



**TOWN OF ORANGETOWN  
SPECIAL TOWN BOARD MEETING MINUTES  
June 07, 2021**

This meeting was opened at 11:06am. Supervisor Teresa M. Kenny presided and Rosanna Sfraga, Town Clerk, called the roll.

Present were:

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

Absent: Councilperson Paul Valentine

Also Present:

Allison Kardon, Supervisor's Confidential Assistant  
Carmel Reilly, Director of Economic Development & Tourism  
Rosanna Sfraga, Town Clerk  
Robert Magrino, Town Attorney  
Jeff Bencik, Finance Director  
Jane Slavin, Director of OBZPAE  
Eamon Reilly, Commissioner of DEME  
Aric Gorton, Superintendent of Parks, Recreation & Building Maint  
Bob (Roberto) Urban, Human Resource Coordinator  
Matthew Lenihan, Computer Network Specialist  
Donald Butterworth, Police Chief

**RESOLUTION NO. 235**

**HOME RULE / WEST WASHINGTON AVENUE BRIDGE / PARKLAND**

**WHEREAS**, the County of Rockland is proceeding with plans for a project to replace the West Washington Avenue Bridge over the Pascack Brook and realign West Washington Avenue in Pearl River, Town of Orangetown, and

**WHEREAS**, the Town of Orangetown is the owner of certain property located in the vicinity of the West Washington Avenue Bridge and which property is currently used by the Town of Orangetown as park land and

**WHEREAS**, the County of Rockland is seeking to acquire such Town-owned park land for purposes of completing roadway safety improvements including replacement of the bridge at that location and

**WHEREAS**, the Town of Orangetown as agreed, subject to formal written agreement and appropriate compensation therefore, to permanently discontinue the use of such park land identified as parcel 1 consisting of approximately 0.907 acres of land and temporarily discontinue the use of certain park land identified as parcel 2 consisting of approximately 0.714 acres of land so that the County of Rockland can complete the road improvements and bridge replacement at that location, and

**WHEREAS**, special legislation has been drafted for submission to the NYS Assembly by Assemblyman Lawler identified as Assembly Bill A 6745A, a copy of which is annexed hereto and incorporated by reference herein, and

**RESOLUTION NO. 235 - Continued**

**WHEREAS**, special legislation has been drafted for submission to the NYS Senate by Senator Reichlin-Melnick identified as Senate Bill S 5953A, a copy of which is annexed hereto and incorporated by reference herein,

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Orangetown hereby requests and approves the submission of a Home Rule Request for the enactment of special state legislation, in the form of Senate Bill S 5953A as set forth above and entitled “AN ACT in relation to authorizing the Town of Orangetown, County of Rockland to discontinue certain park land” and its matching Assembly Bill of the same title and identified as Assembly Bill A 6745A authorizing the Town to discontinue the use of certain park land as more fully described therein; and

**BE IT FURTHER RESOLVED**, that the Town Supervisor and Town Clerk are authorized to execute and transmit all documents that may be necessary to effectuate this Home Rule Request.

Councilperson Jerry Bottari offered the above resolution, which was seconded by Councilperson Thomas Diviny and was Adopted:

Motion: 4 - 0

Ayes: Councilperson Thomas Diviny, Councilperson Denis Troy, Councilperson Jerry Bottari, Supervisor Teresa M. Kenny

Noes: None

Absent: Councilperson Paul Valentine

**RESOLUTION NO. 236****HOME RULE / RETIREMENT OPTION / ORANGETOWN POLICE OFFICERS**

**WHEREAS**, certain police officers employed by the Town of Orangetown, for reasons not ascribable to their own negligence, failed to make a timely application at the time of their employment with the Town to participate in the optional New York State retirement plan under section 384-d of the New York Retirement and Social Security Law which the Town has offered to all police officers employed by the Town, and

**WHEREAS**, the Town has determined that it would be appropriate reopen the provisions of section 384-e of the New York Retirement and Social Security Law to make participation in the optional retirement plan established pursuant to section 384-d of the New York Retirement and Social Security Law available to Police Officers Patrick J. Casey, Elizabeth M. Muckell, and Keith E. Trojan, as it has to all other officers who would have been eligible to have been offered such option at the time of their appointment, and

**WHEREAS**, special legislation has been drafted for submission to the NYS Assembly by Assemblyman Abbate and co-sponsored by Assemblyman Lawler identified as Assembly Bill A 7444, a copy of which is annexed hereto and incorporated by reference herein, and

**WHEREAS**, special legislation has been drafter for submission to the NYS Senate by Senator Reichlin-Melnick identified as Senate Bill S 7169, a copy of which is annexed hereto and incorporated by referenced herein,

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Orangetown hereby requests and approves the submission of a Home Rule Request for the enactment of special state legislation, in the form of Senate Bill S 7169 as set forth above and entitled “AN ACT to authorize the town of Orangetown to offer a certain retirement option to Orangetown police officers Patrick J. Casey, Elizabeth M. Muckell and Keith E. Trojan” and its matching Assembly bill of the same title and identified as Assembly Bill A 7444 authorizing the Town to elect to make the provisions make participation available and reopen the provisions of 384-d together with section 384-e of the New York Retirement and Social Security Law for police officers Patrick J. Casey, Elizabeth M. Muckell and Keith Trojan.

**RESOLUTION NO. 236 - Continued**

**BE IT FURTHER RESOLVED**, that the Town Supervisor and Town Clerk are authorized to execute and transmit all documents that may be necessary to effectuate this home rule request.

Councilperson Denis Troy offered the above resolution, which was seconded by Councilperson Jerry Bottari and was Adopted:

Motion: 4 - 0

Ayes: Councilperson Thomas Diviny, Councilperson Denis Troy, Councilperson Jerry Bottari, Supervisor Teresa M. Kenny

Noes: None

Absent: Councilperson Paul Valentine

**RESOLUTION NO. 237**

**ADJOURNED**

**RESOLVED**, at 11:10 am, the Town Board adjourned this Special Town Board Meeting.

Councilperson Thomas Diviny offered the above resolution, which was seconded by Councilperson Denis Troy and was Adopted:

Motion: 4 - 0

Ayes: Councilperson Paul Valentine, Councilperson Thomas Diviny, Councilperson Denis Troy, Councilperson Jerry Bottari, Supervisor Teresa M. Kenny

Noes: None

Absent: Councilperson Paul Valentine

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**Rosanna Sfraga, Town Clerk**