion is hereby closed.

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

Noes: None

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**RESOLUTION NO. 224**

**LEAD AGENCY/ POLICE REGULATION  
AMEND TOWN CODE VEHICLES &  
TRAFFIC/CHAPTER 39/SUMMIT AVE  
WEST CENTRAL/DUREYA & BRADLE  
PEARL RIVER**

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

**RESOLUTION NO. 224 - Continued**

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

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

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**RESOLUTION NO. 225**

**SEQRA DECLARATION/ POLICE  
REGULATION/AMEND TOWN CODE  
VEHICLES & TRAFFIC/CHAPTER 39  
SUMMIT AVE/WEST CENTRAL DUREYA  
LN/BRADLE LN/PEARL RIVER**

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

RESOLVED, that a SEQRA Declaration of non-significance, indicating that the action the Town Board is contemplating will not have a significant negative impact on the environment, is hereby adopted.

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

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**RESOLUTION NO. 226**

**ADOPT LOCAL LAW 3, 2014/POLICE  
REGULATION/AMEND TOWN CODE  
VEHICLES & TRAFFIC/CHAPTER 39  
SUMMIT AVE/WEST CENTRAL  
DUREYA LN/BRADLE LN/PEARL  
RIVER**

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

RESOLVED that the Town Board hereby adopts Local Law 3, 2014, amending the Town Code, Chapter 39, entitled Vehicles and Traffic.

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

**TOWN OF ORANGETOWN  
LOCAL LAW 3, 2014  
AMENDING CHAPTER 39, VEHICLES & TRAFFIC**

Be it enacted by the Town Board of the Town of Orangetown as follows:

NORMAL = EXISTING LANGUAGE THAT WILL REMAIN  
BOLD TYPE = PROPOSED ADDITIONS  
STRIKEOUTS = PROPOSED DELETIONS

Section 1. Title.

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

Section 2. Amend § 39-5.G, by adding the language in bold:

39-5. Prohibition of stopping, standing or parking in specified places.

....

G. In the Hamlet of Pearl River:

....

**(21) No parking on the west side of South Summit Street from West Central Avenue, South to the dead end section of South Summit Street.**

Section 3. Amend § 39-8.A, by adding the language in bold:

39.8. Stop Intersections.

The following intersections are hereby designated as stop intersections, and all vehicles approaching said intersections as hereinafter set forth shall, before entering the intersection, come to a full stop, unless otherwise directed by a peace officer or signal:

A. In the Hamlet of Pearl River:

....

**(181) Dureya Lane at Bradl Lane (southwest corner).**

Section 4. Amend § 39-12(B)(2) to read as follows:

Right turn on red prohibited ~~from 7:00 a.m. to 4:00 p.m.~~ at the intersection of Lester Drive and Orangeburg Road and at the intersection of Western Highway and Orangeburg Road.

Section 6. Effective date.

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

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**RESOLUTION NO. 227**

**OPEN PH/AMEND TOWN CODE &  
LOCAL LAW 1, 2014/FLOOD  
DAMAGE PREVENTION**

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

RESOLVED that the 8:05 p.m. public hearing to consider a proposed Local Law that amends Local 1, 2014 and Chapter 14B, Flood Damage Prevention of the Town Code is hereby opened.

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

Noes: None

The Town Clerk presented the Affidavit of Publication, and the Notice of Posting; copies are labeled Exhibit 04-B-14 and made a part of these minutes.

The public comment portion was opened and there were no public comments.

**RESOLUTION NO. 228**

**CLOSE PH/AMEND TOWN CODE  
LOCAL LAW 1, 2014/FLOOD  
DAMAGE PREVENTION**

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

RESOLVED, that the public portion is hereby closed.

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

Noes: None

**RESOLUTION NO. 229**

**LEAD AGENCY/AMEND TOWN CODE  
LOCAL LAW 1, 2014/FLOOD  
DAMAGE PREVENTION**

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

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

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

\* \* \*

**RESOLUTION NO. 230**

**SEQRA DECLARATION/AMEND  
TOWN CODE/LOCAL LAW 1, 2014  
FLOOD DAMAGE PREVENTION**

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

RESOLVED, that a SEQRA Declaration of non-significance, indicating that the action the Town Board is contemplating will not have a significant negative impact on the environment, is hereby adopted.

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

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**RESOLUTION NO. 231**

**ADOPT LOCAL LAW 4, 2014/AMEND  
TOWN CODE/FLOOD DAMAGE  
PREVENTION**

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

RESOLVED, that the Town Board hereby adopts Local Law 4, 2014, that amends Chapter 14B of the Town Code and Local 1, 2014, Flood Damage Prevention.

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

**TOWN OF ORANGETOWN  
LOCAL LAW 4, 2014  
AMENDING CHAPTER 14B OF THE TOWN CODE,  
FLOOD DAMAGE PREVENTION  
TO CORRECT A TECHNICAL DEFECT THEREIN**

Be it enacted, by the Town Board of the Town of Orangetown as follows:

*Section 1:* Chapter 14B of the Town Code, entitled “Flood Damage Protection”, is hereby amended to add a definition of the term “Violation” at § 2.0, inadvertently omitted when the said Chapter was adopted as Local Law No. 1 of 2014. The definition to be added at § 2, following the definition of “variance” shall read as follows:

**“Violation”** means the failure of a structure or other development to be fully compliant with the community’s flood plan management regulations.

*Section 2:* This Local law shall take effect immediately upon filing with the Secretary of State.

\* \* \*

**RESOLUTION NO. 232**

**ACCEPT RESIGNATION/CHARLES CROSS/BOARD OF ASSESSMENT REVIEW**

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

RESOLVED that the Town Board accepts the resignation of Charles Cross, from the Board of Assessment Review, effective March 14, 2014.

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

Noes: None

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**RESOLUTION NO. 233**

**REAPPOINT/ APPOINT MEMBERS GOLF COMMITTEE**

Councilman Troy offered amending the following resolution, by adding reappointing Nick Frustaci, John Hickey and Bill Baldes, which was seconded by Councilman Morr and on a roll call was adopted:

RESOLVED that the following are hereby reappointed as members of the Golf Committee:

Lawrence Costello as Chairman	Sean Burke	Joseph Green
Julia Regan	Mike Hogan	Evelyn Beckerle
Chris Brauer	Dennis Leote	John Clifford
Nick Frustaci	John Hickey	Bill Baldes

and Matt Reid and Sean Walsh are hereby appointed to the Golf Committee.

Ayes: Councilpersons Troy, Morr, Diviny

Noes: Councilperson Valentine

Supervisor Stewart

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**RESOLUTION NO. 234**

**APPROVE PROJECT GRADUATION FUNDING**

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

RESOLVED upon the recommendation of the Director of Finance, Project Graduation funding is hereby approved as follows and charged to Account A4211.457:

Tappan Zee High School	\$1,500	Pearl River High School	\$1,500
Nanuet High School	\$ 750	Nyack High School	\$ 750
Albertus Magnus	\$ 200		

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

Noes: None

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**RESOLUTION NO. 235**

**TAX CERTIORARI SETTLEMENT ORANGEBURG LLC**

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

**RESOLUTION NO. 235 - Continued**

RESOLVED upon the recommendation of the Town Attorney's Office, from a legal standpoint, and the Assessor, approve and authorize Dennis D. Michaels, Deputy Town Attorney, to sign the Stipulation of Settlement and Consent Order and Judgment regarding the tax certiorari proceeding Orangeburg LLC v. The Board of Assessors, et al Tax Map Designation 74.11-2-24 & 25, for the tax assessment years 2010 through 2013, for a total refund by the County of \$42,867.00, a total refund by the Town of \$156,717.00 and a total refund by the School District of \$447,426.00. Interest on the Town's liability as a result of assessment decrease or refund is waived if payment is made within sixty (60) days after a copy of the order based upon the settlement is served on the Town.

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

Noes: None

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**RESOLUTION NO. 236****CERTIFICATE OF REGISTRATION  
2014 SEWER WORK**

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

RESOLVED that upon the recommendation of the Town Attorney, from a legal standpoint, and the Commissioner of the Department of Environmental Management and Engineering, a Certificate of Registration for 2014 Sewer Work is approved to:

Environmental Construction, Inc 21 Holt Drive Stony Point NY 10980  
Ingannamorte & Sons, Inc. 211 La Roche Ave Harrington Park, NJ 07640  
RR Plumbing Services, 525 Waverly Avenue, Mamaroneck, NY 10543

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

Noes: None

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**RESOLUTION NO. 237****AUTHORIZE AGREEMENT/DRAINAGE  
WORK ON TOWN OWNED LAND  
INDEMNIFY AND HOLD HARMLESS  
VIRGINIA HOMES SUBDIVISION**

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

WHEREAS, Virginia Homes Subdivision, Kevin Ramsay (Owner) has secured final subdivision approval from the Orangetown Planning Board, pursuant to Planning Board Decision #13-43, for subdivision of property located on the South Side of William Street at the intersection of William Street and Sparkill Avenue, Sparkill, NY and

WHEREAS, an integral part of the subdivision infrastructure is channeling the drainage for the site into an existing detention basin on land previously conveyed to the Town, (by the same owner) in connection with the Graney Gardens subdivision, and

WHEREAS, the engineer for the subdivision plan has proposed some modifications to the detention basin which would improve the storage capacity of the pond and add a water quality component for the additional runoff that would ensure the proposed development does not adversely impact any adjoining property, and

WHEREAS, this subdivision plan has been the subject of a full environmental review, and has been reviewed by the Orangetown Highway Dept., the Orangetown Department of Environmental Management and Engineering, the Orangetown Drainage Consultant and the Rockland County Drainage Agency, and the plan has received a negative declaration under SEQRA from the Planning Board and

**RESOLUTION NO. 237 - Continued**

WHEREAS, Virginia Homes Subdivision, Kevin Ramsay (Owner), is formally requesting an agreement with the Town through this subdivision to permit work to be done on Town owned property, and

WHEREAS, the Town Attorney’s Office, in consultation with DEME and the Town Highway Dept. has prepared an agreement which would permit the Owner to perform the drainage work on Town property, and which requires the owner to insure, indemnify and hold harmless the Town of Orangetown from any and all claims for damages to persons or property as a result of the work to be performed.

NOW THEREFORE BE IT RESOLVED, that upon the recommendation of the Town Attorney, the Supervisor his designee is hereby authorized to execute the agreement with Kevin Ramsay permitting said owner to perform drainage work on Town owned land as set forth more fully on the approved subdivision plans of Virginia Homes Subdivision and as approved by the Planning Board in decision PB 13-43, and requiring the owner to insure, indemnify and hold harmless the Town of Orangetown from any and all claims for damages to persons or property.

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

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**RESOLUTION NO. 238**

**APPROVE AGREEMENT/ CREDIT CARD PAYMENTS/BROADACRES**

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

RESOLVED that upon the recommendation of the Finance Director and pursuant to General Municipal Law Section 5, the Town Board hereby approves an agreement between the Town and Merrick Bank Corporation and Electronic Transaction Systems Corporation, relating to credit card payments at the Broadacres Golf Course.

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

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**RESOLUTION NO. 239**

**AUTHORIZE AGREEMENT ROCKLAND CTY REIMBURSEMENT VIDEO RECORDING EQUIPMENT**

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

RESOLVED, upon the recommendation of the Town Attorney’s Office, from a legal standpoint, and the Police Department, the Town Board hereby approves an Agreement with the County of Rockland, pursuant to which the County will reimburse the Town FIVE THOUSAND DOLLARS (\$5,000.00) for the purchase of “video recording of statements equipment” by the Town Police Dept. and the Town Supervisor, or his designated representative, shall be authorized to sign such agreement on behalf of the Town.

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

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**RESOLUTION NO. 240****AUTHORIZE AGREEMENT/PROJECT LIFESAVER**

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

RESOLVED that upon recommendation of the Chief of Police, the Orangetown Police Department is hereby authorized to enter into an agreement with Project Lifesaver International, Headquarters/Port St. Lucie, Florida, not to exceed a total sum of \$5,000, for the purchase of the startup equipment and training necessary, in order to implement the "Project Lifesaver" program in the Town of Orangetown" to be charged to Account B.3120.448.16.

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

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**RESOLUTION NO. 241****POLICE DISCIPLINARY/SETTLEMENT EMPLOYEE NO. 2637**

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

RESOLVED, that upon the recommendation of the Police Chief, the Chief of Police is hereby authorized to settle an open disciplinary proceeding with Police Employee No. 2637 according to the terms of the Rockland County Police Act of 1936, as amended.

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

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**RESOLUTION NO. 242****APPROVE AID/PEARL RIVER ROTARY CHILDREN'S FISHING CONTEST**

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

RESOLVED that upon recommendation of the Superintendent of Highways, use of a Sign Board is authorized for the Pearl River Rotary Club on Saturday April 26, 2014 for the "Children's Fishing Contest".

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

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**RESOLUTION NO. 243****PERMISSION GRANTED/ANNUAL HIGHWAY SCHOOL**

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

RESOLVED that upon recommendation of the Superintendent of Highways, permission is hereby granted to James Dean, Stephen Munno, Michael Dillon and Anthony Limandri to attend the Association of Town Annual Highway School, Ithaca, NY, June 2-4 at a cost of \$1,312.00 (\$600.00 to be charged to Acct #A5010.441; \$480 to Acct #D5140.441; \$120.00 to Acct# D5140.457 and \$112.00 to Acct# A8160.441).

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

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**RESOLUTION NO. 244**

**CONSOLIDATE AGENDA ITEMS  
APPROVE AID/ST THOMAS AQUINAS  
COMMENCEMENT CEREMONY  
PEARL RIVER MEMORIAL DAY  
PARADE/GREEK FESTIVAL**

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

RESOLVED, that agenda items 24 thru 26 are hereby consolidated as follows:

RESOLVED that upon recommendation of the Superintendent of Highways, aid by providing 20 barricades and 20 traffic cones to St Thomas Aquinas College on May 9<sup>th</sup>, 2014 for their commencement ceremony is hereby approved.

RESOLVED, that upon recommendation of the Superintendent of Highways, aid by providing barricades, to the Pearl River American Legion Post 329, for the Pearl River Memorial Day Parade on Monday, May 26 2014 is hereby approved.

RESOLVED, that upon the recommendation of the Superintendent of Highways, aid, by providing 60 cones, 30 barricades, 60 trash cans, 30 recycling kiosks, directional signs and no parking signs, to Saints Constantine and Helen Greek Orthodox Church for their Greek Festival June 5<sup>th</sup> thru June 8, 2014 is hereby approved.

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

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**RESOLUTION NO. 245**

**APPROVE AGREEMENT/NOBLE  
NINTH /THE MASONIC GROUNDS  
2014 SUMMER DAYCAMP PROGRAM**

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

RESOLVED, that the Board hereby approves a letter agreement with the Noble Ninth, Inc., relating to the use of the Masonic grounds by the Town for the 2014 Town Summer Day Camp program on the same terms and conditions as set forth in a certain agreement between the Town and the German Masonic Home Corporation, dated, May 18, 1991, and authorizes the Town Supervisor, or his designated representative to sign the said letter agreement.

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

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**RESOLUTION NO. 246**

**LICENSE AGREEMENT CONSENT  
VERIZON/155 CORPORATE DRIVE  
LLC/ BLOOMBERG LP**

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

WHEREAS, pursuant to Town Board resolution 2013-193 the Town granted an easement to 155 Corporate Drive, LLC for the installation of telecommunications facilities across Town property for the benefit of the property located at 155 Corporate Drive, LLC, and which easement has been recorded with the Rockland County Clerk as Instrument No. 2013-00023515 and

**RESOLUTION NO. 246 - Continued**

WHEREAS, pursuant to said easement, 155 Corporate Drive LLC must obtain the written consent of the Town prior to granting to anyone any rights in said easement and/or telecommunications facilities, and

WHEREAS, 155 Corporate Drive, LLC has indicated it would like permission to grant a limited license to Verizon New York, Inc. to permit Verizon access to said telecommunications facilities for the purposes of installing telecommunications lines in existing conduit located within the easement for the purposes of serving the tenant located at 155 Corporate Drive Orangeburg NY only, and

WHEREAS, 155 Corporate Drive, LLC is not receiving any compensation or consideration from Verizon for use of the aforesaid easement and all conditions, rights, and obligations of the parties to the easement remain in full force and effect,

NOW THEREFORE, BE IT RESOLVED, that the Town of Orangetown hereby consents to a proposed license agreement between 155 Corporate Drive, LLC and Verizon New York, Inc. for the purpose of allowing Verizon New York, Inc. to place telecommunications facilities in the existing conduit within the easement, subject to the terms and conditions of the existing easement.”

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

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**RESOLUTION NO. 247**

**AWARD RFP/VETERAN’S PARK  
 FOOD CONCESSION/AT YOUR  
 SERVICE CATERING**

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

WHEREAS, the Director of Parks and Recreation duly advertised for a Request for Proposal (RFP) for a License to Conduct a Food and Non-Alcoholic Beverage Operation at Veteran’s Memorial Park, which were received and publicly opened on April 7, 2014; a copy of the Affidavit of Publication, Notice of Posting and Bid Sheet is labeled Exhibit 04-C-14, and made a part of these minutes. Now, Therefore, Be It

RESOLVED that upon the recommendation of the Director of Parks and Recreation, the RFP for Veteran’s Park Food Concession is hereby awarded to Ursula Roberts of At Your Service Catering, the only bidder, and the Supervisor is hereby authorized to executed any necessary documents.

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

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**RESOLUTION NO. 248**

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

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

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

1. Pearl River Fire District Annual Audit-Financial Report for year 2013.
2. DEME February and March 2014 Monthly Monitoring and Sewage Discharge Report (SPDES NY – 0026051).

**RESOLUTION NO. 248 - Continued**

3. DEME's Sanitary Sewer Improvements (Cured-in-Place Method) Change Order 1 with En-Tech Corp, dated 3/3/14.
4. February 25, 2014 Police Commission minutes; February 26, 2014 Special Town Board Meeting minutes; March 4, 2014 Regular Town Board/Audit/Executive Session minutes; March 11, 2014 Police Commission minutes/Executive Session; and March 25, 2014 Regular Town Board/Audit Meeting minutes.
5. Deed (Rockland Cty Instr: 2014-008417) and Storm Water Maintenance Agreement (Rockland Cty Instr: 2014-008418) for Old School Lane, Orangeburg (74.07-1-29).
6. Blauvelt Fire Protection District fully executed agreement for 2014 and certified extract of Minutes of the Board of Directors authorizing this agreement.
7. Agreement between Orangetown Mighty Midgets Athletic Club, Inc., and the Town relating to the Installation of a Third Turf Field (Sprinturf, LLC), dated 4/18/14.
8. Agreement between Orangetown Mighty Midgets Athletic Club, Inc. and Sprinturf, LLC for installation of a turf field, dated 3/7/14.

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

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**RESOLUTION NO. 249****APPOINT SANITATION  
COMMISSION/CHRIS HUBER**

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

RESOLVED, that Chris Huber is hereby appointed to the Sanitation Commission.

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

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**RESOLUTION NO. 250****AUTHORIZE PAY VOUCHERS**

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

RESOLVED, that the Finance Office is hereby authorized to pay vouchers for General Fund, Town Outside Village, Blue Hill, Broadacres, Highway, Sewer, Capital Projects, Risk Retention, and Special Parking Funds for a total amount of \$2,493,158.27.

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

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**RESOLUTION NO. 251****ENTER EXECUTIVE SESSION**

In attendance, at this Executive Session, were Supervisor Stewart, Councilmen Troy, Diviny, Morr and Valentine, and Teresa Kenny.

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

RESOLVED, that the Town Board entered Executive Session at 8:36 p.m. to receive particular legal advice. Supervisor Stewart said no further votes will be taken.

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

**RESOLUTION NO. 252**

**RE-ENTER RTBM/ADJOURNED  
MEMORY**

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

RESOLVED, that the Town Board re-entered the Regular Town Board Meeting and adjourned in memory of Ryan Gerard, son of employee Robert Gerard; Patrick McManus, Pearl River; and Laurence (Larry) McKeever, Pearl River, at 8:45 p.m.

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

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**Charlotte Madigan, Town Clerk**