



TOWN OF ORANGETOWN TOWN BOARD MEETING

Tuesday November 26, 2024

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

Councilperson Paul Valentine	_____
Councilperson Jerry Bottari	_____
Councilperson Brian Donohue	_____
Councilperson Dan Sullivan	_____
Supervisor Teresa M. Kenny	_____

🌟 Pledge of Allegiance to the Flag

ANNOUNCEMENTS:

- ♦ **33rd Annual Santa Claus 5K Run on Sunday, December 8, 2024. Please visit orangetown.com to sign up.**
- ♦ **Public Hearing scheduled for December 17, 2024 on the proposed zone change for 676 and 680 Western Highway and the north end of Ellsworth Drive, Blauvelt (continued from September 24, 2024).**

PRESENTATIONS:

- ★ **ALS United Greater New York Check Presentation**

DISCUSSION:

- ♦ **Proposed Local Law: Definition of Family / Boarders / Illegal Occupancies**
- ♦ **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. APPROVE / MEMORANDUM OF AGREEMENT BETWEEN POLICE CHIEF DONALD BUTTERWORTH AND THE TOWN OF ORANGETOWN / JANUARY 1, 2023-DECEMBER 31, 2027

RESOLVED, that the Town Board approves of the memorandum of agreement by and between the Town of Orangetown and Donald Butterworth, Chief, Orangetown Police Department, for the effective period of January 1, 2023 through and including December 31, 2027.

4. APPROVE / MEMORANDUM OF AGREEMENT BETWEEN POLICE CAPTAIN MICHAEL SHANNON AND THE TOWN OF ORANGETOWN / JANUARY 1, 2023-DECEMBER 31, 2027

RESOLVED, that the Town Board approves of the memorandum of agreement by and between the Town of Orangetown and Michael Shannon, Captain, Orangetown Police Department, for the effective period of January 1, 2023 through and including December 31, 2027.

5. APPROVE / MEMORANDUM OF AGREEMENT BETWEEN POLICE CAPTAIN JAMES ACHESON AND THE TOWN OF ORANGETOWN / JANUARY 1, 2023-DECEMBER 31, 2027

RESOLVED , that the Town Board approves of the memorandum of agreement by and between the Town of Orangetown and James Acheson, Captain, Orangetown Police Department, for the effective period of January 1, 2023 through and including December 31, 2027.

6. **APPROVE / 2025 TOWN BOARD MEETING CALENDAR**

RESOLVED, that the following 2025 Town Board Meeting Calendar is hereby approved:

01/07/25 Re-Organizational Meeting
01/28/25 Police Commission / Regular Town Board Meeting
02/11/25 Police Commission / Regular Town Board Meeting
02/25/25 Regular Town Board Meeting
03/11/25 Police Commission / Regular Town Board Meeting
03/25/25 Regular Town Board Meeting
04/08/25 Police Commission / Regular Town Board Meeting
04/22/25 Regular Town Board Meeting
05/06/25 Police Commission / Regular Town Board Meeting
05/20/25 Regular Town Board Meeting
06/10/25 Police Commission / Regular Town Board Meeting
06/24/25 Regular Town Board Meeting
07/08/25 Police Commission / Regular Town Board Meeting
07/22/25 Regular Town Board Meeting
08/05/25 Regular Town Board Meeting
08/19/25 Police Commission / Regular Town Board Meeting
09/09/25 Police Commission / Regular Town Board Meeting
09/30/25 Regular Town Board Meeting
10/14/25 Police Commission / Regular Town Board Meeting
10/28/25 Regular Town Board Meeting
11/18/25 Police Commission / Regular Town Board Meeting
12/02/25 Police Commission / Regular Town Board Meeting
12/16/25-Regular Town Board Meeting

Police Commission Meetings start at 6:30 pm; Town Board Meetings begin at 7:00 pm.

7. **ACCEPT GRANT / FUND OVERAGE / THE NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY (NYSERDA) / \$15,000 CLEAN ENERGY COMMUNITY ACTION GRANT / ELECTRIC UTILITY VEHICLE**

WHEREAS, under the New York State Energy Research and Development Authority's (NYSERDA) Clean Energy Communities program, the Town of Orangetown recently completed a Community Solar Campaign and became eligible for a \$15,000 Action Grant; and,

WHEREAS, to demonstrate the Town's commitment to lowering greenhouse gas emissions, the Town of Orangetown applied and was awarded \$15,000 for an electric utility vehicle on November 20, 2024; and,

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby agrees to accept the NYSERDA grant for the purpose of purchasing an electric utility vehicle according to the Town's procurement policy; and,

BE IT FURTHER RESOLVED, the Town Board agrees to fund any overages in costs for the electric utility vehicle, not to exceed \$3,000 and to be charged to account # A.7110.200; and,

BE IT FURTHER RESOLVED, the Town Board authorizes and directs the Supervisor or her designee to execute any and all documents necessary for the financial and administrative processes of the grant program.

TOWN ATTORNEY

8. **APPROVE / AUTHORIZE TOWN ATTORNEY TO SIGN SETTLEMENT DOCUMENTS / TAX CERTIORARI PROCEEDING RE. MATTHEW JANECZKO V. TOWN OF ORANGETOWN (TAX LOT #77.15-1-72.1)**

RESOLVED that, upon the recommendation of the Tax Assessor, approve and authorize Robert V. Magrino, Town Attorney, and any of his Deputy Town Attorneys, to sign settlement documents regarding the tax certiorari proceeding *Matthew Janeczko v. Town of Orangetown* (NYS Supreme Court, Rockland County, Index Number 034452/2024), for property commonly known as 40 Van Wardt Place, Tappan (Tax Map Designation: 77.15-1-72.1), for the tax certiorari filing year 2024, for a total refund by the Town of \$0.00, a total refund by the School District of \$1,503.00, and a total refund by the County of \$0.00. The South Orangetown Central School District has approved of this settlement. Interest on the Town's liability, as a result of a property tax assessment decrease or refund, is waived if payment is made within sixty (60) days after a copy of the Court Order, based upon the settlement, is served on the Rockland County Finance Department.

HIGHWAY

9. **APPOINT TERESA HALPIN / RECEPTIONIST / PERMANENT/ GRADE 3, STEP 1/ EFFECTIVE DECEMBER 9, 2024**

RESOLVED, upon the Recommendation of the Superintendent of Highways, appoint Teresa Halpin from RC EL #68-013/23170 to the position of Receptionist, Grade 3, Step 1 at a salary of \$41,749.00, effective December 9, 2024.

10. **RECOGNIZE APPOINTMENT / JASON ELMENDORF/ MOTOR EQUIPMENT OPERATOR III / PROBATIONARY / GRADE 14, STEP 14/18 / EFFECTIVE DECEMBER 2, 2024**

RESOLVED, that the Town Board hereby recognizes the appointment of Jason Elmendorf by the Superintendent of Highways, to the position of Motor Equipment Operator III, Probationary, Grade 14, Step 14/18 at a salary of \$104,346, effective December 2, 2024.

11. **RECOGNIZE APPOINTMENT / ALPHONSE SOMMA/ MAINTENANCE SUPERVISOR (AUTOMOTIVE) / PROVISIONAL / GRADE 17, STEP 14/18 / EFFECTIVE DECEMBER 2, 2024**

RESOLVED, that the Town Board hereby recognizes the appointment of Alphonse Somma by the Superintendent of Highways, to the position of Maintenance Supervisor (Automotive), Provisional, Grade 17, Step 14/18 at a salary of \$119,629, effective December 2, 2024.

12. **RECOGNIZE APPOINTMENT / MICHAEL O'SULLIVAN/ LABORER / PROBATIONARY / GRADE 9, STEP 1 / EFFECTIVE DECEMBER 2, 2024**

RESOLVED, that the Town Board hereby recognizes the appointment of Michael O'Sullivan by the Superintendent of Highways, to the position of Laborer, Probationary, Grade 9, Step 1 at a salary of \$56,265, effective December 2, 2024.

13. **RECOGNIZE APPOINTMENT / ROCCO KUBASEK/ LABORER / PROBATIONARY / GRADE 9, STEP 1 / EFFECTIVE DECEMBER 2, 2024**

RESOLVED, that the Town Board hereby recognizes the appointment of Rocco Kubasek by the Superintendent of Highways, to the position of Laborer, Probationary, Grade 9, Step 1 at a salary of \$56,265, effective December 2, 2024.

LEND ASSISTANCE

14. **COMBINE / APPROVE AGENDA ITEMS #15 TO 17**

RESOLVED, the Town Board hereby combines and approves agenda items #15 to 17.

15. **APPROVE / LEND ASSISTANCE / ST. THOMAS AQUINAS WINTER WONDERLAND / SHOWMOBILE / DECEMBER 7, 2024**

RESOLVED, that upon the completion of the necessary paperwork, the Superintendent of Parks, Recreation & Building Maintenance has forwarded to the Town Board for approval the use of the showmobile by St. Thomas Aquinas College for their Winter Wonderland event to be held on December 7, 2024. A certificate of insurance naming the Town of Orangetown as being additionally insured is on file.

16. **APPROVE / LEND ASSISTANCE / PEARL RIVER ROTARY SHARE CHRISTMAS / DECEMBER 13, 2024**

RESOLVED, upon completion of all necessary paperwork and the recommendation of the Superintendent of Highways and Chief of Police the Town Board hereby approves the Pearl River Rotary Club's request for assistance, which includes police detail from the Police Department and an enhanced security perimeter, barricades, trash barrels, and a message board from the Highway Department for their Share Christmas and the Holidays Event to be held on Friday, December 13, 2024 from 6pm-10pm with a rain date of December 20, 2024.

BE IT FURTHER RESOLVED, that upon the completion of the necessary paperwork, the Superintendent of Parks, Recreation and Building Maintenance has forwarded to the Board for approval the use of the showmobile for the Pearl River Rotary Club Share Christmas & the Holidays event on December 13, 2024 at a cost of \$500.00 and for two porto-jons (1 regular and 1 ADA). A certificate of insurance is on file.

17. APPROVE / LEND ASSISTANCE / ORANGEBURG FIRE DEPARTMENT HOLIDAY PARADE / SHOWMOBILE / DECEMBER 14, 2024

RESOLVED, that upon the completion of the necessary paperwork, the Superintendent of Parks, Recreation & Building Maintenance has forwarded to the Board for approval the use of the use of the showmobile by the Orangeburg Volunteer Fire Department for their annual holiday parade on December 14, 2024 at a cost of \$500.00 and the use of nine porto-jons (8 regular & 1 ADA). A certificate of insurance is on file for this event.

TOWN CLERK

18. 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: September 24th, October 8th, October 22nd and November 12th Regular Town Board Meeting; and October 8, 2024 and November 12, 2024 Police Commission Meeting.
2. Agreements:
 - Christmas Lighting Company for Pearl River.

AUDIT

19. 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 three (3) warrants (attached) for a total of \$756,278.15.

EXECUTIVE SESSION

20. ENTER EXECUTIVE SESSION

RESOLVED, at _____ pm, the Town Board entered Executive Session to discuss matters relating to personnel and the proposed acquisition/sale/lease of real property when publicity might affect value.

ADJOURNMENTS

21. RE-ENTER RTBM / ADJOURNED / MEMORY

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

- ❖ **Francis Aiello**, *Resident of Pearl River*
- ❖ **Louise Duffy**, *Resident of West Nyack and Owner of Café Diem in Pearl River and Piermont*
- ❖ **Vincent Fortino**, *Resident of Pearl River and Grandfather of Congressman Michael Lawler*
- ❖ **Martin Galvin**, *Resident of Pearl River*
- ❖ **Henry Sullivan**, *Resident of Blauvelt*