

**TOWN OF ORANGETOWN
REGULAR TOWN BOARD MEETING MINUTES
January 18, 2022**

This meeting was opened at 7:00 pm. Supervisor Teresa M. Kenny presided and Rosanna Sfraga, Town Clerk, called the roll.

Present were:

Councilperson Thomas Diviny
Councilperson Paul Valentine
Councilperson Jerry Bottari
Supervisor Teresa M. Kenny
Councilperson Brian Donohue

Also Present:

Denis Troy, Deputy Supervisor
Allison Kardon, Supervisor's Confidential Assistant
Carmel Reilly, Director of Economic Development & Tourism
Rosanna Sfraga, Town Clerk
Joseph Thomassen, Deputy Clerk
Robert Magrino, Town Attorney
Jeff Bencik, Finance Director
James Dean, Superintendent of Highways
Jane Slavin, Director of OBZPAE
Eamon Reilly, Commissioner of DEMA
Aric Gorton, Superintendent of Parks, Recreation & Building Maint.
Bob Urban, Human Resource Coordinator
Anthony Bevelacqua, Director of Automated Systems
Matthew Lenihan, Computer Network Specialist
Donald Butterworth, Police Chief

Pledge of Allegiance to the Flag

ANNOUNCEMENTS:

Orangetown's Food Scrap Recycling Program is now open. Please visit www.orangetown.com for more information.

DISCUSSIONS:

**EV Charging / Display Kiosks Discussion
Workshop of Agenda Items**

**RESOLUTION NO. 21
OPEN PUBLIC COMMENT PORTION**

RESOLVED, that the public portion is hereby opened.

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

Motion: 5 - 0

Ayes: Councilperson Thomas Diviny, Councilperson Paul Valentine, Councilperson Jerry Bottari, Supervisor Teresa M. Kenny, Councilperson Brian Donohue

Noes: None

Summary of Public Comments:

Barbara Delo, Blauvelt, is concerned about town policies, senior citizens and grants that have "strings attached". She is against a Tourism Director and the new Comprehensive Plan overview.

Gerry Goggins, Orangeburg, continued to complain about Rockland Cider Works (RCWS). He spoke about their violations and the fines are not amounting to anything.

Susan McWhinney, Orangeburg, thanked Cheryl Coopersmith, the staff of the Town Clerk and the Building departments for responses to requests and court appearances.

Mike Mandel, Pearl River and Planning Board member, thanked Cheryl Coopersmith for all her hard work and wished her a happy retirement.

RESOLUTION NO. 22
CLOSE PUBLIC COMMENT PORTION

RESOLVED, that the public portion is hereby closed.

Councilperson Thomas Diviny offered the above resolution, which was seconded by Councilperson Paul Valentine and was Adopted:

Motion: 5 - 0

Ayes: Councilperson Thomas Diviny, Councilperson Paul Valentine, Councilperson Jerry Bottari, Supervisor Teresa M. Kenny, Councilperson Brian Donohue

Noes: None

RESOLUTION NO. 23
GRANT PERMISSION / 2022 TRAINING SCHOOL AND ANNUAL MEETING OF ASSOCIATION OF TOWNS / FEBRUARY 20-23, 2022

RESOLVED, that permission is granted to Elected Officials and Department Heads or their representatives to attend the 2022 Training School and Annual Meeting of the Association of Towns in New York City, February 20-23, 2022 with the Town paying cost of courses and travel to be charged to appropriate departmental accounts.

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

Motion: 5 - 0

Ayes: Councilperson Thomas Diviny, Councilperson Paul Valentine, Councilperson Jerry Bottari, Supervisor Teresa M. Kenny, Councilperson Brian Donohue

Noes: None

RESOLUTION NO. 24
APPOINT 2022 DELEGATE / 2022 ALTERNATE DELEGATE / ASSOCIATION OF TOWNS

RESOLVED, that Supervisor Teresa M. Kenny is hereby designated as the town delegate for the Association of Towns Meeting, February 20-23, 2022 with Rosanna Sfraga as the alternate delegate, to represent and vote on behalf of the Town of Orangetown.

Councilperson Thomas Diviny offered the above resolution, which was seconded by Councilperson Brian Donohue and was Adopted:

Motion: 5 - 0

Ayes: Councilperson Thomas Diviny, Councilperson Paul Valentine, Councilperson Jerry Bottari, Supervisor Teresa M. Kenny, Councilperson Brian Donohue

Noes: None

RESOLUTION NO. 25
APPROVE 2022 AGREEMENT WITH HUDSON VALLEY HUMANE SOCIETY

RESOLVED, that the Town Board authorizes and approves an Agreement with Hudson Valley Humane Society by quarterly payments for fiscal year 2022 for the statutory

RESOLUTION NO. 25 - Continued

shelter/pound services required to be provided by the Town, in accordance with the terms of the Agreement, a copy of which is expressly incorporated herein by reference, and the Supervisor is hereby authorized to sign same.

Councilperson Brian Donohue offered the above resolution, which was seconded by Councilperson Paul Valentine and was Adopted:

Motion: 5 - 0

Ayes: Councilperson Thomas Diviny, Councilperson Paul Valentine, Councilperson Jerry Bottari, Supervisor Teresa M. Kenny, Councilperson Brian Donohue

Noes: None

RESOLUTION NO. 26**AUTHORIZE EXTENSION OF GRANT WRITING AGREEMENT / LABERGE GROUP/ APPROVED RESOLUTION 2021-186**

WHEREAS, the Town is aware of grant opportunities which would assist the Town in obtaining funding from Federal and State programs in various disciplines (e.g. recreation, planning, infrastructure programs and the like) which would be in the best interests of the Town to provide for funding of projects the Town has or intends to undertake, and

WHEREAS, the Town has authorized, in Resolution 2021-186, Laberge Group, Albany, New York, to provide grants strategy, surveillance and development services to assist the Town in completing projects in an efficient, cost-effective and timely manner,

WHEREAS, due to the need to apply for additional grant opportunities, the Town Board finds it in the best interest of the Town to extend the agreement with Laberge Group to increase the contract amount by \$36,000 plus reimbursable expenses for provision of additional services related to Professional Grant Writing Services for 2022.

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes an amendment to the agreement as approved in Resolution 2021-186 with the Laberge Group for purposes of providing professional grant writing services commencing January 1, 2022 through December 31, 2022 at the cost of \$36,000.00, to be billed on a monthly basis, and that the Supervisor or her designee is authorized to execute any documents necessary to effectuate the purposes of this Resolution, upon review and approval of the Town Attorney's Office.

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

Motion: 5 - 0

Ayes: Councilperson Thomas Diviny, Councilperson Paul Valentine, Councilperson Jerry Bottari, Supervisor Teresa M. Kenny, Councilperson Brian Donohue

Noes: None

RESOLUTION NO. 27**ACCEPT HOLD HARMLESS & INDEMNIFICATION / SLINGSBY / 9 VALENZA LANE, BLAUVELT**

RESOLVED, upon the recommendation of the Superintendent of Highways and upon review and approval of the Town Attorney, accept a Hold Harmless and Indemnification Agreement from Robert and Eileen Slingsby, 9 Valenza Lane, Blauvelt, New York, and authorize the Town Attorney to execute same on behalf of the Town, nunc pro tunc.

Councilperson Paul Valentine offered the above resolution, which was seconded by Councilperson Brian Donohue and was Adopted:

Motion: 5 - 0

Ayes: Councilperson Thomas Diviny, Councilperson Paul Valentine, Councilperson Jerry Bottari, Supervisor Teresa M. Kenny, Councilperson Brian Donohue

Noes: None

**RESOLUTION NO. 28
AMEND RESOLUTION 512 OF DECEMBER 14, 2021 AWARDED CONTRACT TO
THE WASHING BOARD LAUNDROMAT TO WAIVE PERFORMANCE SECURITY**

WHEREAS, by Notice to Bidders, dated November 5, 2021, competitive bids were solicited for a two-year contract for laundry, dry cleaning and minor repair services for police uniforms; and

WHEREAS, bids for said contract were publically opened on November 30, 2021 at which time The Washing Board Laundromat, the sole bidder, was presumptively determined to be the lowest responsible bidder; and

WHEREAS, by Resolution 512 of 2021, the Town Board confirmed that The Washing Board Laundromat, was the lowest responsible bidder and awarded the contract accordingly; and

WHEREAS, the bid solicitation required that, at the time the contract is executed, the prevailing bidder deliver performance security in the amount of \$1,000; and

WHEREAS, in the past years (including by way of example, Resolution 630 of December 19, 2017), the Board agreed to waive the requirement that The Washing Board Laundromat provide performance security based on its many years of timely and competent performance; and

WHEREAS, by letter dated January, 2022, the Washington Board again has requested that the Town waive the \$1,000 performance guarantee required as a condition of the award; and

WHEREAS, for more than 10 years, the Washington Board Laundromat has faithfully performed the dry cleaning, laundry and minor repair service required for police uniforms pursuant to multiple contracts duly awarded, without claim or incident.

RESOLVED, that upon the recommendation of the Town Attorney, Resolution 512 of December 14, 2021, awarding the contract for washing, dry cleaning and minor repair services for police uniforms to the Washing Board Laundromat of Pearl River, the only bidder, is hereby amended to waive the contract requirement that the vendor shall post with the Town a \$1,000 performance guarantee.

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

Motion: 5 - 0

Ayes: Councilperson Thomas Diviny, Councilperson Paul Valentine, Councilperson Jerry Bottari, Supervisor Teresa M. Kenny, Councilperson Brian Donohue

Noes: None

**RESOLUTION NO. 29
ACCEPT WITH REGRET THE RESIGNATION/RETIREMENT OF CHERYL
COOPERSMITH / CHIEF CLERK TO THE BOARDS/OBZPAE / EFFECTIVE
JANUARY 21, 2022.**

RESOLVED, that the Director of the Office of Building, Zoning, Planning, Administration and Enforcement and the Town Board accepts with regret, the resignation/retirement of Cheryl Coopersmith, Chief Clerk to the Boards, from the Office of Building, Zoning, Planning, Administration and Enforcement, after 30 years, effective, January 21, 2022.

Councilperson Jerry Bottari offered the above resolution, which was seconded by Councilperson Paul Valentine and was Adopted:

Motion: 5 - 0

Ayes: Councilperson Thomas Diviny, Councilperson Paul Valentine, Councilperson Jerry Bottari, Supervisor Teresa M. Kenny, Councilperson Brian Donohue

Noes: None

RESOLUTION NO. 30

ACCEPT / RECEIVE / FILE DOCUMENTS/TOWN CLERK'S OFFICE

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

1. Town Board Meeting minutes: 12/2/2021 STBM; 12/14/2021 Police Commission; 12/14/2021 RTBM and 12/23/2021 Special Town Board Meeting.
2. Agreement w/Blauvelt Free Library for 2022.
3. Agreement w/Village of South Nyack for Highway, Parks & Public Works Services.
4. Agreement Addendum No. 2021143-00 w/ LaBerge Engineering & Consulting Group for South Nyack Hybrid Zoning.
5. Agreement w/ Brian Edwards for Caretaker Maintenance of Henry V Borst Park.
6. Agreement w/ Palisades Free Library.
7. Agreement w/ Rockland County for reimbursement to the Town for assigning a detective to the Rockland DA Drug Task Force.

Councilperson Brian Donohue offered the above resolution, which was seconded by Councilperson Jerry Bottari and was Adopted:

Motion: 5 - 0

Ayes: Councilperson Thomas Diviny, Councilperson Paul Valentine, Councilperson Jerry Bottari, Supervisor Teresa M. Kenny, Councilperson Brian Donohue

Noes: None

RESOLUTION NO. 31

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 two (2) warrants (attached) for a total of **\$918,926.50**.

Councilperson Thomas Diviny offered the above resolution, which was seconded by Councilperson Paul Valentine and was Adopted:

Motion: 5 - 0

Ayes: Councilperson Thomas Diviny, Councilperson Paul Valentine, Councilperson Jerry Bottari, Supervisor Teresa M. Kenny, Councilperson Brian Donohue

Noes: None

RESOLUTION NO. 32

ENTER EXECUTIVE SESSION

In attendance, at this Executive Session were Supervisor Teresa M. Kenny, Councilpersons Paul Valentine, Tom Diviny, Jerry Bottari and Brian Donohue, Denis Troy, Rob Magrino and Jeff Bencik.

RESOLVED, at 7:35 pm, the Town Board entered Executive Session to discuss litigation matters.

Councilperson Brian Donohue offered the above resolution, which was seconded by Councilperson Thomas Diviny and was Adopted:

Motion: 5 - 0

Ayes: Councilperson Thomas Diviny, Councilperson Paul Valentine, Councilperson Jerry Bottari, Supervisor Teresa M. Kenny, Councilperson Brian Donohue

Noes: None

RESOLUTION NO. 33

RE-ENTER RTBM / ADJOURNED / MEMORY

RESOLVED, at 8:55 pm, the Town Board re-entered the Regular Town Board Meeting and adjourned in memory of: **Joseph P. Accetta, Resident of Pearl River, Retired NYFD and**

RESOLUTION NO. 33 - Continued

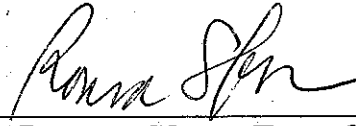
Father of Orangetown Employee Teresa Accetta-Pugh (Clerk's Office); Maria Castagna, Resident of Blauvelt, Mother of James Castagna (Traffic Advisory Board Member); Thomas Keery, Jr., Resident of Pearl River, FDNY; Albert John Nielsen, Resident of Blauvelt, Father of Orangetown Employee Robert Nielsen (Parks and Recreation Department); Jean Ann Nielsen, Resident of Blauvelt, Mother of Orangetown Employee Robert Nielsen (Parks and Recreation Department); James O'Brien, Resident of Pearl River; John O'Donnell, Resident of Pearl River; Eileen Stallone, Mother of Orangetown Employee Peter Stallone (DEME) and Sister Joan Stellern, Dominican Sisters, Resident of Sparkill.

Councilperson Brian Donohue offered the above resolution, which was seconded by Councilperson Thomas Diviny and was Adopted:

Motion: 5 - 0

Ayes: Councilperson Thomas Diviny, Councilperson Paul Valentine, Councilperson Jerry Bottari, Supervisor Teresa M. Kenny, Councilperson Brian Donohue

Noes: None



Rosanna Sfraga, Town Clerk

Town Of Orangetown

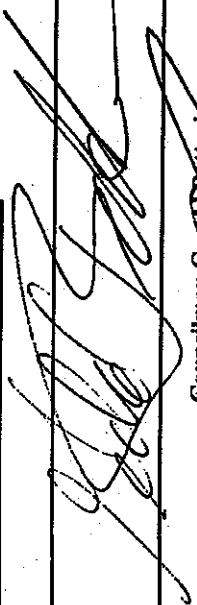
DATE: January 18th, 2022

WARRANT

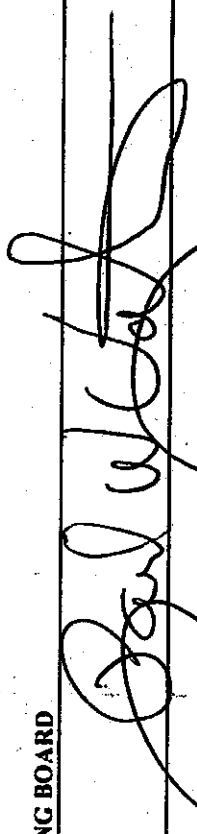
Warrant Reference	Warrant #	Amount
Approved for payment in the amount of		
	122921	\$ 424,485.38
	011822	\$ 494,441.12
	Total	\$ 918,926.50

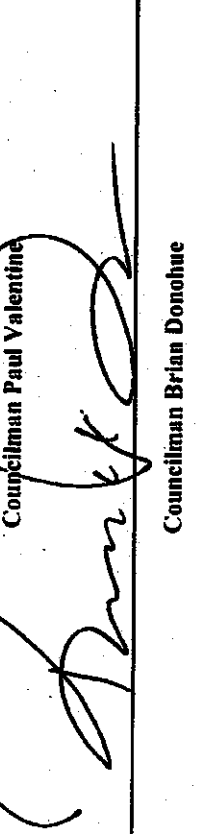
The above listed claims are approved and ordered paid from the appropriations indicated.

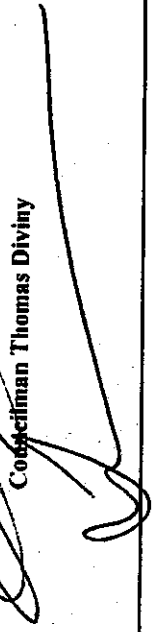
APPROVAL FOR PAYMENT


Councilman Gerald Bottani

AUDITING BOARD


Councilman Paul Valentine

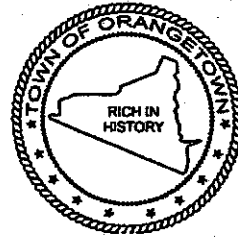

Councilman Brian Donohue


Councilman Thomas Diviny

Supervisor Teresa M. Kenny

TOWN OF ORANGETOWN
FINANCE OFFICE MEMORANDUM

TO: THE TOWN BOARD
FROM: JEFF BENCIK, *DIRECTOR OF FINANCE*
SUBJECT: AUDIT MEMO
DATE: 1/13/2022
CC: DEPARTMENT HEADS



The audit for the Town Board Meeting of 1/18/2022 consists of 2 warrants for a total of \$918,926.50.

The first warrant had 121 vouchers for \$424,485 and had the following items of interest (2021 items).

- * 1. Atlantic Salt (p4) - \$39,324 for Highway salt purchases.
2. Barclay Damon (p5) - \$13,279 for judgments and claims related to Pfizer tax certiorari defense.
3. Bluefields Contracting Corp. (p9) - \$8,979 for escrow return.
- * 4. Commissioner of Finance (p13) - \$74,344 for tax certiorari refunds.
5. County of Rockland (p13) - \$12,439 for Police training expenses.
- * 6. Global Montello (p19) - \$38,616 for fuel.
7. Keane & Beane (p23) - \$10,033 for outside counsel.
8. KJTM (p24) - \$12,500 for shade tree planting.
- * 9. Morano Brothers (p25) - \$116,632 for N. Middletown Rd. project.
10. Nyack Senior Citizens Club (p27) - \$6,061 for program reimbursement.
11. Piermont Senior Citizens Club (p28) - \$5,850 for program reimbursement
12. Rockland County Dept. of Highways (p30) - \$15,631 for road striping.
13. Verde Electric (p38) - \$5,075 for traffic signal maintenance contract.

The second warrant had 10 vouchers for \$494,441 and had the following items of interest (2022 items).

- * 14. Applied Golf (p1) - \$124,500 for Blue Hill management contract.
- * 15. Applied Golf (p1) - \$49,583 for Broadacres management contract.
16. Beckmann Appraisals (p1) - \$5,500 for tax certiorari defense.

17. County of Rockland (p2) - \$309,600 for Pearl River Campus PILOT (pass through).

Please feel free to contact me with any questions or comments.

Jeffrey W. Bencik, CFA

845-359-5100 x2204

