

September 10, 2015

The regular meeting of the Town Board of the Town of Warwick was held on Thursday, September 10, 2015 at the Town Hall, 132 Kings Highway, Town of Warwick. Supervisor Sweeton called the meeting to order at 7:07 p.m.

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

Attorney for the Town, Jay Myrow
DPW Commissioner, Jeff Feagles
Police Chief, Thomas F. McGovern, Jr.
Police Lieutenant, John Rader

UNSAFE BUILDING HEARING: 69 West Ridge Road, SBL# 31-1-7, Nicholas & Theresa DiMaria

Attorney Myrow – The first public hearing is scheduled pursuant to Chapter 67 of the Town Code which applies to unsafe buildings. This matter was commenced by the filing of a report by the Town Building Inspector dated July 23, 2015 and reported conditions found at 69 West Ridge Road Section 31, Block 1 Lot 7 on tax maps and they outlined certain conditions that fell within the definition of an unsafe building as defined in chapter 67. On August 15, 2015 this Board adopted a resolution confirming the report of the building inspector and pursuant to chapter 67 before action can be taken a hearing must be held by this board to determine whether or not the building is in fact unsafe based on the report of the building inspector. The owner or anyone having an interest in the property has the right to be heard at the time of the public hearing and that hearing is tonight at 7:00 p.m. Mr. Gerstner you can open the hearing and see if there is anyone here that would like to be heard on that application. The record owner of the building is Nicholas & Theresa DiMaria and they were served with a copy of the order by posting on the property on August 21st by certified mailing which was made pursuant to the code and for the record that mailing came back undeliverable and un-forwarded and those are the owners of record.

Deputy Supervisor Gerstner – Does anyone from the public have any comments on the unsafe building at 69 West Ridge Road?

There were no public comments for or against this public hearing from the public or the Town Board.

CLOSE PUBLIC HEARING: Motion Councilman DeAngelo, seconded Councilman Kowal that the public hearing be closed. Motion Carried (4 ayes, 0 nays & 1 absent Supervisor Sweeton absent) 7:12 p.m.

Resident – What was the resulting action of the issue of 69 West Ridge Road?

Attorney Myrow – The Board will consider a resolution at the end of this meeting adopting the order that was served on them and then they have 30 to 60 days to comply and that date runs from August 21st which was the date that they were served by posting the order on the property. If there is no compliance after that the board will then reconvene and consider a resolution as to how they want to address this problem by either fixing it and taxing the cost to the owner or others. There will be a resolution considered at the end of this meeting.

Resident – Thank you. I'm a neighbor so I'm just curious.

EAGLE SCOUT PROJECT PRESENTATION: Deputy Supervisor Gerstner introduced Cody Geidel Troop 38 who gave a presentation for his Eagle Scout project which will be constructing benches and picnic tables for the new nature walk around Wickham Lake.

POLICE CHIEF MCGOVERN – Introduced the following Part Time Town of Warwick Police Officer Candidates who will attend the police academy in New Windsor. Benjamin F. Gerstner, Kathryn E. Hansen and Joseph A. Kennedy.

#R2015 – 201 APPOINTMENT OF PART TIME POLICE OFFICERS

Motion to adopt a resolution to appoint Benjamin F. Gerstner, Kathryn E. Hansen and Joseph A. Kennedy as part time police officers at a rate of pay of \$21.18 per hour effective September 19, 2015.

Motion Carried (3 ayes, 0 nays, 1 abstention – Deputy Supervisor Gerstner abstaining & 1 absent-Supervisor Sweeton absent) Deputy Supervisor Gerstner declared this resolution duly adopted.

Discussion: Deputy Supervisor Gerstner stated that he will be abstaining from the vote since Benjamin is my son and it had nothing to do with him getting the position. It was his hard work and good test taking that got him on the competitive list for the police, so I will be abstaining. On behalf of Supervisor Sweeton and the Town Board we would like to thank you all for putting in the time and effort.

OATH OF OFFICE: Town Clerk, Marjorie Quackenbush, administered the Oath of Office to the following Town of Warwick Part Time Police Officers, Benjamin F. Gerstner, Kathryn E. Hansen and Joseph A. Kennedy.

ACCEPTANCE OF MINUTES

1. Regular Meeting, August 13, 2015

Motion Councilman DeAngelo, seconded Councilman Kowal to accept the minutes as written from the Regular Meeting held on February 26, 2015. Motion Carried (4 ayes, 0 nays & 1 absent – Supervisor Sweeton absent)

CORRESPONDENCE:

JOSEPH E. STANKAVAGE, P.E. – Principal Engineer, Orange County Department of Public Works, P.O. Box 509, 2455-2459 Route 17M, Goshen, NY 10924-0509 – Letter to Mr. Chijioko Onyeche, NYSDOT, with notice that TE-9 application, map and certified copy of a Town Board resolution requesting a speed limit reduction on Big Island Rd. is being submitted for State review and consideration.

ELAINE M. LAURENT – Town Clerk, Town of Tuxedo, One Temple Drive, Tuxedo Park, 10987 – Notice of Hearing “Local Law #1 of 2015 to Chapter 98, “Zoning” of the Code of the Town of Tuxedo to Create the “Tourism Business Zoning District.” The public hearing will be held on the aforesaid Local Law at the Town Hall, One Temple Dr., Tuxedo, NY on Monday, September 14, 2015 at 7:00 p.m., at which time all persons interested therein shall be heard.

HEDY GRIFFIN – Town of Warwick Resident – Letter to the Town Board asking that the Board address the extremely dangerous traffic situation while exiting Clifford Court onto Rte 94 on a “Blind Curve”.

FRANK MERRICK – Operations Manager, Black Bear Family Campground, Inc. – Letter to the Town Supervisor asking that 164-49.2 item U and/or V of the proposed Local Law #4 of 2015 be revised to reflect more than the accommodation of one manager/owner. It takes several people to operate the campground that stay on the premises year round.

BENJAMIN ASTORINO – Chairman, Town of Warwick Planning Board – Letter to the Town Supervisor and Town Board regarding the proposed Local Law #4 of 2015. The Planning Board has made a careful inquiry and determination in regards to the proposed Zoning amendments and has reviewed the potential changes that would result if Local Law #4 of 2015 was adopted. The Planning Board’s consensus is a positive recommendation to the Town Board to consider adoption of the changes to the Zoning Law.

THOMAS F. MCGOVERN, JR. – Chief of Police, Town of Warwick – Memo to the Town Board asking that Board formally accept the generous donation from Julie Cauda, from Primo Sports, for \$100.00 to the Police Department, into the Firearms and Ammo line #420.

THOMAS F. MCGOVERN, JR. – Chief of Police, Town of Warwick – Memo to the Town Board requesting to transfer check number 1353 from the Orange County District Attorney’s Office, for \$615.00, into the Narco Line, from an asset forfeiture.

JOANNE WILCOX – Bookkeeper, Town of Warwick – Letter to the Town Board requesting the following budget transfers in order to fund the budget shortfall in the Pine Island Recreation program due to the increase in New York State minimum wage rate.

**FROM: Contractual – Exp-Pine Island A00.7330.400
TO: Personal Services-Pine Island A00.7330.154
AMOUNT: \$2,700.00**

**FROM: Town of Warwick Youth A00.7345.485
TO: Personal Services-Pine Island A00.7330.154
AMOUNT: \$ 500.00**

MARY ELLEN COGHLAN – 19 Spanktown Rd., Warwick, NY 10990 – Letter to the Town Board respectfully requesting to be reappointed to another term on the Assessment Board of Review.

MEGAN TENNERMANN, AICP, PLANNER – Orange County Department of Planning, 124 Main Street, Goshen, NY 10924-2124 – Mandatory Review of Local Planning Action as per NYS General Municipal Law §239-1, m & n. The Department has received Local Law #4 of 2015 and has found no evidence that significant intermunicipal or countywide impacts would result from its approval. We would like to offer the following advisory comments:

Site Plan and Special Permit Approval: The proposed local law adds a new section requiring the early notification of neighborhood property owners when a site plan or special use permit application is proposed, and it states that the notices should be sent a minimum of seven days prior to the public hearing. We advise the Town that seven days from date of mailing may not allow for delivery in sufficient time for neighboring property owners to make a considered review of the application, and advise the Town that they may wish to consider requiring a longer period of time between mailing and public hearing.

JAMES J. OBROTKA JR. – Code Enforcement Officer, Town of Warwick – Letter to the Town Board regarding property located at 69 West Ridge Rd., Warwick. “Upon my inspection of the premises on Sept. 8, 2015 my findings are as follows:

- The doors to the first level and basement are not secure. Some windows are broken and not boarded up.**
- The yard is overgrown with tall grass and weeds. There are also large branches down from previous storms.**

- An order to remedy was sent to the owner on 11/7/13 and 6/11/15. The mail came back as undeliverable.
- It is the recommendation of the Building Dept. to have the house boarded up to prevent further vandalism and have the grass cut and the tree limbs removed.
- The cost of this cleanup work should be attached to the tax bill for this property.

JOSEPH G. MCKAY – Attorney, Catania, Mahon, Milligram & Rider, PLLC, One Corwin Court, P.O. Box 1479, Newburgh, NY 12550 – Letter to the Town Board stating that this firm represents Mr. Giora Neeman, owner of property adjacent to the Black Bear Campground. “I simply request, given the very short time the proposed local law has been available to the public, that the Town Board keep the public hearing open, at least for the purpose of written comments, for twenty (20) additional days.”

JOSEPH J. PFAU, P.E. – Pietrzak & Pfau Engineering & Surveying, PLLC, 262 Greenwich Avenue, Goshen, NY 10924 – Letter to the Town Board stating that they retained by Terri Karlewicz to review the proposed zone change application. As such we are requesting that the Town Board hold the hearing open an additional thirty (30) days so that we are able to compile and review the relevant information and provide an adequate review of the proposal.

BOARD’S DISCUSSION ON CORRESPONDENCE

VISITING ELECTED OFFICIALS

REPORTS OF BOARDS AND COMMISSIONS

COMMITTEE REPORTS

DEPARTMENT OF PUBLIC WORKS REPORT

WORK BEING

<u>DONE</u>	<u>LOCATION</u>	<u>REASON FOR WORK</u>	<u>LENGTH</u>
CULVERT PIPES	Blooms Corners Rd.	Replace pipe	3 ft. x 40 ft.
DITCH WORK	Cascade Rd.	Clean ditches	
TREE WORK	West St.	Trim trees	
	Upper Wisner Rd.	Trim trees	
MOWING	Town wide	Mow cul-de-sacs	
POT HOLES	Town wide	As needed	
ROAD REPAIR	Town wide	As needed	
ROAD SIGNS	Town wide	As needed	
HAUL MATERIAL	Haul grit	To stockpile	
WATER DEPT.	State School Rd.	Repair break	

ENVIRONMENTAL CONSULTANTS REPORT
Town Of Warwick - Water and Wastewater Operations Report - August, 2015

Wickham Water District

Wells #1, #5 #6, #8, #10 monthly production	2,670,500 gal
Average daily use	86,100 gal
Sodium Hypochlorite used	280 qt
Orthophosphate used	108 qt
Caustic Soda	310 gal

Bellvale Park Water District

Total monthly production	110,000 gal
Average daily use	3,500 gal
Sodium Hypochlorite used	4 qt

Eurich Heights Water District

Total monthly production	235,700 gal
Average daily use	7,600 gal
Sodium Hypochlorite used	16 qt
Orthophosphate used	12 qt

Pine Island Water District

Total monthly production	336,600 gal
Average daily use	10,900 gal
Sodium Hypochlorite used	30 qt

Westside #1 Water District

Total monthly production	3,625,200 gal
Average daily use	116,900 gal
Sodium Hypochlorite used	340 qt
Orthophosphate used	96 qt
Caustic Soda	15 gal

The Fairgrounds

Total monthly production	261,200 gal
Average daily use	8,400 gal
Sodium Hypochlorite used	8 qt

The Warwick Tech Park

Total monthly production	15,500 gal
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Average daily use		500 gal
Sodium Hypochlorite used		20 qt
<u>Sewer District #1 Wastewater Treatment Facility</u>		
Warwick Tech Park	25,590 gal	1%
Wickham Village District	1,729,375 gal	52%
Kings Estates District	1,585,895 gal	47%
<u>Total District Flow</u>	3,340,860 gal	100%
<u>Average Daily Flow</u>	107,769 gal	

All facility maintenance has been done for the month. (Oil grease, filters)

The belt press ran for 15 hrs. and .75 gal of polymer was used.

Sewer District #2 Wastewater Treatment Facility – The Fairgrounds

<u>Total District Flow</u>	148,764 gal
<u>Average Daily Flow</u>	4,799 gal

PARKS DEPARTMENT

COUNCILMAN DE ANGELO REPORT

1. A few things from our friends at the humane society, they actually sent out paws applaud of gratitude. They had a celebrity chef picnic on August 30th where they raised \$2,000. Michael DiMartino from the Landmark Inn and Adam Powers of Fetch Bar and Grill they cooked and served the food. Suzyn Barron would like to thank them for their most generous donation of their time, culinary skills and all the food and the unwavering support of the society. There is another note of thanks to Mr. Dick Pennings & Sons Plumbing they installed a new hot water heater at cost and donated 100% of their time and parts to install the unit. On Sunday, September 13th there's an acupuncture clinic from 12 to 4 p.m. please call the humane society at 986-2473. On Sunday, October 11th there is a rabies clinic for cats & dogs for \$15 each and the next rabies clinic is December 13th. On Saturday, October 17th for cats only there's a T.A.R.A. clinic at the humane society, registration is required with payment at the time its \$70 which includes spay or neuter, rabies vaccination, ear cleaning and nail trimming. For the people in the Town of Warwick which includes the Village of Florida, Pine Island, and Greenwood Lake and in the Town Chester it includes Sugar Loaf. Residents are eligible for a reduced price certificate so call the humane society at 986-2473 to register.

COUNCILMAN KOWAL REPORT

1. The report I have is for the attendance at the Thomas P. Morahan Waterfront Park. This is just dollar amounts for the 2015 season \$42,402.00 this is \$6,098.00 more then last year which is an indication of how much our parks are used. We had good weather this summer and a lot of people used the parks. I know the weather has been very stressful to a lot of the athletic fields with the heat and unusual hot

weather that we've had for September. It usually cools down and the grass starts growing again and hopefully it will start doing it soon. Things are progressing very well for our open house on September 26th. I think we are going to have everything we need in place and all we will need is good weather.

COUNCILMAN GERSTNER REPORT

COUNCILMAN SHUBACK REPORT

ATTORNEY'S REPORT

TOWN CLERK'S REPORT

1. Fees Collected – Month of August, 2015 – Wickham Lake Resident Permit Fees, \$60.00; Wickham Lake Non-Resident Permit Fees, \$120.00; Wickham Lake Additional Stickers, \$12.00; Wickham Lake Key Replacement Fees, \$20.00; Wickham Lake Resident Renewal Fees, \$30.00; Certified Marriages, \$60.00; Photocopies, \$18.00; Interest in Town Clerk's Checking Account, \$1.19; Peddler License, \$100.00; Dog Impoundment Fees, \$340.00; Town Park Pavilion Fees, \$75.00; Marriage License Fees, \$385.00; Conservation Licenses, \$551.46; Dog Licenses Issued/Renewed, \$1,931.00; Use of Room Fees, \$320.00; Registrar Fees, \$950.00; Police Impound Fee, \$260.00; Waterfront Park Daily Non-Residents Fees, \$6,120.00; Waterfront Park Daily Resident Fees, \$5,952.00; Town Park Deposits, \$200.00; Waterfront Park Group Deposits, \$450.00; Little League Field Deposit, \$200.00. Total Fees Collected: \$29,766.19

2. Fees Paid – Month of August, 2015 – New York State Dept. of Health for Marriage Licenses, \$495.00; New York Dept. of Ag & Markets for Spay/Neuter Program, \$234.00; New York State Dept. of Environmental Conservation for Conservation Licenses, \$9,481.54; Village of Florida for Registrar Fees, \$30.00; Village of Greenwood Lake for Registrar Fees, \$300.00; Village of Warwick for Registrar Fees, \$1,070.00. Total Paid to Supervisor: \$18,155.65

3. Bid opening on 8/24/15 10:00 a.m. for the replacement of self serve fuel dispensing equipment for the Warwick Municipal Airport. Two bids were received from:

American Petroleum
Equipment & Construction
63 Orange Ave.
Walden, NY 12586
Tel #: (845) 778-5110

Lump Sum Bid: \$39,865.00
Service Contract Available but included in the price - \$4,500.00

Optima Environmental Services Inc.
92 Stewart Ave.
Newburgh, NY 12550
Tel #: (845) 561-1512

Lump Sum Bid: \$32,467.00

4. Requests for Proposals for Architectural and Engineering Services to complete the Design of the Warwick Public Transit Garage were received and opened on September 10, 2015, 2:00 p.m.

Fellenzer Engineering LLP
22 Mulberry St., Suite 2A
Middletown, NY 10940

GEA Engineering, P.C.
GEA Environmental Consultants, Inc.
100 Airport Executive Park, Suite 105
Nanuet, NY 10954

KC Engineering & Land Surveying, P.C.
2142 Route 302
Circleville, NY 10919-3239

Lothrop Associates LLP Architects
333 Westchester Avenue
White Plains, NY 10604

Peter F. Gaito & Associates
333 Westchester Ave.
South Bldg., Suite S303
White Plains, NY 10604

SUPERVISOR'S REPORT

1. Jessup Road is now open to all traffic.
2. The Senior BBQ had another successful year and thank you everybody for your help.
3. The September 11th Remembrance will be tomorrow morning at 8:30 a.m. Memorial Park.
4. The Town Open House as Councilman Kowal mentioned will be September 26th from 1:00 p.m. to 5:00 p.m. at the old Mid-Orange Correctional Facility.
5. Supervisors Corner is published each week in the Warwick Dispatch, with excerpts printed in the Warwick Advertiser.
6. Councilman DeAngelo of Greenwood Lake will have three services one at 9:30 a.m. at the elementary school, 11:30 a.m. at the senior center and 7:00 p.m. at the fire department.

PRIVILEGE OF THE FLOOR (AGENDA ITEMS)

There were no comments or questions on the agenda items.

NEW BUSINESS:

**#R2015-203 ACCEPT BID FOR THE PURCHASE AND INSTALLATION OF
SELF SERVE FUEL DISPENSING EQUIPMENT FOR WARWICK
MUNICIPAL AIRPORT**

Motion Councilman DeAngelo, seconded Councilman Shuback to adopt a resolution to accept a bid from Optima Environmental Services Inc., 92 Stewart Ave., Newburgh, NY 12550 for the purchase and installation of self serve fuel dispensing equipment at the Warwick Municipal Airport at a cost not to exceed \$32,467.00.

Motion Carried (4 ayes, 0 nays, 1 absent-Supervisor Sweeton absent) Deputy Supervisor Gerstner declared this resolution duly adopted.

**#R2015-204 RE-APPOINTMENT TO ASSESSMENT BOARD OF REVIEW –
MARY ELLEN COGHLAN**

Motion Councilman Shuback, seconded Councilman DeAngelo to adopt a resolution to re-appoint Mary Ellen Coghlan to the Assessment Board of Review for a five year term expiring September 30, 2020.

Motion Carried (4 ayes, 0 nays, 1 absent-Supervisor Sweeton absent) Deputy Supervisor Gerstner declared this resolution duly adopted.

Discussion: Deputy Supervisor Gerstner thanked her for her service.

#R2015-205 BUDGET TRANSFERS – BOOKKEEPER

Motion Councilman Kowal, seconded Deputy Supervisor Gerstner to adopt a resolution to approve the following Bookkeeper budget transfers:

FROM	TO	AMOUNT
Contractual Exp-Pine Island (A00.7330.400)	Personal Services – Pine Island (A00.7330.154)	\$2,700.00
Town of Warwick Youth \$500.00 (A00.7345.485)	Personal Services – Pine Island (A00.7330.154)	

Motion Carried (4 ayes, 0 nays, 1 absent-Supervisor Sweeton absent) Deputy Supervisor Gerstner declared this resolution duly adopted.

#R2015-206 BUDGET TRANSFER – POLICE DEPARTMENT

Motion Councilman DeAngelo, seconded Deputy Supervisor Gerstner to adopt a resolution to approve the following Police Department budget transfer:

FROM	TO	AMOUNT
Donation from Julie Cauda from Primo Sports	Firearms and Ammo (B02.00.3120.420)	\$100.00

Motion Carried (4 ayes, 0 nays, 1 absent-Supervisor Sweeton absent) Deputy Supervisor Gerstner declared this resolution duly adopted.

#R2015-207 ACCEPT FOR DEDICATION – STRIP ON EDENVILLE ROAD

Motion Councilman Kowal, seconded Councilman Shuback to adopt a resolution to accept for dedication a strip of land located at 18 Edenville Road from Gregory A. and Susan Panopoulos subject to Town Attorney review and acceptance of Title reports for the subject property. A copy of the deed description is attached as Schedule A.

Motion Carried (4 ayes, 0 nays, 1 absent-Supervisor Sweeton absent) Deputy Supervisor Gerstner declared this resolution duly adopted.

#R2015-208 ESTABLISH LEAD AGENCY – ADOPTION OF LOCAL LAW #4 OF 2015 – AMENDMENTS TO TOWN ZONING LAW

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

WHEREAS, the Town Board of the Town of Warwick, Orange County, New York, is considering action on proposed Amendments to the Town Zoning Law that will apply townwide in the Town of Warwick, Orange County, New York, and

WHEREAS, an Environmental Assessment Form (EAF) dated September 3, 2015 was prepared to address the environmental effects of the such action, and

WHEREAS, after comparing the thresholds contained in 6 NYCRR 617.4 and 5, the Town Board has determined that the proposed action is an Unlisted action, and

WHEREAS, after examining the EAF, the Town Board has determined that there are no other involved and/or federal agencies on this matter.

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby declares itself Lead Agency for the review of this action.

BE IT FURTHER RESOLVED, that a Determination of Significance will be made at such time as all information has been received by the Town Board to enable it to determine whether the action will or will not have a significant effect on the environment.

Motion Carried (4 ayes, 0 nays, 1 absent-Supervisor Sweeton absent) Deputy Supervisor Gerstner declared this resolution duly adopted.

#R2015-209 DEFENSE & INDEMNIFICATION (TOWN OF WARWICK, TOWN OF WARWICK POLICE DEPARTMENT, POLICE OFFICER MICHAEL MOON, POLICE OFFICER JASON BRASIER AND POLICE OFFICER FELIX ORESTO)

Motion Councilman DeAngelo, seconded Councilman Shuback to adopt a resolution that the Town of Warwick, Town of Warwick Police Department, Police Officer Michael Moon, Police Officer Jason Brasier and Police Officer Felix Oresto are entitled to defense in the case of *Joseph Quattrochi v. Town of Warwick, Town of Warwick Police Department, Police Officer Michael Moon, Police Officer Jason Braiser and Police Officer Felix Oresto*, entered in United States District Court, Southern District, as Civil Action No. 7:15-CV-6910. This resolution is adopted pursuant to Chapter

12 of the Code of the Town of Warwick, in accordance with the terms thereof contingent upon the full cooperation by such persons in the course of action.

Motion Carried (4 ayes, 0 nays, 1 absent-Supervisor Sweeton absent) Deputy Supervisor Gerstner declared this resolution duly adopted.

#R2015-210 APPOINTMENT OF PART TIME DPW LABORER – JONATHAN BRULATOUR

Motion Councilman Shuback, seconded Councilman DeAngelo to adopt a resolution to appoint Jonathan Brulatour as a part time DPW laborer at a rate of pay of \$10.50 per hour effective September 12, 2015.

Motion Carried (4 ayes, 0 nays, 1 absent-Supervisor Sweeton absent) Deputy Supervisor Gerstner declared this resolution duly adopted.

#R2015-211 RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WARWICK AFFIRMING ORDER ON UNSAFE BUILDING

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

WHEREAS, the Town Board adopted Resolution #R2015-193 on August 13, 2015 whereby the Town Board confirmed the report of the Town Building Inspector dated July 23, 2015, wherein the Building Inspector determined that the structure(s) located at 69 West Ridge Road, in the Town, designated as Section 31, Block 1, Lot 7, of the Town tax maps, record owner being Nicholas and Theresa DiMaria (the "Property"), is unsafe, dangerous, unhealthy and a fire hazard, as defined in Chapter 67 of the Town Code; and

WHEREAS, the said Resolution ordered that the Property be repaired or removed in order to cure the said unsafe, dangerous, unhealthy and hazardous conditions; and

WHEREAS, pursuant to Chapter 67 of the Town Code, the Town Board scheduled and duly noticed a public hearing that was opened at a regular meeting of

the Town Board on September 10, 2015, at which time the public hearing was closed; and

WHEREAS, the said Resolution and Notice of Hearing were duly filed in the Orange County Clerk's Office as required by Town Code Section 67-8(C); and

WHEREAS, the owner, occupant or other person having an interest in the Property failed to appear at the public hearing or otherwise contest the said findings in the Resolution; and

WHEREAS, the Resolution and Notice of Hearing demanded that the repair or removal of the said conditions on the Property commence within 30 days and be completed with 60 days of August 21, 2015.

NOW, THEREFORE, IT IS HEREBY RESOLVED that the Town Board of the Town of Warwick continues and affirms said Order and directs the owner or persons in possession of the Property to complete the repairs within the time specified in the said Order or such other time as shall be determined by the Town Board.

Motion Carried (4 ayes, 0 nays, 1 absent-Supervisor Sweeton absent) Deputy Supervisor Gerstner declared this resolution duly adopted.

#R2015-212 ACCEPT RESIGNATION – TOWN CLERK – MARJORIE QUACKENBUSH

Motion Deputy Supervisor Gerstner, seconded Councilman DeAngelo to adopt a resolution to accept the resignation of Marjorie Quackenbush, Town Clerk for the purpose of retirement effective September 11, 2015.

Motion Carried (4 ayes, 0 nays, 1 absent – Supervisor Sweeton absent) Deputy Supervisor Gerstner declared this resolution duly adopted.

Discussion: Deputy Supervisor Gerstner presented Marjorie Quackenbush the Town Clerk of the Town of Warwick on behalf of the Supervisor and Town Board a gift and wished her good luck and good health on her retirement.

BILLS: Motion Councilman DeAngelo, seconded Councilman Shuback to pay the bills as audited. Motion Carried (4 ayes, 0 nays & 1 absent Supervisor Sweeton absent)

PRIVILEGE OF THE FLOOR (GENERAL)

Chief McGovern – Deputy Supervisor Gerstner on page 2 I'm not sure if it was omitted for any particular reason the budget transfer check from the district attorney's office to the police departments narcotics account as a result of an asset forfeiture.

Town Clerk – It wasn't ignored. We received it but the bookkeeper said it wasn't necessary to do it by resolution.

Chief McGovern – Ok.

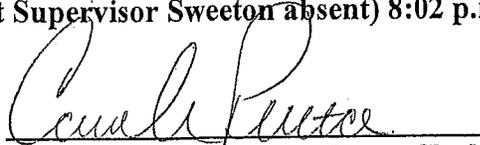
Town Clerk – It was accepted.

Chief McGovern – Ok, thank you very much.

ADJOURN: Motion Councilman DeAngelo, seconded Councilman Shuback, that the regular meeting be adjourned.

Motion Carried (4 ayes, 0 nays & 1 absent Supervisor Sweeton absent) 8:02 p.m.

09-10-15 CP



Carolyn Purta, Deputy Town Clerk