

**TOWN OF ORANGETOWN REGULAR TOWN MEETING  
Tuesday, February 26, 2019**

This Town Board Meeting was opened at \_\_\_\_\_ p.m.

Councilman Denis Troy \_\_\_\_\_

Councilman Thomas Diviny \_\_\_\_\_

Councilman Paul Valentine \_\_\_\_\_

Councilman Jerry Bottari \_\_\_\_\_

Supervisor Christopher Day \_\_\_\_\_

***Pledge of Allegiance to the Flag***

**ANNOUNCEMENTS :**

- Public Hearing: TBWS/RTBM of March 12, 2019 at 8:05 P.M. Regarding Watercourse Diversion / 60 Fisher Avenue / Permit #18-2669
- Paper Shredding Event: Saturday, April 13th, from 8:00 am - 12 Noon; Orangetown Town Hall Parking Lot. Please bring non-perishable food donations for local pantries.
- March 17, 2019 at 1:30 P.M. - St. Patrick's Day Parade in Pearl River

**PRESENTATIONS:**

- Proclamation for Black History Month (Dr. Frances Pratt, President of Nyack NAACP and Honoree April Cobb)
- Present to Jeffrey Bencik, Director of Finance, the "Certificate of Achievement for Excellence in Financial Reporting" by the Government Finance Officers Association for fiscal year ended 12/31/2017

**DISCUSSION:**

**WORKSHOP OF AGENDA ITEMS**

**PUBLIC COMMENT:**

**OPEN PUBLIC COMMENT PORTION**

1. **RESOLVED**, that the public portion is hereby opened.

**SUMMARY OF PUBLIC COMMENTS:**

**CLOSE PUBLIC COMMENT PORTION**

2. **RESOLVED**, that the public portion is hereby closed.

**AGENDA ITEMS:**

**TOWN BOARD**

**RESOLUTION TO OPEN PUBLIC HEARING ON  
TBWS/RTBM of FEBRUARY 26, 2019 at 8:05 P.M. /  
PROPOSED LOCAL LAW RE: CHAPTER 24 "PARKING  
MUNICIPAL LOTS" / CHAPTER 26 "PARKING METERS"**

3. **RESOLVED**, that the public hearing is hereby opened.

**PRESENTATION:** Notice of Posting and Affidavit of Publication

**SUMMARY OF COMMENTS:**

**RESOLUTION TO CLOSE PUBLIC HEARING ON  
TBWS/RTBM of FEBRUARY 26, 2019 / PROPOSED  
LOCAL LAW RE: CHAPTER 24 "PARKING MUNICIPAL  
LOTS" / CHAPTER 26 "PARKING METERS"**

4. **RESOLVED**, that the public hearing is hereby closed.

**DESIGNATION OF LEAD AGENCY WITH RESPECT  
TO PROPOSED LOCAL LAW NO. \_\_ OF 2019,  
AMENDING CHAPTER 24 OF THE TOWN CODE AND  
ELIMINATING CHAPTER 26 OF THE TOWN CODE  
AND DETERMINATION UNDER SEQRA**

5. **RESOLVED**, that the Town Board hereby declares itself to be Lead Agency for environmental review with respect to a proposed Local Law No. \_\_ of 2019, amending Chapters 24 and 26 of the Town Code, entitled "Lots, Municipal" and "Parking Meters"; and further determines that such action is a Type II action pursuant to SEQRA, that the action will not have a significant adverse environmental impact, and, therefore, no further action is necessary with respect thereto under the State Environmental Quality Review Act.

**RESOLUTION TO ADOPT LOCAL LAW NO. \_\_\_ OF  
2019, AMENDING CHAPTERS 24 AND 26 OF THE  
TOWN CODE REGARDING “LOTS, MUNICIPAL”  
AND “PARKING METERS” THE TOWN OF  
ORANGETOWN**

6. **WHEREAS**, the Town Board has reviewed the current Town Code with respect to its parking regulations and determined that amendments to the Code are necessary to ensure understandable standards and guidelines for the benefit of the public and enforcement of said Code, including standards that have been determined to meet constitutional requirements, and

**WHEREAS**, the Town Board, after consultation with relevant departments, including OBZPAE, Police, and Town Attorney, has developed proposed amendments to the Code that are consistent with standards that have been found to be constitutional and which the Town Board finds would be in the best interests of the public so as to have an understandable and enforceable set of standards with respect to parking, and

**WHEREAS**, the Planning Board and the Zoning Board of Appeals reviewed the proposed Local Law and offered no comment with respect thereto, and

**WHEREAS**, a public hearing being had thereon,

**NOW THEREFORE BE IT RESOLVED**, that the Town Board hereby adopts proposed Local Law No. \_\_\_ of 2019, amending Chapter 24 of the Town Code, entitled “Lots, Municipal” and eliminating Chapter 26 of the Town Code, entitled “Parking Meters”, to provide for update and clarifications with respect to parking, as that term is defined in the Town of Orangetown.

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

**SEE ATTACHED PROPOSED LOCAL LAW**

**RESOLUTION TO APPOINT / REAPPOINT  
SUBSTANCE ABUSE COMMITTEE / 2019 / 1  
YEAR TERM**

7. **RESOLVED**, that the following are hereby appointed/reappointed as Members of the Substance Abuse Committee, for a 1 Year term, commencing on January 1, 2019 and expires on December 31, 2019:

J. Robert Coleman	Michael Murphy	Joanne Goodman
Sgt. Joe Sullivan	Chief Kevin Nulty	Jennifer Amos
Wayne Roimisher	Despina Vougioukas	Capt. Donald Butterworth
Norma Canals	Jean Horan	Ron Garcia
Stephanie Finucane	Jean Robert Zephir	Lisa Leote

Morgan Strand  
Councilman Denis Troy, Liaison

**RESOLUTION TO ACCEPT WITH REGRET /  
RESIGNATION OF CHRIS BRAUER / MEMBER / BLUE  
HILL GOLF COMMITTEE / 2019**

8. **RESOLVED**, to accept with regret, the resignation of CHRIS BRAUER from the Blue Hill Golf Course Committee, effective January 31, 2019, after 20 years of service.

**RESOLUTION TO APPOINT PATRICK SHIELDS /  
MEMBER / BLUE HILL GOLF COURSE / 1 YEAR TERM  
/ EFFECTIVE JANUARY 31, 2019 - DECEMBER 31,  
2019**

9. **RESOLVED**, that upon the recommendation of the Town Board, appoint PATRICK SHIELDS, Member, of the Blue Hill Golf Course Committee, for a 1 year term, effective January 31, 2019 - December 31, 2019,

**RESOLUTION TO APPOINT / STEPHEN MUNNO /  
OFFICE OF EMERGENCY MANAGEMENT  
COMMITTEE / 2019 / 1 YEAR TERM**

10. **RESOLVED**, that STEPHEN MUNNO IS hereby appointed as member of the Orangetown Office of Emergency Management Committee, for a 1 -year term, commencing on January 1, 2019 and expires on December 31, 2019.

**RESOLUTION TO APPOINT / ANTHONY  
LIMANDRI / TRAFFIC ADVISORY BOARD /  
2019 / 1 YEAR TERM**

11. **RESOLVED**, that ANTHONY LIMANDRI is hereby appointed as a member of the Orangetown Traffic Advisory Board, for a 1 -year term, commencing on January 1, 2019 and expires on December 31, 2019.

**RESOLUTION TO ACCEPT RESIGNATION / JO  
URBAN / SENIOR ADVISORY / CHAIRPERSON /  
MEMBER / 2019**

12. **RESOLVED**, to accept with regret the resignation of JOSEPHINE URBAN from the Senior Citizens Advisory Committee, as Senior Leader, effective February 12, 2019.

**RESOLUTION TO APPOINT /  
REAPPOINT SENIOR ADVISORY  
COMMITTEE / 2019**

13. **RESOLVED**, that upon the recommendation of the Town Board, appoint the following to the Senior Citizen Committee for for a 1 Year term, commencing on January 1, 2019 and expires on December 31, 2019:

Catherine (Lovey) Albanese, *Senior Leader*

Viola Silverman - *Trip Coordinator*

Addy Ducey, *Member*

Marie Hoffman *Member*

Marilyn Grosbeck, *Member*

Barbara Delo, *Member*

Tom Williger, *Member*

Helen Kovarik , *Member*

Natalie Schutter, *Clerk*

Councilman Denis Troy, *Liaison*

**RESOLUTION TO ACCEPT WITH REGRET /  
RESIGNATION OF PETER DUDA / MEMBER / AIR  
QUALITY REVIEW COMMITTEE / 2019**

14. **RESOLVED**, to accept with regret, the resignation of PETER DUDA from the Air Quality Review Committee for 2019.

**RESOLUTION TO AUTHORIZE /  
AMENDMENT TO BUDGET LINE  
/ TREE PLANTINGS / SHADE  
TREE CONTRACTS**

15. **RESOLVED**, that the Town Board hereby authorizes the Director of Finance, Jeffrey Bencik, to amend the following budget line from \$10,000.00 to \$30,000.00: B.8560.457.17, SHADE TREES.CONTRACTS W/OUTSIDE VENDORS.OTHER THAN POLICE. This \$20,000.00 increase will be re-allocated from the fund balance in the B-Fund.

**MEMORIALIZING RESOLUTION / PAULA  
BOHOVESKY / NYS PAROLE BOARD / OPPOSING  
RELEASE OF RICHARD LABARBERA & ROBERT  
MCCAIN**

16. **WHEREAS**, the Town of Orangetown wishes to express its continuing condolences to,  
and support for, the family of Paula Bohovesky, who was brutally raped and murdered thirty-nine years ago as Paula's family asks the New York State Parole Board not to release her killers; and
- WHEREAS**, in 1980, Paula Bohovesky was a talented artist, an aspiring actress and a well-regarded member of the junior class at Pearl River High School; and
- WHEREAS**, tragically, this young woman, burgeon with energy and a zest for life, was tragically and senselessly murdered just two blocks from her home; and
- WHEREAS**, the two young men who committed this heinous crime after a day spent drinking in a local bar received the maximum penalty for murder then allowed in New York State, twenty-five years to life in prison; and
- WHEREAS**, these men are now seeking parole and release from prison, having served the minimum sentence – twenty-five years; and
- WHEREAS**, Paula's family and friends, as well as those living in Orangetown at the time, can still recall the horror of that day; and
- WHEREAS**, Paula's mother, Lois Bohovesky, must now relive that day as she fights to keep Paula's killers in jail by asking the Parole Board not to authorize the men's release, a task that she will have to often undertake because State Law allows inmates seeking parole to reapply every two years; and
- WHEREAS**, the Town Board of Orangetown has met, considered and by a unanimous vote approved this resolution; now therefore be it

**RESOLVED**, that the Town Board of Orangetown wishes to express its continuing condolences to and support for the family of Paula Bohovesky, who was brutally raped and murdered thirty-three years ago as Paula’s family asks the New York State Parole Board not to release her killers; and be it further

**RESOLVED**, the Town Clerk is hereby authorized and directed to send a certified copy of this resolution to Ms. Lois Bohovesky; and to such other persons proper in order to effectuate the purpose of this resolution including the offices of:

- NYS Governor Mario Cuomo
- NYS Senator David Carlucci
- NYS Assemblywoman Ellen C. Jaffee

**RESOLUTION TO ACCEPT  
PROPOSAL AGREEMENT /  
MASER CONSULTING / DRAFT  
TOWN ZONING REGULATIONS**

17. **WHEREAS**, the Town Board previously authorized a Pearl River Downtown Revitalization Study which was conducted by the Land Use Law Center (LULC) of Pace University Law School, and

**WHEREAS**, on the basis of said study, the Town Board is interested in considering amending the Town Zoning Code to establish a Transit Oriented Development Zone and/or Mixed Use Development in down town Pearl River, and

**WHEREAS**, such an undertaking requires the assistance of professional planners and land use experts and the Town has considered quotes from land use professionals in this area, and

**WHEREAS**, Maser Consulting, P.A. offers planning and design experts who have extensive experience providing similar work to municipalities in the metropolitan area and has developed mixed use and TOD zoning for numerous municipalities and have prepared guidelines specific to streetscape and building façade treatments,

**NOW THEREFORE BE IT RESOLVED**, the Town Board hereby agrees to accept the proposal from Maser Consulting, P.A. dated February 25, 2019 to provide professional services to develop zoning regulations and design standards related to mixed use and Transit Oriented Development (TOD) for an area around the train station located in the hamlet of Pearl River, at a cost of \$30,000.00. Additional fees as set forth in the agreement which are to be billed hourly shall not exceed \$ \_\_\_\_\_, and

**BE IT FURTHER RESOLVED**, that the Supervisor or his designee is hereby authorized to enter into a formal written agreement with Maser Consulting, P.A., based upon the terms and conditions set forth above, and subject to approval of the Town Attorney’s Office, and to sign any documents necessary to effectuate

said agreement.

**TOWN CLERK**

**RESOLUTION TO ACCEPT / RECEIVE / FILE  
DOCUMENTS / TOWN CLERK'S OFFICE**

18. **RESOLVED**, that the following documents are accepted, received and filed in the Town Clerk's Office:
1. Town Board minutes: January 8, 2019 Re-Organizational Meeting; and January 15 & 29, 2019 Regular Town Board Meeting.
  2. Memorandum of Agreement with the Rockland County PBA, for 2016 – 2022.
  3. Palisades Free Library 2019 Agreement, Board Resolution, Liability Insurance, Bylaws and Borrowing Fees.
  4. Orangeburg Library 2019 Agreement, Board Minutes, Liability Insurance, Bylaws and Borrowing Fees. Agreement: Goldkap Consulting Group, LLC for Efficiency Procedures/Policies.
  5. Lease Extension Agreement with Orangetown Volunteer Emergency Service Coalition Inc. (OVESC) for properties and houses located at Chief Bill Harris Way.
  6. Stormwater Maintenance Agreement with U.S. Information Systems for property located at 25 Ramland Rd., Orangeburg.
  7. License, Hold Harmless and Indemnification Agreement with Ryerson Farms LLC for property located at 6 Ryerson Place, Tappan.
  8. Restrictive Covenant with HNA Training Center, for property located at 334 Route 9W, Palisades.
  9. Stormwater Maintenance Agreement with Aida Rohland for properties located at 401-407 Western Hwy, 397 Western Hwy and 413 Western Hwy, Tappan.
  10. Extension Agreement with Appliedgolf, LLC for Blue Hill Golf Course (BHGC).
  11. Amendment No. 2 to Lease Agreement with T-Mobile USA for tower on town property located at 127 Route 303, Orangeburg.



**TOWN ATTORNEY**

**RESOLUTION TO ACCEPT / RECEIVE  
/ FILE SANITARY SEWER EASEMENT  
/ PARSEGHIAN SITE PLAN**

19. **RESOLVED**, that upon recommendation of the Department of Environmental Management and Engineering (DEME) and the Town Attorney's Office, the sanitary sewer easement from the owners of the premises for the Parseghian Site Plan project, Planning Board Decision No. 15-28, is hereby accepted and received; and

**BE IT FURTHER RESOLVED**, that the Supervisor or his designee is hereby authorized to execute all documents necessary to effectuate the acceptance and filing of the easement with the Rockland County Clerk; and

**BE IT FURTHER RESOLVED**, that upon filing with the Rockland County Clerk's office, the original document be filed and maintained in the Town Clerk's office.

**RESOLUTION FOR APPROVAL / 2019  
CERTIFICATE OF SEWER  
REGISTRATION**

20. **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 2019 Sewer Work is approved to:

American Minutemen Sewer & Drain, Inc., 307 South Main Street, New City, NY 10956; Tel.: 845-634-1050

Hauser Brothers, Inc., 17 Old Schoolhouse Lane, Orangeburg, NY 10962, Tel.: 845-359-1881

Innovative Excavating LTD, 15 Conklin Drive, Stony Point, NY 10980, Tel.: 914-447-2987

**RESOLUTION TO PURCHASE /  
WESTLAW SUBSCRIPTION  
AGREEMENT / WEST PUBLISHING  
CORP. / LEGAL RESEARCH TOOL**

21. **RESOLVED**, upon recommendation of the Town Attorney, the Town Board authorizes the execution of a purchase order and agreement with West Publishing Corp, dba West, a Thomson Reuters corporation, to provide legal research services, known as Westlaw, for the Town Attorney's Office, for three years, starting at a cost of \$2,493.10 per month with yearly increases of 3%, based upon New York State Office of General Services Contract Award # 23044, Contract # PC67676, to be funded through budget line A.1420.445 entitled Books and Publications, and the Town Board hereby authorizes the Supervisor or his designated representative to execute any documents necessary to effectuate said purchase order and agreement.

**RESOLUTION TO EXTEND / LICENSE  
AGREEMENT / USE OF THE TOWN OF  
RAMAPO FIRING RANGE / CALENDAR  
YEAR 2019**

22. **RESOLVED**, that upon the recommendation of the Town Attorney, the Town Board hereby extends the License Agreement for calendar year 2019 with the Town of Ramapo Police Firing Range, at "NO COST" to the Town of Orangetown subject to provision of insurance and indemnification as in the past years.

**RESOLUTION TO ACCEPT /  
RECEIVE / FILE DRAINAGE  
EASEMENT / GRIFFIN SITE  
PLAN**

23. **RESOLVED**, that upon recommendation of the Department of Environmental Management and Engineering (DEME) and the Town Attorney's Office, the drainage easement from the owners of the premises relating to the Griffin Site Plan (Kreiger Lot #2) project, Planning Board Decision No. 18-51, is hereby accepted and received; and

**BE IT FURTHER RESOLVED**, that the Supervisor or his designee is hereby authorized to execute all documents necessary to effectuate the acceptance and filing of the easement with the Rockland County Clerk; and

**BE IT FURTHER RESOLVED**, that upon filing with the Rockland County Clerk's office, the original document be filed and maintained in the Town Clerk's office.

**FINANCE**

**RESOLUTION TO GRANT  
PERMISSION / FINANCE DEPT. /  
GFOA CONFERENCE 2019  
ATTENDANCE / ALBANY, NEW  
YORK**

24. **RESOLVED**, that permission is granted to Orangetown employees: Janice Ganley, Natalie Schutter, Stephanie Tassello and Jeff Bencik, to attend the 40th NYS Government Finance Officers' Association, Inc. / Annual Conference in Albany, NY, March 2019, at a cost of \$4,401.00 for lodging, membership, conference fees and travel expenses, charged to Account Nos. A.1310.480 (\$2,231.00) and A.1310.441 (\$2,170.00).

**POLICE**

**RESOLUTION TO DECLARE  
SURPLUS VEHICLES**

25. **RESOLVED**, that upon the recommendation of the Chief of Police, the Town Board hereby declares the following vehicles are to be declared as surplus:
- 1FTYR11U08PA04925 2008 Ford Ranger White 150,800 Exceeds mileage and serviceable life / Transmission
- 2B5WB35Y6YK175912 2000 Dodge 15 Pass. Van Black 17,150 Exceeds serviceable life / Body rust
- 1FAHP2MK6GG136761 2016 Ford Taurus B/W 17,150 Totaled in MVA - save or auction for parts only
- 1FAHP2MK9FG109245 2015 Ford Taurus B/W 100,450 Exceeds 95,000 mileage replacement / Transmission
- 1FAHP2MK7EG165005 2014 Ford Taurus B/W 101,500 Exceeds 95,000 mileage replacement / Transmission
- 1FM5K8AR4FGA35471 2015 Ford Explorer B/W 103,000 Exceeds 95,000 mileage replacement / Transmission
- 1FM5K8AR8EGB96436 2014 Ford Explorer B/W 103,150 Exceeds 95,000 mileage replacement / Transmission
- 1FTYR14EX1PA25484 2001 Ford Ranger Black 75,450 Exceeds serviceable life / Body rust / Cracked bed

**POLICE / TOWN ATTORNEY**

**RESOLUTION TO APPROVE FINAL SETTLEMENT / ALLSTATE INSURANCE COMPANY, AS SUBROGEE OF FREDDY CHALCO, IN NYS SUPREME COURT, ROCKLAND COUNTY (INDEX #034557/2017)**

26. **RESOLVED**, that the Town Board hereby approves a final settlement, in the amount of two thousand five hundred dollars (\$2,500.00), to fully resolve the civil litigation/lawsuit filed against the Town on September 20, 2017, by Allstate Insurance Company as Subrogee of Freddy Chalco, in NYS Supreme Court, Rockland County (Index #034557/2017), arising out of a two-car motor vehicle accident/collision that occurred on December 18, 2016, involving a Town Police patrol car, which lawsuit seeks recovery of monetary damages against the Town in the claimed sum of \$11,607.65; and the Town Board authorizes the Town Attorney's Office to execute all relevant documents to effectuate the settlement.

**HIGHWAY / POLICE**

**RESOLUTION TO APPROVE / 2019 TAPPAN ZEE HIGH SCHOOL 8th ANNUAL 5K RUN/WALK / SATURDAY, MARCH 16**

27. **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 Tappan Zee High School 8th Annual 5K Run/Walk to be held on Saturday, March 16, 2019, from 9am to 10am.

**HIGHWAY**

**RESOLUTION TO APPROVE / 2019 HIGHWAY DEPARTMENT OPEN HOUSE / SATURDAY, MAY 18th / 119 ROUTE 303, ORANGEBURG**

28. **RESOLVED**, upon the recommendation from the Superintendent of Highways, that the Town Board hereby authorizes the Town of Orangetown Highway Department to host their 23rd Annual Open House on Saturday, May 18, 2019, from 10 am to 12 pm, to be held at the Highway Department Facility, located at 119 Route 303, Orangeburg, NY.

**RESOLUTION TO APPROVE /  
2019 BID AWARD FOR ONE (1)  
NEW SIDEWALK SNOW PLOW  
WITH ACCESSORIES**

29. **RESOLVED**, upon the recommendation from the Superintendent of Highways, that the Town Board hereby authorizes the Town of Orangetown Highway Department to accept the bid for one (1) new sidewalk snow plow with accessories, to be awarded to Fortbrand Services ,Plainview, NY, in the amount of \$ 157,335.00, the lowest qualified bidder, to be charged to Account # H.5130.200.06.

**RESOLUTION TO APPROVE / GRANT  
DISBURSEMENT AGREEMENT / STATE AND  
MUNICIPAL FACILITIES PROGRAM PROJECT ID  
#7166 / REPLACEMENT OF THE OAK TREE ROAD  
BRIDGE**

30. **WHEREAS**, the Town of Orangetown has been selected to receive a New York State, State and Municipal Facilities Program Funding in the amount of \$500,000.00 for Project #7166 for the Replacement of the Oak Tree Road Bridge;

**WHEREAS**, the project for which the grant will be utilized is flood mitigation for the Sparkill Creek;

**WHEREAS**, in order to receive the grant, the Town must approve and execute the Grant Disbursement Agreement;

**WHEREAS**, Jim Dean, the Superintendent of Highways, and the Town Attorney's Office recommend approval of the agreement;

**WHEREAS**, the Town Supervisor and Superintendent of Highways have executed the State and Municipal Facilities Program Project #7166 Dual Grantee Certification Form for the designation of Authorized Officers of the Town of Orangetown;

**NOW BE IT RESOLVED**, that the Town Board approves the New York State and Municipal Facilities Program Grant Disbursement Agreement and authorizes Chris Day, Supervisor and/or James J. Dean, Superintendent of Highways to execute two (2) original versions of the Agreement.

**HIGHWAY / PARKS / POLICE**

**RESOLUTION TO APPROVE /  
LEND AID / 2019 ST. PATRICK'S  
DAY PARADE / PEARL RIVER /  
SUNDAY, MARCH 17**

31. **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 at a rental cost of \$400.00 and twenty two (22) 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, for the St. Patrick's Day parade to be held on Sunday, March 17, 2019, from 11 am - 5 pm.

**RESOLUTION TO APPROVE / 2019  
ST. DOMINIC'S CONVENT 5K NUN  
RUN/WALK / BLAUVELT /  
SATURDAY, MAY 18**

32. **RESOLVED**, upon the recommendation from the Superintendent of Highways & Parks and Chief of Police, that the Town Board hereby authorizes that these three departments lend assistance which includes the use of barricades from the Highway Dept., use of the Rail Trail from the Parks Dept., and police detail from OPD, for the 5K Nun Run/Walk to be held on Saturday, May 18, 2019, from 8:30 am - 11:30 am.

**PARKS AND RECREATION**

**RESOLUTION TO AWARD CONTRACT /  
BLUE HILL GOLF COURSE POND  
RENOVATION / DLG CONTRACTING**

33. **RESOLVED**, upon the recommendation of the Superintendent of Parks and Recreation award the contract for the Blue Hill Golf Course Pond Renovation project to; DLG Contracting, Mount Vernon, NY in the amount of \$88,500.00, the lowest qualified bidder.

**RESOLUTION TO ACCEPT DONATION /  
IMPROVEMENTS / PIERMONT HISTORICAL  
SOCIETY / SPARKILL ENTRANCE OF ERIE  
PATH**

34. **RESOLVED**, that Town Board hereby accepts with gratitude the donation of informational signage and general site improvements to the Sparkill entrance of the Erie Path located at the intersection of Highland Ave. and Piermont Ave./Orangeburg Rd. by the Piermont Historical Society.

**JUSTICE COURT**

**RESOLUTION TO APPOINT HARRIS / JUSTICE SECURITY ATTENDANT (PT)**

35. **RESOLVED**, upon the recommendation of the Town Justices and the Court Clerk, appoint Shawn Harris to the position of Justice Security Attendant (PT), at a salary of \$20.00 per hour, effective February 27, 2019.

**RESOLUTION TO APPOINT MILSHEIN / JUSTICE SECURITY ATTENDANT (PT)**

36. **RESOLVED**, upon the recommendation of the Town Justices and the Court Clerk, appoint Samuil Milshtein to the position of Justice Security Attendant (PT), at a salary of \$20.00 per hour, effective February 27, 2019.

**RESOLUTION TO APPOINT SAINCLAIR / JUSTICE SECURITY ATTENDANT (PT)**

37. **RESOLVED**, upon the recommendation of the Town Justices and the Court Clerk, appoint Andrice Sainclair to the position of Justice Security Attendant (PT), at a salary of \$20.00 per hour, effective February 27, 2019.

**DEME**

**RESOLUTION TO APPOINT / MICHAEL WEBER / CHIEF PLANT OPERATOR / DEPUTY COMMISSIONER OF THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT AND ENGINEERING**

38. **RESOLVED**, that upon the recommendation of the Commissioner of DEME, the Town Board hereby appoints MICHAEL WEBER to assume the duties of DEPUTY COMMISSIONER, with the intent of filling in the for the Commissioner when needed. The new duties along with his current position as Chief Operator will be compensated at the salary of \$165,495.

**RESOLUTION TO AUTHORIZE / GHD ENGINEERS TO PREPARE AMENDMENT NO.1 / TOTAL RESIDUAL CHLORINE REDUCTION AGREEMENT / DESIGN PLANS AND SPECIFICATIONS / IMPROVEMENTS TO THE EXISTING SODIUM HYPOCHLORITE DISINFECTION SYSTEM**

39. **WHEREAS**, the Total Residual Chlorine Reduction contract bids were significantly below the estimated budget, allowing the availability of funding to improve the 10 year old chlorine delivery process; and

**WHEREAS**, this work is related and interconnected to the dechlorination improvements currently underway in the original agreement; and

**WHEREAS**, GHD Engineers provided an Amendment No.1 to this agreement to prepare design plans and specifications regarding improvements to the existing sodium hypochlorite disinfection system for \$26,000.00.

**NOW THEREFORE, BE IT RESOLVED**, that the First Amendment to the December 20, 2017, Agreement, as amended, between the Town of Orangetown and GHD Engineers is hereby approved and further authorizes the Supervisor to sign said amendment.

**RESOLUTION TO AUTHORIZE TOWN BOARD TO RETAIN WEST LAW GROUP, LLC / LEGAL MATTERS RE: NYSDEC, WHITE PLAINS, NY / NEWLY IMPOSED EFFLUENT LIMITS RE: TOWN SPDES PERMIT / DEME**

40. **WHEREAS**, the Town has been addressing the newly imposed NYSDEC effluent permit limits with respect to the Town owned and operated Waste Water Treatment Plant (WWTP) located in Orangeburg, NY, and

**WHEREAS**, the County of Rockland, Sewer District #1, at its WWTP, also located in Orangeburg, NY and which shares a common outfall pipe with the Town WWTP, has been informed that it also will be subject to a new SPDES permit with effluent limits similar to those proposed for the Town of Orangetown, and

**WHEREAS**, since the Town facility and the County facility share a common outfall, the Town Board, pursuant to Resolution 2018-329 authorized the Town to participated in a proposal from GHD Consulting Services, Inc. (GHD) to provide engineering services for Consolidation and/or Shared Services, including an evaluation of the newly required effluent limits for both the Town and County facilities, and

**WHEREAS**, as part of the Town's due diligence in addressing the NYSDEC SPDES permit, DEME has recommended and the Town has determined that certain actions may be warranted for which specialized advice and counsel is needed, and



**WHEREAS**, the Town has consulted with West Law Group, PLLC, a law firm with attorneys who are uniquely experienced and specialize in matters involving the NYS DEC in terms of SPDES permit limits and compliance,

**NOW THEREFORE BE IT RESOLVED**, that the Town Board, upon review and recommendation of DEME and the Town Attorney, hereby retains the law firm of West Law Group, LLC as Special Counsel for the limited purpose of advising the Town and taking action as authorized, on issues related to the NYS DEC SPDES Permit, in particular with respect to the new effluent limit requirements and related issues, and

**BE IT FURTHER RESOLVED**, that this retention shall employ Special Counsel at the hourly rate of \$255 with all legal fees, costs and disbursements not to exceed \$10,000 for the scope of the aforementioned legal services, and

**BE IT FURTHER RESOLVED**, that the Supervisor or his designee is authorized to execute a retainer agreement with West Law Group, LLC in accordance with the terms of this resolution.

**RESOLUTION TO APPOINT / PHILIP  
AMMIRATI / MAINTENANCE MECHANIC  
ELECTRICIAN (SEWERS) / DEME**

- 41. **RESOLVED**, that upon recommendation of the Commissioner of DEME, the Town Board hereby appoints PHILIP AMMIRATI to the position of MAINTENANCE MECHANIC ELECTRICIAN (SEWERS) CSEA Grade 17 Step 1 at a salary of \$77,861.00 (probationary).

**PERSONNEL**

**RESOLUTION  
TO RECLASSIFY  
ACCOUNTANT I**

- 42. **RESOLVED**, that upon the recommendation of Rockland County Personnel, reclassify the position of Accountant I in the Finance Office to Accountant II, Grade 16. (This position has been graded after a Labor-Management meeting.)

**RESOLUTION TO  
APPOINT SCHUTTER /  
ACCOUNTANT II**

- 43. **RESOLVED**, that upon the recommendation of the Director of Finance, appoint Natalie Schutter to the position of Accountant II in the Finance Office, Grade 16, Step 6, at a salary of \$93,372.00, effective February 27, 2019.

**AUDIT**

**PAY  
VOUCHERS**

44. **RESOLVED**, upon the recommendation of the Finance Director, Jeff Bencik, the Finance Office is hereby authorized to pay vouchers for a total amount of three (3) warrants for a total of \$12,642,188.52.

**ADJOURNMENTS**

**RESOLUTION TO RE-ENTER RTBM /  
ADJOURNED / MEMORY**

45. **RESOLVED**, at \_\_\_\_ pm, the Town Board re-entered the Regular Town Board Meeting and adjourned in memory of:

***Sharon Freyne (Hamilton), Resident of Pearl River***

46.

***Honorable Terrence Patrick Ryan, Former Resident of Pearl River and Suffern and Village Justice of Suffern from 1970 - 1982***

47.

***NYPD Detective Brian Simonsen, 19-Year Veteran of the force, killed by friendly fire during a robbery in Queens, NY, February 12th.***

48.