

**TOWN OF ORANGETOWN WORKSHOP MEETING  
Tuesday, October 17, 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 :**

- Town Board completes review of Supervisor's Tentative Budget and files of the Preliminary Budget.

**PRESENTATIONS:**

- Presentation by the Musial Group on a conceptual design and anticipated costs for a renovated/new Town Hall

**AGENDA ITEMS:**

**TOWN BOARD**

**OPEN PUBLIC HEARING/ONE YEAR  
CONTRACT/BLAUVELT VOLUNTEER FIRE DEPARTMENT  
CONTRACT/CALENDAR YEAR 2018**

1. RESOLVED, that the 8:05 P.M. public hearing on the proposed Contract between the Town and the Blauvelt Volunteer Fire Department, for fire protection services in and throughout the Blauvelt Fire Protection Fire District, within the Town for 2018, is hereby opened.

PRESENTATION: Notice of Posting and Affidavit of Publication (Town Clerk):

Summary of Public Comments:

**CLOSE PUBLIC HEARING/ONE YEAR CONTRACT/  
BLAUVELT VOLUNTEER FIRE DEPARTMENT/ CALENDAR  
YEAR 2018**

2. RESOLVED, that the public hearing, on the proposed Contract, between the Town and the Blauvelt Volunteer Fire Department, for fire protection services, for calendar year 2018, is hereby closed.

**SEQRA/LEAD AGENCY/NEGATIVE DECLARATION/  
BLAUVELT FIRE COMPANY, INC/CONTRACT**

3. WHEREAS, the Town of Orangetown has within its boundaries a duly formed Fire Protection District known as the “Blauvelt Fire Protection District”, embracing territory in the Town in and about the hamlet of Blauvelt and more fully described in the Resolution establishing such District, as from time to time amended; and

WHEREAS, the Town is required to provide for fire protection services within such Fire Protection District, which services historically have been provided by contract with the Blauvelt Fire Company, Inc.; and

WHEREAS, it is proposed that the Town of Orangetown enter into a 1-year contract with the Blauvelt Volunteer Fire Company, Inc. for the furnishing of fire protection in the District, which contract is subject to review under SEQRA; and

WHEREAS, the Town Board is the only involved agency under SEQRA in the approval of such a contract,

NOW, THEREFORE, BE IT RESOLVED, as follows:

- 1) the Town Board hereby declares itself to be lead agency under SEQRA for the purpose of environmental review;
- 2) the within action is an “unlisted action” under SEQRA; and
- 3) the Town Board determines that a 1-year contract with the Blauvelt Fire Company for fire protection services to and within the Blauvelt Fire Protection District will not have a significant adverse impact on the environment, and, therefore, issues a determination of non-significance which the Supervisor is hereby authorized to execute.

**APPROVE/ONE YEAR CONTRACT FOR FIRE PROTECTION  
SERVICES/BLAUVELT FIRE COMPANY, INC.**

4. RESOLVED, that the Town Board hereby approves a 1-Year Contract with the Blauvelt Fire Company, Inc., for fire protection services in and throughout the Blauvelt Fire

Protection District, for calendar year 2018, in the sum of \$636,500, INCLUDING workers compensation insurance and otherwise in accordance with the terms of a contract incorporated herein by reference.

**OPEN PUBLIC HEARING/ONE YEAR CONTRACT/  
ORANGETOWN LIBRARY DISTRICT CONTRACTS/  
CONTRACTS WITH THE BLAUVELT FREE LIBRARY, THE  
ORANGEBURG LIBRARY, THE PALISADES FREE LIBRARY  
AND THE TAPPAN FREE LIBRARY/CALENDAR YEAR 2018**

5. RESOLVED, that the 8:10 P.M. public hearing on the proposed Contracts between the Town and the Blauvelt Free Library, the Orangeburg Library, the Palisades Free Library and the Tappan Free Library, for library services in and throughout the boundaries of their district as contained in the Orangetown Library District, and including the residents of Sparkill as delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, within the Town for 2018, is hereby opened.

PRESENTATION: Notice of Posting and Affidavit of Publication (Town Clerk):

Summary of Public Comments:

**CLOSE PUBLIC HEARING/ONE YEAR CONTRACT/  
ORANGETOWN LIBRARY DISTRICT/ CONTRACTS WITH  
THE BLAUVELT FREE LIBRARY, THE ORANGEBURG  
LIBRARY, THE PALISADES FREE LIBRARY AND THE  
TAPPAN FREE LIBRARY/ CALENDAR YEAR 2018**

6. RESOLVED, that the public hearing, on the proposed Contracts, between the Town and Blauvelt Free Library, the Orangeburg Library, the Palisades Free Library and the Tappan Free Library, for library services in and throughout the boundaries of their district within Orangetown Library District, and including the residents of Sparkill as delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, for calendar year 2018, is hereby closed.

**SEQRA/LEAD AGENCY/NEGATIVE DECLARATION/  
ORANGETOWN LIBRARY DISTRICT/CONTRACTS WITH  
THE BLAUVELT FREE LIBRARY, THE ORANGEBURG  
LIBRARY, THE PALISADES FREE LIBRARY AND THE  
TAPPAN FREE LIBRARY/CALENDAR YEAR 2018**

7. WHEREAS, the Town of Orangetown has within its boundaries a duly formed Library District known as the “Orangetown Library District”, embracing territory in the Town, and including as well as to the residents of Sparkill as delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, within the Town, as from time to time

amended; and

WHEREAS, the Town is required to provide for library services within such Orangetown Library District, which services historically have been provided by contracts with the Blauvelt Free Library, the Orangeburg Library, the Palisades Free Library and the Tappan Free Library for services within the boundaries of their district contained therein, as well to the residents of Sparkill as delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, within the Town; and

WHEREAS, it is proposed that the Town of Orangetown enter into a 1-year contract with the Blauvelt Free Library, the Orangeburg Library, the Palisades Free Library and the Tappan Free Library, for the furnishing of library services within the boundaries of their individual district as delineated within the Orangetown Library District, and including as well as to the residents of Sparkill as delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, within the Town, which contract is subject to review under SEQRA; and

WHEREAS, the Town Board is the only involved agency under SEQRA in the approval of such contracts,

NOW, THEREFORE, BE IT RESOLVED, as follows:

- 1) the Town Board hereby declares itself to be lead agency under SEQRA for the purpose of environmental review;
- 2) the within action is an “unlisted action” under SEQRA; and
- 3) the Town Board determines that a 1-year contract with the Blauvelt Free Library, the Orangeburg Library, the Palisades Free Library and the Tappan Free Library, within the Orangetown Library District for library services to and within the boundaries of their district as set forth in within the Orangetown Library District, and including as well as to the residents of Sparkill as delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, will not have a significant adverse impact on the environment, and, therefore, issues a determination of non-significance which the Supervisor is hereby authorized to execute.

**APPROVE/ONE YEAR CONTRACT FOR LIBRARY  
SERVICES/ORANGETOWN LIBRARY DISTRICT/  
CONTRACTS WITH THE BLAUVELT FREE LIBRARY, THE  
ORANEBURG LIBRARY, THE PALISADES FREE LIBRARY  
AND THE TAPPAN FREE LIBRARY**

8. RESOLVED, that the Town Board hereby approves a 1-Year Contract with the Blauvelt Free Library, the Orangeburg Library, the Palisades Free Library and the Tappan Free Library, for library services in and throughout the boundaries of their district as set forth within the Orangetown Library District, and including the residents of Sparkill as

delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, in the Town, for calendar year 2018, as follows:

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

(B) **ORANGEBURG**: RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a one (1) year contract, on behalf of the Town, as proposed and written, for SIX HUNDRED TWO THOUSAND SIX HUNDRED FIFTEEN AND 00/100 (\$602,615.00) DOLLARS, with the Orangeburg Library to provide library services to residents of Orangeburg, as well as to the residents of the Sparkill area delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, within the Town, and otherwise in accordance with the terms of a contract incorporated herein by reference.

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

(D) **TAPPAN**: RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a one (1) year contract, on behalf of the Town, as proposed and written, for SEVEN HUNDRED TWENTY THREE THOUSAND FOUR HUNDRED TEN AND 00/100 (\$723,410.00) DOLLARS, with the Tappan Free Library to provide library services to residents of Tappan, as well as to the residents of the Sparkill area delineated in subdivision (e) of Section 1 of Chapter 494 of the Laws of 2012, within the Town, and otherwise in accordance with the terms of a contract incorporated herein by reference.

AYES: NOES:

**SET PUBLIC HEARING/8:05 PM, TUESDAY, DECEMBER 5,  
2017/CHAPTER 43 §4.1 - PERFORMANCE STANDARDS -  
RELATING TO ODOR, PARTICULATE MATTER, AND  
OPACITY/DECLARE TOWN BOARD'S INTENT TO SERVE AS  
LEAD AGENCY/DIRECT CIRCULATION**

9. RESOLVED that the Town Board will hold a public hearing on December 5, 2017, at 8:05 p.m., on a proposed Local Law, as follows, amending Chapter 43, §4.1 Performance Standards - relating to odor, particulate matter, and opacity.

BE IT BURTHER RESOLVED, that in connection therewith, that the Town Board hereby declares its intention to serve as Lead Agency for the purpose of environmental review under SEQRA, makes the preliminary determination that the action is an “unlisted” action under SEQRA, and directs that a Lead Agency Coordination Letter with relevant documents be circulated to and among the various below referenced agencies; and

BE IT FURTHER RESOLVED, that the proposed local law be circulated to the Rockland County Department of Planning for the purpose of review pursuant to General Municipal Law §§ 239- l & m; and

BE IT FURTHER RESOLVED, that, pursuant to Town Code Chapter 43, §4.1 the proposed local law be circulated to the Town Zoning Board of Appeals inviting its input regarding, among other things, the implications of such an amendment, and requesting a response within 30-days.

**APPROVE 2018 TENTATIVE BUDGET AS PRELIMINARY BUDGET**

***(To be voted tonight)***

10. RESOLVED, that the Tentative Budget, now the Preliminary Budget, is hereby approved/amended as follows for the purpose of a Public Hearing to be conducted, on November 14, 2017, at 8:05 p.m., in accordance with the Town Budget Calendar duly adopted, and ordered filed in the Office of the Town Clerk.

**IT**

**APPROVE/SURPLUS EQUIPMENT IT**

11. RESOLVED, upon the recommendation of Director of Automated Services, declare the following surplus equipment available for auction.

Avaya Phones- 67 Items  
Ayaya 6731- 4  
Avaya 2420- 10  
Avaya 6424- 3  
Avaya 6408- 33  
Avaya 6416- 2  
Avyaa 2410- 4  
Avaya EU24- 9  
Avaya XM24- 3

**APPROVE AGREEMENT/NEXVORTEX/MSIP SERVICE**

12. RESOLVED, upon the recommendation of Director of Automated Services, enter into agreement with current vendor Nexvortex for three (3) years to provide upgraded VoIP phone service at base cost of \$329.00 per month.

**TOWN ATTORNEY**

**APPROVE SETTLEMENT/SEWER BACKUP CLAIM/PARKER V. TOWN OF ORANGETOWN**

13. RESOLVED, that the Town board hereby approves the settlement of a pending litigation, relating to a sewer backup, in the matter of Clifford Parker III et al. v. Town of Orangetown, Rockland County Index No. 030418/2015, for the sum of Six Thousand Dollars (\$6,000.00).

**APPROVE SETTLEMENT/GUY VARDI V. TOWN OF ORANGETOWN**

14. RESOLVED, that the Town board hereby approves the settlement of a pending litigation, arising out of a bicycle accident at the intersection of Rte. 9W and Rockland Road, in the matter of Guy Vardi v. Town of Orangetown, Rockland County Index No. 032287/2016, for the sum of Fifteen Thousand Dollars (\$15,000.00).

**ACCEPT ROAD WIDENING DEED FOR ERIE STREET AND A STORM WATER MAINTENANCE AGREEMENT/  
AUTHORIZE EXECUTION/KOLB SITE PLAN/582 ROUTE 303 ORANGEBURG/SBL: 70.14/4/12/PLANNING BOARD # 2017-24**

15. RESOLVED, that upon recommendation of the Town Attorney's Office, the Department of Environmental Management and Engineering, and the Superintendent of Highways, pursuant to the Kolb Site Plan as approved by the Planning Board in decision 2017-24, the Town hereby accepts from Kirchner Family Enterprises, LP and Traction Service Center, LLC, a Road Widening Deed for Erie Street and a Storm Water Maintenance Agreement for the project, and the Supervisor or his designee shall execute all documents necessary to effectuate acceptance of same.

**OFFICE OF BUILDINGS, PLANNING, ZONING,  
ADMINISTRATION, AND ENFORCEMENT**

**AUTHORIZE REPAIR/AUTHORIZE PURCHASE/VEHICLES**

16. WHEREAS, OBZPAE has two inspector vehicles that are currently not usable and one additional vehicle that is near replacement; and

WHEREAS, Jane Slavin, Director, OBZPAE met with Frank Peneno, Automotive Maintenance Supervisor, on October 10, 2017 to evaluate the status and maintenance costs of OBZPAE vehicles and determine a course of action for repair or replacement; and

WHEREAS, vehicle number 403, model year 2005 has 100,168 miles and requires a new transmission, cylinder head, tires and exhaust leak at an approximate projected repair cost of \$3,400.00; and

WHEREAS, vehicle number 405, model year 2005 has 67,911 miles and requires a new transmission and rotors at an approximate projected repair cost of \$3,000.00. In addition, the electrical harness in vehicle 405 is in poor shape and will be in need of replacement; however this part is no longer available; and

WHEREAS, Vehicle number 408, model year 2008 has 135,412 miles and the hybrid battery will soon require replacement at an approximate projected replacement cost of \$2,500.00; therefore

BE IT RESOLVED THAT, upon review of maintenance records and projected costs of repair, the Town Board approves the request of the Director of OBZPAE to immediately purchase a new vehicle for replacement of vehicle 403 and repair of vehicle 405, with replacement of vehicle 405 and 408 during 2018.

## PARKS AND RECREATION

### **APPROVE USE OF SHOWMOBILE/NYACK CHAMBER OF COMMERCE/HALLOWEEN PARADE/SATURDAY, OCTOBER 28, 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 the Nyack Chamber of Commerce for their Halloween Parade on Saturday, October 28, 2017 (rain date October 29th) at a rental cost of \$400.00 with the organization providing a certificate of insurance listing the Town of Orangetown as additionally insured.

### **APPROVE USE OF SHOWMOBILE/PEARL RIVER ROTARY/SHARE CHRISTMAS/FRIDAY, DECEMBER 8, 2017**

18. **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 the Rotary Club of Pearl River for their Share Christmas and the Holidays Event on Friday, December 8, 2017 (rain date December 15) at a rental cost of \$400.00 with the



organization providing a certificate of insurance listing the Town of Orangetown as additionally insured

**APPROVE USE OF SHOWMOBILE/ORANGEBURG FIRE DEPARTMENT/HOLIDAY PARADE/SATURDAY, DECEMBER 9, 2017**

19. **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 the Orangeburg Fire Department for their Holiday Parade on Saturday, December 9, 2017 at a rental cost of \$400.00 with the organization providing a certificate of insurance listing the Town of Orangetown as additionally insured

**APPROVE AID/VILLAGE OF NYACK 5K HALLOWEEN RUN/SATURDAY, OCTOBER 21, 2017**

20. **RESOLVED**, upon completion of all necessary paperwork the Superintendent of Parks and Recreation has forwarded for approval by the Town Board the rental of 4 porto-john units for the Village of Nyack 5K Halloween Run on Saturday, October 21, 2017.

**AUTHORIZE/INSTALLATION OF STOCKADE FENCING ALONG RAIL TRAIL/DELONGIS COURT AND KNIGHT COURT, SPARKILL**

21. **RESOLVED**, that upon the recommendation of the Superintendent of Parks and Recreation award the bid for the installation of stockade fencing along the Joseph B. Clarke Rail Trail Delongis Ct. and Knight Ct. to Yaboo Fence Co. West Nyack, NY in an amount not to exceed \$XXX

**HIGHWAY**

**AUTHORIZE USE OF VARIOUS ROADWAYS/BIKE MS NYC - NATIONAL MULTIPLE SCLEROSIS SOCIETY/SUNDAY, OCTOBER 22, 2017**

22. **RESOLVED**, that the Town Board hereby authorizes the Town of Orangetown Highway Department in conjunction with the Rockland County Highway Department to permit the National Multiple Sclerosis Society to use various roadways for their annual Bike Ride in the Town of Orangetown on Sunday, October 22, 2017, from 7 am to 5 pm.

**LEND ASSISTANCE/SHARE CHRISTMAS/ROTARY CLUB  
OF PEARL RIVER/SOUTH MAIN STREET BETWEEN  
CENTRAL AND FRANKLIN AVES/DECEMBER 8, 2017**

23. RESOLVED, that the Town Board hereby authorizes the Town of Orangetown Highway Department to lend assistance which includes the use of barricades, trash barrels, and message board for the Share Christmas event on Friday, December 8, 2017 (rd: 12.15.17), from 6 pm to 10 pm.

**PERSONNEL**

**AUTHORIZE SUPERVISOR TO SIGN CONTRACT/NYACK  
HOSPITAL (EMPLOYEE ASSISTANCE  
PROGRAM)/OCTOBER 1, 2017 THRU SEPT 30, 2018**

24. RESOLVED, that the Town Board hereby authorizes the Supervisor to sign the annual contract with Nyack Hospital EAP (Employee Assistance Program) beginning October 1, 2017, and ending September 30, 2018, at a cost of \$10,879.00.

**JUSTICE COURT**

**AUTHORIZE GRANT APPLICATION/NYS JUSTICE COURT  
ASSISTANCE PROGRAM/SECURITY AND OFFICE  
EQUIPMENT**

25. RESOLVED, that the Supervisor is hereby authorized to submit a grant application for the Orangetown Justice Court to the New York State Justice Court Assistance Program 2017-18 in the amount of \$10,029 for the purpose of obtaining security equipment and office equipment.

**NEW BUSINESS:**

**ADJOURNMENTS:**