

**TOWN OF ORANGETOWN REGULAR TOWN MEETING**  
**Tuesday, June 18, 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 :**

- Wishing Esta Baitler a Happy Birthday this week!

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.

- Aluf will be appearing before the ZBA at 8pm tomorrow night (6/19) for a public hearing related to their performance standards. The ZBA has elected to hold the meeting at Greenbush Auditorium.

**PRESENTATIONS:**

**DISCUSSION:**

HI-TOR INTER-MUNICIPAL AGREEMENT (IMA)

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 / JUNE 18, 2019 at 8:15 PM /  
PROPOSED ZONE CHANGE FOR 576 ROUTE 303 AND  
ADJOINING PROPERTIES**

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

PRESENTATION: Notice of Posting and Affidavit of Publication

SUMMARY OF COMMENTS:

**RESOLUTION TO ADJOURN PH / JULY  
23, 2019 at 8:15 PM / PROPOSED ZONE  
CHANGE FOR 576 ROUTE 303 AND  
ADJOINING PROPERTIES**

4. **RESOLVED**, that the public hearing is hereby adjourned to July 23, 2019 at 8:15 p.m.; and

**BE IT FURTHER RESOLVED**, that the Town Clerk shall circulate the Amended Petition to the Orangetown Planning Board, Rockland County Department of Planning, Rockland County Highway Department, Rockland County Drainage Agency, New York State Department of Transportation, and any other agencies as may be required.

**RESOLUTION TO AUTHORIZE / 2019 -  
2020 SRO AGREEMENT RENEWAL /  
SOUTH ORANGETOWN CENTRAL  
SCHOOL DISTRICT (SOCSD)**

5. **WHEREAS**, pursuant to Town Board Resolution 2018-440 and Section 119-0 of the General Municipal Law, the Town of Orangetown entered into an agreement with the South Orangetown Central School District (SOCSD) whereby the Town Police Department would assign a School Resource Officer (SRO) to the SOCSD for the 2018-19 school year, and

**WHEREAS**, the term of the agreement, the parties may renew the agreement on an annual basis, pursuant to the terms of reimbursement as set forth therein, and

**WHEREAS**, the Town has received a letter from the indicating that they wish to renew the agreement in accordance with the renewal terms thereof,

**NOW THEREFORE, BE IT RESOLVED**, that the Town Board hereby agrees to renew the SRO Agreement with the SOCSD, originally authorized pursuant to Town Board authorizes the Town to enter into an agreement with the SOCSD, for the 2019-2020 school year, under the terms and conditions as set forth in the agreement, and the SOSCSD shall reimburse the Town in accordance with the terms of the agreement.

**BE IT FURTHER RESOLVED**, that the Town Board hereby authorizes the Supervisor or his designee to execute any documents necessary to effectuate the terms of this resolution, and

**BE IT FURTHER RESOLVED**, that the Town Board hereby authorizes the Chief of Police or his designee to execute any documents necessary to effectuate the terms of this resolution on behalf of the Police Department and to administer same on behalf of the Town and the Town Police Department.

**RESOLUTION TO AUTHORIZE /  
2019 - 2020 SRO AGREEMENT  
RENEWAL / PEARL RIVER  
SCHOOL DISTRICT (PRSD)**

6. **WHEREAS**, pursuant to Town Board Resolution 2018-440 and Section 119-0 of the General Municipal Law, the Town of Orangetown entered into an agreement with the Pearl River School District (PRSD) whereby the Town Police Department would assign a School Resource Officer (SRO) to the PRSD for the 2018-19 school year, and

**WHEREAS**, the term of the agreement, the parties may renew the agreement on an annual basis, pursuant to the terms of reimbursement as set forth therein, and

**WHEREAS**, the Town has received a letter from the PRSD indicating that they wish to renew the agreement in accordance with the renewal terms thereof,

**NOW THEREFORE, BE IT RESOLVED**, that the Town Board hereby agrees to renew the SRO Agreement with the PRSD, originally authorized pursuant to Town Board authorizes the Town to enter into an agreement with the PRSD, for the 2019-2020 school year, under the terms and conditions as set forth in the agreement, and the PRSD shall reimburse the Town in accordance with the terms of the agreement.

**BE IT FURTHER RESOLVED**, that the Town Board hereby authorizes the Supervisor or his designee to execute any documents necessary to effectuate the terms of this resolution, and

**BE IT FURTHER RESOLVED**, that the Town Board hereby authorizes the Chief of Police or his designee to execute any documents necessary to effectuate the terms of this resolution on behalf of the Police Department and to administer same on behalf of the Town and the Town Police Department.

**RESOLUTION TO APPROVE /  
AMENDMENT OF RESOLUTION NO. 192  
of 2019 / TOWN OF ORANGETOWN  
PROCUREMENT POLICY / SECTION 2**

7. **WHEREAS**, Section 104-b of the General Municipal Law requires the governing body of every municipality to update the list of individual(s) responsible for purchasing and their respective titles biennially;

**RESOLVED**, that the Town Board hereby amends Section 2 of the Procurement Policy of the Town of Orangetown to reflect the names of "Responsible Officers and Officials" by removing Kevin Nulty, Chief of Police, and Donald Butterworth, Captain, Police Department from the list; and by the adding Donald Butterworth, Chief of Police; Michael Shannon, Captain, Police Department; and Michael Weber, Chief Operator Grade 3 Wastewater/Deputy Commissioner, DEME.

**RESOLUTION TO APPROVE APPLICATION /  
ADOPT-A-SPOT COMMITTEE / SECOND NATURE  
LAWN CARE / LANDSCAPE IMPROVEMENTS TO  
MIDDLETOWN RD. & STATE RT. 304, PEARL  
RIVER**

8. **RESOLVED**, upon acceptance of the applicant's insurance documentation naming the Town as additional 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 Second Nature Lawn Care as part of the Adopt-A-Spot Committee to contribute toward the maintenance of more attractive he land adjacent to the intersection of the on ramp from southbound Route 304 onto Middletown Road by performing necessary clean-up and / or desired improvements/beautification activities, as particularly set forth in and pursuant to the terms and conditions of the Town of Orangetown Adopt-A-Spot Agreement between the Town of Orangetown and the Adopt-A-Spot Committee, dated April 1, 2019.

**RESOLUTION TO INTRODUCE  
VOLUNTARY ORANGETOWN  
EMPLOYEE RETIREMENT INCENTIVE  
PROGRAM / CALENDAR YEAR 2019**

9. **WHEREAS**, The Town of Orangetown (hereinafter the "Town") has offered a voluntary Retirement Incentive Program (hereinafter the "Program") to eligible employees to either participate in the Program and retire, subject to the conditions of the Program, or not to participate and continue to work; and

**WHEREAS**, Employees eligible to participate in the Program are full time, active employees of the Town, excluding all elected officials and Town Police Officers and who are or will be eligible to retire on or before December 31, 2019 based on a service retirement under their respective tiers of the New York State Retirement System and have completed 10 or more years of continuous service; and

**WHEREAS**, the Town reserves the right to limit the eligibility to the first five (5) employees who elect to participate in the Program, to allow more than five (5) employees to elect to participate in the Program in its sole and exclusive discretion; and

**WHEREAS**, as a Program participant, the employee will be eligible to receive \$1,000 for each completed year of continuous full-time service with the Town as of the effective date of his/her retirement, less applicable taxes and withholding, up to a maximum of 30 years of continuous full-time service with the Town or \$30,000; and

**WHEREAS**, eligible employees shall not receive any payment under this Retirement Incentive for periods of employment with other employers and must comply with the Program Conditions described in the Retirement Incentive

Program; now, therefore,

**BE IT RESOLVED**, that to be eligible to receive the Retirement Incentive, the employee must complete the Retirement Incentive Election Form by August 1, 2019 and must retire after November 30, 2019, but no later than close of business on December 31, 2019 and must execute a valid and enforceable release of claims against the Town in connection with his/her employment in the form of a Stipulation of Agreement and General Release;

**BE IT FURTHER RESOLVED**, that the Town reserves the right to change or discontinue the Program, in whole or in part, at any time, in its sole and exclusive discretion and does not promise or guarantee that this Program or any similar Program will be offered in the future; and

**BE IT FURTHER RESOLVED**, that the Town Supervisor is authorized to execute any documents necessary to implement this Program.

**TOWN ATTORNEY**

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

- 10. **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:

Cioffi 1, Inc., 27 Skyline Drive, Thiells, NY 10984, Tel.: 845-429-7711

**POLICE**

**RESOLUTION TO APPOINT / ANSELMI /  
ADMINISTRATIVE SECRETARY I /  
PERMANENT**

- 11. **RESOLVED**, appoint Mary Anselmi to the position of Administrative Secretary I. permanent, from Rockland County EL #19019 (PROM), effective June 19, 2019, no change in salary.

**HIGHWAY**

**RESOLUTION TO APPROVE /  
TAPPAN FD OPEN HOUSE / USE  
OF MESSAGE BOARD**

- 12. **RESOLVED**, upon the recommendation from the Superintendent of Highways, that the Town Board hereby authorizes the Town of Orangetown to allow the use of sign message board for the Tappan FD Open House on Saturday, June 22, 2019.

**HIGHWAY / PARKS / POLICE**

**RESOLUTION TO APPROVE / 2019  
BIKE MS NEW YORK CITY / VARIOUS  
ROADS IN TOWN OF ORANGETOWN /  
SUNDAY, OCTOBER 20**

13. **RESOLVED**, upon the recommendation from the Superintendent of Highways, Superintendent of Parks/Recreation & Chief of Police, that the Town Board hereby authorizes the Town of Orangetown to allow the use of roadways in the Town of Orangetown, for the annual Bike MS ride to be held on Sunday, October 20, 2019, from 7 am to 5 pm.

**DEME**

**RESOLUTION TO APPROVE CHANGE  
ORDER #1 / JETT INDUSTRIES INC. /  
CONTRACT NO. DEME-53G-2018 / TOTAL  
RESIDUAL CHLORINE REDUCTION**

14. **RESOLVED**, that upon the recommendation of the Commissioner of DEME, approve Change Order #1 to Contract No. DEME-53G-2018, Jett Industries Inc., in the amount of \$108,864.00. This represents the cost of additional general contract work associated with automating the sodium hypochlorite disinfection system at the Wastewater Treatment Plant. Amended design drawings and specifications were prepared by GHD Engineers as per prior 2/12/19 RTBM Resolution. Original Contract Price: \$416,900.00; Revised Contract Price: \$525,764.00.

**RESOLUTION TO APPROVE CHANGE  
ORDER #1 / FANSHAW INC. /  
CONTRACT NO. DEME-53E-2018 / TOTAL  
RESIDUAL CHLORINE REDUCTION**

15. **RESOLVED**, that upon the recommendation of the Commissioner of DEME, approve Change Order #1 to Contract No. DEME-53E-2018, Fanshawe Inc., in the amount of \$11,669.00. This represents the cost of additional electrical contract work associated with automating the sodium hypochlorite disinfection system at the Wastewater Treatment Plant. Amended design drawings and specifications were prepared by GHD Engineers as per prior 2/12/19 RTBM Resolution. Original Contract Price: \$84,000.00; Revised Contract Price: \$95,669.00.

**TRAFFIC ADVISORY BOARD**

**RESOLUTION TO ADOPT / SIX MONTH  
POLICE REGULATION / NEW "STOP" SIGN /  
INDEPENDENCE AVENUE APPROACHING  
INTERSECTION AT LOWE LANE, TAPPAN**

16. **RESOLVED**, upon the recommendation of the Traffic Advisory Board, that the following six month Police Regulation be approved: STOP SIGN, be added along Independence Avenue in the hamlet of Tappan for Northbound traffic, on the SE corner approaching the intersection where Independence Avenue meets Lowe Lane; and

**BE IT FURTHER RESOLVED**, that the Orangetown Highway Department is authorized to make this change.

**AUDIT**

**PAY  
VOUCHERS**

17. **RESOLVED**, upon the recommendation of the Finance Director, Jeff Bencik, the Finance Office is hereby authorized to pay vouchers for a total amount of two (2) warrants for a total of \$533,651.52.

**ADJOURNMENTS**

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

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

- Charles Louis Behrens, *Resident of Blauvelt for 40 years and Father of Town Employee, Justine Favre of DEME*
  
- Jeanne Goldstein, *Former Assistant to Orangetown Town Supervisor and former Chairperson in Orangetown Democratic Committee*
  
- Sheila Hussey, *Resident of Pearl River and Owner of the Irish Cottage for many years*
  
- Tim O'Keefe, *Former Employee of Nissan of West Nyack*