

**TOWN OF ORANGETOWN WORKSHOP MEETING
Tuesday, November 14, 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 :

PRESENTATIONS:

- Cottage Lane Students - Kids Against Climate Change Installation at Town Hall
- Recognition of the NY State Public High School Athletic Association 2017 Co-Champion Pearl River HS Lady Pirates Varsity Soccer Team

AGENDA ITEMS:

TOWN BOARD

**OPEN PUBLIC HEARING/2018 PRELIMINARY
BUDGET**

1. RESOLVED, that the public hearing on the 2018 Preliminary Budget is hereby opened.

Ayes:

Noes:

PRESENTATION: Notice of Affidavit of Publication

Summary of Public Comments

**CLOSE PUBLIC HEARING/2018 PRELIMINARY
BUDGET**

2. RESOLVED, the public hearing on the 2018 Preliminary Budget is hereby closed.

**APPROVE/APPROVE CHANGES/MODIFICATIONS
2018 PRELIMINARY BUDGET**

3. RESOLVED, that the Town Board hereby approves/authorizes the following changes to the 2018 Preliminary Budget.

(Note changes and as appropriate, specific vote approving changes); and

BE IT FURTHER RESOLVED, the Town Board hereby authorize the Finance Director to adjust Fund Balance to accommodate these changes and stay ~\$100,000 under the levy cap limit.

**OPEN PUBLIC HEARING/PROPOSED NEW LOCAL
LAW/ AMENDING CHAPTER 24C PROPERTY
MAINTENANCE, §24C-10(B): PARKING AND
STORAGE OF VEHICLES**

4. RESOLVED, that the public hearing on a proposed local law, amending Town Code Chapter 24C, entitled Property Maintenance, §24C-10(B), Parking and Storage of Vehicles, is hereby opened.

Ayes:

Noes:

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

Summary of Public Comments

**CLOSE PH/ PROPOSED NEW LOCAL
LAW/AMENDING CHAPTER 24C PROPERTY
MAINTENANCE §24C-10(B): PARKING AND
STORAGE OF VEHICLES**

5. RESOLVED, that the public hearing on a proposed local law, amending Town Code Chapter 24C, entitled Property Maintenance, §24C-10(B), Parking and Storage of Vehicles, is hereby closed.

Ayes:

Noes:

**LEAD AGENCY/SEQRA DECLARATION/
AMENDING CHAPTER 24C, §24C-10(B)**

6. WHEREAS, the Town Board has considered the adoption of a Local Law, amending Town Code Chapter 24C, entitled Property Maintenance, §24C-10(B), Parking and Storage of Vehicles; and

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

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

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

Ayes:

Noes:

**ADOPT LOCAL LAW NO. ____ OF 2017,
AMENDING TOWN CODE PROPOSED NEW
LOCAL LAW/AMENDING CHAPTER 24C
PROPERTY MAINTENANCE §24C-10(B): PARKING
AND STORAGE OF VEHICLES**

7. WHEREAS, the Town Board, in furtherance of its desire to provide for the protection and promotion of the public health, safety, morals, comfort, convenience, prosperity and other aspects of the general welfare of the Town has adopted, implemented, amended and provided for the enforcement of the Town Code and the Zoning Code of the Town of Orangetown, and,

WHEREAS the Town Board (“Board”) of the Incorporated Town of Orangetown, New York (“Town”) finds that there is a critical and compelling need, in the public interests to protect its citizens and businesses health, safety and welfare and to insure compliance with the Town of Orangetown Building, Planning, Zoning and Fire Codes. The Town finds and declares that there is no existing law that preempts the adoption of this Local Law,

NOW, THEREFORE, the following Local Law amending Town Code Chapter 24C, entitled Property Maintenance, §24C-10(B), Parking and Storage of Vehicles is hereby adopted:

LOCAL LAW NO. ____ OF 2017 OF THE
INCORPORATED TOWN OF ORANGETOWN, NEW YORK
TOWN BOARD

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

Section 1.

Purpose: The Town Board (“Board”) of the Town of Orangetown, New York (“Town”) hereby finds that there is a critical and compelling need, in the public interests as set forth herein, to protect the character of its residential areas, and the health, safety and welfare of its residents to ensure that properties in a residential district are used for residential purposes. The objective of this local law is to clarify that properties in residential zoning districts shall be used in accordance with the use tables previously established by the Town. Section 24C-10(B) currently permits commercial repairs of vehicles in residential districts under certain circumstances, which is not in the best interests of the property owners and residents in these districts.

Section 2.

Therefore, §24C-10(B) of the Town of Orangetown entitled “Parking and Storage of Vehicles” is amended to read as follows (additions are underlined, deletions are strikethrough):

No commercial or for hire automotive repairs shall take place on any property located in any residentially zoned district, in the unincorporated portion of the Town of Orangetown, involving two or more vehicles located simultaneously on said premises, for which a registration certificate has been issued to an address other than the premises in question.

Section 3. Severability Clause

The invalidity of any word, section, clause, paragraph, sentence, part or provision of this local law shall not affect the validity of any other part of this local law that can be given effect without such invalid parts.

Section 4. Effective Date.

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

**APPROVE/ONE YEAR CONTRACT FOR LIBRARY
SERVICES/ORANGETOWN LIBRARY DISTRICT/
CONTRACTS WITH THE BLAUVELT FREE LIBRARY,
THE ORANGEBURG 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:

TOWN CLERK

TOWN ATTORNEY

THE POINTE AT LAKE TAPPAN (THE CLUB AT PEARL RIVER)/PERFORMANCE BOND RELEASE/S.B.L 73.10/1/4-6/BLUE HILL ROAD SOUTH AND VETERANS MEMORIAL DRIVE/PB# 2012-50, 2013-05, 2013-20, 2015-19 AND 2017-56/TOWN BOARD RESOLUTION #2015-216

9. RESOLVED, Upon the recommendation of the Planning Board (PB#2017-56), the Town Highway Department, DEME, and the Town Attorney's Office, the Board hereby authorizes the release of The Club at Pearl River, LLC Performance Bond (Pointe at Lake Tappan) issued by International Fidelity Insurance Company as Surety, and The Club at Pearl River, LLC as principal, related to the 'Pointe at Lake Tappan Site Plan', at Blue Hill Road South and Veteran's Memorial Drive, Pearl River, NY Tax Lots 73.10, Block 1 Lots 4-6, which bond was posted by The Club at Pearl River, LLC and accepted by the Town of Orangetown pursuant to Town Board Resolution #2015-216.

POLICE/TOWN ATTORNEY

POLICE

**POLICE RESIGNATION/KENNETH M. TOMEO/
SUPERVISOR, PARKING AUTHORITY (PT)**

10. RESOLVED, that upon the recommendation of the Chief of Police, accept with regret, the resignation of Kenneth M. Tomeo, Supervisor, Parking Enforcement (PT) from the Orangetown Police Department effective November 2, 2017.

HIGHWAY/POLICE

HIGHWAY/PARKS/POLICE

PARKS AND RECREATION

APPROVE ITEMS FOR SURPLUS

11. At the request of the Superintendent of Parks, Recreation, and Buildings approve the following items for surplus

1. 2002 Chevrolet Blazer 53,000 miles
2. 1999 Chevrolet 3500 Van 101,000 miles
3. Jacobsen Handsgreen Mower (4 units)
4. John Deere 3215A Fairway Mower
5. Jacobsen HR 5111 Mower
6. Toro Pro-Line 36" Mower
7. Leaf Loader for pick up truck
8. Ex-Mark Walk behind 32" mower
9. Ford Gas Tractor Model D1123L
10. Jacobsen Tri-King 1800G Reel Mower
11. Toro Grounds Pro 2000 Reel Mower
12. Alamo Flail Grass King Mower
13. Toro Sidewinder Reel Master 3100
14. Jacobsen T422 Diesel Mower
15. John Deere 3ft walk behind plow
16. Sweepster Tractor Mounted Sweeper

**AWARD CONTRACT FOR SNOW PLOWING
CORTWOOD VILLAGE SENIOR HOUSING
COMPLEX**

- 12.

HIGHWAY

**INSTALLATION OF TWO BUS SHELTERS LOCATED
AT 230 ROUTE 340, SPARKILL (IN FRONT OF
VENTURE)**

13. RESOLVED, that the Town of Orangetown Town Board hereby authorizes the County Department of Public Transportation to install (2) new bus shelters at 230 Route 340, Sparkill, in front of Venture.

BE IT FURTHER RESOLVED, that the Town of Orangetown will provide normal maintenance of these new bus shelters (snow removal, garbage pick-up & cleaning). The Town of Orangetown will continue to maintain all the County Bus Shelters throughout the Town (snow removal, garbage pick-up & cleaning).

DEME

**RECOMMENDATION TO APPROVE A
CONSULTANT'S PROPOSAL FOR NEW NYS DEC
REQUIREMENTS FOR AMMONIA LIMITATION AT
THE ORANGETOWN WASTEWATER TREATMENT
PLANT**

14. WHEREAS, the NYSDEC has revised the requirement in the Orangetown Sewer District #2 SPDES permit of final effluent limitation for Ammonia removal: and,
- WHEREAS an engineering report is required to be submitted detailing the design basis, treatment unit type and sizing that will be used to comply with said requirement; and,
- WHEREAS four engineering firms responded to a Request For Proposals to submit prices to write the engineering report; and,
- WHEREAS GHD Engineers is qualified to write this report and submitted the lowest price,
- NOW, THEREFORE, BE IT RESOLVED, that the Town Board approves an agreement with GHD Engineers to write and submit an engineering report to comply with the latest NYSDEC requirement regarding Ammonia Removal in the final effluent for \$21,300.00 and authorizes the Director of DEME to execute the agreement necessary to effectuate this resolution.

PERSONNEL

**ACCEPT RESIGNATION/GARRECHT/JUSTICE
COURT**

15. Accept with regret the resignation of Jessica Garrecht, Senior Clerk Typist, Orangetown Justice Court, effective 11/10/2017.

TRAFFIC ADVISORY BOARD

NEW BUSINESS

ADJOURNMENTS:

- Michael Houghton, Nyack