

**TOWN OF ORANGETOWN
REGULAR TOWN BOARD MEETING
TUESDAY, JUNE 2, 2015**

This Regular Town Board Meeting was opened at 7:30 p.m. Supervisor Stewart presided and Charlotte Madigan, 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
John Edwards, Town Attorney
Teresa Kenny, Deputy Town Attorney
Jeff Bencik, Finance Director
Michael Yannazzone, Highway Department
John Giardiello, Director of OBZPAE
Joseph Moran, Commissioner of DEME
Aric Gorton, Superintendent of Parks and Recreation
Robert Simon, Receiver of Taxes
Kevin Nulty, Chief of Police

Eileen Lyman led the Pledge of Allegiance to the Flag.

The Town Board presented Pastor, Cyndi Stouffer, of Pearl River Methodist Church, with a Proclamation for their 150th Anniversary.

Sgt. Jake Oldenburger, member of the Orangetown Auxiliary Police Unit, was presented with the "Lt. Jack Lyman Auxiliary Police Service Award". This award is designed to recognize a current member of the Auxiliary Police Unit, who has shown the same dedication and service as Jack Lyman, during his tenure.

RESOLUTION NO. 259

**POLICE PROMOTION/MICHAEL
SHANNON/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, Michael Shannon is hereby promoted to the position of Police Lieutenant/Town of Orangetown, from Rockland County Civil Service list # 11115/70-502, effective June 3, 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

RESOLUTION NO. 260

**POLICE PROMOTION/JOSEPH
GRUNSKI/SERGEANT**

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

RESOLVED, upon the recommendation of the Chief of Police, Joseph Grunski is hereby promoted to the position of Police Sergeant/Town of Orangetown, from Rockland County Civil Service list # 13041, effective June 3, 2015, at a salary consistent with the labor agreement between the Town of Orangetown and Orangetown PBA.

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

Noes: None

Charlotte Madigan swore – in Michael Shannon, as Lieutenant and Joseph Grunski, as Sergeant.

Summary of Public Comments (RTBM):

Cynthia Anselmo, Palisades, hopes the Town Board will change the Town Code to control evasive species or plants (bamboo) from taking over or damaging someone else's property. Laurie Peek, Sparkill Creek Watershed Alliance, supports the donation of trees and shrubs, from the NYS DEC Hudson River Estuary Program, for a buffer, along the Sparkill Creek.

Aleksandra Becnel, Sparkill Creek Watershed Alliance, are committed to providing environmental awareness and to restore, repair and protect the Sparkill Creek.

Esta Baitler, Sparkill, asked for basketball courts to be built at RPC. She asked about the street light project and sidewalks.

Eileen Larkin, Palisades, is glad to know that the Town and State have taken precautions for an oil tanker explosion. She hopes the sewer plant overflow does not bring fines, from the DEC.

Heather Hurley, Stop Anellotech, wants to know what prompted allowing Anellotech to give a presentation at the May 19th Workshop; How can a firm with ties to Anellotech verify their numbers, when the smoke stack is not built; and Why has the Town Board waited six months to make any zoning amendments?

Kevin Mccorwick, Pearl River, asked the Board to take action regarding the drainage issues stemming from the Kaufman Campgrounds and Manhattan Woods Golf.

Robert Beers, Pearl River, appreciates any support, from the Town Board, for better drainage, from Kaufman Campgrounds. He has dealt with flooding for the past 30-40 years.

Martin Sudneck, Pearl River, spoke about feral cats causing damage. Orangetown needs a law to control or ban these cats.

Ken Cully, Nanuet, is disappointed that Anellotech was allowed to give a presentation at the May 19th Workshop. It is only right to allow Stop Anellotech to speak at a Workshop.

Ms. Betenal, Care About the Strays, said it is their mission to reduce and control the population of feral cats but not kill them.

Manny Larenas, Rockland FC, said no one was looking at OMM for the past five years. What they report to the Town is not true. Their compliance documents have not been submitted. The Town is allowing Anellotech to produce BTX (cancer). The Board is letting companies do whatever they want.

Tom DePrisco, Pearl River Board of Education, appreciates all the work Mike Kopunek, Police School Resource Officer, has done in the high school and wishes him good luck.

Dimitri Laddis, Rockland FC, is disappointed with the Town Board. OMM and World Class FC has overrun the soccer complex. Who is going to step-up and challenge their numbers and compliance documents. The Town should not give or sell more fields to them.

RESOLUTION NO. 261**CLOSE PUBLIC COMMENTS**

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

RESOLVED, that the public portion is hereby closed.

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

Noes: None

RESOLUTION NO. 262**COMBINE AGENDA ITEMS**

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

RESOLVED, that agenda items 1- 6 and item 10 are hereby combined.

Ayes: Councilpersons Diviny Troy, Morr, Valentine
Supervisor Stewart

Noes: None

RESOLUTION NO. 263**AID/PEARL RIVER FIREWORKS PEARL RIVER PARK & ACTIVITY COM**

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

RESOLUTION NO. 263 - Continued

RESOLVED, that the Town Board hereby authorizes the Town of Orangetown Highway Department, Parks Department and Police Department, to lend assistance, which includes the use of trash receptacles & field clean up, dumpster, snow fence, barricades, and message board, from the Highway Dept.; (6) port o sans (two handicapped accessible), from the Parks Dept. and Police detail, for the July 4th, 2015 Fireworks, at the Central Avenue Field, on Saturday, July 4th, 2015 (rain date: July 5th) starting at 6 pm.

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

Noes: None

RESOLUTION NO. 264**AID/SHOWMOBILE/FIRE IN THE SKY/DOMINICAN COLLEGE**

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

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 Dominican College for their Fire in the Sky Day, on Saturday, September 19, 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: Councilpersons Diviny, Troy, Morr, Valentine
Supervisor Stewart

Noes: None

RESOLUTION NO. 265**AID/SHOWMOBILE/PEARL RIVER DAY/PEARL RIVER CHAMBER OF COMMERCE**

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

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 the Pearl River Chamber of Commerce, for their Pearl River Day on Saturday, October 10, 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: Councilpersons Diviny, Troy, Morr, Valentine
Supervisor Stewart

Noes: None

RESOLUTION NO. 266**AID/ 2015 RELAY FOR LIFE CANCER WALK**

Councilman Diviny offered the following resolution, which was seconded by Councilman Troy 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, snow fence, recycling kiosks, KRB cans, verticades, reflective caution tape, trash bags and message board, for the Relay for Life Cancer Walk, at the Central Avenue Field, Pearl River, on Saturday, June 13, 2015 at 3 pm thru Sunday, June 14th 5:00 am.

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

Noes: None

RESOLUTION NO. 267**ACCEPT/RECEIVE/FILE/ TOWN
CLERK'S OFFICE**

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

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

- Lease Agreement with PNC Equipment Finance LLC and contract with E-Z-GO for Golf Carts at the Broadacres Golf Course.
- Entry Agreement to Perform Soil Testing at 215 Oak Tree Rd, Tappan (77.15-1-31 & 77.20-1-1).
- Agreement with Symprocity for computer software for the Department of Fire Prevention.
- April 14, 2015 and April 28, 2015 Regular Town Board Meeting minutes; April 21, 2015 Youth Court Graduation minutes and May 5, 2015 Police Commission minutes.
- DEME Monthly Report for SPDES NY – 0026051 – April 2015.
- Annual MS4 Stormwater Report, dated 5/14/15.

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

Noes: None

RESOLUTION NO. 268**AGREEMENT/FIBERTECH
TECHNOLOGIES/DARK FIBER
NETWORK SYSTEM**

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

RESOLVED, upon the recommendation of the IT Department, the Town Board hereby authorizes the Supervisor to execute a "True Lease" Agreement, on behalf of the Town of Orangetown, as proposed and written, with Fibertech Technologies Networks, L.L.C., for a new dark fiber network system consisting of three (3) routes, as customized for the Town of Orangetown, for a lease term of SIXTY (60) MONTHS in the sum of FIVE THOUSAND SEVEN HUNDRED NINETY-FIVE AND 00/100 (\$5,795.00) PER MONTH, with an upfront one-time payment of ZERO (\$0.00) DOLLARS.

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

Noes: None

RESOLUTION NO. 269**JUSTICE COURT/2014 AUDITORS
REPORT/RECEIVED/FILE IN
TOWN CLERK'S OFFICE**

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

RESOLVED, that upon recommendation of the Justice Court Clerk, the Independent Auditor's Report and Statement of Cash Receipts, Cash Disbursements and Cash Balances for the year ended December 31, 2014, from O'Connor Davies, LLP, is hereby received and filed in the Town Clerk's Office.

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

Noes: None

RESOLUTION NO. 270**APPROVE/ANCHOR FENCE OF
ROCKLAND/ORANGETOWN
SOCCER COMPLEX**

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

WHEREAS, Aric Gorton, Superintendent of Parks, Recreation and Buildings, has solicited bids for the installation of fencing at the Town of Orangetown Soccer Complex; and

WHEREAS, Aric Gorton has reviewed the bids and recommends acceptance of the bid submitted by Anchor Fence of Rockland, Inc., in the sum of THIRTEEN THOUSAND FOUR HUNDRED AND 00/100 (\$13,400.00) DOLLARS with an additional sum of ONE THOUSAND AND 00/100 (\$1,000.00) DOLLARS for two (2) additional installations of fencing, at the Orangetown Soccer Complex site as determined by Aric Gorton, Superintendent;

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Orangetown hereby accepts the proposal of ANCHOR FENCE OF ROCKLAND, INC., 499 Old Nyack Turnpike, Nanuet, New York 10954, for installation of fencing at the Town of Orangetown Soccer Complex located at Old Orangeburg Road, Orangeburg, New York at the terms set forth above at a total not to exceed FOURTEEN THOUSAND FOUR HUNDRED AND 00/100 (\$14,400.00) DOLLARS and;

RESOLVED, that the Town Board authorizes the Supervisor to enter into said contract on behalf of the Town.

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

Noes: None

RESOLUTION NO. 271**AWARD BID/CUSTOM GARDENS
LANDSCAPING OF PEARL RIVER
MOWING OF RPC**

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

WHEREAS, the Superintendent of Parks and Recreation duly advertised for sealed bids for Mowing and Maintenance of Town Owned Properties at the Rockland Psychiatric Center, which were received and publicly opened on May 14, 2015; a copy of the Affidavit of Publication, Notice of Posting and Bid Sheet is labeled Exhibit 06-A-15, and made a part of these minutes. Now, Therefore, Be It

RESOLVED, that this bid is hereby awarded to Custom Gardens Landscaping of Pearl River, NY, for the annual cost of \$12,850.00.

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

Noes: None

RESOLUTION NO. 272**ACCEPT/RESIGNATION/RETIREMENT
PO MICHAEL KOPUNEK**

Councilman Diviny 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 resignation/retirement of PO Michael Kopunek, from the Orangetown Police Department, effective June 27, 2015.

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

Noes: None

RESOLUTION NO. 273**APPROVE/HEARING OFFICER
WILLIAM E. SHERWOOD
DISCIPLINARY CHARGES
EMPLOYEE #1321**

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

BE IT RESOLVED that the Town Board hereby appoints William E. Sherwood, to act as a Hearing Officer, pursuant to §75 of the Civil Service Law of the State of New York with respect to certain disciplinary charges, dated April 16, 2015, preferred against Employee # 1321. The Hearing Officer is directed to conduct a hearing, making findings of fact and issue a recommendation of guilt or innocence, along with a recommended penalty, if appropriate, to the Town Board.

BE IT FURTHER RESOLVED that the Town Board approves the compensation of Hearing Officer Sherwood, at a rate of \$225.00 per hour for services rendered.

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

Noes: None

RESOLUTION NO. 274**APPROVE/ EMERGENCY DRAINAGE
REPAIR TO TOWN PROPERTY AT
176 CHIEF BILL HARRIS WAY**

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

RESOLVED, that the Town Board hereby approves a contract with JD Backhoe, for emergency drainage repairs, to Town owned property located at 176 Chief Bill Harris Way, in an amount not to exceed \$20,000.00.

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

Noes: None

RESOLUTION NO. 275**APPROVE AGREEMENT/NOBLE
NINTH/THE MASONIC GROUNDS
2015 TOWN SUMMER DAY CAMP**

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

RESOLVED that the Town Board hereby approves an agreement with the Noble Ninth, for the use of the Masonic picnic grounds, in Tappan, for the Town's 2015 Summer Day Camp, at no cost to the Town, and 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, as modified and explained by letter dated March 24, 1999, and the Supervisor, or his designated representative, is hereby authorized to execute a letter Agreement, dated May 18, 2015 between the parties.

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

Noes: None

RESOLUTION NO. 276**ACCEPT/NYS DEC HUDSON
RIVER ESTUARY PROGRAM
SPARKILL CREEK**

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

RESOLUTION NO. 276 - Continued

RESOLVED, the Town Board authorizes the Supervisor to sign an agreement, with the NYS DEC Hudson River Estuary Program, accepting donation of site-appropriate trees and shrubs for a riparian buffer planting on town parkland by the Sparkill Creek, behind 564 Rte. 340 in Sparkill, with volunteers from the Sparkill Watershed Alliance and supervision from the Orangetown Parks Department, which will maintain the site going forward as a benefit to water quality, beautification and environmental awareness in the Sparkill watershed. This program has been funded by the Rockland County Soil and Water Conservation District.

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

RESOLUTION NO. 277**AGREEMENT/CHESTNUT RIDGE
TRANSPORTATION/2015 SUMMER
DAY CAMP**

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

WHEREAS, in accordance with § 103 of the General Municipal Law, and the Town's Procurement Policy, in or about May 2013, the Superintendent of Parks, Recreation and Buildings ("Superintendent") advertised for sealed bids for bus transportation in connection, with the Town's Summer Camp program, which bids were received and publicly opened on May 17, 2013; and

WHEREAS, by Resolution 256 of 2013, duly adopted, the Town Board awarded the said bus transportation contract to Chestnut Ridge Transportation, Spring Valley, New York, the lowest responsible bidder; and

WHEREAS, pursuant to section 36 of the 2013 bid specifications, and section 33 of the 2013 executed Contract, the Town Board, subject to agreement by the Contract Vendor, is authorized to extend the 2013 Contract, for an additional year or years (to a maximum of 3), under the same terms and conditions as the 2013 Contract; and

WHEREAS, in accordance with Paragraph 36 of the 2013 Contract, by letter dated May 7, 2015, Chestnut Ridge Transportation once again has agreed to extend the Contract for the 2015 camp season (the 3rd and final year under the 2013 Bid), upon the same terms and conditions, including at the same cost to the Town; and

WHEREAS, the Superintendent believes that it is in the Town's best financial interest to extend the 2013 bus transportation contract, for the 2015 camp season,

NOW, THEREFORE, BE IT RESOLVED, that upon the recommendation of the Superintendent of Parks, Recreation & Buildings, and subject to the delivery of updated insurance certificates, the 2013 Contract between the Town and Chestnut Ridge Transportation is hereby extended, to cover bus transportation for the 2015 summer camp season, at a price of \$358.00 per bus for "all day" transportation, \$253.00 per bus for "morning and afternoon" transportation and \$25.00 per bus for "afternoon transportation" for teen camp.

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

RESOLUTION NO. 227 (RTBM 5/12/15)**OPEN PH/PROPOSED LOCAL LAW
ZONE CHANGE/CERTAIN
PROPERTIES/BLAUVELT**

RESOLUTION NO. 228 (RTBM 5/12/15)**CLOSE PUBLIC PORTION/PROPOSED LOCAL LAW/ZONE CHANGE/CERTAIN PROPERTIES/BLAUVELT****RESOLUTION NO. 229 (RTBM 5/12/15)****LEAD AGENCY/SEQRA/NEGATIVE DECLARATION/ZONE CHANGE 28 & 29 WHITTIER RD/BLAUVELT 65.18-1-14 & 65.18-1-10****RESOLUTION NO. 278 (RTBM 6/2/15)****PH CONTINUATION/AMENDING THE TOWN ZONING LAW/ZONING DISTRICT CHANGE 28 AND 29 WHITTIER RD/BLAUVELT 65.18-1-10 &14/ ADOPT LOCAL LAW NO. 2, 2015**

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

WHEREAS, the Town Board of the Town of Orangetown (the “Town Board”) is the duly elected legislative body of the Town, authorized to adopt zoning text amendments to the Town’s Zoning Law; and

WHEREAS, the Town Board has considered the adoption of an amendment to Chapter 43, § 2.2, of the Town Code, establishing the Town Zoning Map, to change the zoning classification of two tax parcels in the hamlet of Blauvelt as follows:

28 Whittier Rd., Blauvelt (Tax Map Designation 65.18-1-14) and 29 Whittier Rd., Blauvelt (Tax Map Designation 65.18-1-10) from “LO” (Laboratory Office) to “R-40” (Low Density Residential) And,

WHEREAS, after notice duly given, and there being no other involved agency, by resolution duly adopted this 12th day of May 2015, the Town Board assumed the role of Lead Agency for environmental review, and, acting in its capacity as such, concluded that there will be no significant environmental impact or effect caused or occasioned by the proposed change in the Town’s Zoning Law; and

WHEREAS, following due notice, a public hearing was conducted on the proposed zone change amendment; and

WHEREAS, the Board has concluded that the proposed zone change which simply changes the zoning classification of two existing parcels, each already developed with a residential structure, and used for a residential purpose, to the same zone as immediately adjacent parcels, namely, the “R-40” zoning district, is consistent with the Town’s Master Plan, and otherwise is in the best interests of the Town and the owners’ of the parcels, each of whom has requested the change of zoning classification; and

WHEREAS, the Town Planning Board, pursuant to Town Code Chapter 43, § 10.5, and the County Planning Department, pursuant to General Municipal Law §§ 239 l & m, have each reviewed the proposed law; and

WHEREAS, the Town Planning Board, by Memorandum, dated May 13, 2015, following due consideration at a public meeting held on the same date, has recommended the proposed zone change; and

WHEREAS, the County Department of Planning, by letter review dated May 7, 2015, has recommended the proposed zone change as reasonable, conditioned upon a further evaluation by the Town Board of the surrounding neighborhood to determine whether other nearby lots should also be included in the zone change; and

RESOLUTION NO. 278 - Continued

WHEREAS, the Town Board has examined the surrounding area, and, in particular, the two tax parcels identified by the County Planning Department, and has determined not to include any other parcels in the proposed change at this time,

NOW, THEREFORE, BASED ON ALL OF THE INFORMATION BEFORE THE BOARD, AND THE FINDINGS MADE HEREIN, BE IT RESOLVED, that the Town Board hereby adopts the within Local Law (Exhibit 06-B-15), amending the Town Zoning Law, and the Town Zoning Map made a part of the Town Code at Chapter 43, § 2.2., and changes the zoning classification of the two referenced parcels to "R-40" Low Density Residential. In so doing, the Town Board expressly notes that it has satisfied the County's comment/condition to the extent such comment/condition requires only that the Board evaluate the surrounding area for possible inclusion in the zone change; provided, however, in the event the County Planning Department's comment/condition is intended, and interpreted, to require that the Town Board do more, including, but not necessarily limited to, including additional parcels as part of the instant zone change, then, by this resolution, on roll call vote, the Town Board expressly overrides such comment/condition.

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

Noes: None

RESOLUTION NO. 279**AGREEMENT/2015 HI-TOR ANIMAL SHELTER**

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

RESOLVED, that the Town Board hereby approves an Agreement with Hi-Tor Animal Shelter to meet the Town's animal control obligations under the Agriculture and Markets Law, in the sum of THIRTY THREE THOUSAND DOLLARS (\$33,000.00), to be paid quarterly, and authorizes the Supervisor to executive such agreement, made a part hereof.

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

Noes: None

RESOLUTION NO. 280**FAILED/AUTHORIZE JOHN EDWARDS NEGOTIATIONS/TOLL BROTHERS**

Councilman Diviny offered the following resolution, which was seconded by Councilman Morr for discussion:

RESOLVED, that authorizing John Edwards, Town Attorney, to enter into negotiations with Toll Brothers, in accordance with their offer, for the purchase of lot 1 at the RPC site, for \$3.4 million, effective immediately, hereby **FAILED**.

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

RESOLUTION NO. 281**PAY VOUCHERS**

Councilman Troy offered the following resolution, which was seconded by Councilman Diviny 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

RESOLUTION NO. 281 - Continued

Hill, Broadacres, Highway, Sewer, Capital Projects, Risk Retention, and Special Parking Funds for a total amount of \$1,289,087.00.

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

RESOLUTION NO. 282

**ENTER EXECUTIVE SESSION
PARK'S DEPT/PERSONAL ISSUE**

In attendance, at this Executive Session, were Supervisor Stewart, Councilmen Troy, Diviny, Morr, and Valentine, Charlotte Madigan, John Edwards, Teresa Kenny, Jeff Bencik, and Aric Gorton.

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

RESOLVED, at 9:40 p.m., the Town Board entered Executive Session to discuss personnel issues in the Park's Department. Supervisor Stewart said no further votes will be taken.

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

* * *

RESOLUTION NO. 283

**RE-ENTERED RTBM
ADJOURNED/MEMORY**

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

RESOLVED, at 10:09 p.m., the Town Board re-entered the Regular Town Board Meeting and adjourned, in memory of James Favaro, employee Ellie Fordham's brother and employee, Larry Giannetta's uncle; Harry Leggett, Tappan; Phillip Wolikow, New City; Stefan Milo Connolly, co-owner of Tequila Sal Y Restraurant, Piermont; Melvin "Mel" Liebmann, founder of Mel's Army & Navy, Pearl River; and Mary T. Bader, Tappan.

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

Charlotte Madigan, Town Clerk