

**TOWN OF ORANGETOWN WORKSHOP MEETING
Tuesday, June 13, 2017**

This Town Board Meeting was opened at _____ p.m.

Councilman Denis Troy_____

Councilman Thomas Diviny_____

Councilman Paul Valentine_____

Councilman Jerry Bottari_____

Supervisor Andrew Stewart_____

Pledge of Allegiance to the Flag

ANNOUNCEMENTS :

1. A Public Hearing is scheduled for June 20, 2017, 8:15 PM, re: Application for Hardship Exemption from Temporary Moratorium/Communication Towers/Skae Site Plan, 337-339 Blaisdell Road.

PRESENTATIONS:

- Girl Scout Troop 40125 of Pearl River - Bronze and Silver Award Project
- William Klein, Eagle Scout Project - Invasive Plant Removal/Park Improvements
- Presentation by the Musial Group - Architecture and Space Planning for a New Town Hall

AGENDA ITEMS:

TOWN BOARD

**RE-OPEN PH/JUNE 13, 2017 AT 8:05
P.M./ENACT AN ENTITY DISCLOSURE LAW**

1. **RESOLVED**, that public hearing to consider a local law to amend Chapter 43 the Code of the Town of Orangetown to add a New Article, Article XVI entitled "Entity Disclosure" is hereby re-opened.

CLOSE PH/ENTITY DISCLOSURE LAW

2. **RESOLVED**, that public hearing to consider a local law to amend Chapter 43 the Code of the Town of Orangetown to add a New Article, Article XVI entitled "Entity Disclosure" is hereby re-closed.

**ADOPT NEGATIVE DECLARATION/SEQR
DETERMINATION/ENTITY DISCLOSURE LAW**

3. WHEREAS, the Town Board has considered the adoption of a Local Law, amending Chapter 43 of the Town Code by adding Article XVI, entitled "Entity Disclosure" regarding the need for full and fair disclosure of all privately held and/or non-publically traded entities making land use applications to supply information as to all limited and general members, shareholders, officers and directors or other persons having control over the entity; and

WHEREAS, on or about May 8, 2017, the Town Board circulated amongst various potential interested agencies notice of its intention to assume Lead Agency status for the purpose of the environmental review of the above referenced action; and

WHEREAS, being the only Involved Agency, the Town Board hereby assumes the role of Lead Agency for environmental review; and

WHEREAS, acting in its capacity as Lead Agency for environmental review, and after taking a "hard look" at all of the potential environmental impacts that might result from the proposed action, the Town Board has concluded that there will be no significant environmental impact or effect caused or occasioned by the proposed change in the zoning law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby adopts the Negative Declaration annexed hereto, and authorizes the Town Supervisor or his designated agent to execute the Environmental Assessment Form and to take such other and further steps as may be necessary to discharge the Town Board's responsibilities as Lead Agency.

The aforesaid resolution was moved by _____, seconded by _____, and (adopted / rejected) by a vote of _ Ayes Nays and Abstentions.

**TOWN OF ORANGETOWN, ROCKLAND COUNTY - ZONING TEXT AMENDMENT
STATE ENVIRONMENTAL QUALITY REVIEW (SEQR)
NEGATIVE DECLARATION
NOTICE OF DETERMINATION OF NON-SIGNIFICANCE**

DATE: September ____, 2016

LEAD AGENCY: The Town Board of the Town of Orangetown
Orangetown Town Hall
26 Orangeburg Road
Orangeburg NY 10962

This Notice is issued pursuant to Part 617 of the implementing regulations of Article 8 (SEQRA) of the Environmental Conservation Law.

The Lead Agency has determined that the proposed action described below will not have a significant effect on the environment.

TITLE OF ACTION:

Adoption of Local Law No. ___ of 2017 of the Town of Orangetown, amending Chapter 43 of the Town Code by adding Article XVI entitled "Entity Disclosure".

SEQRA STATUS:

Unlisted Action

DESCRIPTION OF ACTION:

The proposed action amending the zoning code will require all privately held and/or non-publically traded entities making land use applications to the Town supply information as to all limited and general members, shareholders, officers and directors or other persons having control over the entity.

DETERMINATION:

There will be no significant adverse environmental impact(s) as a result of the proposed action.

REASONS SUPPORTING THIS DETERMINATION:

The proposed action amends the zoning code and provides for privately held and/or non-publically traded entities to complete an entity disclosure statement in a form approved by the Town Board, which will require disclosure of the names of each limited and general member, shareholder, officer, director, beneficial owner, partner or anyone having control over such privately held entity. Such a change to the Town Code will not have an adverse environmental impact.

In addition, both the Town Planning Board, pursuant to Town Code Chapter 43, § 10.5, and the County Planning Department, pursuant to General Municipal Law §§ 239 L & M, have reviewed the proposed law, and neither has concluded that the proposed action will have any significant adverse impact.

POTENTIAL IMPACTS DETERMINED NOT TO BE SIGNIFICANT:

Based on the Short Environmental Assessment Form, prepared by the Town's Director of the Office of Building, Zoning, Planning and Enforcement, and the Town Board's familiarity with the parcels and the area in which they are situated, the Town Board has concluded that there will be no significant environmental impacts by the adoption of the zoning change specifically relating to:

- Traffic;
- Agricultural Land Resources
- Historic and Archaeological Resources
- Surface or Groundwater Quantity or Quality
- Critical Environmental Areas
- Energy

- Public Health
- Air Quality and Noise Levels
- Human Health, or
- Future Development of Adjacent and Nearby Lands

In summary, after having taken a hard look at the potential environmental impacts associated with the proposed action, the Town Board concludes that such action will not result in a significant adverse environmental impact

For Further Information, Contact:

Town Supervisor Andrew Y. Stewart
Town Hall, Town of Orangetown
26 Orangeburg Road
Orangeburg, New York 10962
(845) 359-5100

**ADOPT LOCAL LAW ___ OF 2017/ENTITY DISCLOSURE
LAW**

4. RESOLVED, the Town Board hereby adopts Local Law ___ adding a New Article, Article XVI entitled "Entity Disclosure" of the Town Code

A LOCAL LAW TO AMEND Chapter 43 the Code of the Town of Orangetown to ADD a New Article, Article XVI entitled "Entity Disclosure" of the Town Code pursuant to

**LOCAL LAW NO. ___ OF 2017 OF THE INCORPORATED TOWN OF ORANGETOWN, NEW YORK
TOWN BOARD IMPLEMENTING AN ENTITY DISCLOSURE LAW
FOR ALL LAND USE APPLICATIONS IN THE TOWN OF ORANGETOWN, NEW YORK**

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

Section 1. Chapter 43 of the Code of the Town of Orangetown is amended by adding a new Article, designated as Article XVI entitled "Entity Disclosure", to read as follows:

§16.1

A. Legislative Findings and Intent.

The Town Board finds and determines that there is a critical and compelling need, in the public interests as set forth herein, to provide for full and fair disclosure of all privately held and/or non-publically traded entities making land use applications before the Town to the extent possible to ensure that any and all potential conflicts of interest or other ethical concerns are properly disclosed and addressed by any and all affected parties.

The Town finds and declares that there is no existing law that preempts the adoption of this Local Law so that the public interests in open and transparent government and land use applications can be promoted by enactment of this Local Law to require all privately held and/or non-publically traded entities making land use applications to supply information as to all limited and general members, shareholders, officers and directors or any other authorized persons having control over such privately held entities who apply for approval from the Town. Such disclosure will inform the public and the Town concerning the names of individuals with a vested interest in land use applications, will facilitate application review by the reviewing boards, will disclose actual or potential conflicts of interest and enhance enforcement of the code.

Section 2.

§16.2 Definitions.

For the purpose of this article, the following words and phrases shall have the meanings ascribed to them.

AUTHORIZED PERSON - Any person or entity who is authorized to act or does act either alone or in conjunction with others, on behalf of an entity or owner, or who has authority to direct, control or influence the entity in any manner.

OWNER - The legal holder of title to real property or an interest in real property including but not limited to a contract purchaser or holder of an option to purchase such real property.

APPLICANT - The Owner of real property and/or Authorized Person of an Owner of real property which seeks approval(s) by one or more land use board(s) of the Town, including the Town Board where applicable, in a Land Use Application.

ENTITY - A limited liability company, limited liability partnership, general or limited partnership, professional corporation, joint venture, doing business as name or venture, association, business trust, or non-publically traded corporation.

LAND USE APPLICATION - An application form and supporting documents submitted by an Applicant and/or Owner for review and approval of a building permit, certificate of occupancy, subdivision plat, site plan, special use permit, conditional use permit, variance, zoning amendment, or any other permit, approval or certificate required, necessary or requested for the development of land or construction.

§16.3 Requirement for disclosure

A. A Land Use Application for land development or construction within the Town that lists an Entity as the Owner and/or Applicant shall complete an Entity Disclosure Statement in a form approved by the Town Board from time to time by resolution and provide all information required in said form. Said Entity Disclosure Statement shall be affirmed or sworn to under the penalty of perjury and shall be filed along with any such land use application or request for

permission to undertake any construction activity within the Town. The following information shall be required to be disclosed in the Entity Disclosure Statement:

1) The name, address and contact information for each member, shareholder, officer, director, partner and any other authorized person having control over the Entity.

2) Each named person as set forth in subsection one shall identify all Town officers or employees for which disclosure of a relationship would be required pursuant to General Municipal Law §809.

3) Such other information as reasonably required by resolution of the Town Board in accordance with the purpose and intent of this section.

B. In the event that, prior to issuance of a Certificate of Occupancy for any project under this article, a project that has previously received approval is in any manner transferred, whether by transfer of the property or transfer of the management and/or operation of the original Entity making application to another Entity, the transferring Entity shall notify the Town and such succeeding Entity must fully comply with this article before any work on the project shall be permitted to proceed. It shall be the responsibility of both the applicant and the Entity to which transfer is being made, to notify the Town of any such transfer.

C. Said Entity Disclosure Statement shall apply to any land use applications, approvals or permission sought from the Building Inspector, Town Board, Town Planning Board, Town Zoning Board of Appeals, the Architectural Community Appearance Board of Review (ACABOR) or Historical Area Board of Review (HABOR). The Town shall not process, hear, rehear, approve or sign any new or pending preliminary or final site plan, preliminary or final subdivision map, special permit, variance or other land use application or permit which relates directly or indirectly to any construction, including but not limited to any grading permit, erosion and sediment control permit, wetland permit, sewer connection permit, floodplain development permit, water connection permit, which may be granted in association with any construction unless the application includes a fully completed Entity Disclosure Statement signed and either sworn to or affirmed and submitted with said application to the respective Board.

D. An Entity Disclosure Statement is not required for any of the following activities:

1. Construction of a private garage, not in excess of 500 square feet. Said building shall not be used for any other purpose than the storage of automotive vehicles.
2. Construction of accessory structures, other than garages, not in excess of 300 square feet.
3. Construction of outdoor decks, sidewalks, or porches;
4. Construction of outdoor swimming pools;
5. Installation of fences;

6. Interior or exterior remodeling of a single family detached residential dwelling in existence and with a valid certificate of occupancy as of the effective date this local law, which does not involve any change of use or increase the size of the building, including but not limited to window replacement, door replacement, plumbing improvements, new siding, removal of interior walls, and similar improvements:
7. Installation or removal of home heating oil or propane tanks, in accordance with all applicable laws;
8. Repair, involving the removal and installation of an individual well or in-ground septic system, for a dwelling in existence and with a valid certificate of occupancy as of the effective date of this law;
9. Construction of a private shed not exceeding 300 square feet.
10. Other minor improvements to dwellings or residential lots with an existing certificate of occupancy, after the Building Inspector has conferred with the Town Board, and the Town Board has rendered a determination that the improvement falls within the scope and nature of the exemptions listed herein.

Section 3.

§16.4 Penalties for offenses.

A. Where an Entity or its representative(s) refuses or fails to provide the information required under this Local Law, the further processing of such application and any work related thereto ("the application") shall be suspended in all respects, until such time as the board or official before which application is submitted or pending determines that the Entity has fully complied with the provisions of this Local Law. In the event of any form of transfer of the property that is the subject of the application occurs or the ownership and/or management of the project is transferred in any manner to another Entity during a pending suspension of the application under the Local Law, the application shall remain suspended until such time as the succeeding Entity shall appear before such body or official before whom the application is pending and obtain approval for any continued work in relation to the application in addition to compliance with this Local Law. The Building Inspector is authorized to issue a Stop Work order on any project where an application has been suspended under this Local Law.

B. Any Entity or representative of an Entity that provides false information or grossly inaccurate information regarding any application, or who fails to advise the Town of a change in ownership shall, in addition to the suspension of any pending application as set forth in subdivision A above, be subject to a fine not exceeding \$5,000 for a violation of this Local Law. The Town Building Inspector/Code Enforcement Officer is hereby authorized to issue an appearance ticket or other process for a violation of this Local Law.

C. Nothing herein shall be deemed to preclude a criminal proceeding being instituted by the People of the State of New York against the Entity or any of its representatives in the Justice Court or County Court for any offenses where the conduct committed may constitute a violation of the New York State Penal Law or other criminal statutes.

D. Civil Penalty: In addition to those penalties prescribed by herein and by state law, any person or Entity who violates any provision of this chapter shall be liable for a civil penalty of not more than \$3,000.00 for each offense. The civil penalties provided by this subsection shall be recoverable in an action instituted in the name of this Town. In any such proceeding to collect a civil penalty, the Town shall be entitled to collect interest, costs and disbursements incurred in connection with such proceeding and in addition reasonable counsel fees or a charge to reimburse the Town for expenditures for attorneys employed or appointed by the Town.

Section 4. 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 5. Effective Date.

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

**RETAIN SANDER BONVELL, ENVIRONMENTAL
CHEMIST, MED AIR ASSOCIATES/\$90 PER HOUR, UP TO
\$2500**

5. WHEREAS, the Town from time to time hires technical experts to review performance standards and related scientific matters, and the NYS DEC has issued a draft permit for Aluf with a 30 day comment period, and

WHEREAS, the DEC permit with Aluf plays the critical role in insuring Aluf upgrades its odor control, ventilation, and emissions systems comply with existing regulations and relieve the community of noxious odor emissions, therefore be it

RESOLVED, the Town Board authorizes the Supervisor to execute documents as necessary to retain Sander Bonvell, environmental chemist with Med Air Associates, at the rate of \$90/hour, to provide expert review of all documents related to the Aluf case, including the NYS DEC's proposed permit, Aluf's odor control engineering plan, and related air monitoring reports and plans, not to exceed \$2500 for this particular scope of work.

**APPROVE EXECUTION OF AGREEMENT FOR AIR
MONITORING AND RELATED SERVICES,
RELATING TO ALUF PLASTICS WITH TRC
ENVIRONMENTAL CORPORATION**

6. RESOLVED, that the Town Board hereby authorizes the Supervisor, or his designated representative, to execute a professional services agreement between the Town and TRC Environmental Corporation for engineering consulting services, including air sampling and monitoring, odor survey and on-site meteorological services, in a total sum not to exceed \$54,000.00, relating to Aluf Plastics. A copy of the said agreement is incorporated herein by reference.

**APPROVE PILOT AGREEMENT/RAMLAND
HOLDINGS LLC/1 RAMLAND ROAD,
ORANGEBURG, N.Y. (73.20-1-24)**

7. RESOLVED, that upon the recommendation of the Town Assessor and Town Attorney, the Supervisor is hereby authorized to execute a Payment in Lieu of Taxes Agreement ("PILOT") between and among JPMorgan Chase Bank, National Association, the Town of Orangetown, the Town of Orangetown Assessor, the Pearl River School District, the County of Rockland, and the County of Rockland Industrial Development Agency, relating to real property commonly known as 130 Old Orangeburg Road, Orangeburg, N.Y. (Tax Map Designation S/B/L 73.08-1-1), for a term of twenty (20) years, commencing with the 2017 tax assessment roll through and including the 2036 tax assessment roll, subject to (i) the effective conveyance of such premises from the Town of Orangetown to JP Morgan Chase Bank National Association and (ii) the approval of all other participants.

**APPROVE ACCESS AGREEMENT, AUTHORIZING
ACCESS TO TOWN OWNED LANDS AND
BUILDINGS AT THE ROCKLAND PSYCHIATRIC
CENTER, SUBJECT TO INSURANCE AND
INDEMNIFICATION**

8. RESOLVED, that the Town Supervisor, or his designated representative, shall be authorized to sign an Access Agreement with representatives of the NYS Office of Mental Health, in a form suitable to the Town Attorney, and subject to insurance and indemnification requirements, allowing such party to enter upon Town owned lands and buildings at the Rockland Psychiatric Center, in order to identify and remove property belonging to the party, specifically medical documents, prior to the sale of the buildings to JPM Chase for data center construction, and to take any other action reasonably required to accomplish this goal.

**AUTHORIZING RESOLUTION/NYS EFC CLEAN
WATER GRANT APPLICATION/TELEMETRY
UPGRADE (SCADA)/DEME**

9. WHEREAS, the Town of Orangetown Department of Environment Management and Engineering conducted reviews of its existing analog Supervisory Control Data Acquisition system (SCADA) equipment at the Town's waste water treatment plant and 43 pump stations and found several issues that must be addressed in order to insure greater operating efficiency over the long term;

WHEREAS, the Town of Orangetown in order to determine the status of its SCADA system and identify equipment best suited to improve operating efficiency, engaged a consultant to assess the existing equipment and prepare recommendations for the design, equipment, software and construction services that would be needed to upgrade the system to a digital system that would provide effective communication from all the pump stations to the plant, and to each other, which is not currently the case because of the age of the system and the staggered dates of installation;

WHEREAS, the Town of Orangetown determined that a upgraded SCADA system as described by the consultants would provide improved efficiencies that would allow the Chief Plant Operator to eliminate back shift and possible weekend staff currently required to insure monitoring of the pump stations and shift these resources from 24-hour daily operations to preventive and proactive maintenance, increasing operating efficiencies and cost reductions over time;

WHEREAS, the State of New York, Environmental Facilities Corporation provides financial assistance to municipalities to upgrade waste water treatment systems through the New York State Water Infrastructure Improvement Act, Clean Water program;

WHEREAS, the Town of Orangetown intends to submit an application to the NYS Environmental Facilities Corporation for funding not to exceed \$95,875 to underwrite approximately 25% of the total project cost, and hereby authorizes the Supervisor, Andrew Y. Stewart, to submit the application.

NOW, THEREFORE, BE IT RESOLVED BY the Board of the Town of Orangetown:

1. That Andrew Y. Stewart, as Supervisor, is hereby authorized to file an application to the NYS Environmental Facilities Corporation for funding from the New York State Water Infrastructure Improvement Act for Clean Water projects.
2. That the Town of Orangetown agrees that it will fund at least 75% of the cost of the Project and that funds will be available upon execution of the contract with the NYS Environmental Facilities Corporation.

**AUTHORIZE PAYMENT TO SYLVIA WELCH,
GRANT WRITER/EFC GRANT REQUEST/DEME
TELEMETRY (SCADA)**

10. WHEREAS, the Town Board has previously approved the application to the NYS Environmental Facilities Corporation Clean Water Grant for \$95,875 in grant funding (25% of total project cost) for upgrading the town's wastewater treatment telemetry system (SCADA);

RESOLVED, the Town Board authorizes the Supervisor to pay Sylvia Welch up to \$650(10 hours X \$65/hour), for the research, writing and submission of this EFC grant request, and to sign any related documents to obtain these funds.

**AUTHORIZE GRANT APPLICATION/HUDSON
RIVER ESTUARY PROGRAM/WATERSHED PLAN
AND FIELD ASSESSMENT/SPARKILL CREEK
WATERSHED**

11. WHEREAS, the Sparkill Creek and adjacent properties suffer from chronic flooding, erosion and water pollution; and

WHEREAS, the Orangetown Highway Department, DEME, Building Department, and other town departments routinely invest in reducing flooding and water pollution (i.e. sewer pipe re-lining, culvert and catch basin upgrades, and the planning, permitting and inspection of construction sites to prevent erosion, etc.); and

WHEREAS, as storms increase in severity and frequency with climate change, it is ever more important to manage the Sparkill watershed in pursuit of traffic safety, the protection of public and private assets and the enhancement of biological life through pollution reduction. Various studies of the Sparkill watershed exist, and there is active community interest and involvement in water quality monitoring, litter cleanups, and promotion of green infrastructure; and

WHEREAS, the Town is in the process of building a regional scale artificial wetland in Tappan at the Homes for Heroes site; is seeking grant funding for upgrading the culvert on the Sparkill at Innovation Plastics, for a first flush/salt brine system at the Highway Department, and a flood mitigation project at the intersection of the Town's rail trail with Oak Tree Rd and the Palisades Parkway; and

WHEREAS, while we pursue these specific projects, there is a need to both review what is known about the Sparkill watershed (previous studies) and establish priorities for future projects; and

WHEREAS, the Town in December 2016 authorized the application for a watershed plan grant with the help of the Chazen Group in collaboration with Simon Gruber, but was not awarded;

WHEREAS, a new round of grant funding through the Hudson River Estuary Program offers grants of \$10,000-\$50,000 with a required match of up to 30%, including in-kind services, based on various criteria; and

WHEREAS, the Chazen Group and Simon Gruber have again offered their assistance filing this grant application and managing the grant which would allow for a complete watershed plan for the Sparkill Watershed and complete field assessment of chronically flood-prone sites for opportunities for mitigation for \$25,000; be it

RESOLVED, that the Town of Orangetown authorizes the Supervisor or his designee to submit a Hudson River Estuary Program grant application in the amount of \$25,000 for:

- 1) a watershed plan focused on identifying locations of chronic flooding and summarizing and updating watershed information, including tree cover, impervious surfaces, slopes and related factors, and
- 2) a field assessment of sites of chronic flooding and opportunities for green infrastructure, resulting in recommendations for future grant support, including preliminary cost estimates and conceptual designs of projects. The grant will be written and submitted by Russell Urban Meade, a hydro-geologist with Chazen Company, in collaboration with Simon Gruber, town staff and volunteers with the Sparkill Creek Watershed Alliance; and

BE IT FURTHER RESOLVED the Town commit up to 30% of the \$25,000 budget, or approximately \$8,000, up to \$4,000 in funds plus in-kind contribution by both town staff and town volunteers to the project including: grant administration; participation in meetings; assembly and review of existing studies of the Sparkill Creek; recruitment of letters of support from Piermont and other stakeholders; and participation in two days of field work.

**APPOINT WAYNE ROIMISHER/ SUBSTANCE
ABUSE COMMITTEE/ EFFECTIVE IMMEDIATELY**

12. RESOLVED, that the Town Board hereby appoints Wayne Roimisher, Chief, South Orangetown Ambulance Corps, to the Orangetown Substance Abuse Committee effective immediately, for the term ending December 31, 2017.

**PARTICIPATE IN ORANGE & ROCKLAND
UTILITIES TWO PERCENT SYSTEM THRESHOLD
OPTION FOR LED LIGHT FIXTURE
REPLACEMENT**

13. WHEREAS, O&R has a program for free replacement of broken street light fixtures with new LEDs and a program for incremental conversion of existing old lamps to new LEDs, and participation in this program requires completion of an agreement titled the "Two Percent System Threshold Option,"

WHEREAS, Orangetown would benefit from O&R replacing broken lights with LEDs and upgrading certain streetlights to LEDs that are wired underground, and therefore not included in Orangetown's own LED streetlight conversion plan through the New York Power Authority,

RESOLVED, the Town Board authorizes the Supervisor to sign the agreement with Orange and Rockland Utilities to participate in the utility's Two Percent System Threshold Option for street light replacement.

POLICE/TOWN ATTORNEY

**ACCEPT JOINT COUNTY GRANT AWARD/
DEPARTMENT OF CRIMINAL JUSTICE
SERVICES/POLICE PROTECTIVE EQUIPMENT**

14. WHEREAS Rockland County has applied for and received a NYS Department of Criminal Justice Services Police Protective Equipment Program Grant (PP16-1261) of \$89,380 in total, \$20,500 of which is allocated for Orangetown; and

WHEREAS the purpose of the grant is to "equip local police agencies with protective equipment and DCJS approved patrol rifles to provide the greatest level of protection and effectiveness...to combat shooter incidents, terrorist attacks, and other criminal events; and

WHEREAS, DCJS requires that the Town of Orangetown execute its portion of the grant award contract;

BE IT RESOLVED, that upon the recommendation of the Chief of Police and the Town Attorney, the Town Board hereby approves grant award contract from the NYS Department of Criminal Justice Services Police Protective Equipment Program Grant (PP16-1261), and authorizes the Supervisor or his designee to execute any and all documents related to said agreement as may be required to effectuate this resolution.

HIGHWAY

**AUTHORIZE/LEND ASSISTANCE/ PEARL RIVER
PARKS AND ACTIVITY CARNIVAL /CENTRAL
AVENUE FIELD/JUNE 22 THRU 25, 2017.**

15. RESOLVED, that the Town Board hereby authorizes the Town of Orangetown Highway to lend assistance which includes trash receptacles, field clean up, dumpster, message board & caution tape for the PR Parks &Activity Carnival to be held at the Central Avenue Field in PR, from June 22 thru 25, 2017.

HIGHWAY, PARKS, AND POLICE

**LEND ASSISTANCE/BARRICADES, TRASH
BARRELS, ROAD SIGNAGE BOTH YOUTH
SOCCER AND YOUTH BASEBALL COMPLEX
PARKING LOTS/POLICE DETAIL FROM THE
POLICE DEPARTMENT/ROCKLAND GAA
CLUBHOUSE GRAND OPENING JULY 7TH
THROUGH 9TH, 2017**

16. RESOLVED, that the Town Board hereby authorizes the Town of Orangetown Highway, Parks, and Police Departments to lend assistance which includes the use of barricades, trash barrels, road signage from the Highway Department, both the youth soccer & youth baseball complex parking lots for parking from the Parks Dept., & police detail from the Police Department, for the Rockland GAA Clubhouse Grand Opening to be held from July 7th thru 9th, 2017, from 9 am to 12 am each day.

PARKS AND RECREATION

**APPROVE USE OF SHOWMOBILE/ ROCKLAND
BERGEN MUSIC FESTIVAL INC./SATURDAY,
JUNE 24, 2017 AND SUNDAY, JUNE 25, 2017**

17. RESOLVED, upon completion of all necessary paperwork the Superintendent of Parks and Recreation has forwarded for approval by the Town Board use of the Showmobile by Rockland Bergen Music Festival Inc. for their Rockland Bergen Music Festival on Saturday, June 24, 2017 & Sunday, June 25, 2017 at a rental cost of \$400.00 with the organization providing a certificate of insurance listing the Town of Orangetown as additionally insured

**AGREEMENT/THE NOBLE NINTH, INC/USE OF
NOBLE NINTH'S PICNIC GROUNDS/
ORANGETOWN 2017 SUMMER DAY CAMP**

(VOTE TONIGHT - TIME SENSITIVE)

18. RESOLVED, that the Town Supervisor is authorized to sign The Letter of Extension Agreement with The Noble Ninth, Inc, dated May 2017, for use of the Noble Ninth's picnic grounds for the Town of Orangetown's 2017 Summer Day Camp, from June 28, 2017 through August 4, 2017, under the same terms and conditions as set forth in a certain agreement entered into between the Town of Orangetown and the German Masonic Home Corporation dated, May 18, 1991, as received and filed in the Town Clerk's Office.

**UPON THE RECOMMENDATION OF THE
SUPERINTENDENT OF PARKS AND RECREATION
AWARD THE BID FOR DEMOLITION WORK AT
CHERRY BROOK PARK IN PEARL RIVER TO
_____, THE LOWEST
QUALIFIED BIDDER IN THE AMOUNT OF:
\$_____**

19. RESOLVED, that upon the recommendation of the Superintendent of Parks and Recreation the Town Board hereby awards the bid for Cherry Brook Park in Pearl River to _____, the lowest qualified bidder in the amount of \$_____.

POLICE DEPARTMENT

**LEND ASSISTANCE/PR ELKS CLUB FATHER'S
DAY RACE/SUNDAY, JUNE 18, 2017**

20. RESOLVED, that the Town Board hereby authorizes the Town of Orangetown Police Department to lend assistance to the PR Elks Club Father's Day Race to be held on Sunday, June 18, 2017, from 8:30 am to 9:30 am. Auxiliary Police needed to guide the runners.

PARKS/FINANCE

**INCREASE BUDGET LINE A.7020.457/ PARKS &
REC ADMIN/CONTRACTS W/OUTSIDE
VENDORS/\$5500**

21. WHEREAS, the Town of Orangetown has committed to maintain the buffer between the JB Clark Rail Trail and the homes along DeLongis Court in Sparkill; and

WHEREAS, Orange and Rockland Utilities will remove a significant amount of the vegetation designated non-compliant with Public Service Commission regulations regarding vegetation near and around power lines; and

WHEREAS in order for the Town to clearly delineate the area in which a new buffer shall be installed, based on easement and property lines the Town must hire a surveyor; and

WHEREAS one response to a Request for Bids for survey work at this location was received from Maser Consulting for the amount of \$5700; and

WHEREAS, there is currently only \$1500 in budget line A.7020.457 - Parks and Recreation/Contracts With Outside Vendors, be it therefore

RESOLVED, that upon the recommendation of the Director of Finance, the Town Board authorizes an increase to budget line A.7020.457 by \$5500 to cover the cost of the survey.

TOWN ATTORNEY/FINANCE

**ORDER CALLING PUBLIC HEARING/THE
INCREASED COST OF THE INCREASE AND
IMPROVEMENT OF FACILITIES OF THE
ORANGETOWN/SEWER DISTRICT/TOWN OF
ORANGETOWN**

22. WHEREAS, pursuant to proceedings heretofore had and taken by the Town Board of the Town of Orangetown, Rockland County, New York, pursuant to the provisions of Section 202 b of the Town Law, it has been determined to be in the public interest to provide for a certain increase and improvement of the facilities of the Orangetown Sewer District, at a maximum estimated cost of \$2,000,000; and

WHEREAS, such increase and improvement of facilities consists of various sewer inflow and infiltration improvements for the Orangetown Sewer District, all as more fully described in the map, plan and report including an estimate of cost prepared in connection therewith which is on file in the office of the Town Clerk of such Town; and

WHEREAS, in order to complete the improvements to the aforesaid facilities, it will be necessary to expend the sum of \$2,500,000, an increase of \$500,000 over that previously authorized; and

WHEREAS, it is now desired to call a public hearing on the question of authorizing such increase and improvement of facilities at a revised cost of \$2,500,000; NOW,

THEREFORE, IT IS HEREBY ORDERED, by the Town Board of the Town of Orangetown, Rockland County, New York, as follows:

Section 1. A public hearing will be held at the Town Hall, in Orangeburg, New York, in said Town, on the _____ day of _____, 2017, at _____ o'clock P.M., Prevailing Time, on the question of increasing the cost of the increase and improvement of the facilities of the Orangetown Sewer District in the manner described in the preambles hereof, and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as is required or authorized by law.

Section 2. The Town Clerk is hereby authorized and directed to cause a copy of the Notice of Public Hearing hereinafter provided to be published once in the official newspaper designated for this purpose, and also to cause a copy thereof to be posted on the sign board of the Town, such publication and posting to be made not less than ten, nor more than twenty, days before the date designated for the hearing.

Section 3. The notice of public hearing shall be in substantially the following form:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Orangetown, Rockland County, New York, will meet at

_____, in Orangeburg, New York, in said Town, on the ____ day of _____, 2017, at ____ o'clock P.M.

Prevailing Time, for the purpose of conducting a public hearing upon a certain map, plan and report including a revised estimate of cost prepared in relation to the proposed increased cost of an increase and improvement of the facilities of the Orangetown Sewer District in the Town of Orangetown, Rockland County, New York, consisting of various sewer inflow and infiltration improvements for the Orangetown Sewer District. The maximum estimated cost of the aforesaid increase and improvement of the facilities of Orangetown Sewer District in the Town is \$2,500,000, an increase of \$500,000 over that previously authorized.

At said public hearing said Town Board will hear all persons interested in the subject matter thereof.

Dated: Orangeburg, New York, _____, 2017 BY ORDER OF THE TOWN BOARD OF THE TOWN OF ORANGETOWN, ROCKLAND COUNTY, NEW YORK

Town Clerk

Section 4. This Order shall take effect immediately. The question of the adoption of the foregoing Order was duly put to a vote on roll call, which resulted as follows:

_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____

The order was thereupon declared duly adopted.

Adjournment at ___ PM in memory of:

Kathleen McGuire, resident of the Kathy Lukens Independent Living Center in Sparkill