

**TOWN OF ORANGETOWN  
REGULAR TOWN BOARD MEETING  
TUESDAY, NOVEMBER 29, 2016**

This Regular Town Board Meeting was opened at 7:30 p.m. Supervisor Stewart presided and Charlotte Madigan, Town Clerk, called the roll. Present were:

Councilman Denis Troy  
Councilman Paul Valentine  
Councilman Gerald Bottari  
Supervisor Andrew Stewart  
Councilman Diviny

Absent:

Also present:

Charlotte Madigan, Town Clerk  
John Edwards, Town Attorney  
Teresa Kenny, Deputy Town Attorney  
Jeff Bencik, Finance Director  
James Dean, Superintendent of Highways  
Joseph Moran, Commissioner of DEMA  
Mike Manzare, Building Department  
Aric Gorton, Superintendent of Parks, Recreation & Building Maint.  
Kevin Nulty, Police Chief

Pledge of Allegiance to the Flag of the United States of America was led by the Esta Baitler.

Summary of Public Comments:

Esta Baitler, Sparkill, asked when we are going to get the LED lights and bus shelter; and what is going to be done about the sewage odor.

Peter Wade, Blauvelt; Eileen Larkin, Palisades; Michael Mandel, Pearl River; Eli Senderovich, Blauvelt; Paul Convarick, Tappan; and Carl Palitti, Blauvelt; are concerned with the Mountain Bikers using our parks because of the disturbance to the environment, public liability for accidents and injuries, Emergency Responders, fires, and garbage.

Ruth Weber, Palisades and Lynn Dennerlein, Palisades, submitted a petition (Exhibit 11-F-16) with signatures requesting our elected Town Council to protect us and our homes from existential dangers of fires, protect our wells, waterways and the environment and the safety of all concerned from the disruption of widespread toxically contaminated soil by enacting immediate failed safe legislation and ban all use and activity of Mountain Bikes at Nike Park, the former army base.

Eileen Larkin, Palisades, Will the Quitclaim deed, for the former Tappan Army Reserve Center start the Hi-Tor project?

Michael & Beverly Shanahan, Palisades, has had the privilege of several companies filming in their home. He was called frantically by the producers of this week's film shoot. Their permit application had not been approved and had been treated rather brusquely. Mr. Shanahan would like to understand the permit application process and the criteria for denial. Mrs. Madiagan suggested he come in and meet with her.

Michael Mandel, Pearl River, said the Mountain Biking is a controversial matter and should require a public hearing, with residents being notified.

Larry Vail, Tappan, appreciates our open space and parks. The Mountain Bike Club use is consistent with the use of parks and they have made the parks more available.

Don Simmons, Blauvelt, has been Mountain Biking for years. It is a pleasure to get out in woods and enjoy nature.

Leo Werberg, Tappan, revealed the Palisades Mountain Bike Club was founded by Dimetri Laddis and himself and are a group of Town residents. The club does not have any public events and the trails will not be destroyed.

Robert Carvich, Blauvelt, would rather see cyclists on the mountain than in an accident on the roads. The bikers keep the trails clean and enjoyable.

Watson Morgan, Blauvelt, is in favor of this club using parks and them paying a use permit fee.

Pat O'Keefe, Tappan, supports Mountain Biking in our parks.

Michael Magnone, Blauvelt, favors Mountain Biking in our parks.

**RESOLUTION NO. 559**

**CLOSE PUBLIC COMMENTS**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Valentine and was unanimously adopted:

RESOLVED, that the public portion is hereby closed.

Ayes: Supervisor Stewart  
Councilpersons Valentine, Troy, Bottari  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 560**

**BICYCLING/CLAUSLAND MOUNTAIN  
TACKAMACK AND NIKE PARKS**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Valentine and on a roll call was adopted:

WHEREAS, parkland on Clausland Mountain is comprised of several parcels of Town, State and County Parks which are adjacent to one another and share a trail network that is contiguous between the parks.

WHEREAS, Town Parks including Nike Town Park and Tackamack Town Park are governed by laws of the Town of Orangetown, and as such bicycling is permitted in these town parks,

WHEREAS, Clausland Mountain County Park is governed by County Park Rules, and as such, bicycling is not allowed in such a park except by specific permission of the Rockland County Parks Commission,

WHEREAS, the Rockland County Parks Commission seeks Town input on its plan to permit bicycling on a portion of the trails on Clausland Mountain County Park that connect the town's Tackamack and Nike Town Parks, with the goal of providing a continuous bicycling trail on Clausland Mountain to serve the recreational needs of the community,

WHEREAS, NYS recently permitted bicycling on its adjacent lands in Blauvelt State Park,

NOW, THEREFORE, BE IT RESOLVED that the proposed designation of a bicycling trail by the Rockland County Parks Commission in Clausland Mountain County Park is consistent with the permitted uses on adjacent Town of Orangetown parks,

IT IS FURTHER RESOLVED that the Town will not permit mass bicycling events on Clausland Mountain trails or the construction of new trails for biking without Town Board approval.

Ayes: Supervisor Stewart  
Councilpersons Valentine, Bottari  
Noes: Councilperson Troy  
Absent: Councilperson Diviny

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**RESOLUTION NO. 560**

**OPEN PH/INCREASE SALARY OF  
SUPERINTENDENT OF HIGHWAYS**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

**RESOLUTION NO. 560 - Continued**

RESOLVED, that the 8:05 p.m. public hearing to increase the salary of Superintendent of Highways for fiscal year 2017 is hereby opened.

Ayes: Supervisor Stewart  
Councilpersons Bottari, Troy, Valentine  
Noes: None  
Absent: Councilperson Diviny

Charlotte Madigan, Town Clerk, presented the Affidavit of Publication and Notice of Posting; copies are labeled Exhibit 11-G-16 and made a part of these minutes.

Summary of Public portion:  
There were no public comments.

**RESOLUTION NO. 561**

**CLOSE PH/ INCREASE SALARY OF SUPERINTENDENT OF HIGHWAYS**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

RESOLVED, the public portion of this public hearing is hereby closed.

Ayes: Supervisor Stewart  
Councilpersons Bottari, Troy, Valentine  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 562**

**ADOPT LOCAL LAW 12, 2016 SALARY OF THE ELECTED SUPERINTENDENT OF HIGHWAYS**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Valentine and was unanimously adopted:

WHEREAS, by resolution duly adopted the 27th day of September 2016, the Town Board directed the Supervisor to include certain specified salary increases for elected Town officials in the 2017 Preliminary Budget, so as to allow notice of such increases to be timely included and published in the Notice of Public Hearing on the said Budget; and

WHEREAS, the amount of the salary thereafter published in the Notice of Public Hearing for the Office of Superintendent of Highways was incorrectly stated at \$105,489.00, rather than \$106,989.00, as approved and included in the Preliminary Budget; and

WHEREAS, the Town Board wishes to compensate the Superintendent of Highways in the full amount authorized and intended; and

WHEREAS, pursuant to N.Y.S. Town Law § 27(1), the town board shall not fix the salaries of the members of the town board, an elected town clerk or an elected town superintendent of highways at an amount in excess of the amounts respectively specified in the notice of hearing on the preliminary budget published pursuant to section one hundred eight of the Town Law, unless authorized, for a period of one year, by local law adopted pursuant to the N.Y.S. Municipal Home Rule Law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby adopts the following local law, increasing the salary for the Town Superintendent of Highways, for fiscal year 2017, to the amount of \$106,989.00, \$1,500.00 above that stated in the Notice of Public Hearing on the 2017 Preliminary Budget.

**RESOLUTION NO. 562 - Continued**

This resolution is adopted subject to permissive referendum.

Ayes: Supervisor Stewart  
Councilpersons Valentine, Troy, Bottari  
Noes: None  
Absent: Councilperson Diviny

**LOCAL LAW NO. 12, 2016  
RELATING TO THE SALARY OF THE SUPERINTENDENT OF HIGHWAYS  
FOR FISCAL YEAR 2017**

Be it enacted by the Town Board of the Town of Orangetown as follows:

Section 1: The Town Board of the Town of Orangetown, pursuant to Section 27 of the N.Y.S. Town, Law fixes the salary of the Superintendent of Highways for fiscal year 2017 at \$106,989.00, said amount having been appropriated in the 2017 final Town Budget, but being \$1,500.00 more than the salary set forth in the Notice of Public Hearing on the 2017 Preliminary Budget.

Section 2: The within law is adopted, subject to permissive referendum, pursuant to § 27 of the N.Y.S. Town Law and § 24(2)(h) of the N.Y.S. Municipal Home Rule Law.

Section 3: Effective date. The provisions of this local law shall take effect immediately upon filing with the Secretary of State.

**RESOLUTION NO. 563**

**CONTRACT EXTENSION RENEWAL  
O’CONNOR DAVIES AND ISSUE  
RFPS/ANNUAL AUDTING SERVICES**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, the Town Board authorizes the Supervisor to sign a (1) one year contract extension renewal with O’Connor Davies, the Town’s current Auditor, for 2017 auditing services, and issue a Request for Proposals for 2018 annual auditing services.

Ayes: Supervisor Stewart  
Councilpersons Troy, Valentine, Bottari  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 564**

**QUITCLAIM DEED/UNITED STATES  
OF AMERICA/SECRETARY OF  
HEALTH AND HUMAN SERVICES  
6.387 ACRES/TAPPAN ARMY  
RESERVE CENTER/HOME FOR  
HEROES**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Valentine and was unanimously adopted:

WHEREAS, the Town has negotiated the acquisition of surplus real property, formerly a part of the Tappan Army Reserve Center, located on Western Highway in the Town of Orangetown, from the United States of America, acting through the Secretary of Health and Human Services, for a public health purpose, to wit, the construction of a green infrastructure project to help manage stormwater, improve water quality and raise public awareness about green infrastructure practices; and

**RESOLUTION NO. 564 - Continued**

WHEREAS, the said property consists of 6.387 acres of property, now or formerly a part of Sect. 74.18, Block 3, Lot 48 on the Tax Map of the Town of Orangetown, as shown on a certain subdivision map prepared by Tectonic Engineering & Surveying Consultant P.C., titled "Lands to be Acquired by Town of Orangetown, Portion of 281 Western Highway, Drawing Number SU-102",

NOW, THEREFORE, BE IT RESOLVED that the Town hereby approves acceptance of a Quitclaim Deed conveying the said property to the Town, subject to the easements, encumbrances, covenants, restrictions reservations and/or conditions as set forth in the draft form of deed submitted to the Town under cover from Teresa Ritta, Program Manager, Federal Real Property Assistance Program, Real Property Management Services.

Ayes: Supervisor Stewart  
Councilpersons Valentine, Troy, Bottari  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 565**

**PERMISSION GRANTED/ASSOCIATION OF TOWNS - 2017**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that permission is granted to Elected Officials and Department Heads or their representatives, at attend the 2017 Training School and Annual Meeting of the Association of Towns in New York City, February 19-22, 2017, with the Town paying cost of courses, stay, and travel, to be charged to appropriate accounts.

Ayes: Supervisor Stewart  
Councilpersons Troy, Valentine, Bottari  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 566**

**DELEGATE/ASSOCIATION OF TOWNS - 2017**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Valentine and was unanimously adopted:

RESOLVED, that Charlotte Madigan, Town Clerk, is hereby designated Delegate for the Association of Towns Annual Meeting, February 19-22, 2017, with Robert Simon, Receiver of Taxes, as the Alternate Delegate, to represent and vote on behalf of the Town of Orangetown

Ayes: Supervisor Stewart  
Councilpersons Valentine, Troy, Bottari  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 567**

**AMENDED AGREEMENT/NEW YORK SMSA LIMITED PARTNERSHIP d/b/a VERIZON WIRELESS**

Councilman Bottari offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

WHEREAS, the Town of Orangetown currently has a lease agreement with New York SMSA Limited Partnership d/b/a Verizon Wireless, dated August 28, 1992, as amended on 2/24/11 and 12/4/11, for space on the Telecommunications Tower at 26 Orangeburg Road, Orangeburg, New York (the Town Hall Tower); and

**RESOLUTION NO. 567 - Continued**

WHEREAS, Verizon Wireless seeks to perform antenna work and make additional improvements and to pay the Town an additional \$200.00 per month for such additional installations in return for an additional five year extension on the current lease; be it

RESOLVED, an amendment to the August 28, 1992, agreement between the Town of Orangetown and New York SMSA Limited Partnership d/b/a Verizon Wireless is hereby approved and that the Supervisor is authorized to execute same.

Ayes: Councilpersons Bottari, Troy, Valentine  
Supervisor Stewart  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 568**

**ACCEPT/FILE IRREVOCABLE  
LETTER OF RESIGNATION/TOWN  
EMPLOYEE #2756**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that upon the recommendation of the Chief of Police, ACCEPT/FILE the irrevocable letter of resignation of town employee # 2756 effective the latter of his completion of twenty years of eligible service in the NYS Police and Fire Retirement System or April 30, 2017.

Ayes: Supervisor Stewart  
Councilpersons Troy, Valentine, Bottari  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 569**

**APPOINT ALEXANDROS C. TSIRONIS  
INFORMATION SERVICES AND  
RECORDS MANAGEMENT SPECIALIST  
(POLICE DEPARTMENT)**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Valentine and was unanimously adopted:

RESOLVED, that upon the recommendation of the Chief of Police, permanently appoint Alexandros C. Tsironis from Rockland County Civil Service list #16051 to the title of "Information Services and Records Management Specialist (Police Department) at a salary consistent with the provisions of the labor agreement between the Town of Orangetown and Orangetown CSEA., effective November 23, 2016.

Ayes: Supervisor Stewart  
Councilpersons Valentine, Troy, Bottari  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 570**

**CREATE POSITION/ASSISTANT  
MAINTENANCE SUPERVISOR GRADE  
18 / DEME**

Councilman Troy offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

RESOLVED, that upon the recommendation of Rockland County Personnel, create the position of Assistant Maintenance Supervisor in the DEME, Grade 18 (salary range \$75,835.00 –

**RESOLUTION NO. 570 - Continued**

\$122,120.00), and direct that notice of same be posted in compliance with the provisions of the contract between the Town and CSEA.

Ayes: Councilpersons Troy, Bottari, Valentine  
Supervisor Stewart  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 571**

**APPOINT RIMA DELVECCHIO  
SENIOR ACCOUNT CLERK/TOWN  
CLERK'S OFFICE**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

RESOLVED, that upon the recommendation of the Town Clerk, appoint Rima DelVecchio to the position of Senior Account Clerk, provisional, Grade 7, Step 5 at a salary of \$54, 847.00, effective November 28, 2016.

Ayes: Supervisor Stewart  
Councilpersons Bottari, Troy, Valentine  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 572**

**APPOINT JESSICA GARRECHT  
SENIOR CLERK TYPIST/JUSTICE  
COURT**

Councilman Valentine offered the following resolution, which was seconded by Supervisor Stewart and was unanimously adopted:

RESOLVED, that upon the recommendation of the Town Justices and the Court Clerk, appoint Jessica Garrecht to the position of Senior Clerk Typist in the Orangetown Justice Court, Grade 5, Step 1, at a salary of \$41,858.00, effective November 29, 2016.

Ayes: Councilman Valentine, Supervisor Stewart  
Councilpersons Troy, Bottari  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 573**

**CHANGE SALARY GRADE  
SUPERVISOR OF FISCAL SERVICES  
FROM A GRADE 19 TO GRADE 24**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

RESOLVED, that upon the recommendation of the Finance Director, change the position of Supervisor of Fiscal Services from a Grade 19 to a Grade 24, Step 1, with a salary of \$101,088.00, effective January 1, 2017. Salary is included in the 2017 Preliminary Budget.

Ayes: Supervisor Stewart  
Councilpersons Bottari, Troy, Valentine  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 574**

**ACCEPT RETIREMENT/RESIGNATION  
KENECK SKIBINSKI/CHIEF  
OPERATOR/DEME**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, accept retirement/resignation from Keneck Skibinski, Chief Operator, DEME, effective March 24, 2017.

Ayes: Supervisor Stewart  
Councilpersons Troy, Bottari, Valentine  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 575**

**APPOINT ROBERT MURPHY  
AUTOMOTIVE MECHANIC 1/DEME**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that upon recommendation of the Commissioner of DEME, appoint Robert Murphy to the position of Automotive Mechanic I CSEA Grade 15 Step 25/29 at a salary of \$100,626.00. This position was vacated due to the incumbent being promoted and is funded in the budget. This appointment is to be effective as of December 5, 2016.

Ayes: Supervisor Stewart  
Councilpersons Troy, Valentine, Bottari  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 576**

**DEME/CHIEF OPERATOR  
POSTION/AUTHORIZE DEME  
COMMISSIONER TO ISSUE RFP**

Councilman Bottari offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that upon the approval of the Town Attorney, the Town Board authorizes the Department of Environmental Management and Engineering Commissioner to issue a Request for Proposals for contracts covering the duties of the Chief Operator positions starting in March 2017.

Ayes: Councilpersons Bottari, Troy, Valentine  
Supervisor Stewart  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 577**

**AWARD CONTRACT/BROOKER  
ENGINEERING/ DESIGN AND  
CONSTRUCTION INSPECTION  
SERVICES/NYSEFC GRANT #130  
HOMES FOR HEROES/GREEN  
INNOVATION PROJECT**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

RESOLVED, that upon the recommendation of the Town's Consultant Selection Committee comprised of the Superintendent of Highways, Director of OBZPAE and Commissioner of DEME, the engineering contract for Design and Construction Inspection



**RESOLUTION NO. 577 - Continued**

Services is awarded to Brooker Engineering for the Environmental Facilities Corporation Grant #1308, Homes for Heroes Green Innovation Project, in an amount not to exceed \$97,200.00.

Ayes: Supervisor Stewart  
Councilpersons Bottari, Troy, Valentine  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 578**

**AWARD BID/GOOSSETOWN  
COMMUNICATIONS /LAND MOBILE  
RADIO SYSTEM RENTAL**

Councilman Valentine offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

WHEREAS, the Superintendent of Highways duly advertised for sealed bids for a Land Mobile Radio System rental, which were received and publicly opened on November 3, 2016; a copy of the Affidavit of Publication, Notice of Posting and Bid Sheet is labeled Exhibit 11-H-16, and made a part of these minutes. Now, Therefore, Be It

RESOLVED, that this Land Mobile Radio System bid rental for five (5) years at \$35,100 per year, which includes coverage for a minimum of 90% of the area of the Town on mobile radio, subscribers, airtime, hosted GPS service, smart phone applications, and all inclusive maintenance, is awarded to Goosetown Communications, Congers, NY, the only qualified bidder meeting the town's specifications, to be charged to Account Number D.5130.400.05.

Ayes: Councilpersons Valentine, Bottari, Troy  
Supervisor Stewart  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 579**

**2016/2017 LUMP SUM MUNICIPAL  
SNOW AND ICE AGREEMENT**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

RESOLVED, that upon the recommendation of the Superintendent of Highways, the Supervisor is hereby authorized to sign the Extended Indexed Lump Sum Municipal Snow and Ice Agreement, between the Town of Orangetown and the New York State Department of Transportation. The amount for the 2016/2017 Agreement is \$213,000.00.

Ayes: Supervisor Stewart  
Councilpersons Bottari, Troy, Valentine  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 580**

**AID/ROTARY CLUB OF PEARL  
RIVER SHARED CHRISTMAS AND  
HOLIDAYS**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

RESOLVED, that the Town Board hereby approves aid to the Rotary Club of Pearl River for the Annual "Share Christmas and Holidays" program and authorizes the Highway and Police Departments to lend assistance which includes the use of barricades, trash barrels & message

**RESOLUTION NO. 580 - Continued**

board and police personnel for crowd control for the event to be held on Friday, December 9, 2016 (rain date of 12.16.16), from 6pm to 9 pm.

Ayes: Supervisor Stewart  
Councilpersons Bottari, Troy, Valentine  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 581**

**SHOWMOBILE/ROTARY CLUB OF PEARL RIVER SHARED CHRISTMAS AND HOLIDAYS**

Councilman Troy offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

RESOLVED, subject to the submission of all necessary paperwork, the Town Board approves the use of the Showmobile by the Pearl River Rotary Club for their Share Christmas Event on Friday, December 9, 2016, at a rental cost of \$400.00 with the organization providing a certificate of insurance listing the Town of Orangetown as additionally insured.

Ayes: Councilpersons Troy, Bottari, Valentine  
Supervisor Stewart  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 582**

**AMEND RESOLUTION No. 511/2016 GRANT APPLICATION/INCREASE AMOUNT/\$3,500.00 TO \$4,459.00/2016 NYS JUSTICE COURT ASSISTANCE PROGRAM/SECURITY EQUIPMENT AND SCANNING SOFTWARE**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Valentine and was unanimously adopted:

RESOLVED, to hereby amend Resolution No. 511 (RTBM 10/18/16) that the Supervisor is hereby authorized to submit a Grant Application for the Orangetown Justice Court, to the NYS Justice Court Assistance Program 2016, in the amount of \$4,459.00, for the purpose of obtaining security equipment and scanning software.

Ayes: Supervisor Stewart  
Councilpersons Valentine, Troy, Bottari  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 583**

**ADOPT TOWN BOARD MEETINGS CALENDAR FOR 2017**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

RESOLVED, that the Town Board hereby adopts the Town Board Meetings Calendar for 2017.

**TOWN BOARD MEETINGS - 2017 CALENDAR**

01/03/17	Reorg-RTBM/Audit
01/10/17	Police Commission/Workshop
01/24/17	RTBM/Audit
01/31/17	Workshop

**RESOLUTION NO. 583- Continued**

02/07/17	RTBM/Audit
02/28/17	Police Commission/Workshop
03/07/17	RTBM/Audit
03/14/17	Police Commission/Workshop
03/21/17	RTBM/Audit
03/28/17	Workshop
04/04/17	RTBM/Audit
04/25/17	Police Commission/Workshop
05/02/17	RTBM/Audit
05/09/17	Police Commission/Workshop
05/16/17	RTBM/Audit
05/23/17	Workshop
06/06/17	RTBM/Audit
06/13/17	Police Commission/Workshop
06/20/17	RTBM/Audit
07/11/17	Police Commission/Workshop
07/18/17	RTBM/Audit
08/08/17	Police Commission/Workshop
08/15/17	RTBM/Audit
09/05/17	Police Commission/Workshop
09/12/17	RTBM/Audit
09/26/17	Workshop
10/03/17	RTBM/Audit
10/17/17	Police Commission/Workshop
10/24/17	RTBM/Audit
11/14/17	Police Commission/Workshop
11/28/17	RTBM/Audit
12/05/17	Police Commission/Workshop
12/19/17	RTBM/Audit

Police Commission Meetings start at 7:00 pm, Town Board Workshop Meetings start at 8:00 pm, and Regular Town Board/Audit Meetings begin at 7:30 pm. All meetings are on Tuesdays, except where indicated.

Ayes: Supervisor Stewart  
Councilpersons Bottari, Troy, Valentine  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 584**

**PILOT PROJECT – PERSONNEL  
DEPT/SOFTWARE LICENSING,  
PROFESSIONAL SERVICES, AND  
RELATED COSTS/IT DEPARTMENT**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Valentine and was unanimously adopted:

RESOLVED, to promote cost-reducing transition toward paperless document management the Town Board authorizes the expenditure from fund balance of up to \$25,000 by the IT department for software licensing, professional services and related costs to implement a pilot project with the Personnel Department for document scanning, archiving, retrieval and retention.

Ayes: Supervisor Stewart  
Councilpersons Valentine, Troy, Bottari  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 585**

**SOFTWARE LICENSING/PROFESSIONAL SERVICES AND RELATED COSTS  
ADDITIONAL MODULES AND USER LICENSES/THE INTEGRATED PROPERTY SYSTEM SOFTWARE PROGRAM  
LANDLORD REGISTRY/ IT DEPARTMENT**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, in order administer the Landlord Registry through an electronic means, the Town Board authorizes the expenditure from fund balance of up to \$12,000 by the IT Department for software licensing, professional services, and related costs to add additional modules and user licenses to the IPS (Integrated Property System) software program.

Ayes: Supervisor Stewart  
Councilpersons Troy, Valentine, Bottari  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 586**

**HUDSON RIVER ESTUARY  
ANCHORAGE AREAS/COMMERCIAL BARGES/ OPPOSITION TO PROPOSED  
RULE 2016-13701**

Under new business, Supervisor Stewart offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

WHEREAS, the U.S. Coast Guard is considering designating 2,400 acres of Hudson River Estuary as new anchorage areas for commercial barges along the Hudson River shoreline from Yonkers to Kingston and has proposed a rule establishing such new anchorage grounds; and

WHEREAS, there are three proposed anchorage grounds in the Hudson River adjacent to the Hudson River shoreline in Westchester County and Rockland County and those locations are known as Yonkers Extension, Montrose Point and Tomkins Cove; and

WHEREAS, the only notification that has been provided by the Coast Guard regarding the proposed anchorage grounds is through the publication in the Federal Register; and

WHEREAS, despite requests from several public interest organizations and local, state and federal elected officials, including U.S. Senators Charles Schumer and Kirsten Gillibrand, to hold public hearings on the new proposed anchorage grounds, to date the Coast Guard has declined to schedule any public hearings and will only be accepting written comments until December 6, 2016; and

WHEREAS, the designation of these new anchorage grounds, which would become water-based parking areas for commercial barges on the way to and from the ever-busier Port of Albany, portends an increase in barge traffic on the Hudson River; and

WHEREAS, the proposed anchorage sites abut the main shipping channel of the river, which will increase congestion on the river, and may lead to collisions and create additional homeland security issues along the riverfronts; and

WHEREAS, such efforts by the Coast Guard would serve to re-industrialize the Hudson River in areas undergoing transformation, coastal revitalization and adaptive reuse away from commercial and industrial uses and toward residential and recreational uses, and which re-industrialization would be inconsistent with the local long-term waterfront goals and regional initiatives toward Hudson Valley tourism; and

WHEREAS, the anchorage grounds proposed in Tomkins Cove would cover approximately 98 acres in the Hudson River, and are located just north of the Stony Point Battlefield State Historic

**RESOLUTION NO. 586 - Continued**

Site and the Stony Point Bay Marina and just south of the Hudson Highlands Scenic Areas of Statewide Significance as part of the Coastal Management Program; and

WHEREAS, given the proposed anchorage ground locations in Tomkins Cove, recreational opportunities and scenic vistas will be compromised and impair the landscape's scenic quality through the addition of structures which reduce views or are discordant with the landscape because of their inappropriate scale, form, or construction materials; and

WHEREAS, Scenic Hudson and Riverkeeper, as well as many municipalities, have voiced their concern and opposition to establishing these new anchorage grounds; and

WHEREAS, the proposed anchorage sites and the resulting industrial traffic resulting therefrom, will have, at a minimum, a detrimental visual impact on the Rockland County municipalities that front on the Hudson River, and the program is inconsistent with the municipal Comprehensive Plans and the Town of Stony Point, and the Villages of Haverstraw, Nyack, and Piermont Local Waterfront Revitalization Programs; and

WHEREAS, the Haverstraw Bay is a unique ecological feature in the Hudson River, and is one of the most significant estuarine areas and plays a central role in the health of fish populations in the river, and has been designated as a "Significant Coastal Fish and Wildlife Habitat,"; and

WHEREAS, large anchoring equipment used by commercial vessels disturbs bottom sediment and can damage wildlife habitats, including those of endangered species that live in and abut the river; and

WHEREAS, the establishment of these anchorages will also cause noise and light pollution, produce river bed scarring of delicate river bottom habitat from the use of heavy ground tackle and congregate dangerous material, such as crude oil, directly adjacent to the shoreline; and

WHEREAS, the anchoring of ships and barges pose health, safety and welfare concerns from possible oil and fuel spills; and

WHEREAS, the Rockland Riverfront Communities Council, a inter-municipal organization which is composed of the river communities within Rockland County, participates with the Hudson River Valley Greenway Act, part of the intent of which is to establish a cooperative effort to advance the State's commitment to preserve, enhance and develop the world-renowned scenic, natural, historic, cultural and recreational resources of the Hudson River Valley; and

WHEREAS, the Rockland Riverfront Communities Council municipalities have a population of recreational boaters, who will be required to bypass the nearby proposed anchorage sites and navigate the increased commercial traffic on the Hudson River, which may create health, safety and welfare issues; and

WHEREAS, the Rockland Riverfront Communities Council municipalities have a population of fisherman who utilize the river as a source of sustenance and who may be harmed by the increased contamination caused by the proposed anchorage sites; and

WHEREAS, the foregoing potential impacts of the new anchorage grounds have not been adequately studied or addressed, including identifying all impacts from the proposed anchorage grounds; and

WHEREAS, the Coast Guard's proposal does not indicate what agency(ies) will be responsible for overseeing and/or maintaining the proposed anchorage sites and the anticipated impacts that will result from such; and

NOW THEREFORE, BE IT RESOLVED that the Town of Orangetown, a member of the Rockland Riverfront Communities Council, does hereby register its opposition to the proposed rule and urges its disapproval; and

**RESOLUTION NO. 586 - Continued**

BE IT FURTHER RESOLVED that the Town of Orangetown calls upon the Coast Guard to increase the ability for public comment by scheduling and actively promoting additional public forums that are easily accessible throughout the affected area so that the community concerns over this complex proposal can be heard and integrated into the rulemaking process as early as possible; and

BE IT FURTHER RESOLVED that the Town of Orangetown urges residents to voice their concerns on the proposed new anchorage locations identified as Docket ID USCG-2016-0132 at <http://www.regulations.gov> by December 6, 2016; and

BE IT FURTHER RESOLVED, that this resolution be distributed to U.S. Senator Charles Schumer, U.S. Senator Kristen Gillebrand, U.S. Congresswoman Nita Lowey, U.S. Congressman Eliot Engel, Governor Andrew Cuomo, N.Y.S. Secretary of State Rossana Rosado, N.Y.S. Senator David Carlucci and N.Y.S. Assemblywoman Ellen Jaffee; and

BE IT FURTHER RESOLVED, the Orangetown Town Board authorizes the Supervisor to execute any and all correspondence conveying the Town Board's concerns as set forth herein or as may become known in the future based upon further review of the proposal.

SIGNED: Towns of Haverstraw, Orangetown and Stony Point; Villages of Grand View-on-Hudson, Haverstraw, Nyack, Piermont, South Nyack, Upper Nyack, and West Haverstraw; Palisades Interstate Park Commission; and the County of Rockland

Ayes: Supervisor Stewart  
Councilpersons Bottari, Troy, Valentine  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 587**

**CONTRACT/BLAUVELT FREE LIBRARY 2017-2018**

Under new business, Supervisor Stewart offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a one (1) year contract, on behalf of the Town, as proposed and written, for SEVEN HUNDRED TWENTY THOUSAND THREE HUNDRED NINETY-TWO AND 00/100 (\$720,392.00) DOLLARS, with the Blauvelt Free Library to provide library services to residents of Blauvelt, as well as to the residents of the Sparkill area delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, within the Town.

Ayes: Supervisor Stewart  
Councilpersons Bottari, Troy, Valentine  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 588**

**CONTRACT/ORANGEBURG LIBRARY 2017-2018**

Under new business, Councilman Valentine offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a one (1) year contract, on behalf of the Town, as proposed and written, for FIVE HUNDRED SEVEN THOUSAND EIGHT HUNDRED THIRTY-EIGHT AND 00/100 (\$507,838.00) DOLLARS, with the Orangeburg Library to provide library services to residents of Orangeburg, as well as to

**RESOLUTION NO. 588 - Continued**

the residents of the Sparkill area delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, within the Town.

Ayes: Councilpersons Valentine, Troy, Bottari  
Supervisor Stewart

Noes: None

Absent: Councilperson Diviny

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**RESOLUTION NO. 589**

**CONTRACT/PALISADES FREE LIBRARY 2017-2018**

Under new business, Councilman Bottari offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a one (1) year contract, on behalf of the Town, as proposed and written, for THREE HUNDRED EIGHTY ONE THOUSAND SEVEN HUNDRED SIXTY-EIGHT AND 00/100 (\$381,768.00) DOLLARS, with the Palisades Free Library to provide library services to residents of Palisades, as well as to the residents of the Sparkill area delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, within the Town.

Ayes: Councilpersons Bottari, Troy, Valentine  
Supervisor Stewart

Noes: None

Absent: Councilperson Diviny

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**RESOLUTION NO. 590**

**CONTRACT/TAPPAN FREE LIBRARY 2017-2018**

Under new business, Supervisor Stewart offered the following resolution, which was seconded by Councilman Valentine and was unanimously adopted:

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a one (1) year contract, on behalf of the Town, as proposed and written, for SEVEN HUNDRED TWO THOUSAND THREE HUNDRED FORTY AND 00/100 (\$702,340.00) DOLLARS, with the Tappan Free Library to provide library services to residents of Tappan, as well as to the residents of the Sparkill area delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, within the Town.

Ayes: Supervisor Stewart  
Councilpersons Valentine, Troy, Bottari

Noes: None

Absent: Councilperson Diviny

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**RESOLUTION NO. 591**

**PAY VOUCHERS**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Bottari and was unanimously adopted:

RESOLVED, that upon the recommendation of the Finance Director, Jeff Bencik, the Finance Office is hereby authorized to pay vouchers for the General Fund, Town Outside Village, Blue Hill, Broadacres, Highway, Sewer, Capital Projects, Risk Retention, and Special Parking Funds for a total amount of \$2,364,968.01.

Ayes: Supervisor Stewart  
Councilpersons Bottari, Troy, Valentine

Noes: None

Absent: Councilperson Diviny

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**RESOLUTION NO. 592**

**ENTER EXECUTIVE SESSION  
FILMING APPLICATIONS**

In attendance, at this Executive Session, were Supervisor Stewart, Councilpersons Troy, Valentine, and Bottari, Charlotte Madigan, John Edwards, Jeff Bencik, James Dean and Mike Manzare.

Supervisor Stewart offered the following resolution, which was seconded by Councilman Valentine and was unanimously adopted:

RESOLVED, at 9:05 p.m. the Town Board entered Executive Session to discuss Filming application procedures. Supervisor Stewart said no further votes will be taken.

Ayes: Supervisor Stewart  
Councilpersons Valentine, Troy, Bottari  
Noes: None  
Absent: Councilperson Diviny

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**RESOLUTION NO. 593**

**RE-ENTERED RTBM  
ADJOURNED/MEMORY**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, at 9:33 pm, the Town Board re-entered the Regular Town Board Meeting and adjourned in memory of Roberta Bates, Spring Valley, NY.

Ayes: Supervisor Stewart  
Councilpersons Troy, Valentine, Bottari  
Noes: None  
Absent: Councilperson Diviny

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**Charlotte Madigan, Town Clerk**