

March 24, 2016

The regular meeting of the Town Board of the Town of Warwick was held on Thursday, March 24, 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, William Roe
Police Lieutenant, John Rader

Supervisor Sweeton asked the Town Board and the public to pause for a moment of silence in memory of Stan Linton who was a long time employee of the Town of Warwick and for the victims of the terrorist attack in Brussels.

ACCEPTANCE OF MINUTES

1. Regular Meeting, March 10, 2016

Motion Councilman DeAngelo, seconded Councilman Gerstner to accept the minutes as written from the Regular Meeting held on March 10, 2016.

Motion Carried (5 ayes, 0 nays)

CORRESPONDENCE:

SUSAN FERRO - Executive Director, Winslow Therapeutic Riding Center. Letter to Supervisor and Town Board requesting help with two (2) projects. 1. \$50,000 to purchase 2500' of white PVC fencing material and 2. \$50,000 to purchase a John Deere (MY2015) 5055E Utility Tractor.

KAREN E. BOWER – Warwick Valley High School Crew Team – Letter to the Town Board requesting approval for the use of the Thomas P. Morahan Waterfront Park for their annual Crew Regatta to be held on Wednesday May 18, 2016 (Rain date May 19th) from 12:00 p.m. until 8:00 p.m.

MARTHA BOULANGER – Orange County Planning Department, Memo inviting Municipal Officials to attend a seminar on Tree Planning in your Municipality and Stormwater Management Programs on Wednesday March 30th at 7pm at Orange County Emergency Services Center, 22 Wells Farm Road, Goshen, NY 10924. FREE & OPEN TO THE PUBLIC

GARY BERNSTEIN – Mid-State Lumber Corp. – Letter to Supervisor and Town Board requesting a reduction or elimination of Town fees associated with the reconstruction of the facility located at 270 Kings Highway, Warwick, NY. After the fire and loss of equipment the reconstruction costs are greater than the insurance will provide. The reduction or elimination will aid in the process of rebuilding.

SUZYN BARRON – President, Warwick Valley Humane Society – Letter to Town Board recommending Cheryl Esposito for a part time position as an animal control officer.

ALLAN C. FIX – ISA Certified Arborist #NJ-1101A, NJ Certified Tree Expert #605, 7 Striper Way, NY 10990 Letter to Supervisor and Town Board expressing an interest in serving as a member of the Town of Warwick Tree Commission.

ORANGE & ROCKLAND UTILITIES - One Blue Hill Plaza, Pearl River, NY 10965. Memo to remind residents to DIG safely. NY offers free video to prep for a safe digging season. Hitting and damaging underground lines can result in death, injury, fines, arrests, property damage and a sizeable repair bill from O&R. Not to mention the inherent danger faced by municipalities' first responders. That's why you must call 811 two to 10 days prior to ANY digging activities. Remember, if you smell gas at any time, leave the area immediately and call O&R's Gas Emergency Hotline at 1-800-533-LEAK (1-800-533-5325) or 911.

KAREN THOMAS – Executive Director, Warwick Community Bandwagon, Inc. Letter to Supervisor and Town Board requesting an additional HUD/OCCD 2017 funding of \$115,000.00 to continue renovating and upgrading the facility located at 11 Hamilton Ave.

LAWRENCE MORAN –A resident of the Town of Warwick 10990. Letter to Supervisor and Town Board requesting to fill the vacancy on the Board of Assessment Review.

SUE BAHREN – Commissioner, Board of Elections, 75 Webster Ave. PO Box 30 Goshen, NY 10924, Press Release to Orange County Voters who will be out of the County on Presidential Primary Day, Tuesday, April 19, 2016. Voters may request an Absentee Ballot by calling the Orange County Board of Elections at 845-360-6500, by email elections@orangecountygov.com or the following website: orangecountygov.com/elections. The last day to postmark application for ballot is TUESDAY, APRIL 12, 2016. Voters can also obtain a ballot in person at the Board of Elections office in Goshen between the hours of 9:00am to 5:00pm, Monday thru Friday until April 18, 2016.

WAYNE STEVENS – Building Inspector, Town of Warwick, Letters to Town Supervisor and Town Board members requesting that of a permit fee of \$215.00 for part of permit number 24118 and a permit fee of \$145.00 for part of permit number 23482 for solar panels be refunded back to Rebecca Holt of NRG Solar, 614 Corporate Way Suite 4 Valley Cottage, NY 10989.

BOARD’S DISCUSSION ON CORRESPONDENCE

Supervisor Sweeton stated that we mentioned the letters from the people who are recommending for the Community Development. We have a letter from Gary Bernstein from Mid-State Lumber requesting we waive the fee for the rebuilding of the buildings lost due to a fire. We’ve done that historically for anyone in the town who has lost a structure to a fire. We also received a letter from Sue Bahren who is one of the Commissioners from Board of Elections stating to all Orange County Voters who will be out of the County on Presidential Primary Day which is Tuesday, April 19th voters may request an absentee ballot by calling the Orange County Board of Elections at 845-360-6500 or by email at elections@orangecountygov.com or the following website at orangecountygov.com/elections. The last day to postmark your application for a ballot is Tuesday, April 12th, 2016. Voters can also obtain a ballot in person at the Board of Elections Office in Goshen between the hours of 9:00 a.m. to 5:00 p.m. Monday thru Friday until April 18th, 2016. They have a beautiful new facility there and they are always willing to help. If you think you’re going to be away please get your absentee ballot it’s important.

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>
Catch Basins	Pine Drive	Clean Basins	
Ditch Work	Cascade Road	Clean ditches	
Tree Work	Foley Road	Clear roadsides	
	Jessup Road	Clear roadsides	
	State School Road	Clear roadsides	
Pot Holes	Town Wide	As needed	
Road Signs	Town Wide	As needed	
Mail Boxes	Town Wide	As needed	

ENVIRONMENTAL CONSULTANTS REPORT

PARKS DEPARTMENT

COUNCILMAN DE ANGELO REPORT

1. I have some items from the Warwick Valley Humane Society. “April is Raise Awareness to Prevent Cruelty to Animals Month.” There is a Go Orange for Animals to help prevent cruelty and raise awareness during the month of April. The Warwick Valley Humane Society will offer lapel ribbons for a \$1 each and ribbons for display for \$3 each. They are available for purchase at the shelter from 12:00 p.m. until 4:00 p.m. during their public hours. Orange Awareness T-shirts will be available for purchase at Town Hall for \$20 each. Thank you to Warwick Police Department Officer Kozlowski for her art design for April 2016 Cruelty Awareness Month and to Barney Lopalito of Blanket Boss for his time and donation of screen printing fee for the shirts. All funds raised to help support the Warwick Valley humane Society Princess Cruelty Fund. Our gratitude to Melissa Stevens the Deputy Town Clerk of Warwick Town Hall for coordinating the Cruelty Awareness T-shirt Campaign Drive. Please contact Melissa at 845-986-1124 to place your order. Deadline for the orders is March 31st. Track 7 Postal Center teams up with the Warwick Valley Humane Society with Ribbon Rescue. Two ribbon rescue boards will be loaded with pledge cards and placed in the Village of Warwick for the month of April. The pledge cards offer our community to purchase a year’s supply of pate cat food, bleach, laundry detergent, paper towels and paper plates just to name a few. Cash donations are also welcomed with pledges starting at \$10. Upcoming events, on Friday, April 1st from 7:00 p.m. to 9:00 p.m. there is an art show by artist Jody Whitsell at the Village Billiards on Main Street. On Monday, May 9th at the Warwick Foot Tea Spa & Bar is hosting a Golf Outing to benefit the Warwick Valley Humane Society at the Mansion Ridge Golf Course with a gunshot start at 9:00 a.m. Please contact Joann at 986-7174 to be a sponsor or a golfer. There is a rabies clinic on April 10th from 10:00 a.m. to 12:00 p.m. for cats and dogs for \$15 per pet for a one year rabies vaccine. The next rabies clinic will be June 12th. On May there is an acupuncture clinic from 11:00 a.m. until 4:00 p.m. for \$25 for 25 minutes. Please note that appointments are required and please call 845-986-2473. They have of wish list for canned cat food or pate, bleach, pine pellets and paper towels.

Lieutenant Rader – We want to commend the Officers who were on duty Tuesday evening for a traffic stop they arrested the vehicle operator for driving while the ability impaired with drugs and seized 98 packets of heroin that was purchased in Patterson and was heading into our area. They did excellent work the other night trying to curb this heroin coming into the area.

Councilman DeAngelo – They should be commended for that, thank you.

COUNCILMAN KOWAL REPORT

1. Spring is here and the parks are beginning to open up a little bit. Commissioner Roe tells me the bathrooms are open in all the parks. I went out tonight to see the new parking lot for the dog park. It has become more popular than I thought it would be with 7 cars in the parking lot taking advantage of the nice weather. The athletic field in the back is coming along really well. I was walking

around there tonight and the grass has become really robust. Maybe with limited practice here and there and we thank the athletic teams for being patient with us we can get one more season out of it and make it a more durable surface for their sports. I took soil samples into a fertilizer facility from the athletic field in Greenwood Lake and we will see if it needs anything to help that come along better. Mickey Shuback told me a while back there was a lot of clover growing in the grass and that might be a sign that it needs lime. We will do some tests and see if it will help that along. The floating dock is back in Wickham Woodlands Park and I'm looking forward to another great summer and people enjoying our parks.

Councilman Shuback – Russ when there's clover you defiantly need the lime because the PH has declined and you need it over 6.

Councilman Kowal – We will get the results from this test and see what we need.

COUNCILMAN GERSTNER REPORT

1. The Warwick Fire Department in the Village of Warwick will be holding their annual Easter Egg Hunt this Saturday, March 26th at 10:00 a.m. at Memorial Park and I would like to wish everyone a Happy Easter.

COUNCILMAN SHUBACK REPORT

1. With the mild winter the town has been able to do a lot more tree work then Anticipated. In addition we spent less money on salt and gravel and got more done. There are still potholes but they will be with us forever.

ATTORNEY'S REPORT – Absent

TOWN CLERK'S REPORT

1. Requests for proposal for repair of all cracks and damaged areas on ceilings and walls at The Wickham Woodland Manor (formally known as the Quality of Life Building):

Bill Otens Painting
Interior /Exterior
17 Hickory Hill Drive
Warwick, N.Y. 1099
845-987-0501
Bid Proposal \$2,480.00

Tom Mance
Property Maintenance
468 Ridgebury Road
Slate Hill, New York 10973
845-800-1592
Bid Proposal \$2,500.00

Mark Giza
2 Rose Street Ext.
Florida, N.Y. 10921
845-325-2440
Bid Proposal \$2,350.00

Supervisor Sweeton – We hope to have that open to rent for activities starting around the 15th of April. It's coming together and our crews are working on it as well.

SUPERVISORS REPORT

1. Warwick Micro-grid Stage 1 Project update, we had a wrap-up session with the Micro-grid Institute which was our partner on the grant along with the Village of Warwick and Bon Secour Hospital. This was a NYSERDA Grant a competitive grant which we were awarded for stage 1 and that was to develop the concept of providing redundancy and standalone ability for providing power to critical facilities here in the town, the village and in conjunction with St. Anthony's in an event that we have another hurricane we would be able to continue operation for an extended period of time without power being supplied by the utilities. I'm happy to report the resulting work done during that grant showed that it was feasible to do and now we anticipate that when NYSERDA issues their stage 2 round that we'll be competitive in getting that grant which would allow us to do the physical engineering and design of a system to do it exactly what we're shown to be feasible. We are excited about that.

2. I want to let the Board and the public know that the Village of Greenwood Lake and the Town have been actively involved in supporting efforts to keep the lake clean. One of the issues that's risen over the years is runoff from the mountain down 17A the state road and finding its way into the lake. We reached out to Senator Bonacic Office and we were very thankful that they were able to arrange a meeting with the DOT and DEC for us in about a week in the Village of Greenwood Lake. They obviously also have an obligation under their own regulations which is MS4 and that area of the town is designated as MS4 area. We have an obligation every year to do a report on our efforts on monitoring and work that we do to ensure that we don't discharge into the lake as much as possible. They also have that obligation and that was one of the things we pointed out to them, so we are excited that they are coming to discuss it with us.

3. I want to report I attended a Town Emergency Services meeting that happens quarterly with all of our emergency services. Lieutenant Rader was there and he handles a lot of the effort for us here in the town. They're planning on exercises in the coming year that would prepare all of our emergency services for a varied different amount of emergency events that could occur in the town. We will make the public aware as these things go on so that they know its just a drill but it's just to let everyone know even in our small corner of New York we're working on these efforts to be prepared. I commend the services and they are all there and eager to participate, train and be ready for these things and God forbid they don't happen but we'll be ready.

4. I received a letter from Orange County Agriculture and Farmland Protection Board to remind everyone that it's that time of year when the Annual Agricultural District Review are held by the County for Ag Districts 1&2. We are in Ag District 2 and the time period for open enrollment is March 1st to March 31st so it's a reminder that, that door is rapidly closing. If your property is viable for

farming it doesn't have to be getting a farm exemption but it's viable for farming. You can ask to be included in the Ag District and there is a form available in my office and also on the county website for someone who wants to submit their property for review by the county to be included.

5. Supervisors Corner is published each week in the Warwick Dispatch, with excerpts printed in the Warwick Advertiser.

PRIVILEGE OF THE FLOOR (AGENDA ITEMS)

There were no comments or questions on the agenda items.

NEW BUSINESS:

#R2016-90 SCHEDULE PUBLIC HEARING – PROPOSED LOCAL LAW TO AMEND CHAPTER 106 ENTITLED PARKS

Motion Councilman Gerstner, seconded Councilman Shuback to adopt a resolution to schedule a public hearing to amend the Code of the Town of Warwick, Chapter 106 entitled Parks. Said public hearing to be held at 7:15 on April 14, 2016, or as soon thereafter as the matter may be heard at the Town Hall, Town of Warwick.

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

Discussion: Supervisor Sweeton stated that this is for setting the public hearing and this is anticipation when we reopen the former Quality of Life Building that residents may want to rent. It has been used in the past for weddings and events and that there may be anticipation that someone wants to be able to have alcohol at that. Currently our code prevents it so we are actually giving that ability provided there's a special event permit and the insurance requirements are met. I vetted the local law with our insurance people and attorneys and we will have the hearing next month and see where it goes.

#R2016-91 WAIVE BUILDING DEPARTMENT FEE- MID-STATE LUMBER CORP.

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to waive all but Building Department permit fee of \$100 and Septic review fees as per Town Board recommendation.

Motion carried (5 ayes, 0 nays) Supervisor declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated that this is for the Mid-State Lumber building and we've done this in the past for other buildings that have burned and we are glad that they are reinvesting in the community.

#R2016-92 APPOINT PART TIME ANIMAL CONTROL OFFICER – CHERYL ESPOSITO

**Motion Councilman DeAngelo, seconded Councilman Gerstner to adopt a resolution to appoint Cheryl Esposito as a part time Animal Control Officer as per recommendation from President of Humane Society Suzyn Barron.
Motion carried (5 ayes, 0 nays) Supervisor declared this resolution duly adopted.**

#R2016-93 PROCLAMATION – BUILDING SAFETY MONTH (MAY)

Motion Supervisor Sweeton, seconded Councilman Gerstner to Proclaim the Month of May 2016 as Building Safety Month.

WHEREAS, our (Town's) continuing efforts to address the critical issues of safety, energy efficiency, water conservation, and resilience in the built environment that affect our citizens, both in

everyday life and in times of natural disaster, give us confidence that our structures are safe and sound, and;

WHEREAS, our confidence is achieved through the devotion of vigilant guardians—building safety and fire prevention officials, architects, engineers, builders, trades people, laborers and others in the construction industry—who work year-round to ensure the safe construction of buildings, and;

WHEREAS, these guardians—dedicated members of the International Code Council—use a governmental consensus process that brings together local, state and federal officials with expertise in the built environment to create and implement the highest-quality codes to protect Americans in the buildings where we live, learn, work, worship, play, and;

WHEREAS, the International Codes, the most widely adopted building safety, energy and fire prevention codes in the nation, are used by most U.S. cities, counties and states; these modern building codes also include safeguards to protect the public from natural disasters such as hurricanes, snowstorms, tornadoes, wildland fires, floods and earthquakes, and;

WHEREAS, Building Safety Month is sponsored by the International Code Council, to remind the public about the critical role of our communities' largely unknown guardians of public safety—our local code officials—who assure us of safe, efficient and livable buildings, and;

WHEREAS, “Building Codes: Driving Growth through Innovation, Resilience and Safety” the theme for Building Safety Month 2016, encourages all Americans to raise awareness of the importance of building safe and resilient construction; fire prevention; disaster mitigation, water safety and conservation; energy efficiency and new technologies in the construction industry. Building Safety Month 2016 encourages appropriate steps everyone can take to ensure that the places where we live, learn, work, worship and play are safe and sustainable, and recognizes that countless lives have been saved due to the implementation of safety codes by local and state agencies, and,

WHEREAS each year, in observance of Building Safety Month, Americans are asked to consider projects to improve building safety and sustainability at home and in the community, and to acknowledge the essential service provided to all of us by local and state building departments, fire prevention bureaus and federal agencies in protecting lives and property.

NOW, THEREFORE, I, Michael P. Sweeton, Supervisor, of the Town, of Warwick, do hereby proclaim the month of May 2016 as Building Safety Month. Accordingly, I encourage our citizens to join with their communities in participation in Building Safety Month activities.

Motion carried (5 ayes, 0 nays) Supervisor declared this resolution duly adopted.

**#R2016- 94 APPOINTMENT OF WARWICK TREE COMMISSION
MEMBER – ALLAN C. FIX**

Motion Councilman Shuback, seconded Councilman Gerstner to adopt a resolution to appoint Allan C. Fix as a member of the Town of Warwick Tree Commission.

Motion carried (5 ayes, 0 nays) Supervisor declared this resolution duly adopted.

**#R2016-95 AUTHORIZATION FOR USE OF THOMAS P. MORAHAN
WATERFRONT PARK FOR ANNUAL CREW REGATTA –
WARWICK VALLEY HIGH SCHOOL CREW TEAM**

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to authorize the use of the Thomas P. Morahan Waterfront Park from 12:00 p.m. to 8:00 p.m. on Wednesday May 18, 2016 to the Warwick Valley High School Crew Club for their annual Crew Regatta subject to adequate port-a-johns, traffic control, certified lifeguards, safety launch boats, trash removal and overflow parking plans. Application and Certificate of Insurance are on file in the Clerk's office.

Motion carried (5 ayes, 0 nays) Supervisor declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated that they have done this for the past few years and have been very successful and they bring lots of folks around from all over.

**#R2016-96 AUTHORIZATION FOR WARWICK VALLEY PILOT'S
ASSOCIATION TO OBTAIN BUILDING PERMIT FOR HANGER**

Motion Councilman DeAngelo, seconded Councilman Kowal to adopt a resolution to authorize the Warwick Valley Pilot's Association to obtain a

building permit for the erection of a 50'by 50' hanger consistent with the Warwick Municipal Airport Master Plan as revised.

Motion carried (5 ayes, 0 nays) Supervisor declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated that this similar to the one they built a year or two ago and did a great job with that.

#R2016-97 AUTHORIZATION TO SIGN MEMORANDUM OF UNDERSTANDING AGREEMENTS FOR AMBULANCE SERVICES – WARWICK COMMUNITY AMBULANCE SERVICES, INC., GREENWOOD LAKE AMBULANCE, INC. AND PINE ISLAND AMBULANCE CORPS, INC.

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to authorize the Supervisor to sign the Memorandum of Understanding Agreements for ambulance services with the Warwick Community Ambulance Services, Inc., Greenwood Lake Ambulance, Inc. and the Pine Island Ambulance Corps, Inc. for the year 2016.

Motion carried (5 ayes, 0 nays) Supervisor declared this resolution duly adopted.

Discussion: Supervisor Sweeton thanked all the agencies for providing this service and for doing a great job who are all volunteers and we appreciate it.

#R2016-98 AUTHORIZATION TO SUPPORT THE GREENWOOD LAKE BI-STATE COMMISSION- LAKE DRAWDOWN

Motion Councilman DeAngelo, seconded Councilman Gerstner to approve the Greenwood Lake Bi-State Commissions request in accordance with the Greenwood Lake Water Level Management Plan to conduct a drawdown of Greenwood Lake starting October 11, 2016 – February 15, 2017 for purposes of weed exposure and dock/bulkhead repairs.

Motion carried (5 ayes, 0 nays) Supervisor declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated that the town will apply for a blanket permit so residents can simply just get a building permit to repair their docks and things and we will advertise that as we approach the time.

#R2016- 99 ACCEPT BID CEILING & WALL REPAIR – WICKHAM WOODLAND MANOR

Motion Councilman Shuback, seconded Councilman Gerstner to adopt a resolution to accept a bid from Mark Giza, 2 Rose Street, Florida, NY 10921 for

**repair of all cracks and damaged areas on ceilings and walls not to exceed \$2,350.00.
Motion carried (5 ayes, 0 nays) Supervisor declared this resolution duly adopted.**

**#R2016-100 BUILDING DEPARTMENT PERMIT REFUND – NRG HOME
SOLAR**

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to authorize the refund of \$360.00 for Building Department permits numbered 23482 and 24118 for solar panels to NRG Home Solar, 614 Corporate Way Suite 4, Valley Cottage, NY 10989 as per recommendation of the Building Inspector.

Motion carried (5 ayes, 0 nays) Supervisor declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated that these were for permits for homeowners who decided not to go forward with the projects.

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

PRIVILEGE OF THE FLOOR (GENERAL)

No comments were made under the privilege of the floor by the Town Board or the public.

**ADJOURN: Motion Councilman DeAngelo, seconded Councilman Gerstner that the regular meeting be adjourned. Motion Carried (5 ayes, 0 nays) 7:56 p.m.
03-24-16 CP.**

Eileen M. Astorino, Town Clerk