



TOWN OF ORANGETOWN TOWN BOARD MEETING

Tuesday February 21, 2023

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

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

🌟 Pledge of Allegiance to the Flag

ANNOUNCEMENTS:

- ◆ The following Public Hearings are scheduled for March 7, 2023 starting at 7:05 pm:
 - Request for Demapping of Second Street, Pearl River
 - Consider Adopting the Orangetown Comprehensive Plan

- ◆ The following Public Hearing is scheduled for March 21, 2023 at 7:05 pm:
 - Food Trucks

PRESENTATIONS:

- ◆ OVESC Dave Schnitzer

DISCUSSION:

- ◆ 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. OPEN PUBLIC HEARING OF FEBRUARY 21, 2023 AT 7:05 PM / PROPOSED LOCAL LAW TO AMEND TOWN CODE CHAPTER 34, TAXATION / SENIOR CITIZENS REAL PROPERTY TAX EXEMPTION AND PARTIAL EXEMPTION FOR DISABLED PERSONS WITH LIMITED INCOME**

RESOLVED, that the Public Hearing regarding amending Town Code Chapter 34, Taxation / Senior Citizens Real Property Tax Exemption and Partial Exemption for Disabled Persons with Limited Income is hereby opened.

PRESENTATION of Affidavit of Public Hearing posting and publication.

SUMMARY OF COMMENTS:

- 4. CLOSE OR CONTINUE PUBLIC HEARING / PROPOSED LOCAL LAW TO AMEND TOWN CODE CHAPTER 34, TAXATION / SENIOR CITIZENS REAL PROPERTY TAX EXEMPTION AND PARTIAL EXEMPTION FOR DISABLED PERSONS WITH LIMITED INCOME**

RESOLVED, that the Public Hearing regarding amending Town Code Chapter 34, Taxation / Senior Citizens Real Property Tax Exemption and Partial Exemption for Disabled Persons with Limited Income is hereby closed or continued to _____.

- 5. ADOPT / LOCAL LAW # _____ OF 2023 AMENDING CHAPTER 34, ARTICLES I AND VI, OF THE TOWN CODE TAXATION / SENIOR CITIZEN REAL PROPERTY TAX EXEMPTION AND PARTIAL EXEMPTION FOR DISABLED PERSONS WITH LIMITED INCOME**

WHEREAS, the New York Real Property Tax Law authorizes municipalities to grant certain tax exemptions to senior citizens and/or disabled persons with limited income by resolution or local law, and

WHEREAS, on January 31, 2023 the Town Board adopted a resolution which scheduled a public hearing for local law to amend Chapter 34 of the Town Code regarding Taxation, and upon notice duly published and posted a public hearing was held on February 21, 2023, and

WHEREAS, public discussion was heard at such hearing concerning the merits and environmental significance of said introductory local law; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby declares itself to be Lead Agency under the New York State Environmental Quality Review Act , and finds that the adoption of the introductory Local Law to amend Chapter 34 of the Code of the Town of Orangetown entitled "Taxation", specifically related to Article 1 entitled "Senior Citizens Real Property Exemption" and Article VI entitled "Partial Exemption for Disabled Persons with Limited Income" as more fully set forth therein, is a SEQR Type

It action and is hereby determined not to have a significant adverse effect on the environment; and,

BE IT FURTHER RESOLVED, that the Town Board hereby adopts Local Law #____ of 2023 amending Chapter 34, Articles I and VI, of the Town Code of the Town of Orangetown entitled "Taxation", providing for an updated "Senior Citizen Real Property Tax Exemption" and "Partial Exemption for Disabled Persons with Limited Income" providing for tax exemptions as authorized by state law and set forth more fully therein.

A LOCAL LAW TO AMEND Chapter 34, Code of the Town of Orangetown entitled "TAXATION"

LOCAL LAW NO.____ OF 2023 OF THE
INCORPORATED TOWN OF ORANGETOWN, NEW YORK
TOWN BOARD FOR AMENDING CHAPTER 34 OF THE TOWN CODE ENTITLED "TAXATION"

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF ORANGETOWN AS FOLLOWS:

Section 1. Chapter 34, Article I, entitled "Senior Citizens Real Property Exemption", of the Code of the Town of Orangetown is hereby amended as follows (**additions are underlined, deletions are ~~strikethrough~~**):

§34-3 Statutory qualifications.

D. Maximum exemption eligibility level.

(2). Additional qualifications. Notwithstanding any inconsistent provisions of § 467 of the Real Property Tax Law, the Town Code of the Town of Orangetown or any other provision of law for assessment rolls prepared on the basis of taxable status dates occurring on or after January 1, ~~1994~~ 2023, and the Town of Orangetown having heretofore adopted a local law providing for an exemption from taxation and which local law has established a maximum income exemption eligibility as provided in § 467 of the Real Property Tax Law, the Town Board of the Town of Orangetown does hereby amend Chapter ~~34~~ 34 of the Code of the Town of Orangetown and by this local law does hereby provide for such exemption so as to increase the maximum income exemption eligibility level of the unincorporated area within the Town of Orangetown (which maximum income exemption eligibility level is hereby designated as "M") to the extent as provided in the following schedule:

(The 2006 Schedule, 2008 Schedule, and 2009 Schedule as adopted by Local Law 16-2006 are hereby deleted in their entirety as obsolete and replaced with the following schedule):

EFFECTIVE JANUARY 1, 2024

<u>Annual income of Applicant or Applicants</u>	<u>Percentage of Assessed Valuation Exempt from Taxation</u>
<u>\$50,000.00 or less</u>	<u>50%</u>
<u>More than \$50,000 but less than \$51,000</u>	<u>45%</u>
<u>More than \$51,000 but less than \$52,000</u>	<u>40%</u>

<u>More than \$52,000 but less than \$53,000</u>	<u>35%</u>
<u>More than \$53,000 but less than \$53,900</u>	<u>30%</u>
<u>More than \$53,900 but less than \$54,800</u>	<u>25%</u>
<u>More than \$54,800 but less than \$55,700</u>	<u>20%</u>
<u>More than \$55,700 but less than \$56,600</u>	<u>15%</u>
<u>More than \$56,600 but less than \$57,500</u>	<u>10%</u>
<u>More than \$57,500 but less than \$58,400</u>	<u>5%</u>

~~(3) The reduction, in any tax year commencing on or after the effective date of this section, of the maximum income exemption eligibility level established by the Town for assessment rolls prepared on the basis of taxable status dates occurring on or after January 1, 1984, and prior to January 1, 1985, for the purpose of granting exemptions for tax purposes shall preclude the Town from adopting a local law, ordinance or resolution providing for the exemptions provided for in this subsection in any tax year for which such reduction is in effect.~~

§34-4 Application for exemption.

A. Application for such exemption must be made by the owner or all of the owners of the property on forms prescribed by the State Board to be furnished by the Assessor and shall furnish the information and be executed in the manner required or prescribed in such forms and shall be filed in such Assessor's office on or before the appropriate taxable status date.

B. At least 60 days prior to the appropriate taxable status date, the Assessor shall mail, to each person who was granted exemption pursuant to this local law on the latest completed assessment roll, an application form and a notice that such application must be filed on or before the taxable status date and be approved in order for the exemption to be granted. The Assessor shall, within three days of the completion and filing of the tentative assessment roll, notify by mail any applicant who has included with his application at least one self-addressed, prepaid envelope of the approval or denial of the application; provided, however, that the Assessor shall, upon the receipt and filing of the application, send by mail notification of receipt to any applicant who has included two of such envelopes with the application. Where an applicant is entitled to a notice of denial pursuant to this subsection, such notice shall be on a form prescribed by the State Board and shall state the reasons for such denial and shall further state that the applicant may have such determination reviewed in the manner provided by law. Failure to mail any such application form or notices or the failure of such person to

receive any of the same shall not prevent the levy, collection and enforcement of the payment of the taxes on property owned by such person.

C. An application for such exemption may be filed with the assessor after the appropriate taxable status date but not later than the last date on which a petition with respect to complaints of assessment may be filed, where failure to file a timely application resulted from: (a) a death of the applicant's spouse, child, parent, brother or sister; or (b) an illness of the applicant or of the applicant's spouse, child, parent, brother or sister, which actually prevents the applicant from filing on a timely basis, as certified by a licensed physician. The assessor shall approve or deny such application as if it had been filed on or before the taxable status date.

D. Where a renewal application for the exemption authorized by this section has not been filed on or before the taxable status date, and the owner believes that good cause existed for the failure to file the renewal application by that date, the owner may, no later than the last day for paying taxes or PILOT without incurring interest or penalty, submit a written request to the assessor asking him or her to extend the filing deadline and grant the exemption. Such request shall contain an explanation of why the deadline was missed, and shall be accompanied by a renewal application, reflecting the facts and circumstances as they existed on the taxable status date. The assessor may extend the filing deadline and grant the exemption if he or she is satisfied that (i) good cause existed for the failure to file the renewal application by the taxable status date, and that (ii) the applicant is otherwise entitled to the exemption. The assessor shall mail notice of his or her determination to the owner. If the determination states that the assessor has granted the exemption, he or she shall thereupon be authorized and directed to correct the assessment roll accordingly, or, if another person has custody or control of the assessment roll, to direct that person to make the appropriate corrections. If the correction is not made before taxes are levied, the failure to take the exemption into account in the computation of the tax shall be deemed a "clerical error" for purposes of title three of article five of this chapter, and shall be corrected accordingly.

Section 2. Chapter 34, Article VI, entitled "Partial Exemption for Disabled Persons With Limited Income", Section 34-28 of the Code of the Town of Orangetown is hereby amended as follows (**additions are underlined, deletions are strikethrough**):

§34-28 Amount of exemption.

Pursuant to § 459-c of the Real Property Tax Law, the percentage of the assessed valuation which is exempt from taxation will be determined on the basis of income in accordance with the following graduated schedule:

(The 2006 Schedule, 2008 Schedule, and 2009 Schedule as adopted by Local Law 16-2006 are hereby deleted in their entirety as obsolete and replaced with the following schedule):

EFFECTIVE JANUARY 1, 2024

<u>Annual income of Applicant or Applicants</u>	<u>Percentage of Assessed Valuation Exempt from Taxation</u>
<u>\$50,000.00 or less</u>	<u>50%</u>
<u>More than \$50,000 but less than \$51,000</u>	<u>45%</u>
<u>More than \$51,000 but less than \$52,000</u>	<u>40%</u>
<u>More than \$52,000 but less than \$53,000</u>	<u>35%</u>
<u>More than \$53,000 but less than \$53,900</u>	<u>30%</u>
<u>More than \$53,900 but less than \$54,800</u>	<u>25%</u>
<u>More than \$54,800 but less than \$55,700</u>	<u>20%</u>
<u>More than \$55,700 but less than \$56,600</u>	<u>15%</u>
<u>More than \$56,600 but less than \$57,500</u>	<u>10%</u>
<u>More than \$57,500 but less than \$58,400</u>	<u>5%</u>

Section 3. Severability Clause

The invalidity of any word, section, clause, paragraph, sentence, part or provision of this local law shall not affect the validity of any other part of this local law that can be given effect without such invalid parts.

Section 4. Effective Date.

This Local Law shall become effective immediately upon being filed with the Secretary of State.

6. **OPEN PUBLIC HEARING OF FEBRUARY 21, 2023 AT 7:07 PM / PROPOSED LOCAL LAW TO AMEND TOWN CODE CHAPTER 34, TAXATION / VOLUNTEERS REAL PROPERTY TAX EXEMPTION**

RESOLVED, that the Public Hearing regarding amending Town Code Chapter 34, Taxation / Volunteers Real Property Tax Exemption is hereby opened.

PRESENTATION of Affidavit of Public Hearing posting and publication.

SUMMARY OF COMMENTS:

7. **CLOSE OR CONTINUE PUBLIC HEARING / PROPOSED LOCAL LAW TO AMEND TOWN CODE CHAPTER 34, TAXATION / VOLUNTEERS REAL PROPERTY TAX EXEMPTION**

RESOLVED, that the Public Hearing regarding amending Town Code Chapter 34, Taxation / Volunteers Real Property Tax Exemption is hereby closed or continued to _____.

8. **ADOPT / LOCAL LAW # _____ OF 2023 / AMENDING CHAPTER 34, ARTICLE VII OF THE TOWN CODE TAXATION / EXEMPTION FOR MEMBERS OF VOLUNTEER FIRE COMPANIES OR AMBULANCE SERVICES**

WHEREAS, the New York Real Property Tax Law authorizes municipalities to grant certain tax exemptions to members of volunteer fire companies or ambulance services by resolution or local law, and

WHEREAS, on January 31, 2023 the Town Board adopted a resolution which scheduled a public hearing for local law to amend Chapter 34 of the Town Code regarding Taxation, and upon notice duly published and posted a public hearing was held on February 21, 2023, and

WHEREAS, public discussion was heard at such hearing concerning the merits and environmental significance of said introductory local law; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby declares itself to be Lead Agency under the New York State Environmental Quality Review Act , and finds that the adoption of the introductory Local Law to amend Chapter 34 of the Code of the Town of Orangetown entitled "Taxation", specifically related to Article VII entitled "Exemption for Members of Volunteer Fire Companies or Ambulance Services" as more fully set forth therein, is a SEQR Type II action and is hereby determined not to have a significant adverse effect on the environment; and,

BE IT FURTHER RESOLVED, that the Town Board hereby adopts Local Law # ____ of 2023 amending Chapter 34, Article VII, of the Town Code of the Town of Orangetown entitled "Taxation", providing for an updated "Exemption for Members of Volunteer Fire Companies or Ambulance Services" providing for tax exemptions as authorized by state law and set forth more fully therein.

A LOCAL LAW TO AMEND Chapter 34, Code of the Town of Orangetown entitled “TAXATION”

LOCAL LAW NO. ____ OF 2023 OF THE
INCORPORATED TOWN OF ORANGETOWN, NEW YORK
TOWN BOARD FOR AMENDING CHAPTER 34 OF THE TOWN CODE ENTITLED “TAXATION”

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF ORANGETOWN AS FOLLOWS:

Section 1. Chapter 34, Article VII, entitled “Exemption for Members of Volunteer Fire Companies or Ambulance Services”, of the Code of the Town of Orangetown is hereby amended as follows (**additions are underlined, deletions are strikethrough**):

§ 34-29 Legislative intent.

The Real Property Tax Law of the State of New York has been amended effective December 9, 2022 by the addition of a ~~new~~ revised § 466-a which permits a Town to grant a partial tax exemption on real property owned by an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service or such enrolled member and spouse. The intent of this local law is to continue and expand the partial real property tax exemption currently offered by the Town consistent with the terms of the newly amended State statute which was effective as of December 9, 2022.

§ 34-30 Grant of exemption.

~~An exemption from taxation of 10% of the assessed value of property owned by an eligible person as set forth below is hereby granted with respect to Town, part Town and special district charges. In no event shall the exemption exceed \$3,000 multiplied by the latest state equalization rate for the Town.~~ Residential real property owned by an enrolled member of an incorporated volunteer fire company, volunteer fire department or incorporated voluntary ambulance service shall be exempt from taxation and assessments levied by the Town to the extent of percent (%) of the assessed value of such property, exclusive of special assessments, subject to the requirements set forth in this Article.

§ 34-35 Grant of exemption, Un-remarried spouse, line of duty death.

Un-remarried spouses of volunteer firefighters or volunteer ambulance workers killed in the line of duty. The property tax exemption authorized by this Article and granted to an enrolled member of an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service shall, upon application, be continued to such deceased enrolled member’s un-remarried spouse if such member is killed in the line of duty, provided that:

- A. Such un-remarried spouse is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service as an un-remarried spouse of such enrolled member who was killed in the line of duty;
- B. such deceased volunteer had been an enrolled member for at least five (5) years; and
- C. such deceased volunteer had been receiving the exemption prior to his or her death.

§34-36 Grant of Exemption, Un-remarried spouse, twenty-year service.

Un-remarried spouses of deceased volunteer firefighters or volunteer ambulance workers. The property tax exemption authorized by this Article and granted to an enrolled member of an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service shall, upon application, be continued to such deceased enrolled member’s un- remarried spouse, provided that:

- A. Such un-remarried spouse is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service as an un-remarried spouse of such enrolled member;
- B. such deceased volunteer had been an enrolled member for at least twenty (20) years;
and
- C. such deceased volunteer and un-remarried spouse had been receiving the exemption for such property prior to the death of such volunteer.

Section 2. Severability Clause

The invalidity of any word, section, clause, paragraph, sentence, part or provision of this local law shall not affect the validity of any other part of this local law that can be given effect without such invalid parts.

Section 3. Effective Date.

This Local Law shall become effective immediately upon being filed with the Secretary of State.

9. OPEN PUBLIC HEARING OF FEBRUARY 21, 2023 AT 7:10 PM / PROPOSED ACQUISITION OF A PERMANENT PROPERTY INTEREST / HNA TRAINING CENTER / 334 ROUTE 9W, ORANGETOWN, NY

RESOLVED, that the Public Hearing regarding the proposed acquisition of a permanent property interest / HNA Training Center / 334 Route 9W, Orangetown, NY is hereby opened.

PRESENTATION of Affidavit of Public Hearing posting and publication.

SUMMARY OF COMMENTS:

10. CLOSE OR CONTINUE PUBLIC HEARING / PROPOSED ACQUISITION OF A PERMANENT PROPERTY INTEREST / HNA TRAINING CENTER / 334 ROUTE 9W, ORANGETOWN, NY

RESOLVED, that the Public Hearing regarding the proposed acquisition of a permanent property interest / HNA Training Center / 334 Route 9W, Orangetown, NY is hereby closed or continued to _____.

11. TO APPLY FOR FUNDING FROM NEW YORK STATE ARCHIVES (STATE ARCHIVES) 2023-2024 LOCAL GOVERNMENT RECORDS MANAGEMENT IMPROVEMENT FUND (LGRMIF) (RFP #GC23-006) FOR THE "TOWN CLERK & SOUTH NYACK DOCUMENT CONVERSION & ACCESS PROJECT"

WHEREAS, the Town of Orangetown, after due consideration, has determined that it is desirable and in the public interest to undertake the necessary activities for the submittal

of a grant application under the 2023-2024 State Archives LGRMIF RFP #GC23-006 for the Town Clerk & South Nyack Document Conversion & Access LGRMIF project; and

WHEREAS, the Town has a critical document conversion and access project underway for the Building Department; and

WHEREAS, the Town is seeking up to \$75,000 in funding for another high-priority records management project, the Town Clerk & South Nyack Document Conversion and Access project to execute urgent improvement to the preservation and storage capacities of Town Clerk records and other records recently acquired through the Village of South Nyack dissolution; and

WHEREAS, the dissolution of the Village of South Nyack and the absorption of its land and services into the Town, has placed significant strain on available Town resources with the Town Clerk now responsible for all the Village of South Nyack's records, including a backlog of aging records that need immediate preservation; and

WHEREAS, State Archives funding assistance will enable the Town to preserve and maintain inventory for vital Town Clerk records and South Nyack's records; and

WHEREAS, the Town Board has demonstrated municipal support for the project through the allocation of 2023 budget items to support Orangetown Records Management program and the hiring of two part-time assistant clerks to assist with document preparation for consultant, not to exceed \$15,000,

WHEREAS, the NYS Archives grant request will not exceed the maximum request of \$75,000 to complete the project; and

NOW THEREFORE BE IT RESOLVED, that the Town Board authorizes and directs the Town Supervisor to submit an application to the NYS ARCHIVES LGRMIF program for the "Town Clerk Document Conversion & Access LGRMIF project" and to execute all documents necessary for the implementation of this work relating to the financial and/or administrative processes of the grant program.

BE IT FURTHER RESOLVED, that the Town of Orangetown is hereby committed to using municipal funds to provide a local cash match and in-kind support of the grant request; and

BE IT FURTHER RESOLVED, to the extent all or any actions hereby authorized have been executed and/or performed by the Supervisor all are hereby ratified and confirmed and this Resolution take effect immediately.

TOWN BOARD / IT

12. APPROVE / RATIFY GRADE CHANGE/ INFORMATION TECHNOLOGY / COMPUTER OPERATOR

RESOLVED, that upon the recommendation of the Labor Management Committee, the position of Computer Operator, presently a grade 12 position in IT, is hereby reclassified to a grade 9 position.

TOWN ATTORNEY

13. APPROVE 2023 LICENSE AGREEMENT WITH TOWN OF RAMAPO RELATING TO USE OF FIRING RANGE

RESOLVED, that upon the recommendation of the Town Attorney's Office, authorize the Supervisor to sign a 2023 License Agreement for the use of the Town of Ramapo Police Firing Range for calendar year 2023, at "NO COST" to the Town of Orangetown, subject to provisions of insurance and indemnification as in past years.

14. APPROVAL OF 2023 CERTIFICATE OF SEWER REGISTRATIONS

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 2023 Sewer Work is approved to:

- Bertussi Contracting, Inc., 60-70 Dexter Plaza, Pearl River, NY 10965
- Coppola Services, Inc., 28 Executive Parkway, Ringwood, NJ 07456
- First Rate Landscaping & Construction, Inc., 245 North Main Street, Unit 1212, New City, NY 10956
- Hewitt Excavating, LLC, 18 Broad Street, Norwood, NJ 07648
- McM Paving & Excavation, Inc., 8 East Railroad Avenue, W. Haverstraw, NY 10993
- Paving Solutions, Inc., 548 Route 17M, Monroe, NY 10950

15. RE-APPOINT BRITTANY CORDERO / DEPUTY TOWN ATTORNEY

RESOLVED, that the Town Board hereby re-appoints Brittany Cordero as a less than full-time (minimum three days per week) Deputy Town Attorney, at a salary of \$85,000.00 per year, effective February 27, 2023, to serve at the pleasure of the Town Board.

HIGHWAY

16. APPROVE / GRANT PERMISSION / HIGHWAY SCHOOL / JUNE 5-7, 2023

RESOLVED, that permission is hereby granted for the following personnel: Jim Dean, Stephen F. Munno, Anthony Limandri & Karl Bohn, to attend the 2023 Association of Towns Annual Highway School, Ithaca, NY, from June 5-7, 2023, with the Town paying \$1,739.00 which includes the cost of courses and travel to be charged to appropriate departmental accounts.

17. **APPROVE/ AWARD CONTRACT/ BIGHT LANE / DRAINAGE REHABILITATION / EN-TECH CORP.**

RESOLVED, that upon the recommendation from the Superintendent of Highways and the Commissioner of DEME, the bid of February 17, 2023 for the Bight Lane Drainage System Rehabilitation using (CIPP) is hereby awarded to En-Tech Corp., Closter, NJ the lowest qualified bidder in the amount of \$334,710 to be charged to Account # H.5110.200.08

PARKS AND RECREATION

18. **ACCEPT DONATION / MEMORIAL BENCH / DRESPEL**

RESOLVED, that upon the recommendation of the Superintendent of Parks and Recreation accept with gratitude the donation of a memorial bench to be placed in the Freedom Park playground in Veterans Memorial Park. Engraving to read:

In Memory of
Michael and Joan Drespel
"To Thee I come; before Thee I stand"

19. **AUTHORIZE AGREEMENT / NEW YORK CITY FOOTBALL CLUB / ACCESS TO ORANGETOWN SOCCER COMPLEX**

WHEREAS, the Town of Orangetown is the owner of certain property located in the hamlet of Orangeburg known as the Orangetown Soccer Complex, located at 175 Old Orangeburg Road, Orangeburg, NY, and

WHEREAS, the Orangetown Metro Sports Club (OMSC), formerly known as OMM, has a license to use the facility for its sports related programs as set forth more fully in its license agreement with the Town, and

WHEREAS, New York City Football Club, LLC (NYCFC), has requested permission from the Town and OMSC to utilize a playing field at the complex during periods so as to not interfere with the use of said field by OMSC or the Town, and

WHEREAS, the Town and NYCFC have agreed that the field use under the terms presented would be at a fee of \$30,000.00 to be paid by NYCFC to the Town, provided NYCFC abides by the terms and conditions in a proposed written agreement for such field use,

NOW THEREFORE BE IT RESOLVED that the Town Board hereby agrees to permit NYCFC access to one playing field at the Orangetown Soccer Complex, on the terms and conditions as set forth more fully in an agreement to be executed between the parties and acknowledged by OMSC, for the period of February 1, 2023 through December 15, 2023, at a total fee of \$30,000.00, to be paid in one lump sum as per the written agreement, which is incorporated by reference herein.

BE IT FURTHER RESOLVED, that the Supervisor or her designee, including but not limited to the Superintendent of Parks and Recreation, is authorized to execute the

agreement between the Town and NYCFC and any other documents necessary to effectuate the purposes of this resolution.

DEME

20. GRANT PERMISSION / PETE STALLONE ATTEND BACKFLOW PREVENTION DEVICE INSPECTOR /TESTER TRAINING

RESOLVED, that the Town Board grants permission for Peter Stallone, DEME Sewer Inspector, to attend the Backflow Prevention Device Inspector/Tester Training, Syracuse, NY, from April 18, 2023 thru April 21,2023 at a total cost of \$825.00 to be charged to Account G.8110.441.00 and \$872.43 to be charged to Account G.8110.480.00.

LEND ASSISTANCE

21. COMBINE / APPROVE AGENDA ITEMS #22 TO 23

RESOLVED, the Town Board hereby combines and approves agenda items #22 to 23.

22. APPROVE / LEND ASSISTANCE / 2023 10TH ANNUAL FLYING DUTCHMEN 5K/ SATURDAY, MARCH 18, 2023

RESOLVED, upon the recommendation from the Superintendent of Highways & Chief of Police, that the Town Board hereby authorizes the Town of Orangetown Highway & Police Departments to lend assistance which includes the use of barricades from the Highway Department & (5) Auxiliary Police Officers from the Police Department, for the 10th Annual Flying Dutchmen 5K to be held on Saturday, March 18, 2023, from 9am to 10am.

23. APPROVE/ LEND ASSISTANCE / 2023 ST. PATRICKS DAY PARADE/ SUNDAY, MARCH 19, 2023

RESOLVED, upon the recommendation from the Superintendent of Highways, Parks & Chief of Police, that the Town Board hereby authorizes the Town of Orangetown Highway, Parks & Police Departments to lend assistance which includes the use of barricades, trash barrels, message board & painting of the green stripe from the Highway Dept., the showmobile, sound system and port-o-sans for which the cost is to be shared with organization (Ancient Order of Hibernians) from the Parks Dept., & police detail from OPD, and a Highway Department event perimeter for the St. Patrick's Day parade to be held on Sunday, March 19, 2023, from 11 am - 5 pm.

TOWN CLERK

24. 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: 1/10/23 Re-Organizational Meeting; 1/24/2023 & 2/7/2023 Police Commission Meeting; and 1/24/2023, 2/7/2023 Regular Town Board Meeting.
2. Agreement & Contracts:
 - Rockland Cty (ARPA Dept), Franklin Street Park Improvements.
 - Rockland Cty (ARPA Dept), Elizabeth Place Park Improvements.
 - Libraries: Palisades, Orangeburg, Blauvelt and Tappan
 - Rockland Cty – W Washington Ave Bridge Replacement (Purchase Agreement)
 - Precision Safe Sidewalks – Contract for Sidewalk Saw cutting
 - Hudson Valley Humane Society

AUDIT

25. 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 \$14,362,132.58

EXECUTIVE SESSION

26. ENTER EXECUTIVE SESSION

RESOLVED, at _____ pm, the Town Board entered Executive Session to discuss employment-related matters.

ADJOURNMENTS

27. RE-ENTER RTBM / ADJOURNED / MEMORY

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

- ❖ **Barbara Gallagher**, Resident of Blauvelt and Mother-in-Law to Orangetown Police Lt. Thomas Holihan
- ❖ **Joan Lediger**, Resident of Pearl River
- ❖ **Patti Walter**, Resident of Blauvelt