

**TOWN OF ORANGETOWN REGULAR TOWN MEETING  
Tuesday, May 21, 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 :**

**2019 Military Tribute Banner Program** - \$150.00 Sponsorship Fee, \$50.00 annual renewal fee - Banners (18" x 36") will be displayed between Memorial Day and Veteran's Day - Display areas include: Orangeburg Rd., Orangeburg (near Western Highway), Sparkill - Depot Square, & Downtown Pearl River - Banners can sponsored using the following website link: <http://militarytributebanners.org/current-programs/orangetown-ny.html>. All proceeds of the program will be used toward annual event/tradition to benefit our local veterans. Please e-mail [supervisor@orangetown.com](mailto:supervisor@orangetown.com) for more details.

The Town of Orangetown and The Pearl River Chamber of Commerce will be sponsoring its first seasonal **Pearl River Farmer's Market** / Open to Public, every Sunday, from 10 a.m. to 3 p.m. / Beginning May 19th continuing through November 24, 2019. The stretch of North William Street (Between Washington Avenue and Central Avenue) will be blocked off and closed to vehicular traffic during the hours of 7:00 a.m. through 4:00 p.m. each Sunday while the Market is open. Locally sourced vendors will be gathering at the market to sell fresh produce and other farmer's market items. The new market place will serve as a healthy and fun meeting place for residents, while also promoting all that downtown Pearl River has to offer. Occasionally, the Market will be accompanied by live music and other amusements.

• **May 26, 2019 (Sunday) - Veterans at Walkway of Heroes Memorial Day Celebration** - 10:00 a.m., Independence Avenue, Tappan

• **May 27, 2019 (Monday) - Palisades Memorial Day Ceremony** - 9:00 a.m. at Flagpole at corner of Closter Road and Route 9W

• **May 27, 2019 (Monday) - Piermont Engine Hose Co. #1 and VFW Post 7462 of Piermont - Memorial Day Parade** Starting at 9:30 a.m. at the Firehouse proceeding to the ceremony at 10:00 at Kennedy Park

• **May 27, 2019 (Monday) - Pearl River Memorial Day Parade & Ceremony** - Starts at

10:30 a.m. at CVS on Middletown Road, PR, march down Central Avenue to Ceremony at Braunsdorf Park

**May 27, 2019 (Monday) - Charles R. & Raymond O. Blauvelt Post 310 American Legion and Willis Polhemus Post 9215 of Upper Nyack Veterans of Foreign Wars and the Village of Nyack Memorial Day Parade and Celebration** - 11:00 a.m. starts in Farmer's Market parking lot and leads thru Town ending at the Gazebo for celebration and music

**May 27, 2019 (Monday) - John M. Perry Post 1044 American Legion Memorial Day Celebration** - Line up starts at 11:15 a.m. at Firehouse, march begins at 11:30 a.m. and proceed over to Sparkill Monument for the service and presentation

**May 27, 2019 (Monday) - Blauvelt Lions Memorial Day Celebration** at 12:00 P.M. at Blauvelt Lions Park, Blauvelt

**May 29th, 2019 (Wednesday) - Watchfire on the Piermont Pier** - Ceremony begin at 11:00 P.M. / Fire will be lit at 11:30 P.M. and will burn for 24 hours, sponsored by Vietnam Veterans 333 of America

**May 29th, 2019 (Wednesday) - Watchfire at the Top of Clausland Mountain** - Ceremony at 11:00 P.M. / Fire will be lit at 11:30 P.M. and will burn for 24 hours, sponsored by Vietnam Veterans 333 of America

Public Meeting re: West Washington Bridge Replacement Project (Pearl River) to take place in the conference / multi-purpose room in the basement of Town Hall on Wednesday, May 29 at 7:30 p.m.

The Orangetown Historical Museum is hosting a **Spring Flea Market** on June 1st from 10 - 4 P.M. at the DePew House, 196 Chief Bill Harris Way, Orangeburg, NY (*Rain Date is June 8th, 10-4 P.M.*) Please also take a free tour of our popular exhibit, "Shanks Legacy". This event is free and open to the public.

- Open Public Hearing / TBWS/RTBM of June 18, 2019 at 8:05 p.m. / Proposed amendment to code regarding delinquent property tax law / zoning violation fines
- Continue Public Hearing / TBWS/RTBM of June 18, 2019 at 8:15 p.m. / Proposed zone change for 576 route 303 and adjoining properties

**PRESENTATIONS:**

- George Alatsas regarding proposed zone change (vacant lot at corner of Manor Blvd. and Middletown Road, Pearl River)
- Don Brenner (Brenner Law) re: The Club at Pearl River II Proposed Site Plan
- 2018 Annual Highway Department Awards Presentation

**DISCUSSION:**

DELINQUENT PROPERTY TAX LAW / ZONING VIOLATION FINES

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 PH / MAY 21, 2019 @ 8:15 P.M.  
REGARDING PROPOSED AMENDMENT / TOWN CODE  
CHAPTER 39 ENTITLED "BICYCLING AND SKATING ON  
PUBLIC STREETS"**

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

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

**SUMMARY OF COMMENTS:**

**RESOLUTION TO CLOSE PH ON TBWS / RTBM OF MAY  
21, 2019 / PROPOSED AMENDMENT / TOWN CODE  
CHAPTER 39 ENTITLED, "BICYCLING AND SKATING  
ON PUBLIC STREETS"**

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

**RESOLUTION FOR DESIGNATION OF LEAD  
AGENCY WITH RESPECT TO PROPOSED LOCAL  
LAW NO. \_\_ OF 2019, AMENDING CHAPTER 39  
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 Chapter 39 of the Town Code, entitled "Vehicles and Traffic" by adding a section to Article I, "Bicycling and skating on public streets"; 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 CHAPTER 39 OF THE TOWN CODE  
"VEHICLES AND TRAFFIC REGARDING BICYCLING  
AND SKATING IN SINGLE FILE ON STREETS" IN  
THE TOWN OF ORANGETOWN**

- 6. **RESOLVED**, that the Town Board hereby adopts proposed Local Law No. \_\_ of 2019, amending Chapter 39 of the Town Code entitled "Vehicles and Traffic", Article I, by adding an additional section §39-13.6 entitled "Bicycling and skating on public streets" to provide for riding bicycles and skating of no more than one abreast on streets in the Town of Orangetown.

**SEE ATTACHED PROPOSED LOCAL LAW**

**RESOLUTION TO AMEND RESOLUTION  
NO. 218 OF 2019 / APPROVE FEE  
SCHEDULE CHAPTER 14C – FILMING**

7. **RESOLVED**, that the Town Board hereby approves the following fee schedule filming on Private Property Film/TV Shoot/Commercial (Prep/Wrap/Film Day) under Chapter 14C of the town code regarding commercial filming in the Town of Orangetown:

**Film/TV/Shoot, Prep & Wrap days:**

FILMING HOURS: Monday – Friday 8:00a.m. – 7:00 p.m.

1-10 Crew Members: \$200.00 Per Day/per location + \$50.00 an hour before or after filming hours + additional fees for police (if required).

11-20 Crew Members: \$300.00 Per Day/per location + \$75.00 an hour before or after filming hours + additional fees for police (if required).

20-50 Crew Members: \$400.00 Per Day/per location + \$100.00 an hour before or after filming hours + additional fees for police (if required).

50+ Crew Members: \$600.00 per day/per location + \$500.00 an hour before or after filming hours + additional fees for police (if required).

**Helicopter Usage:**

\$1,500.00 Flat Rate Per Day

**Other Special Effects:**

\$300.00 Flat Rate Per Day.

**Metered Parking Spots**

1-50 Crew Members: \$50.00 Per Spot Per Day

50+ Crew Members: \$100.00 Per Spot Per Day

**IRG Campus:**

\$600.00 per day flat rate. \*Additional fees if outdoor special effects are in use\*

**Basecamp**

\$300.00 Per Day. Per Location

**RESOLUTION TO APPROVE / ADOPT-A-SPOT  
/ SPRINKLER INSTALLATION DONATION /  
WALKWAY OF AMERICAN HEROES /  
TAPPAN / D'AGOSTINO LANDSCAPING INC.**

8. **RESOLVED**, that upon acceptance of the applicant's insurance documentation naming the Town as additionally insured, that the Town of Orangetown, a municipal corporation, organized under the Town Law of the State of New York, which has a place of business at 26 W. Orangeburg Road, Orangeburg, New York 10962, expressly authorizes and approves the Adopt-A-Spot Committee, a volunteer organization with **D'Agostino Landscaping Inc.** as part of the Adopt-A-Spot Committee to contribute the donation and installation of a sprinkler system to make the Town Property located at the Walkway of American Heroes in (Independence Ave, Tappan, NY) more attractive by allowing for proper irrigation of area.

**RESOLUTION TO APPROVE / ADOPT-A-SPOT  
/ LANDSCAPING AND MAINTENANCE /  
WALKWAY OF AMERICAN HEROES / TAPPAN  
/ SUNRISE LANDSCAPING SERVICES INC.**

9. **RESOLVED**, that upon acceptance of the applicant's insurance documentation naming the Town as additionally insured, that the Town of Orangetown, a municipal corporation, organized under the Town Law of the State of New York, which has a place of business at 26 W. Orangeburg Road, Orangeburg, New York 10962, expressly authorizes and approves the Adopt-A-Spot Committee, a volunteer organization with **Sunrise Landscaping Services Inc.** as part of the Adopt-A-Spot Committee to contribute to the attractive appearance and maintenance of the Town Property located at the Walkway of American Heroes in (Independence Ave, Tappan, NY).

**RESOLUTION TO  
APPROVE / CHANGE  
ORDER / ALL BRIGHT  
MAINTENANCE  
AGREEMENT**

10. **WHEREAS**, pursuant to Town Board Resolution 2017-452 the Town Board authorized the purchase of street lights from Orange and Rockland Utilities as part of its conversion to LED Streetlights through the NY Power Authority, and

**WHEREAS**, said resolution included provision for the Town to enter into a ten year service agreement with All Bright Electric at a cost of \$214,000.00, which was also acknowledged and authorized pursuant to Resolution 2018-376 and

**WHEREAS**, NYPA has requested a "change order" for funding to authorize additional funding for the installation of the electric vehicle charging stations at an additional cost of \$5,788.00, as set forth more fully in Change Order No. 1 dated April 25, 2019 which is incorporated by reference herein,

**NOW THEREFORE BE IT RESOLVED** that the Supervisor is hereby authorized to execute the above referenced change order and any other documents necessary to proceed in accordance with previous resolutions regarding the streetlight maintenance agreement, subject to review and approval of the Director of Finance and Town Attorney.

**MEMORIALIZING RESOLUTION TO / REQUEST OF  
COUNTY OF ROCKLAND / COMMIT TO KEEPING  
ANY EXCESS COSTS NOT FUNDED BY NEW YORK  
STATE ASSOCIATED WITH EARLY VOTING AT  
COUNTY LEVEL**

11. **WHEREAS**, the State of New York has recently passed legislation implementing early voting throughout the state; and

**WHEREAS**, this new early voting will require there to be four polling sites in Rockland, with one expected to be at Orangetown Town Hall, open for ten days prior to any primary or general election, which will need to be staffed by paid election workers; and

**WHEREAS**, the Rockland County Board of Elections will either need to purchase software and equipment for electronic voter books or pay employees, likely on overtime, to ensure that the voter rolls at each polling location on Election Day are properly populated to reflect who voted at the consolidated polling location during the early voting period; and

**WHEREAS**, these costs of early voting have, at this point not been covered or been planned to be covered by New York State; and

**WHEREAS**, Rockland County is legally authorized to engage in the same “unfunded mandate” process with the towns as Albany is doing with the counties in regards to the costs of this early voting, in that they could force the towns to bear these costs directly; and

**WHEREAS**, the Board of Elections is a County-level function, having offices and a budget line at the County level of government; and

**WHEREAS**, many elected officials in the County of Rockland have repeatedly and at length bemoaned Albany’s habit of passing unfunded mandates down to lower levels of government;

**NOW, THEREFORE BE IT HEREBY RESOLVED**, that the Town of Orangetown formally requests the County of Rockland commit to keeping any excess costs not funded by New York State associated with early voting, for any and all elections, at the County level of government where those costs rightly belong; and be it

**FURTHER RESOLVED**, that the Town of Orangetown again requests the County of Rockland to cease the continued pushing of unfunded mandates down to the town level of government generally, including such other mandates as Community College Chargebacks, and return those such items that had previously been at the County level of government but had of late been pushed to the Town to the County budget in this upcoming fiscal year; and be it

**FURTHER RESOLVED**, that that the Clerk of the Town of Orangetown shall forward a certified true copy of this Resolution to the Clerk of the Rockland County Legislature for distribution to all Rockland County Legislators, to Orangetown’s County Legislators Vince Tyer, Patrick Moroney, Harriet Cornell, and Nancy Low-Hogan directly, to the Rockland County Executive, and to the Supervisors of the four other towns in Rockland County.



**RESOLUTION TO APPROVE / REVIEW  
/ PROPOSED SITE PLAN FOR THE  
CLUB AT PEARL RIVER II / PLANNED  
ADULT COMMUNITY**

12. **WHEREAS**, on July 24, 2018 the Town Board, pursuant to Town Board Resolution 2018-437 adopted Local Law No. 10 of 2018 which granted the petition of Millenium Management-Pearl River I, LLC and Pearl River ARC, LLC as owners of the property located on Veterans Memorial Drive, Pearl River, New York, identified on the tax map of the Town of Orangetown as SBL 73.10-1-5 for a change in zoning classification from Office-Park (“OP”) to Planned Adult Community (“PAC”), which project was and is known as “The Pointe at Lake Tappan II”, and

**WHEREAS**, the Town Board reviewed an illustrative Site Plan, Traffic Evaluation, Demographic Analysis, Tax Assessment analysis, Housing Plans and Full Environmental Assessment Form pursuant to SEQRA, and

**WHEREAS**, Section 4.612(D) authorizes the Town Board to review any proposed site development plan before preliminary approval by the Planning Board of any development within a PAC zone to determine whether, in the judgment of the Town Board, the proposed plan does not substantially deviate from the final concept plan presented to and reviewed by the Town Board as part of the zone change process, and

**WHEREAS**, the applicant has presented a site development plan to the Planning Board for site plan approval, and the Planning Board has referred same to the Town Board for consideration of the plans compliance with the requirements of Section 4.612(D) and

**WHEREAS**, the Town Board as reviewed the proposed site plan for The Club at Pearl River II prepared by JMC Site Development Consultants dated February 14, 2019 and last revised March 6, 2019,

**NOW THEREFORE BE IT RESOLVED**, the Town Board finds that the proposed site plan for The Club at Pearl River II tax lot Section 73.10 Block 1 Lot 5, prepared by JMC Site Development Consultants dated February 14, 2019 and last revised March 6, 2019, does not substantially deviate from the final concept plan presented to and reviewed by the Town Board as part of the Planned Adult Community zone change process, and

**BE IT FURTHER RESOLVED**, that the Town Board does not object to the Planning Board of the Town of Orangetown serving as Lead Agency for SEQRA purposes as to the aforementioned site plan.

**RESOLUTION TO APPROVE / INTERMUNICIPAL SHARED SERVICES AND COLLABORATION AGREEMENT / ROCKLAND COUNTY TO BECOME CLEARING HOUSE FOR HIGHWAY DEPARTMENTS / SHARING OF PERSONNEL / EQUIPMENT AND VEHICLES NOT TYPICALLY USED EVERYDAY / CERTAIN PROJECTS UNDER \$100,000**

- 13. **RESOLVED**, that the Town Board authorizes, pursuant to New York General Municipal Law Section 119 the Inter-Municipal Agreement with the County of Rockland and certain other participating Towns and Villages located therein entitled "Intermunicipal Shared Services and Collaboration Agreement" to provide for Shared Highway Services as described more fully in the agreement and as in County of Rockland Resolution 19-2019, for the period of time from the date the agreement is fully executed by all parties through January 31, 2024, with automatic renewals unless terminated in writing by any party to the agreement, and hereby authorizes the Supervisor or his designee to execute the Agreement on behalf of the Town of Orangetown, subject to review and approval of the Town Attorney.

**TOWN CLERK**

**RESOLUTION TO RECEIVE AND FILE / INDEPENDENT AUDITOR'S REPORT AND STATEMENT OF CASH RECEIPTS / JUSTICE COURT**

- 14. **RESOLVED**, that upon recommendation of the Justice Court Clerk, the Independent Auditor's Report and Statement of Cash Receipts, Cash Disbursements and Cash Balances for the year ended December 31, 2018, from PKF O'Connor Davies, LLP, is hereby received and filed in the Town Clerk's Office.

**TOWN ATTORNEY**

**RESOLUTION TO APPROVE  
SETTLEMENT / NOTICE OF CLAIM /  
YONKERS CONTRACTING COMPANY  
INC. / TAPPAN ZEE CONTRACTORS**

15. **WHEREAS**, on or about January 31, 2019, the Town was notified by a resident of South Nyack of a sewer backup in the vicinity of the work that was being conducted nearby by the State of New York and its contractor, and

**WHEREAS**, after investigation by DEME, it was determined that the contractor for the State of New York and New York State Thruway Authority, Yonkers Contracting Company, Inc. caused damage to Town owned sanitary sewer pipes of the Town of Orangetown, which service properties in South Nyack, and

**WHEREAS**, as referenced in Town Board Resolution 2019-189 the amount of damages and claims as against the Town and costs incurred by the Town as a result of the damage has been determined by DEME to be \$92,256.58, consisting of damage to nearby property owners for which they have made claim against the Town, and direct damages suffered by the Town for work performed as a result of the work of Yonkers Contracting Company, Inc. as part of its work on behalf of the State of New York and New York State Thruway Authority, and

**WHEREAS**, the Town has incurred costs related to repairs necessary as a result of this incident in the amount of \$43,249.82 to be paid to Environmental Construction, Inc. and

**WHEREAS**, the Town has received and been served with a Notice of Claim from nearby property owner Tappan Zee Constructors, Inc. in the amount of \$9,556.90 for damages as a result of the work performed, and

**WHEREAS**, the Town has incurred costs associated with work related to the damage to the Town sewer pipes in the amount of \$82,699.68, and

**WHEREAS**, Yonkers Contracting Company, Inc. has agreed to pay to the Town the full cost for damages incurred by the Town and for which the Town would otherwise be liable,

**NOW THEREFORE BE IT RESOLVED**, that the Supervisor is hereby authorized pursuant to Town Law §65 to accept from Yonkers Contracting Company Inc. the sum of \$92,256.58 in full and final settlement of the damages caused by their work at the subject site, including indemnification of the claim against the Town by Tappan Zee Contractors, Inc., and

**BE IT FURTHER RESOLVED**, that the claim by Tapan Zee Contractors, Inc. in the amount of \$9,556.90 shall be settled and paid by the Town from the sums set forth above, and

**BE IT FURTHER RESOLVED**, that the Supervisor or his designee is authorized to execute any and all legal documents in order to effectuate the enforcement of this resolution.

**POLICE**

**RESOLUTION TO  
APPOINT / NOMINATE /  
DONALD GABEL III /  
POLICE OFFICER  
RESIDENT**

16. **RESOLVED**, that upon the recommendation of the Chief of Police, nominate Donald Gabel III, from the Rockland County Civil Service nominating list #69-233/16097, to the position of "Police Officer/Resident of the Town of Orangetown" with his permanent appointment contingent upon his successful completion of the remaining phases of the Rockland County Civil Service testing process, and a background investigation.

**HIGHWAY / POLICE**

**RESOLUTION  
TO APPROVE /  
2019 TAPPAN  
MEMORIAL  
DAY PARADE**

17. **RESOLVED**, upon the recommendation from the Superintendent of Highways & Chief of Police, that the Town Board hereby authorizes these departments to lend assistance which includes the use of barricades & the message board from the Highway Department and (2) Auxiliary Police Officers from OPD, for the Tappan Memorial Day Parade, to be held on Monday, May 27th, 2019, from 10am - 1 pm.

**RESOLUTION TO  
APPROVE / 2019  
SOLACE  
ROCKLAND WALK /  
ORANGEBURG**

18. **RESOLVED**, upon the recommendation from the Superintendent of Highways & the Chief of Police, that the Town Board hereby authorizes these departments to lend assistance which includes the use of barricades & cones from the Highway Department and Police detail from OPD, for the Solace Walk in Orangeburg, to be held on Saturday, June 1, 2019, from 4:30 am – 7 am.

**HIGHWAY**

**RESOLUTION TO AUTHORIZE /  
SUPPLEMENTAL AGREEMENT #1 WITH NYS  
DOT / PIN 8780.54 NORTH MIDDLETOWN ROAD  
PEDESTRIAN LINK TO PEARL RIVER  
BUSINESS DISTRICT**

19. **WHEREAS**, authorizing the implementation, and funding in the first instance 100% of the federal-aid eligible costs, of a transportation federal-aid project, and appropriating funds therefore; and

**WHEREAS**, a Project for the North Middletown Road Pedestrian Link to Pearl River Business District in the Town of Orangetown, Rockland County, PIN 8780.54 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 75% Federal funds and 25% non-federal funds; and

**WHEREAS**, the Town of Orangetown desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of construction and construction inspection;

**WHEREAS**, the Orangetown Town Board duly convened upon this matter;

**NOW THEREFORE BET IT RESOLVED**, that the Orangetown Town Board hereby approves the above-subject project; and

**BE IT FURTHER RESOLVED**, that the Orangetown Town Board hereby authorizes the Town of Orangetown to pay in the first instance 100% of the federal and non-federal share of the cost of construction and construction inspection work for the Project or portions thereof; and

**BE IT FURTHER RESOLVED**, that the sum of \$2,223,145 is hereby appropriated from H.5110.200.99, and made available to cover the cost of participation in the above phase of the Project; and it is further

**BE IT FURTHER RESOLVED**, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Orangetown Town Board shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Supervisor thereof, and it is further

**BE IT FURTHER RESOLVED**, that the Supervisor of the Town of Orangetown be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid on behalf of the Town of Orangetown with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

**BE IT FURTHER RESOLVED**, that in addition to the Supervisor, the following municipal titles: Highway Superintendent, Commissioner of DEME, Director of Finance, are also hereby authorized to execute any necessary Agreements or certifications on behalf of the Municipality/Sponsor, with NYSDOT in connection with the advancement or approval of the project identified in the State/Local Agreement;

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and

**BE IT FURTHER RESOLVED**, this resolution shall take effect immediately.

**RESOLUTION TO APPROVE / DECLARE  
SURPLUS EQUIPMENT**

20. **RESOLVED**, that upon the recommendation of the Superintendent of Highways, approve for surplus the following equipment:

#TD% 2004 Peterson Dump Trailer - VIN#1P9T018244131402

**RESOLUTION TO APPROVE / AWARD BID  
PROPOSAL / ROAD PAVEMENT  
MONITORING & ASSESSMENT /  
ROADBOTICS**

21. **RESOLVED**, upon the recommendation of the Superintendent of Highways, award the bid proposal for Road Pavement Monitoring & Assessment to RoadBotics, Pittsburgh, PA, the lowest qualified bidder, in the amount of \$7,000.00, to be charged to Account # D.5110.457.04

**PARKS AND RECREATION**

**RESOLUTION TO APPROVE / LEND  
AID / 2019 NYACK CHAMBER OF  
COMMERCE HALLOWEEN PARADE /  
SATURDAY, OCTOBER 26**

22. **RESOLVED**, upon the completion of all necessary paperwork, the Superintendent of Parks & Recreation has forwarded for approval by the Town Board use of the Showmobile at a rental cost of \$400.00 by the Nyack Chamber of Commerce for their Halloween Parade, Saturday, October 26, 2019, with the organization providing a certificate of insurance listing the Town of Orangetown as additionally insured.

**RESOLUTION TO APPROVE / LEND  
AID / 2019 ROCKLAND-BERGEN  
MUSIC FESTIVAL / SATURDAY, JUNE  
23 & SUNDAY, JUNE 24**

23. **RESOLVED**, upon the completion of all necessary paperwork, the Superintendent of Parks & Recreation has forwarded for approval by the Town Board use of the Showmobile at a rental cost of \$400.00 by Joe D'Urso & the Rockland-Bergen Music Festival Committee for their Rockland-Bergen Music Festival, Saturday, June 23 & Sunday, June 24, 2019, with the organization providing a certificate of insurance listing the Town of Orangetown as additionally insured.

**RESOLUTION TO APPOINT / ROBERT GERARD /  
PERMANENT / MAINTENANCE SUPERVISOR  
(GROUNDS)**

24. **RESOLVED**, appoint Robert Gerard to the position of Maintenance Supervisor (Grounds), permanent from RC list #19018, effective May 22, 2019, no change in salary.

**RESOLUTION TO APPOINT / CONKLIN /  
GROUNDWORKER / PARKS AND  
RECREATION**

25. **RESOLVED**, upon the recommendation of the Superintendent of Parks and Recreation, appoint Kevin Conklin to the position of Groundworker, Grade 9, Step 1 at a salary of \$55,312.00, effective May 22, 2019.

**RESOLUTION TO APPROVE /  
CHANGE ORDER / BLUE HILL GOLF  
COURSE POND RENOVATION  
PROJECT**

26. **WHEREAS**, pursuant to Town Board Resolution 2019-113, the Town awarded a bid for the 2019 Blue Hill Golf Course Pond Renovation Project to DLG Contracting, the lowest qualified bidder, in an amount not to exceed \$88,500.00, and

**WHEREAS**, DLG Contracting has started work on the project and suggested changes to the project scope and cost based upon its work to date in the amount of \$12,000.00, and

**WHEREAS**, the Town Superintendent of Parks and Recreation, as well as Applied Golf, the operator of Blue Hill Golf Course, have met with DLG and agree that certain changes to the original project are necessary and justified, in order to bring the project to a successful completion; and

**WHEREAS**, the proposed changes are incidental and do not vary in significance to the original bid and contract,

**NOW THEREFORE, BE IT RESOLVED**, upon the recommendation of the Superintendent of Parks and Recreation, increase the contract amount for the Blue Hill Golf Course Bunker Renovation project contract with Turco Golf Inc. as per contract, an amount not to exceed \$30,000.00.

**RESOLUTION TO APPROVE / USE OF  
ABANDONED TRAIN TRACKS ALONG JBC  
TRAIL / PIERMONT HISTORICAL SOCIETY**

27. **RESOLVED**, that upon the recommendation of the Superintendent of Parks and Recreation grant permission to the Piermont Historical Society to utilize abandoned train tracks along the JBC trail as part of the historical exhibits approved in Town Board resolution 2019-114.

**DEME**

**RESOLUTION TO APPOINT / WEBER / CHIEF  
OPERATOR, GRADE 3 (WASTEWATER) /  
PERMANENT**

28. **RESOLVED**, appoint Michael Weber to the position of Chief Operator, Grade 3 (Wastewater), permanent, from RC EL#19022, effective May 22, 2019, no change in salary.

**PERSONNEL**

**RESOLUTION TO ACCEPT RESIGNATION / COLLEEN  
MORIARTY / ORANGETOWN MUSEUM**

29. **RESOLVED**, accept with regret the resignation of Colleen Moriarty, Curator at the Orangetown Museum, effective May 29, 2019.

**FINANCE**

**RESOLUTION TO APPROVE / 2018  
BUDGET ADJUSTMENTS**

30. **RESOLVED**, that upon the recommendation of the Director of Finance, the Town Board hereby authorizes the adjustments to the 2018 budget listed attached hereto.

**SEE ATTACHED BUDGET ADJUSTMENT SCHEDULE**



**ASSESSOR**

**RESOLUTION TO AUTHORIZE / PILOT AGREEMENT / 8 OLYMPIC DRIVE, ORANGEBURG / SQ PROPERTIES, LLC / DIVERSIFIED GLASS & STOREFRONTS, INC. / TAX YEARS 2020-2030**

31. **RESOLVED**, that upon the recommendation of the Town Attorney, the Supervisor is hereby authorized to execute a Payment in Lieu of Taxes Agreement (“PILOT”), between and among the Town of Orangetown, SQ Properties, LLC, Diversified Glass & Storefronts, Inc., the Pearl River School District, the County of Rockland and the County of Rockland Industrial Development Agency, relating to real property known as 8 Olympic Drive, Orangeburg, NY (Tax Map designation Section 73.15 Block 1 Lot 16), commencing with the 2020 tax assessment roll through and including the 2030 tax assessment roll as set forth more fully in the agreement.

**RESOLUTION TO APPROVE / TAX CERTIORARI / API INDUSTRIES, INC. VS. TOWN OF ORANGETOWN / MAP DESIGNATIONS 70.18-2-15 AND 70.18-2-16./1 / 4-10 GLENSHAW STREET, ORANGEBURG / TAX ASSESSMENT YEAR 2018**

32. **RESOLVED**, upon the recommendation of the Assessor, approve and authorize Dennis D. Michaels, Deputy Town Attorney, to sign settlement documents regarding the tax certiorari proceeding API Industries, Inc. v. Orangetown Town of, et al., Tax Map designation 70.18-2-15 and 70.18-2-16./1 (4-10 Glenshaw Street) , for the tax assessment year 2018, for a total refund by the County of \$1,219.00, a total refund by the Town of \$3,948.00 and a total refund by the School District of \$11,750.00. Interest on the Town’s liability as a result of assessment decrease or refund is waived if payment is made within sixty (60) days after a copy of the order based upon the settlement is served on the Rockland County Finance Department.

**AUDIT**

**PAY VOUCHERS**

33. **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 \$1,975,559.28.

**ADJOURNMENTS**

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

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

William Neyen, *Brother of Town Employee Bob Neyen*