



## TOWN OF ORANGETOWN TOWN BOARD MEETING

Tuesday February 23, 2021

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

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

### ✪ Pledge of Allegiance to the Flag

### ANNOUNCEMENTS:

- ◆ **Special Town Board Meeting / February 24, 2021 at 5 pm / Town Board will enter into Executive Session to conduct interviews regarding personnel.**

### DISCUSSION:

- ◆ **INTEREST IN ESTABLISHING CABLE FRANCHISE COMMITTEE / 2021**
- ◆ **WORKSHOP OF AGENDA ITEMS**

### PUBLIC COMMENT:

#### 1. **OPEN PUBLIC COMMENT PORTION**

**RESOLVED**, that the public portion is hereby opened.

SUMMARY OF PUBLIC COMMENTS:

#### 2. **CLOSE PUBLIC COMMENT PORTION**

**RESOLVED**, that the public portion is hereby closed.

**AGENDA ITEMS:**

**TOWN BOARD**

**3. APPOINT / REAPPOINT / ORANGETOWN PARKS AND RECREATION DEVELOPMENT ADVISORY COMMITTEE / 2021 / 1 YEAR TERM**

**RESOLVED**, that the following are hereby appointed / reappointed as Members of the Orangetown Parks and Recreation Development Advisory Committee, for a 1-year term, commencing January 1, 2021 and expires on December 31, 2021:

- ◆ Annemarie Uhl (Chairperson)
- ◆ Anne Byrne
- ◆ Watson Morgan
- ◆ Kimball Parker
- ◆ Micki Leader
- ◆ Ironda Lynce
- ◆ James Castagna
- ◆ Michael Andrea
- ◆ T. Paul Bailey
- ◆ Erika Krokus
- ◆ Aric Gorton, Superintendent of Parks & Recreation
- ◆ Liaison: Councilman Jerry Bottari

**4. APPOINT / REAPPOINT ORANGETOWN SHADE TREE COMMISSION / 2021 / 1 YEAR TERM**

**RESOLVED**, that the following are hereby appointed / reappointed as Members of the Orangetown Shade Tree Commission, for a 1-year term, commencing on January 1, 2021 and expires on December 31, 2021:

- ◆ Mary Vail
- ◆ Laurie Peek
- ◆ Mary Ellen LeWarn
- ◆ Joy Macy
- ◆ Brian Burns
- ◆ Katja Alberino-Rappaport
- ◆ Liaison: Councilman Jerry Bottari

**5. APPOINT / REAPPOINT SUBSTANCE ABUSE COMMITTEE / 2021 / 1 YEAR TERM**

**RESOLVED**, that the following are hereby appointed / reappointed as Members of the Substance Abuse Committee, for a 1-year term, commencing on January 1, 2021 and expires on December 31, 2021:

- ◆ J. Robert Coleman
- ◆ Annie Scott, Executive Director of CANDLE
- ◆ Rudy Arietta, Principal of TZHS
- ◆ Norma Canals, Social Worker PRHS
- ◆ Jean Robert Zephir
- ◆ Lara Benz
- ◆ Despina Vougioukas
- ◆ Michael Murphy, Principal of PRHS
- ◆ Det. Brandon Myers
- ◆ Chief Donald Butterworth, OPD
- ◆ Captain James Brown, OPD
- ◆ Wayne Roimisher, Chief of SO Ambulance Corps
- ◆ Jean Horan
- ◆ Ron Garzia, Program Director of CANDLE
- ◆ Alicia Shannon
- ◆ Douglas Chizmadia
- ◆ Stephanie Finucane (Secretary)
- ◆ Liaison – Supervisor Teresa M. Kenny

**6. APPOINT / REAPPOINT / ORANGETOWN PROJECT REVIEW COMMITTEE / 2021 / 1 YR TERM**

**RESOLVED**, that the following are hereby appointed / reappointed as Members of the Orangetown Project Review Committee, for a 1-year term, commencing on January 1, 2021 and expires on December 31, 2021:

- ◆ Jane Slavin (Chairperson)
- ◆ Bruce Peters
- ◆ David Majewski
- ◆ James J. Dean
- ◆ Michael Yannazzone
- ◆ Aric Gorton
- ◆ Deputy Town Attorney Rick Pakola, Legal Advisor
- ◆ Liaison: Supervisor Teresa M. Kenny

**7. REAPPOINT SHIRLEY GOEBEL-CHRISTIE / MEMBER / ORANGETOWN ARCHITECTURE AND COMMUNITY ASSESSMENT BOARD OF REVIEW / 3 YEAR TERM**

**RESOLVED**, that SHIRLEY GOEBEL-CHRISTIE is hereby reappointed as Member to the Orangetown Architecture and Community Assessment Board of Review for a period of 3-years, commencing January 1, 2021 and expiring on December 31, 2023.

**8. REAPPOINT SHARON BURKE / MEMBER / ORANGETOWN ARCHITECTURE AND COMMUNITY ASSESSMENT BOARD OF REVIEW / 1 YEAR TERM**

**RESOLVED**, that SHARON BURKE is hereby reappointed as Member to the Orangetown Architecture and Community Assessment Board of Review for a period of 1-year, commencing January 1, 2021 and expiring on December 31, 2021.

**9. REAPPOINT BRIAN AITCHISON / MEMBER / ORANGETOWN ARCHITECTURE AND COMMUNITY ASSESSMENT BOARD OF REVIEW / 3 YEAR TERM**

**RESOLVED**, that BRIAN AITCHISON is hereby reappointed as Member to the Orangetown Architecture and Community Assessment Board of Review for a period of 3-years, commencing January 1, 2021 and expiring on December 31, 2023.

**10. REAPPOINT MARGARET RASO / MEMBER / ORANGETOWN HISTORIC AREAS BOARD OF REVIEW / 5 YEAR TERM**

**RESOLVED**, that MARGARET RASO is hereby reappointed as Member to the Orangetown Historic Areas Board of Review for a period of 5-years, commencing January 1, 2021 and expiring on December 31, 2025.

**11. REAPPOINT MARGARET RASO / CHAIRMAN / HISTORIC AREAS BOARD OF REVIEW / 2021 / 1 YEAR TEAM**

**RESOLVED**, that MARGARET RASO is hereby reappointed Chairman to the Historic Areas Board of Review for a period of 1-year, commencing January 1, 2021 and expiring on December 31, 2021.

**12. REAPPOINT JACK O'CONNOR / MEMBER AND CO - CHAIRPERSON / ORANGETOWN HOUSING AUTHORITY BOARD / 5 YEAR TERM**

**RESOLVED**, that JACK O'CONNOR is hereby reappointed as Member and Co - Chairperson to the Orangetown Housing Authority for a period of 5-years, commencing January 1, 2021 and expiring on December 31, 2025.

**13. APPOINT DOMINIC FILIPPONE / MEMBER / ORANGETOWN HOUSING AUTHORITY BOARD / 5 YEAR TERM**

**RESOLVED**, that DOMINIC FILIPPONE is hereby appointed as Member to the Orangetown Housing Authority for a period of 5-years, commencing January 1, 2021 and expiring on December 31, 2025.

**14. REAPPOINT SEAN WALSH / MEMBER / ORANGETOWN HOUSING AUTHORITY BOARD / 5 YEAR TERM**

**RESOLVED**, that SEAN WALSH is hereby reappointed as Member to the Orangetown Housing Authority for a period of 5 years, commencing January 1, 2021 and expiring on December 31, 2025.

**15. APPOINT / JOAN MADDEN / SENIOR CITIZEN ADVISORY COMMITTEE / 2021 / 1 YEAR TERM**

**RESOLVED**, that JOAN MADDEN is hereby appointed as Member to the Senior Citizen Advisory Committee for a period of 1-year, commencing on January 1, 2021 and expiring on December 31, 2021.

**16. REAPPOINT THOMAS WARREN / MEMBER / ORANGETOWN PLANNING BOARD / 7 YEAR TERM**

**RESOLVED**, that THOMAS WARREN is hereby reappointed as Member to the Orangetown Planning Board for a period of 7-years, commencing January 1, 2021 and expiring on December 31, 2027.

**17. REAPPOINT THOMAS WARREN / CHAIRMAN / ORANGETOWN PLANNING BOARD / 2021 / 1 YEAR TEAM**

**RESOLVED**, that THOMAS WARREN is hereby reappointed Chairman to the Orangetown Planning Board for a period of 1-year, commencing January 1, 2021 and expiring on December 31, 2021.

**18. REAPPOINT BRUCE BOND / ALTERNATE MEMBER / ORANGETOWN PLANNING BOARD / 1 YEAR TERM**

**RESOLVED**, that BRUCE BOND is hereby reappointed as an Alternate Member to the Orangetown Planning Board for a period of 1-year, commencing January 1, 2021 and expiring on December 31, 2021.

**19. REAPPOINT CHARLES VEZZETTI / CHAIRMAN / ORANGETOWN SANITATION COMMISSION / 2021 / 1 YEAR TEAM**

**RESOLVED**, that CHARLES VEZZETTI is hereby reappointed Chairman to the Orangetown Sanitation Commission for a period of 1-year, commencing January 1, 2021 and expiring on December 31, 2021

**20. REAPPOINT BILLY VALENTINE / ALTERNATE MEMBER / ORANGETOWN ZONING BOARD OF APPEALS / 1 YEAR TERM**

**RESOLVED**, that BILLY VALENTINE is hereby reappointed as an Alternate Member to the Orangetown Zoning Board of Appeals for a period of 1-year, commencing January 1, 2021 and expiring on December 31, 2021.

**21. REAPPOINT DANIEL SULLIVAN / MEMBER / ORANGETOWN ZONING BOARD OF APPEALS / 5 YEAR TERM**

**RESOLVED**, that DANIEL SULLIVAN is hereby reappointed as Member to the Orangetown Zoning Board of Appeals for a period of 5-years, commencing January 1, 2021 and expiring on December 31, 2025.

**22. REAPPOINT DANIEL SULLIVAN / CHAIRMAN / ORANGETOWN ZONING BOARD OF APPEALS / 2021 / 1 YEAR TEAM**

**RESOLVED**, that DANIEL SULLIVAN is hereby reappointed Chairman to the Orangetown Zoning Board of Appeals for a period of 1-year, commencing January 01, 2021 and expiring on December 31, 2021.

**23. SET PUBLIC HEARING ON PROPOSED AMENDMENT TO CHAPTER 43 OF THE TOWN CODE REGARDING ACCESSORY STRUCTURES**

**RESOLVED** that the Town Board will hold a public hearing on April 13, 2021, at 7:05 p.m., on a proposed Local Law Amending Chapter 43 of the Zoning, with respect to accessory structures in the Town of Orangetown.

**24. DECLARATION OF INTENTION OF TOWN BOARD TO SERVE AS LEAD AGENCY PURSUANT TO SEQRA / LOCAL LAW CHAPTER 43 ACCESSORY STRUCTURES**

**WHEREAS**, the Town Zoning Code currently permits certain portable accessory structures of 100 square feet or less and retaining walls of less than two feet to be placed upon properties within the Town without the necessity for a building permit, and

**WHEREAS**, the New York State Building Code permits authorization for placement of a portable structure of 144 square feet or less, and retaining walls under certain circumstances, without the necessity for a building permit, and

**WHEREAS**, upon review of the proposed Local Law, Short Environmental Assessment Form, and related documents and filings, the Board makes the following preliminary determinations:

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

**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- l & 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 Code, 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.

## **TOWN ATTORNEY**

### **25. APPROVAL OF 2021 CERTIFICATE OF SEWER REGISTRATION**

**RESOLVED**, that upon the recommendation of the Town Attorney and the Commissioner of the Department of Environmental Management and Engineering, a Certificate of Registration for 2021 Sewer Work is approved to:

- ◆ First Rate Landscaping & Construction, Inc., PO Box 1212, New City, NY 10956

### **26. SETTLE CLAIM / EMILY HINGLE V. TOWN OF ORANGETOWN**

**WHEREAS**, on or about September 17, 2020, an accident occurred whereby individual Emily Hingle claimed that a Town of Orangetown ("Town") Parks and Recreation lawn mower struck the front end of her vehicle resulting in property damage; and

**WHEREAS**, on or about September 29, 2020, the Town has received and been served with a Notice of Claim from Emily Hingle for the cost of vehicle repair in the amount of \$980.64 as damages.

**WHEREAS**, the Town investigated this claim and obtained a condition report concerning the condition of the damaged vehicle and the repairs performed, and

**WHEREAS**, the Town has agreed to pay, subject to Town Board approval, the amount of \$904.86 as full and final settlement of the damages asserted in the Notice of Claim,

**NOW THEREFORE BE IT RESOLVED**, that the claim by Emily Hingle in the amount of \$980.64 shall be settled and paid by the Town in the full and final amount of \$904.86 payable to Emily Hingle, and

**BE IT FURTHER RESOLVED**, that the Supervisor or her designee is authorized to execute any and all legal documents in order to effectuate the enforcement of this resolution.

## **PARKS AND RECREATION**

### **27. APPROVE / CHANGE ORDER / BLUE HILL GOLF COURSE / BUNKER PROJECT**

**RESOLVED**, that upon the recommendation of the Superintendent of Parks and Recreation approve change order number one for the Blue Hill Golf Course Bunker Project in the amount of \$96,060.95 increasing the total contract amount to \$355,410.55.

## **POLICE**

### **28. ACCEPT RESIGNATION / RETIREMENT DETECTIVE MATTHEW RYDER / EFFECTIVE FEBRUARY 26, 2021**

**RESOLVED**, that upon the recommendation of the Chief of Police, accept with regret, the resignation/retirement of Detective Matthew Ryder, from the Orangetown Police Department effective February 26, 2021.

## **PERSONNEL**

### **29. APPOINT DAVID MAJEWSKI / FIRE INSPECTOR / OBZPAE / EFFECTIVE FEBRUARY 24, 2021**

**RESOLVED**, appoint David Majewski to the position of Fire Inspector, OBZPAE from RC EL#19155(OC), effective February 24, 2021, Grade 16, Step5 at a salary of \$90,800.00.

## **AUDIT**

### **30. PAY VOUCHERS**

**RESOLVED**, upon the recommendation of the Director of Finance, Jeffrey Bencik, the Finance Office is hereby authorized to pay vouchers for a total amount of four (4) warrants (attached) for a total of \$960,511.83.



## EXECUTIVE SESSION

### 31. ENTER EXECUTIVE SESSION

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

## ADJOURNMENTS

### 32. RE-ENTER RTBM / ADJOURNED / MEMORY

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

- ❖ **Barbara Murphy**, *Resident of Pearl River and Mother-in-Law to Orangetown Employee Kate Murphy*