

February 11, 2016

The regular meeting of the Town Board of the Town of Warwick was held on Thursday, February 11, 2016 at the Town Hall, 132 Kings Highway, Town of Warwick. Supervisor Sweeton called the meeting to order at 7:30 p.m.

ATTENDANCE: Supervisor Michael Sweeton
Councilman Floyd DeAngelo
Councilman Russell Kowal
Councilman James Gerstner
Councilman Mickey Shuback

Attorney for the Town, Jay Myrow Absent
Deputy DPW Commissioner, Benjamin Astorino
Police Chief, Thomas F. McGovern, Jr.

ACCEPTANCE OF MINUTES

1. Regular Meeting, January 21, 2016
2. Special Meeting, January 28, 2016

Motion Councilman DeAngelo, seconded Councilman Gerstner to accept the minutes as written from the Regular Meeting held on January 21, 2016 and the Special Meeting held on January 28, 2016. Motion Carried (5 ayes, 0 nays)

CORRESPONDENCE:

WAYNE STEVENS – Building Inspector, Town of Warwick, Letter to Town Supervisor and Town Board requesting a return of a permit fee of \$75.00 for a part of permit number 24636 that was issued for a greenhouse, shed, & generator.

SUSTAINABLE ORANGE- Memo informing Town Board of meeting to be held at Orange County Emergency Services Building on February 29, 2016 at 7:00pm. Located at 22 Wells Farm Road, Goshen, NY 10924 to learn how municipalities can become more sustainable.

BOARD'S DISCUSSION ON CORRESPONDENCE

Supervisor Sweeton stated there is a letter from the Building Inspector regarding a resolution we have tonight. There is a meeting of Sustainable Orange at the Orange County Emergency Services Building on Wells Farm Road in Goshen on February 29th at 7:00 p.m. to learn about how a municipality can become more sustainable. I will probably attend that and report back if no one is there.

VISITING ELECTED OFFICIALS

REPORTS OF BOARDS AND COMMISSIONS

COMMITTEE REPORTS

DEPARTMENT OF PUBLIC WORKS REPORT

<u>WORK BEING DONE</u>	<u>LOCATION</u>	<u>REASON FOR WORK</u>	<u>LENGTH</u>
Ditch Work	Foley Road	Clean Ditch	
Tree Work	West Ridge Road	Clear Roadsides	
	Glenmere Ave.	Clear Roadsides	
Pot Holes	Town Wide	As Needed	
Snow Plowing	Town Wide	Storms on 1/23, 1/24, & 2/5/16	
Road Signs	Town Wide	As Needed	
Mail Boxes	Town Wide	As Needed	
Haul Material	Haul Grit	To Stockpile	

ENVIRONMENTAL CONSULTANTS REPORT

PARKS DEPARTMENT

COUNCILMAN DE ANGELO REPORT

1. The Post Report for January, 2016 is as follows: Greenwood Lake had 210 calls, the Town outside the Village had 798 calls, Pine Island had 306 calls and the Village of Warwick had 664 calls for a total of 1,978 for the month of January.

2. Suzyn Baron the President of the Warwick Valley Humane Society asked me to put out an urgent request. The shelter has 5 crowing roosters that need a place to live and they were seized due to neglect at 3 different situations. If anyone would like a rooster they are at the humane society. They have some upcoming clinics one on February 14th from 10:00 am to 2:00 pm a rabies clinic for one year vaccinations at the Warwick Valley Humane Society for \$15 cash per pet. The cats must be in carriers and dogs on leashes. Also on Sunday, February 14th for those who like the cold weather they are sponsoring "Go Jump in The Lake". It's their second annual Polar Plunge which begins at 3:00 pm. during the Breezy Point Winter Carnival at 620 Jersey Avenue, Greenwood Lake. There's a special Valentines Plunge at 3:30 p.m. the entry fee is \$25 per plunger and you must be 18 years old or older, you need closed footwear, the registration is at 2:00 p.m. and the plunge begins at 3:00 p.m. All proceeds benefit our pound pets. I was asked to announce their gratitude to Adam Powers the owner of Village Billiards for hosting Artist Stephen Hoey's Lower East Side Art Show and to Mr. Hoey who donated a portion of the proceeds from his show sales to help the shelter residents. On March 6th there's going to be a Flute Quartet Party of Four at the Temple Beth Shalom at 13 Roosevelt Avenue, Florida NY at 12:30 p.m. to benefit the pound. On May 9th the 1st annual "Fore the Animals" golf fundraiser outing at Mansion Ridge Golf Course in Monroe to benefit the Warwick Valley Humane Society. Sponsors are needed and golfers are wanted.

COUNCILMAN KOWAL REPORT

1. Bill Roe was telling me they were taking advantage of the mild weather we had last week to put up irrigation lines to the new athletic fields. There was not much frost in the ground as of last week so they are taking advantage of that and they are putting them in. Hopefully we see how the grass comes out of dormancy

this spring, maybe that field can be put into a full field or a practice field this summer. After this weekend the skating rink in Pine Island will be in good shape for anyone who wants to go out and skate.

COUNCILMAN GERSTNER REPORT

1. Recreation now is kind of at a standstill. I know the leagues, the presidents and all the managers are getting ready to have their meetings so they will appreciate that field I'm sure. We will be having another meeting with our Recreation Chairman Tom Chevrier and everything else is going good.

COUNCILMAN SHUBACK REPORT

1. In addition to doing tree work the town is filling potholes with what they call cold patch. I want to ask Councilman DeAngelo are you going to jump in the lake with them.

Councilman DeAngelo – No, I think the Supervisor is.

ATTORNEY'S REPORT

TOWN CLERK'S REPORT

1. Fees Collected – Month of January 2016 Copy of Maps, \$20.00; Certified Marriages, \$60.00; Photocopies, \$14.00; Carters Permit, \$2,400.00; Use of Kitchen- Sr. Center, \$50.00; Use of Rm. Fee- Sr. Center, \$100.00; Interest in Town Clerk's Checking Account, \$0.44; Dog Impoundment Fees, \$625.00; Town Park Pavilion, \$25.00; Athletic Field Fee, \$50.00; Marriage License Fees, \$87.500; Bell Jar Permits, \$20.00; Games of Chance Permits, \$10.00; Conservation Licenses, \$10.85; Dog Licenses Issued/Renewed, \$2,425.00; Use of Room Fees, \$380.00; Registrar Fees, \$160.00; Police Impound Fee, \$195.00; Town Park Deposits, \$100.00; Total Fees Collected: \$8,857.44.
2. Fees Paid – Month of January 2016 New York State Dept. of Health for Marriage Licenses, \$112.50; New York Dept. of Ag & Markets for Spay/Neuter Program, \$291.00; New York State Dept. of Environmental Conservation for Conservation Licenses, \$186.15; State Comptroller for Bell Jar Permits & Games of Chance, \$45.00; Village of Greenwood Lake for Registrar Fees, \$250.00; Village of Warwick for Registrar Fees, \$1,250.00; Total Non Local Revenues: \$2,124.65;
Total Fees Paid: \$6,732.79.

SUPERVISORS REPORT

1. The Community Preservation Fund which is our fund that helps us preserve farmland in the town the receipts for the month of January have come in and they are \$70,073.08 which brings the total current fund balance in the preservation fund to \$3,304,516.39. It was an above average month of receipts so it bodes well for our efforts as you know or may not know we submitted three farms to the new round of funding for both state and federal funds. If we are successful we will get either 50 or

75% of the cost of the purchase of development rights for those farms and they are farms situated close to other preserved farms in the town, to bring our total preserved acreage to over 4,000 acres of working farms which is great for our community.

2 Just an update on Co Rt. 1 and Edenville intersection where we had that horrendous accident last year. I did speak with the County Executive last week and they are well approaching going out to bid for the work that needs to get done at that intersection. It will include some widening, some better approach, clearing and a fully functional signal at that intersection to hopefully prevent anything happening like what happened ever again. We appreciate the counties effort to move that forward as fast as they could and I will share as much information as I get when I get it from them. They suspect the project will be completed by mid to late summer which is pretty fast considering all the engineering they had to do.

3. Karen Emmerich who's chair of our Shade Tree commission wanted me to remind everyone that they're sponsoring an emerald ash bore talk on February 18th at 6:30 p.m. at the Albert Wisner Library. There will be a presentation titled Emerald Ash Bore and Your Ash Trees. You know the emerald ash bore is in our area and it is decimating a lot of the ashes in our community. It should be of interest to you, you probably have ash on your property if you have any amount of property at all and this will walk you through how to deal with that.

4. There is a stakeholders meeting for elected officials with the county coming up at the 911 Center to deal with the Orange County Hazardous Mitigation Plan. We have a hazardous mitigation plan with our three villages here which is a prerequisite to get funding from FEMA for preventative projects, to prevent damage during storms and you can't get that grant money unless you do have one of these plans. They're renewable every five years and so the county has decided to include all of its municipalities in their own plan which will then prevent us from having to pay money to get ours updated. That meeting is on March 2nd and I will report back to the Board where we go with it from there.

5. Just be aware this came to us from the police department the Chief and Lieutenant Rader passed it onto me and we put it up on our Facebook. It's amazing that there are new scams everyday trying to take money from people. This one is where you're getting called to say that your utility company and they are coming to shut off your utilities unless you go to CVS and purchase green dot cards and make a payment. It's a scam. Utility companies do not do that, so please pass that on especially to elderly people who might be susceptible to this kind of thing. We appreciate you spreading the word on that. If you get one of these please report it to the police department at 986-5000 and let them handle the investigation.

6. For the Boards information the journal entries that were made this past month I did review them all from the bookkeeper and they were all in order so that's a good thing.

7. Supervisors Corner is published each week in the Warwick Dispatch, with excerpts printed in the Warwick Advertiser. Also please check our Facebook page or our website at www.townofwarwick.org.

PRIVILEGE OF THE FLOOR (AGENDA ITEMS)

There were no comments or questions on the agenda items.

NEW BUSINESS:

#R2016-68 BUILDING PERMIT REFUND- DAVID GREENE

Motion Councilman Gerstner, seconded Councilman Shuback to adopt a resolution to reimburse a partial permit application fee in the amount of \$75.00 to David Greene, 16 Annabelle Lane, Warwick, NY 10990 as per recommendation from Building Inspector's letter dated January 28, 2016.

Motion carried (5 Ayes, 0 Nays) Supervisor declared this resolution duly adopted.

**#R2016-69 DESIGNATION OF DELEGATE & ALTERNATE DELEGATE –
ASSOCIATION OF TOWNS CONFERENCE**

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to designate Michael P. Sweeton, Town of Warwick Supervisor, as the voting delegate to attend the New York State Association of Towns Annual Business Session February 14, 2016 and to cast the vote of the Town of Warwick, pursuant to §6 of Article III of the Constitution and By-Laws of said Association; and James Gerstner, Town of Warwick Councilman, be designated as the Alternate Voting Delegate to cast the vote of the Town of Warwick in the absence of the voting delegate.

Motion carried (5 Ayes, 0 Nays) Supervisor declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated that there is a convention every year starting this weekend in New York City with all the municipalities and towns around New York State. We all come together and agree on issues to press the State Legislature on mandate relief, a lot of various issues, increase aid for roads and infrastructure. We will adopt an agenda then which the association will pursue with our Legislators in Albany to try and get the Legislators and Governor to support. It is important and we are grateful we were able to participate in that.

Supervisor Sweeton – Before I get to the next resolution I would like to introduce to the public Ana Kanz who is here with us tonight. Ana is very shortly to be our new Town Comptroller which we created this position to replace our retiring bookkeeper. The bookkeeper served the town very well for so many years but the position really evolved into something that required additional skills and talent. Each Board member had an opportunity to visit with and interview seven exceptional candidates from the Town of Warwick who were interested in the position and we unanimously agreed that Ana should be our choice and we are glad that she's here tonight.

#R2016-70 APPOINTMENT TOWN COMPTROLLER- ANA KANZ

**Motion Councilman Gerstner, seconded Councilman Shuback to adopt a resolution to appoint Ana Kanz as Comptroller to the Town of Warwick for a two (2) year term effective February 13, 2016.
Motion carried (5 Ayes, 0 Nays) Supervisor declared this resolution duly adopted.**

#R2016-71 AUTHORIZATION TO SIGN MUNICIPAL AGREEMENT AND SUB RECIPIENT AGREEMENTS IN CONNECTION WITH F/Y 2016 COMMUNITY DEVELOPMENT BLOCK GRANTS

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt the following resolution:

RESOLVED, that the Supervisor be, and hereby is, authorized and directed to execute and deliver, on behalf of the Town of Warwick, a Municipal Agreement for F/Y 2016 Community Development Block Grants with the Orange County Office of Community Development.

FURTHER RESOLVED, that the Supervisor be, and he hereby is, authorized and directed to execute and deliver, on behalf of the Town of Warwick, a Sub Recipient Agreement for F/Y 2016 Community Development Block Grants with Warwick Community Bandwagon

FURTHER RESOLVED, that the Supervisor be, and he hereby is, authorized and directed to take all actions, and execute all instruments, reasonably necessary, appropriate or desirable to implement the purpose and intent of the forgoing resolution.

Motion carried (5 Ayes, 0 Nays) Supervisor declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated that the federal government provides funding for certain projects through an agency called HUD and it passes through Orange County. We are members of the Orange County Consortium. We submit projects all the municipalities except the cities in Orange County submit projects to be done. We generally support either the Winslow Organization or the Warwick Community Center here in the village because there are income qualifications that you need to meet to get these funds. We were awarded for the Community Center this year funding and that is what this is for us to sign this agreement.

#R2016-72 SETTLING OF TAX CERTIORARI – VIEWPOINT REALTY CORPORATION

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt following resolution:

WHEREAS, a Petition and Notice of Petition for taxation for the year 2015 (March 1, 2015 Taxable Status Date) for the year 2014 (March 1, 2014 Taxable

Status Date) for the year 2013 (March 1, 2013 Taxable Status Date) and for the year 2012 (March 1, 2012 Taxable Status Date) of the real estate owned by Viewpoint Realty Corporation (the "Petitioner") in the Town of Warwick, County of Orange, State of New York, Tax Map No. 119-1-25, was served upon the Town Assessor and the Board of Assessment Review of the Town of Warwick (the "Respondents") on or about July 27, 2015, July 22, 2014, July 31, 2013 and July 25, 2012, respectively, and

WHEREAS, said Respondents, with the assistance of Beattie & Krahulik ("Special Counsel"), having duly made and filed their Appearance to said Petition, and

WHEREAS, the Respondents have utilized the assistance of Town Assessor to review the assessment placed on said property, and

WHEREAS, the Respondents and said property owners are prepared to enter into an agreement and stipulation of compromise and settlement of their differences in summary as follows:

- (a) The parties have agreed that the 2015 assessment of \$12,600 shall remain at \$12,600 for the year 2015, based upon a Fifteen Percent (15%) equalization rate for that year, and that Petitioner is entitled to a refund for taxes already paid to each of the Town, County and all applicable school districts and special districts, and
- (b) The parties have agreed that the 2014 assessment of \$18,400 should be reduced to \$14,000 for the year 2014, based upon a Fifteen Percent (15%) equalization rate for that year, and that Petitioner is entitled to a refund for taxes already paid to each of the Town, County and all applicable school districts and special districts, and
- (c) The parties have agreed that the 2013 assessment of \$18,400 shall be reduced to \$15,400 for the year 2013, based upon a Fifteen and one half Percent (15.5%) equalization rate for that year, and that Petitioner is entitled to a refund for taxes already paid to each of the Town, County and all applicable school districts and special districts, and
- (d) The parties have agreed that the 2012 assessment of \$18,400 shall be reduced to \$17,000 for the year 2012, based upon a Fifteen Percent (15%) equalization rate for that year, and that Petitioner is entitled to a refund for taxes already paid to each of the Town, County and all applicable school districts and special districts, and

- (e) That the assessment be fixed for three (3) years pursuant to Real Property Tax Law Section 727.

WHEREAS, it appears to be in the best interests of the Town of Warwick to settle said matters as recommended by the Town Assessor and Special Counsel of the Town without further attendant legal and appraisal costs relating to said matters,

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Warwick in regular session duly convened as follows:

The Special Counsel of the Town of Warwick is authorized to consent to entry of appropriate court orders to accomplish said settlement and upon entry of the court orders directing the establishment of assessments for 2012, 2013, 2014 and 2015 as aforesaid to execute stipulations of discontinuance of the said proceedings.

This Resolution shall take effect immediately

Motion carried (5 Ayes, 0 Nays) Supervisor declared this resolution duly adopted.

#R2016-73 SETTLING OF TAX CERTIORARI – ENTRUST NORTH LLC

Motion Councilman Kowal, seconded Councilman DeAngelo to adopt following resolution:

WHEREAS, a Petition and Notice of Petition for taxation for the year 2015 (March 1, 2015 Taxable Status Date) of the real estate owned by Entrust North LLC (the "Petitioner") in the Town of Warwick, County of Orange, State of New York, Tax Map No. 55-1-70.1, was served upon the Town Assessor and the Board of Assessment Review of the Town of Warwick (the "Respondents") on or about July 20, 2015, and

WHEREAS, said Respondents, with the assistance of Beattie & Krahulik ("Special Counsel"), having duly made and filed their Appearance to said Petition, and

WHEREAS, the Respondents have utilized the assistance of Town Assessor to review the assessment placed on said property, and

WHEREAS, the Respondents and said property owners are prepared to enter into an agreement and stipulation of compromise and settlement of their differences in summary as follows:

- (a) The parties have agreed that the 2015 assessment of \$24,000 should be reduced to \$21,000 for the year 2015, based upon a Fifteen Percent (15%) equalization rate for that year, and that Petitioner is entitled to a refund for taxes already paid to each of the Town, County and all applicable school districts and special districts, and
- (b) That the assessment be fixed for three (3) years pursuant to Real

Property Tax Law Section 727.

WHEREAS, it appears to be in the best interests of the Town of Warwick to settle said matters as recommended by the Town Assessor and Special Counsel of the Town without further attendant legal and appraisal costs relating to said matters,

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Warwick in regular session duly convened as follows:

The Special Counsel of the Town of Warwick is authorized to consent to entry of appropriate court orders to accomplish said settlement and upon entry of the court orders directing the establishment of assessments for 2015 as aforesaid to execute stipulations of discontinuance of the said proceedings.

This Resolution shall take effect immediately.

Motion carried (5 Ayes, 0 Nays) Supervisor declared this resolution duly adopted.

#R2016-74 SETTLING OF TAX CERTIORARI – TOLIDA CORPORATION

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt following resolution:

WHEREAS, a Petition and Notice of Petition for taxation for the year 2015 (March 1, 2015 Taxable Status Date) for the year 2014 (March 1, 2014 Taxable Status Date) for the year 2013 (March 1, 2013 Taxable Status Date) and for the year 2012 (March 1, 2012 Taxable Status Date) of the real estate owned by Tolida Corporation (the "Petitioner") in the Town of Warwick, County of Orange, State of New York, Tax Map No. 112-1-12, was served upon the Town Assessor and the Board of Assessment Review of the Town of Warwick (the "Respondents") on or about July 27, 2015, July 22, 2014, July 31, 2013 and July 25, 2012, respectively, and

WHEREAS, said Respondents, with the assistance of Beattie & Krahulik ("Special Counsel"), having duly made and filed their Appearance to said Petition, and

WHEREAS, the Respondents have utilized the assistance of Town Assessor to review the assessment placed on said property, and

WHEREAS, the Respondents and said property owners are prepared to enter into an agreement and stipulation of compromise and settlement of their differences in summary as follows:

- (a) The parties have agreed that the 2015 assessment of \$13,300 shall remain at \$13,300 for the year 2015, based upon a Fifteen Percent (15%) equalization rate for that year, and that Petitioner is entitled to a refund for taxes already paid to each of the Town, County and all applicable school districts and special districts, and**

- (b) The parties have agreed that the 2014 assessment of \$22,000 should be reduced to \$16,000 for the year 2014, based upon a Fifteen Percent (15%) equalization rate for that year, and that Petitioner is entitled to a refund for taxes already paid to each of the Town, County and all applicable school districts and special districts, and**
- (c) The parties have agreed that the 2013 assessment of \$22,000 shall be reduced to \$18,000 for the year 2013, based upon a Fifteen and one half Percent (15.5%) equalization rate for that year, and that Petitioner is entitled to a refund for taxes already paid to each of the Town, County and all applicable school districts and special districts, and**
- (d) The parties have agreed that the 2012 assessment of \$22,000 shall be reduced to \$20,000 for the year 2012, based upon a Fifteen Percent (15%) equalization rate for that year, and that Petitioner is entitled to a refund for taxes already paid to each of the Town, County and all applicable school districts and special districts, and**
- (e) That the assessment be fixed for three (3) years pursuant to Real Property Tax Law Section 727.**

WHEREAS, it appears to be in the best interests of the Town of Warwick to settle said matters as recommended by the Town Assessor and Special Counsel of the Town without further attendant legal and appraisal costs relating to said matters,

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Warwick in regular session duly convened as follows:

The Special Counsel of the Town of Warwick is authorized to consent to entry of appropriate court orders to accomplish said settlement and upon entry of the court orders directing the establishment of assessments for 2012, 2013, 2014 and 2015 as aforesaid to execute stipulations of discontinuance of the said proceedings.

This Resolution shall take effect immediately.

Motion carried (5 Ayes, 0 Nays) Supervisor declared this resolution duly adopted.

#R2016-75 SETTLING OF TAX CERTIORARI – AMERICAN TOWERS LLC

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt following resolution:

WHEREAS, a Petition and Notice of Petition for taxation for the year 2015 (March 1, 2015 Taxable Status Date) and for the year 2014 (March 1, 2014 Taxable Status Date) of the real estate owned by American Towers LLC (the "Petitioner") in the Town of Warwick, County of Orange, State of New York, Tax Map No. 64-1-44, was served upon the Town Assessor and the Board of Assessment Review of the Town of Warwick (the "Respondents") on or about July 29, 2015 and August 5, 2014, respectively, and

WHEREAS, said Respondents, with the assistance of Beattie & Krahulik (“Special Counsel”), having duly made and filed their Appearance to said Petition, and

WHEREAS, the Respondents have utilized the assistance of Town Assessor to review the assessment placed on said property, and

WHEREAS, the Respondents and said property owners are prepared to enter into an agreement and stipulation of compromise and settlement of their differences in summary as follows:

- (a) The parties have agreed that the 2015 assessment of \$98,800 should be reduced to \$90,000 for the year 2015, based upon a Fifteen Percent (15%) equalization rate for that year, and that Petitioner is entitled to a refund for taxes already paid to each of the Town, County and all applicable school districts and special districts, and**
- (b) The parties have agreed that the 2014 assessment of \$98,800 should be reduced to \$90,000 for the year 2014, based upon a Fifteen Percent (15%) equalization rate for that year, and that Petitioner is entitled to a refund for taxes already paid to each of the Town, County and all applicable school districts and special districts, and**
- (c) That the assessment be fixed for three (3) years pursuant to Real Property Tax Law Section 727.**

WHEREAS, it appears to be in the best interests of the Town of Warwick to settle said matters as recommended by the Town Assessor and Special Counsel of the Town without further attendant legal and appraisal costs relating to said matters,

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Warwick in regular session duly convened as follows:

The Special Counsel of the Town of Warwick is authorized to consent to entry of appropriate court orders to accomplish said settlement and upon entry of the court orders directing the establishment of assessments for 2014 and 2015 as aforesaid to execute stipulations of discontinuance of the said proceedings.

This Resolution shall take effect immediately.

Motion carried (5 Ayes, 0 Nays) Supervisor declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated that under real property laws commercial entities, any entity can contest their assessment and they have to file three consecutive years after which they can go to court. We try to settle those because going to court is costly. The total of these four assessments reductions will cost the town only about \$800 so it really makes sense to do it.

**#R2016-76 APPOINTMENT OF PART TIME DPW SEASONAL LABORER –
SHANE RIVERA**

Motion Councilman Shuback, seconded Councilman Gerstner to adopt a resolution to appoint Shane Rivera as a part time DPW laborer at a rate of pay of \$10.70 per hour effective February 13, 2016.

Motion carried (5 Ayes, 0 Nays) Supervisor declared this resolution duly adopted.

**#R2016-77 AUTHORIZE COMMISSIONER OF DEPARTMENT OF PUBLIC
WORKS TO SIGN AGREEMENT WITH NEW YORK STATE
DEPARTMENT OF TRANSPORTATION**

Motion Councilman Shuback, seconded Councilman DeAngelo to Authorize Department of Public Works Commissioner to sign Shared Service Agreement with New York State Department of Transportation (NYSDOT) to allow the sharing of resources during the event of an emergency.

Motion carried (5 Ayes, 0 Nays) Supervisor declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated that this is a new policy that came to us from the state in the event that the Governor doesn't declare a disaster it doesn't rise to that level, they want to know if we are interested in entering an agreement if they had an issue and needed a piece of equipment from us we can loan it to them. If we needed something we could get it from them. It makes sense and the Commissioner agrees so we are going to authorize him to sign it.

BILLS: Motion Councilman DeAngelo, seconded Councilman Gerstner to pay the bills as audited. Motion Carried (5 ayes, 0 nays)

PRIVILEGE OF THE FLOOR (GENERAL)

Rodger Friedman – Resident, Sterling Pines – I live at the far edge of the Town of Warwick. We are closer to the town of Tuxedo but we are as much citizens of Warwick as if we lived on West Street. We want to have a voice here and be here. We noticed our taxes went up last year and all the villages went down. That is something that we want to have a voice about in the future. We are also affected by the new construction going on inside Sterling Forest State Park. I'm a member of the board of directors of our homeowners association of Sterling Pines and also co-chair of the Sterling Forest Park Commission and we care very deeply about Sterling Forest State Park. The Watchtower construction there every time I've discussed this with you Mr. Supervisor or Laura Barca I'm told that they are within spec or the plan. Their presences at Sterling Forest State Park is degrading with traffic, the broadcasting of light, dust and noise. The issue I want to bring up tonight is the light. Sterling Forest is in the Town Conservation Overlay District which has rules about light trespass. Currently the lights of the Watchtower project are so bright that you can see them from my house and several of my neighbor's houses which are three miles from the actual project. We want the Town Board and Ms. Barca to assure us

that when construction is complete we won't see those lights. My neighbors have complained to me as a board member that this is interfering with their pleasure of their homes. I wanted to introduce myself tonight and bring up those issues and we will be here in the future.

Supervisor Sweeton – We appreciate you coming and just so you know their plan that was approved involved also approval of their lighting to comply with our ordinance, so we will confirm that upon completion that it does conform with that and if it doesn't they will get cited. I'm sure what you're seeing now is temporary lighting for the work.

Rodger Friedman – I did see in the building laws the restrictions don't comply during construction which is the case now.

Supervisor Sweeton – And we will confirm that it does because there is a plan and it does show exactly what they said they are going to have and we will make sure that they do.

Rodger Friedman – Thank you.

Supervisor Sweeton – You are very welcome and we do know where Sterling Pines is by the way. We haven't forgotten you don't worry.

**ADJOURN: Motion Councilman DeAngelo, seconded Councilman Gerstner that the regular meeting be adjourned. Motion Carried (5 ayes, 0 nays) 8:03 p.m.
02-11-16 CP.**

Eileen Astorino, Town Clerk