

August 15, 2013

The regular meeting of the Town Board of the Town of Warwick was held on Thursday, August 15, 2013 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  
Deputy Supervisor Gerstner  
Councilman Floyd DeAngelo  
Councilman Russell Kowal  
Councilman Mickey Shuback

Town Attorney, John Hicks – Absent  
Deputy DPW Commissioner, William Roe

**PRESENTATION BY DR. RICHARD HULL**

to Michael Moore an undergraduate student with a history major who worked in the Warwick Historical Archives and also helped me on a project that involves the history of stone working in Warwick in prehistoric times to the present that will lead to an exhibition to be held at the Town Hall on September 16<sup>th</sup>. I, as the Town of Warwick Historian, would like to award this new award at least once a year to one person “The John Hawthorne Fellow in Community History”. Also since he is interested in the history of the American Revolution he received a medal that says the United States Bicentennial 1776-1976 Town of Warwick, New York.

**ACCEPTANCE OF MINUTES**

**1. Regular Meeting, July 18, 2013**

Motion Councilman DeAngelo, seconded Councilman Shuback to accept the minutes as written from the Regular Meeting held on July 18, 2013.

Motion Carried (5 ayes, 0 nays)

**CORRESPONDENCE:**

**JENNIFER L. CROVER – Supervisor of Transportation, Town of Warwick Dial-A-Bus – Letter to the Supervisor requesting permission to attend the 2013 NYPTA Transit conference from September 10-12<sup>th</sup> 2013 in Saratoga Springs, New York.**

**THOMAS F. MCGOVERN JR. – Chief of Police, Town of Warwick – Memo to the Town Board requesting a budget transfer of a check received from Village of Suffern into Police Training (B02-3120.480) in the amount of \$150.00.**

**ROLAND PAFFENROTH – Adjutant, Polish Legion of American Veterans Post 16, 16 Legion Road, Pine Island, NY 10969 – Letter to the Supervisor requesting their application for a building permit in the amount of \$327.00 be refunded since the P.L.A.V. is a not-for-profit organization.**

**REUBEN KLINE – Gran Fondo National Championship Series – Letter to the Town Clerk thanking her for her contribution to make the inaugural NJ Highlands Gran Fond held on June 9<sup>th</sup> a success.**

**LAURA A. BARCA, P.E. – Project Manager, HDR, Eastgate Corporate Park, 7 Coates Drive, Suite 2, Goshen, NY 10924 – Letter to the Supervisor Letter requesting the release of the balance of the Letter of Credit for Old World Estates in the amount of \$70,000 to George Rhein of G. Rhein Builders, Inc.**

**BOARD’S DISCUSSION ON CORRESPONDENCE**

**Supervisor Sweeton stated that there will be a motion later under request of the Polish Legion of American Veterans to forgo their building permit fee.**

**VISITING ELECTED OFFICIALS**

**REPORTS OF BOARDS AND COMMISSIONS**

**COMMITTEE REPORTS**

**ENVIRONMENTAL CONSULTANTS REPORT**

**DEPARTMENT OF PUBLIC WORKS**

<b><u>WORK BEING DONE</u></b>	<b><u>LOCATION</u></b>	<b><u>REASON FOR WORK</u></b>
CATCH BASINS	Old Brook Ln.	Repair basin
	Cortland Dr.	Repair basins
DITCH WORK	Belcher Rd.	Clean ditches
	Distillery Rd.	Clean ditches
CHIP SEAL	Town wide	As needed
	State School Rd.	Take down dead tree
TREE WORK		
POT HOLES	Town wide	As needed
ROAD SIGNS	Town wide	As needed
WATER DEPT.	Lake Trail	Repair water line

**COUNCILMAN DE ANGELO REPORT**

1. For the month of July 2013 the Post Report is as follows: Greenwood Lake had 243 calls, the Town outside the Village had 796 calls, Pine Island had 323 calls and the Village of Warwick had 675 calls for a total of 2,037 calls for the month of June 2013.

2. The Warwick Valley Humane Society wants to thank the Apple Valley Pharmacy for hosting an event. They had a Merchants Square Side Walk Fundraiser on Saturday, August 10<sup>th</sup> and they got a lot of much needed food, donations, supplies and monetary gifts. They want to thank the Apple Valley Pharmacy on Merchants Square for hosting the event and to all the merchants for their generosity and donations.

3. Saturday, August 17<sup>th</sup> is International Homeless Animals Day and the shelter will be holding a silent candlelight vigil at the Village Green in the Village of Warwick at 9:00 p.m. and flameless candles will be distributed. T.A.R.A., the Animal Rights Alliance, will be at the Warwick Valley Humane Society on August 17<sup>th</sup> for spay and neutering. For Warwick residents it is \$60 per cat and for another \$10 you can get spay/neutering, rabies vaccine, ear cleaning and nails trimmed. They also offer a distemper vaccine, flea and tick treatment, de-wormer and micro-chipping and they all have different pricing.

4. The next acupuncture clinic will be September 8<sup>th</sup> by appointment only.

5. On October 12<sup>th</sup> they are going to have the annual 5K 4 Paws Run and Dog Walk that will be held in Warwick and they are looking for runners. You can register at the Warwick Humane Society at [www.wvhumane.org](http://www.wvhumane.org) or stop in the shelter for registration forms.

6. They are also in need of food supplies and cleaning supplies so if you can find it in your hearts to donate it would be greatly appreciated.

## **COUNCILMAN KOWAL REPORT**

1. The local parks are in full swing, nice and green because of all the rain and cool weather we've had and very well maintained as always. The week before last my wife and I went over to the Pine Island Park and watched the screening of "The Smurfs" that the Pine Island Recreation Committee had. There were about 100 adults and children there and it was a nice thing; we enjoyed it.

2. The rope has been installed at the Thomas P. Morahan Beach to remind people that when there are no lifeguards there the beach is closed and no swimming is allowed.

3. I attended the Florida Family Funfest this past Sunday and it was a great day for that. There were a lot of local vendors with good food and music.

4. On September 1<sup>st</sup> at the Polish Legion of American Veterans Jimmy Sturr will be hosting the 7<sup>th</sup> Annual Onion Eating Contest which is sponsored by the Pine Island Chamber of Commerce and the Local Vegetable Growers and Farm Bureau. I'm looking forward to it; it's always fun to watch the people eating the onions.

## COUNCILMAN GERSTNER REPORT

1. As the summer season comes to a close our beach will be closing soon so I urge our residents to get out and enjoy our wonderful beach over in Greenwood Lake. We had a great year this year over at the beach and get to it while you can because it will be closing soon. I want to thank Billy and all the guys and girls for all their work.

## COUNCILMAN SHUBACK REPORT

1. The DPW was involved in repairing a water main break in Greenwood Lake and I must say they repaired it in a short period of time because it was reported yesterday and today it's all repaired.

2. We finally got our new DPW truck with the snowplow. It was six months later than we anticipated because they had problems with parts and whatnot but we finally got it last week and we will have it for this winter.

## ATTORNEY'S REPORT

## TOWN CLERK'S REPORT

1. **Fees Collected – Month of July** – Wickham Lake Permit Fees, Resident, \$180.00; Wickham Lake Permit Fees, Non-Resident, \$150.00; Wickham Lake Additional Stickers, \$34.00; Wickham Lake Key Replacement, \$40.00; Wickham Lake Permit Resident Renewal, \$110.00; Wickham Lake Permit Non-Resident Renewal, \$40.00; Public Entertainment Permit, \$100.00; Certified Marriages, \$190.00; Photocopies, \$2.25; Interest in Checking Account for Month of June, \$0.79; Dog Impoundments, \$510.00; Town Park Pavilion Fees, \$125.00; Athletic Field Permit Fee, \$50.00; Marriage License Fees, \$455.00; Conservation License Fees, \$22.47; Dog Licenses Issued/Renewed, \$1,884.00; Use of Room Fees, \$380.00; Registrar Fees, \$920.00; Sale of Used Police Vehicle, \$333.92; Waterfront Park Daily NR Passes, \$5,990.00; Waterfront Park Daily R Passes, \$7,040.00; Waterfront Park NR Senior Season Passes, \$120.00; Waterfront Park R Adult Season Passes, \$200.00; Waterfront Park R Child Season Passes, \$150.00; Waterfront Park R Family Season Passes, \$3,080.00; Waterfront Park R Senior Season Passes, \$225.00; Waterfront Park Commercial Passes, \$120.00; Beach Vendor Permits, \$300.00; Town Park Deposits, \$200.00; Waterfront Park Group Deposit, \$150.00. **Total Fees Collected: \$25,972.96**

2. **Fees Paid – Month of July** – New York State Dept. of Ag and Markets for Spay/ Neuter Program, \$231.00; New York State Dept. of Health for Marriage Licenses, \$585.00; New York State Dept. of Environmental Conservation for Conservation Licenses, \$384.53; Village of Greenwood Lake for Registrar Fees, \$40.00; Village of Warwick for Registrar Fees, \$1,630.00. **Total Fees Paid to Supervisor: \$23,102.43**
  
3. **Hunting licenses went on sale this week. Deer management permits are available until October 1<sup>st</sup>. The prices have remained the same and they will be restructuring things as of February 1<sup>st</sup> they are not going to be offering bundled packages any more but they say they are going to keep the prices the same. Come and get your doe permits while they are available.**
  
4. **Proposals were requested for the demolition of the Department of Public Works salt barn and the removal of all materials. These were requested for FEMA documentation. The work is to be completed by this winter. Proposals were received from:**

**Allied Excavating Inc.**  
**Inc.**  
 71 Waterbury Rd.  
 Warwick, NY 10990  
 Tel. # (845) 986-3516  
**Proposal: Demo – \$4,630.00**  
**Removal - \$6,360.00**  
**Total - \$10,990.00**

**Earth-Tec Associates,**  
 P.O. Box 941  
 Vernon, NJ 07462  
 Tel. # (973) 764-9473  
**Proposal: Demo – \$8,000.00**  
**Removal - \$13,000.00**  
**Total: \$21,000.00**

**TP Home Builders Inc.**  
 P.O. Box 973  
 Greenwood Lake, NY 10925  
**Proposal: Demo - \$4,500.00**  
**Removal - \$15,000.00**  
**Total - \$19,500.00**

**SUPERVISOR’S REPORT**

**1. The Mid Orange Correctional Facility closing is anticipated for early to mid September which will actually be the deed transfer of 120 acres to the Warwick Valley Local Development Corporation for the lead on the redevelopment of that. The remainder which will be about 400 acres of wetland, 150 acres of other land will go to the Town of Warwick for a \$1 and then we will begin some thought process and public discussion on what we do with that public land. We**

are finally seeing the end of the tunnel on it and that's exciting for Warwick. I think it's a great opportunity and we're very, very excited about the possibilities. The Planning Board has received an application for a proposal for one of the areas on the site that the LDC will be controlling and the intent is to get that approved for shovel ready businesses that fit with the report, the community report that we did on the advisory panel. That is all moving and again that will all come together at the same time. Dr. Hull did serve on that committee so I thank you as well as the other members for the direction.

2. A consolidated funding application submission goes hand and hand with the first

item. That's the new process by which grant funds become available in New York State for a myriad of things, one of which is economic development. So on behalf of the Warwick LDC since I serve as a member, as a private individual of that, I submitted a consolidated funding application to get grant money from Empire State Development for the planning for the site for economic development purposes. We have great expectations that we will have a competitive submission and hopefully get some funding. I also have another grant in to Empire State for the pot of money that the Governor had allocated for the closing of these facilities and we have requested money for infrastructure improvements, extending sewer and water lines, sidewalks, lighting etc. We are optimistic about those as well.

3. I want to remind our viewing audience and listening audience hopefully that they

are aware that the 25<sup>th</sup> Annual Senior BBQ will be held on August 27<sup>th</sup> which is a Tuesday at Union Corners Park. It is open and free to any senior citizen that resides in the Town of Warwick so if you know of one who may not have been there before or heard of it please encourage them to call my office at 986-1120 ext. 241 and get a ticket because you do need a ticket even though it's free. It's a fun day and I encourage anyone who has some free time on that day to come out and help participate in serving the seniors. It's a lot of fun and we look forward to that.

4. 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:**

#### **#R2013-185 AUTHORIZATION TO ATTEND NYPTA TRANSIT CONFERENCE – JENNIFER CROVER**

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to authorize that Jennifer Crover attend the NYPTA conference to be held in Saratoga Springs, NY from September 10th through September 12th, 2013.

**Money is appropriated in the 2013 training budget and hotel accommodations are reimbursed through RTAP.**

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

**#R2013-186 APPROVE SPECIAL EVENT – TOUR DE GOSHEN BICYCLE TOUR**

**Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution authorizing the use of the roads in the Town of Warwick for the 26<sup>th</sup> Annual Tour de Goshen to be held on August 18, 2013 pending approval by the Chief of Police. 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.**

**#R2013-187 APPROVE SPECIAL EVENT – ORANGE COUNTY BICYCLE CLUB**

**Motion Councilman Shuback, seconded Councilman Gerstner to adopt a resolution authorizing the use of the roads in the Town of Warwick to the Orange County Bicycle Club for their annual Country Roads Bicycle Tour. Event to be held September 22, 2013 pending approval by the Chief of Police. 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.**

**#R2013-188 AUTHORIZATION TO REFUND BUILDING PERMIT FEE – POLISH LEGION OF AMERICAN VETERANS**

**Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to authorize a refund in the amount of \$327.00 for a building permit fee paid by the Polish Legion of American Veterans for an addition to allow handicap access and rest room facilities (SBL# 13-2-3) as per the recommendation of the Supervisor.**

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

**Discussion: Supervisor Sweeton stated that we have done this for not-for-profits and veterans organizations before.**

**#R2013-189 BOND RELEASE – OLD WORLD ESTATES – G. RHEIN BUILDERS, INC.**

**Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to authorize the release of the remaining amount of the Performance**

Bond, Letter of Credit #2283, in the amount of \$70,000.00 to George Rhein of G. Rhein Builders, Inc. for the satisfactory completion of the project for Old World Estates (SBL# 27-1-72.1) as per the recommendation of the Town Engineer; letter dated July 26, 2013.

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

**#R2013-190 BUDGET TRANSFER – POLICE DEPARTMENT**

Motion Councilman DeAngelo, seconded Councilman Kowal to adopt the following Police Department budget transfer:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Check from Village of Suffern	Police Training Budget Line (B02.00.3120.480)	\$150.00

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

Discussion: Supervisor Sweeton stated that this is for the training of motorcycle police for the Village of Suffern.

**#R2013-191 STATE ENVIRONMENTAL QUALITY REVIEW (SEQR) – ACKERMAN ROAD AND TAYLOR ROAD CULVERT REPLACEMENTS**

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

WHEREAS, the Town Board of the Town of Warwick is planning the replacement of two culverts on town roads, both of which were damaged by Hurricane Irene, consisting of a culvert on Ackerman Road that carries an unnamed tributary to the Wawayanda Creek and one on Taylor Road that carries the Quaker Creek, Town of Warwick, Orange County, New York, and

WHEREAS, a Short Environmental Assessment Form (EAF) dated August 15, 2013 was prepared to address the related actions, and

WHEREAS, after comparing the thresholds contained in 6 NYCRR 617.4 and 5, the Town Board has determined that the proposed project is a Type 2 Action that meets the thresholds found in 6 NYCRR 617.5(c)(1), (2), (4), and (5) and, therefore, SEQR does not apply, and

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby declares that no further review under SEQR is required.

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

**#R2013-192 AUTHORIZATION TO SOLICIT BIDS – REPLACEMENT OF**

## **CULVERTS ON ACKERMAN AND TAYLOR ROADS**

**Motion Councilman Gerstner, seconded Councilman Shuback to adopt a resolution to solicit bids for the permanent replacement of the culverts on Ackerman and Taylor roads. Notice to bidders and specifications prepared by HDR may be obtained from the Town Clerk's Office beginning August 21, 2013. Said bids to be opened at 12:00 p.m. on August 28, 2013, at the Town Hall, 132 Kings Highway, Town of Warwick.**

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

## **#R2013-193 AUTHORIZATION TO SIGN LEASE AGREEMENT WITH WARWICK VALLEY HUMANE SOCIETY**

**Motion Councilman DeAngelo, seconded Councilman Kowal to adopt a resolution to authorize the Supervisor to sign a lease agreement with the Warwick Valley Humane Society for use of the animal shelter facility.**

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

**Discussion: Supervisor Sweeton stated even though we've had this long relationship with the animal shelter, their facility is on town property and we have an agreement for dog control services. We never formally had a lease agreement signed with them and they've abided by many of the terms in the lease but we thought it really is time that we put that into writing so we worked that out and you've seen it and it does renew automatically as long as we renew dog control services with the Humane Society. They have been doing a super job.**

**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 Shuback, seconded Councilman Gerstner that the regular meeting be adjourned. Motion Carried (5 ayes, 0 nays) 8:00 p.m.**

**08-15-13 CP.**

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**Marjorie Quackenbush, Town Clerk**