

October 9, 2014

The regular meeting of the Town Board of the Town of Warwick was held on Thursday, October 9, 2014 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 – Absent
Councilman James Gerstner
Councilman Mickey Shuback

Attorney for the Town, Jay Myrow
Deputy DPW Commissioner, William Roe
Police Chief, Thomas F. McGovern, Jr.

ACCEPTANCE OF MINUTE

1. Public Hearing, September 25, 2014
2. Regular Meeting, September 25, 2014

Motion Councilman DeAngelo, seconded Councilman Gerstner to accept the minutes as written from the Public Hearing held on September 25, 2014 and the Regular Meeting held on September 25, 2014.

Motion Carried (4 ayes, 0 nays & 1 absent – Councilman Kowal absent)

CORRESPONDENCE:

ANTOINETTE BATTAGLIA – Township Clerk, Township of West Milford, 1480 Union Valley Road, West Milford, NJ 07480 – Notice to the Town stating that Ordinance 2014-007 Ordinance of the Township of West Milford, County of Passaic, State of New Jersey to Amend Chapter 500, “Zoning” Article III, “Residential Districts” Section § 500-13, “Sewer and Water Facilities” of the Township Code was adopted at a Regular meeting of the Mayor and Governing Body of the Township of West Milford held on September 17, 2014.

THOMAS F. MCGOVERN JR. – Chief of Police, Town of Warwick – Memo to the Town Board requesting that a check from Orange County New York in the amount of \$3,568.99 be transferred into the full time overtime budget line (B02.00.3120.112).

JOANNE WILCOX – Bookkeeper, Town of Warwick – Memo to the Town Board requesting the following budget transfers to cover the purchase of a copier for the Town Clerk’s Office:

FROM:	Town Clerk Printing (A00.1410.452)	\$ 65.00
	Town Clerk Training (A00.1410.480)	\$ 500.00
	Records Management Microfilming (A00.1989.448)	\$2,000.00

TO: Town Clerk Equipment (A00.1410.200) \$2,565.00

JOANNE WILCOX – Bookkeeper, Town of Warwick – Memo to the Town Board requesting the following budget transfer to cover the cost of Dial-A-Bus office improvements.

FROM	TO	AMOUNT
Equipment (A00.5630.200)	Building Maintenance (A00.5630.436)	\$13,000.00

MARK A. LUKASIK, P.E. – Vice President, Tectonic Engineering and Surveying Consultants P.C., P.O. Box 37, 70 Pleasant Hill Rd., Mountainville, NY 10953 – Letter to the Supervisor requesting that the Maintenance Bond held by the Town for road improvements to East Shore Rd. be released to CMC Construction Group, Inc. as the improvements have been completed and are now in satisfactory condition.

CONNIE SARDO – Planning Board Secretary, Town of Warwick – Letter to the Town Board requesting a refund on the remaining balance of the escrow for the Orchard Valley project in the amount of \$3,150.70 to Planning Board applicant, Richard Pennings.

LAURA BARCA, P.E. – Planning Board Engineer, HDR Engineering P.C., Eastgate Corporate Park, 7 Coates Drive, Suite 2, Goshen, NY 10924 - Letter to the Supervisor requesting that Performance Bond #327-016-062 in the amount of \$255,574.00 for the construction project on Ackerman Road be released to Allied Excavating, Inc. as the project has been satisfactorily completed.

JULIE DESRATS – President, Warwick Community Ambulance Service, Inc. – Letter to the Supervisor stating that the Warwick Community Ambulance Service will be providing Emergency Medical Services in the Village of Florida and surrounding Town of Warwick area as of December 31, 2014 at midnight. The area was previously served by the Florida Fire District.

LAURA BARCA, P.E. – Planning Board Engineer, HDR Engineering P.C., Eastgate Corporate Park, 7 Coates Drive, Suite 2, Goshen, NY 10924 - Letter to the Supervisor requesting that the balance remaining on a Performance Bond, Letter of Credit #20000523 in the amount of \$50,000.00, be released to William Prol, Warwick Developers LLC as the site improvements for the Fairview Heights Subdivision have been satisfactorily completed.

BOARD’S DISCUSSION ON CORRESPONDENCE

Supervisor Sweeton stated that we received a letter from the president of the Warwick Ambulance Corp. indicating their intention to provide emergency medical services to the potentially new Florida Ambulance District to the Warwick

Ambulance District #4 which comprises of the Village of Florida and the Town of Warwick surrounding that area that was in the fire district and that is the red zone area on the map over there on the wall, the hearing which was held at the last meeting. We did not receive any further written comment during the period.

VISITING ELECTED OFFICIALS

Supervisor Sweeton introduced the Hon. Barry Cheney a Trustee for the Village of Warwick and an Orange County Legislator for District 8.

Hon. Barry Cheney – I just wanted to stop by and keep in touch and thank you for sending me the copies of both meetings it keeps me abreast when I’m not able to be here at the meetings.

Supervisor Sweeton – Thank you, you have your hands full these days. Good Luck.

REPORTS OF BOARDS AND COMMISSIONS

COMMITTEE REPORTS

DEPARTMENT OF PUBLIC WORKS REPORT

<u>DONE</u>	<u>LOCATION</u>	<u>REASON FOR WORK</u>	<u>LENGTH</u>
CULVERT PIPES	Wickham Village	Replace worn out pipe	280 ft.
CATCH BASINS	Wickham Village	Repair basins	
	Horizon Farms	Repair basins	
DITCH WORK	State School Rd.	Clean ditches	
	Spanktown Rd.	Clean ditches	
POT HOLES	Town wide	As needed	
ROAD SIGNS	Town wide	As needed	
WATER DEPT.	Simpson Ln.	Run service line	

ENVIRONMENTAL CONSULTANTS REPORT

Town Of Warwick - Water and Wastewater Operations Report - September, 2014

Wickham Water District

Wells #1, #5 #6, #8, #10 monthly production	2,088,000 gal
Average daily use	69,500 gal
Sodium Hypochlorite used	230 qt
Orthophosphate used	78 qt
Caustic Soda	140 gal

Bellvale Park Water District

Total monthly production	85,700 gal
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Average daily use	2,900 gal
Sodium Hypochlorite used	4 qt

Eurich Heights Water District

Total monthly production	186,500 gal
Average daily use	6,200 gal
Sodium Hypochlorite used	12 qt
Orthophosphate used	12 qt

Pine Island Water District

Total monthly production	322,400 gal
Average daily use	10,700 gal
Sodium Hypochlorite used	12 qt

Westside #1 Water District

Total monthly production	2,825,200 gal
Average daily use	94,200 gal
Sodium Hypochlorite used	330 qt
Orthophosphate used	60 qt
Caustic Soda	0 gal

The Fairgrounds

Total monthly production	233,300 gal
Average daily use	8,400 gal
Sodium Hypochlorite used	16 qt

Sewer District #1 Wastewater Treatment Facility

Mid-Orange Correctional District	0 gal	0%
Wickham Village District	1,477,700 gal	49%
Kings Estates District	1,528,500 gal	51%
<u>Total District Flow</u>	3,006,200 gal	100%
<u>Average Daily Flow</u>	100,206 gal	

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

The belt press ran for 40 hrs and 3 gal of polymer was used.

20 cu. Yd. of sludge and 10 cu. ft. of grit were removed from the site this month.

Sewer District #2 Wastewater Treatment Facility – The Fairgrounds

<u>Total District Flow</u>	153,775 gal
<u>Average Daily Flow</u>	5,126 gal

COUNCILMAN DE ANGELO REPORT

1. The Warwick Valley Humane Society is asking for some needed supplies. The Friskies Pate or any ground canned cat food or kitten food, heavy duty garbage bags, bleach, paper towels and any monetary donations. I've said this before but they have about 130 cats over there that they are trying to feed so they appreciate everything.

2. The Post Report for August, 2014 is as follows: Greenwood Lake had 223 calls, the Town outside the Village had 769 calls, Pine Island 289 calls and the Village of Warwick had 625 calls for a total of 1,906 for August.

COUNCILMAN KOWAL REPORT – Absent

COUNCILMAN GERSTNER REPORT

1. The recreation is in full swing and I want to thank Billy and all the folks for the fields. The Recreation Commissioner Chairman, Mike Cipolla, I and the leagues will be meeting over the winter months before the spring season kicks in and Bill will be joining us. I want to thank everybody for all their help with that.

COUNCILMAN SHUBACK REPORT

1. The Town of Warwick DPW maintains the athletic fields as part of their agreement with the town and right now we are trying to get water to some of the projects. We bought what they call a big gun but it's not really the big guns that I'm used to on the farm. They only have 280' of hose and we have 2,000' in our hose but the price is different and we are in the process of purchasing one if the resolution passes tonight.

ATTORNEY'S REPORT

TOWN CLERK'S REPORT

1. Fees Collected, Month of September, 2014 – Wickham Lake Permit Fees, Resident, \$60.00; Wickham Lake Permit Renewal Fees, Resident, \$20.00; Film & Video Production Permit Fees, \$500.00; Copies of Maps, \$25.00; Certified Marriages, \$120.00; Photocopies, \$44.75; Blasting Permit Fee, \$15.00; Use of Kitchen Fee, \$50.00; Use of Senior Center Fee, \$50.00; Interest in Checking Account, \$0.17; Dog Impoundment Fees, \$655.00; Athletic Field Fee, \$50.00; Town Park Pavilion Fees, \$75.00; Marriage License Fees, \$350.00; Road Maps, \$3.00; Conservation Licenses, \$1,112.18; Dog Licenses Issued/Renewed, \$1,923.00; Use of Room Fees, \$420.00; Registrar Fees, \$60.00; Waterfront Park Daily Non-Res. Fees, \$1,140.00; Waterfront Park Daily Res. Fees, \$1,888.00; Town Park Deposit, \$50.00. Total Fees Collected: \$30,554.92

2. **Fees Paid, Month of September, 2014 – New York State Dept. of Health for Marriage Licenses, \$450.00; New York State Dept. of Ag & Markets for Spay/Neuter Program, \$230.00; New York State Dept. of Environmental Conservation for Conservation Licenses, \$19,863.82; Village of Greenwood Lake for Registrar Fees, \$220.00; Village of Warwick for Registrar Fees, \$1,180.00 Total Fees Paid to Supervisor: \$8,611.10**
3. **Requests for proposals for an irrigation reel for the Greenwood Lake Park were received:**

John Deere Landscapes	Smith Irrigation Equipment	Specht's Auto Recycling
779 Susquehanna Ave.	107 South Main St.	102 Covered Bridge Rd.
Franklin, NJ 07417-1321	P.O. Box 232	Warwick, NY 10990
<u>Proposal: \$7,500.00</u>	Kensington, KS 66951	<u>Proposal: \$3,000.00</u>
	<u>Proposal: \$8,650.00</u>	"Like New Condition"

SUPERVISOR'S REPORT

1. Today I attended an announcement co-sponsored by the Orange County Land Trust and the American Farmland Trust. It was held at the Wright Farm here down on Kings Highway which is one of our preserved farms in Warwick. It was the announcement of the new Hudson Valley Farm Link Network and the Hudson Valley Farmland finder website. This is an effort to have a central location for an inventory of farms around New York State and the Hudson Valley and match up to any young farm families that would like to farm here. It will be like a clearing house and it was good to be there. The American Farmland Trust, the New York Chapter as well as the president of it from Washington DC was there and Congressman Maloney. It was held on the Wright Farm which has been farmed by the Wright Family for over 100 years and it was a great day and a great event. If you would like more information they have a website at www.hudsonvalleyfarmlandfinder.org and hopefully that will be a good way for those who wish to farm to locate available farmland.

2. Applefest - I just want to say I think it was the biggest crowd we ever had and knock on wood everything went well. I want to thank the PD, the emergency service workers, and the fire department who all pitched in and also I think we had help from neighboring police departments that also assisted us and the day was great. We had a lot of people and they got in and out and everything was good, so we thank all those services for that.

3. I want to remind residents that the county is holding their last for the season Hazardous Household Waste Day in New Hampton at the Fire Training Center on Route 17M on Saturday, October 18th and it is free to all Orange County residents. If you would like to get rid of all those old cans of things under your sink and basement that's a great time to do it and dispose of it safely so please take advantage of it. If you would like more information please call the county at 291-2664 or go to their orange county government site and go to their environmental services section.

4. Today I attended a meeting of the Orange County IDA. Legislator Cheney was there as well and I was there on behalf of the town and the Warwick LDC to make a pitch to be the first recipients of assistance under the shovel ready program and I'm happy to report that the IDA voted in favor of funding up to a million dollars to the LDC and the Town to put in the road to the approved pad sites.

Councilman DeAngelo – Congratulations.

Supervisor Sweeton – So that's a good thing and that will get repaid over a period of four years as the lots are all sold. It's a good thing and it allows us to put our bids out and get shovels in the ground right away. We thank the county and all the support that we got from the IDA on this project.

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:

#R2014-231 BUDGET TRANSFER – BOOKKEEPER

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to approve the following Bookkeeper budget transfer:

FROM	TO	AMOUNT
Town Clerk Printing (A00.1410.452)		\$65.00
Town Clerk Training (A00.1410.480)		\$500.00
Records Management Microfilming (A00.1989.448)		\$2,000.00
	Town Clerk Equipment (A00.1410.200)	\$2,565.00

Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Kowal absent) Supervisor declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated as it was mentioned at the last meeting this is to replace the copier that did die. It was a used copier that we moved in there and this will get the clerks office functioning fully again.

#R2014-232 BUDGET TRANSFER – BOOKKEEPER

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to approve the following Bookkeeper budget transfer:

FROM	TO	AMOUNT
Equipment (A00.5630.200)	Building Maintenance (A00.5630.436)	\$13,000.00

Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Kowal absent) Supervisor declared this resolution duly adopted.

#R2014-233 SCHEDULE PUBLIC HEARING – MS4 ANNUAL REPORT

Motion Councilman DeAngelo, seconded Councilman Gerstner to adopt a resolution to schedule a public hearing regarding the 2013-2014 MS4 Annual Report. Said public hearing to be held on October 23, 2014 at 7:30 p.m., or as soon thereafter as the matter may be heard, at the Town Hall, 132 Kings Highway, Town of Warwick.

Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Kowal absent) Supervisor declared this resolution duly adopted.

#R2014-234 AUTHORIZATION OF ESCROW REFUND – RICHARD PENNINGS

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to authorize a refund in the amount of \$3,150.70, the balance of the escrow for Planning Board applicant Richard Pennings, as per the recommendation of the Planning Board Secretary; letter dated September 22, 2014.

Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Kowal absent) Supervisor declared this resolution duly adopted.

#R2014-235 PROCLAMATION – GREENWOOD LAKE AMBULANCE CORP

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

WHEREAS, the Greenwood Lake Volunteer Ambulance Corp has served the Town of Warwick and Village of Greenwood Lake for 60 years, and

WHEREAS, members of the Greenwood Lake Volunteer Ambulance Corp have devoted countless hours to train, prepare and render aid to those in need, and

WHEREAS, members of the Greenwood Lake Volunteer Ambulance Corp have made substantial contributions that have improved the health, safety and quality of life in our Town;

NOW THEREFORE BE IT RESOLVED that the Town Board, on behalf of the citizens of the Town of Warwick, do congratulate the Greenwood Lake

**Volunteer Ambulance Corp on 60 years of service and do hereby proclaim October “Greenwood Lake Volunteer Ambulance Corp Month” in the Town of Warwick.
Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Kowal absent) Supervisor declared this resolution duly adopted.**

Discussion: Supervisor Sweeton stated that it’s well deserved and we congratulate them for their service to the town and thank them very much.

#R2014-236 RETAIN DAVID A. KENNETT – PREPARATION OF ECONOMIC ANALYSIS FOR ARBITRATION WITH WARWICK POLICE BENEVOLENT ASSOCIATION

Motion Councilman Shuback, seconded Councilman Gerstner to adopt a resolution to retain David A. Kennett, professor at Vassar College, to prepare an economic analysis necessary for upcoming arbitration between the Town of Warwick and the Warwick Police Benevolent Association at a rate of pay of \$250 per hour at a cost not to exceed \$9,000.00.

Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Kowal absent) Supervisor declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated that we’ve been negotiating with the PBA for the better part of a year and we’ve made several proposals and we can not find common ground. Their latest proposal would propel us beyond the tax cap and we are not prepared to do that. They have requested arbitration and we need to prepare for it so that’s the purpose of the economic analysis that we put forth before the arbitration panel. We would rather settle this but this is the course we are on.

#R2014-237 BOND RELEASE – EAST SHORE ROAD IMPROVEMENTS – CMC CONSTRUCTION

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to authorize the release of a Maintenance Bond #B10 015 543 in the amount of \$18,204.00 to CMC Construction Group for the satisfactory completion of the East Shore Road improvements.

Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Kowal absent) Supervisor declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated that this was for some emergency repair work that was done a year or so ago. It has been inspected after that period by Tectonic Engineering, the engineers of record, and they are recommending this bond release.

#R2014-238 BOND RELEASE – ACKERMAN ROAD CONSTRUCTION PROJECT – ALLIED EXCAVATING, INC.

Motion Councilman Gerstner, seconded Councilman Shuback to adopt a resolution to authorize the release of a Performance Bond #327-016-062 in the amount of \$255,574.00 to Allied Excavating, Inc. for the satisfactory completion of the construction project on Ackerman Road as per the recommendation of the Planning Board Engineer; letter dated October 7, 2014. Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Kowal absent) Supervisor declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated that the project turned out very well they did a nice job and got it done in record time.

#R2014-239 ACCEPT BID PROPOSAL FOR IRRIGATION REEL – SPECHT’S AUTO RECYCLING CORP

Motion Councilman Shuback, seconded Councilman Gerstner to adopt a resolution for an irrigation reel in “like new condition” for the Greenwood Lake Park from Specht’s Auto Recycling Corp., 102 Covered Bridge Rd., Warwick, NY 10990 at a cost not exceed \$3,000.00. Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Kowal absent) Supervisor declared this resolution duly adopted.

Discussion: Councilman Shuback stated that this same reel is actually a new reel that been around for 4 years and it’s never been used but I suspect it’s the same one that the second bidder at \$7,500 made for the same type of gun.

Supervisor Sweeton – We did in the clerk’s report; it’s listed there. We did seek proposals we had one from John Deere Landscapes from Franklin New Jersey for \$7,500 as Councilman Shuback mentioned and from Smith Irrigation from Kensington Kansas for \$8,650 for the same reel. The proposal for the one to accept is \$3,000. This will be paid for from parkland funds, the developer fee fund, that we have for capital investment in the parks.

#R2014-240 STATE ENVIRONMENTAL QUALITY REVIEW (SEQR) FORMATION OF WARWICK AMBULANCE DISTRICT #4 (FLORIDA)

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

WHEREAS, the Town Board of the Town of Warwick is considering creation of the Warwick Ambulance District #4 (Florida), Town of Warwick, Orange County, New York, and

WHEREAS, after comparing the thresholds contained in 6 NYCRR 617.4 and 5, the Town Board has determined that the proposed action is a Type 2 Action

that meets the thresholds found in 6 NYCRR 617.5(c)(20) and, therefore, SEQR does not apply, 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 that no further review under SEQR is required.

Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Kowal absent) Supervisor declared this resolution duly adopted.

#R2014-241 CREATE WARWICK AMBULANCE DISTRICT #4 (FLORIDA)

Motion Councilman Shuback, seconded Councilman Gerstner to adopt a resolution to create the Warwick Ambulance District #4 (Florida) as defined by the boundaries delineated by the map (Exhibit A) comprising the Town of Warwick portion of the Florida Fire District.

Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Kowal absent) Supervisor declared this resolution duly adopted.

#R2014-242 ACCEPT PROPOSAL FOR CONSTRUCTION MANAGEMENT SERVICES FOR WARWICK PUBLIC TRANSIT BUS GARAGE – HAKS ENGINEERS, ARCHITECTS AND LAND SURVEYORS, P.C.

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to accept the proposal from HAKS Engineers, Architects and Land Surveyors, P.C., 47 Hudson St., Ossining, NY 10562 for construction management services associated with the Warwick Public Transit Bus Garage in conjunction with the Orange County Dept. of Planning in an amount not to exceed \$455,800.00.

Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Kowal absent) Supervisor declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated that this has been vetted through with Orange County Planning and this is the federal project under transit to fund the construction of the building on DPW Drive. The construction manager will now put together the actual construction RFP.

#R2014-243 SETTLING OF TAX CERTIORARI CLAIM

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

WHEREAS, a Petition and Notice of Petition for taxation for the 2014 tax year (March 1, 2014 Taxable Status Date), and for the 2013 tax year (March 1, 2012 Taxable Status Date), of the real estate owned by United Water New York f/k/a Sterling Forest Water Corp. (the "Petitioner") in the Town of Warwick, County of Orange, State of New York, Tax Map No. 999-1-304, was served upon the Town

Assessor and the Board of Assessment Review of the Town of Warwick (the "Respondents") on or about July 24, 2014 and August 8, 2013, 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 Petition seeking a review of the 2013 property tax assessment shall be discontinued with prejudice.
- (b) The parties have agreed that for the 2014 assessment roll, the assessment of \$400,000.00 should be reduced to \$348,400.00, and that Petitioner is entitled to a refund for taxes 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:

1. 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 as aforesaid to execute stipulations of discontinuance of the said proceedings.

Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Kowal absent) Supervisor declared this resolution duly adopted.

#R2014-244 BOND RELEASE – FAIRVIEW HEIGHTS SUBDIVISION – WARWICK DEVELOPERS, LLC

Motion Councilman Gerstner, seconded Councilman Shuback to adopt a resolution to authorize the release of a Performance Bond (letter of credit #20000523) in the amount of \$50,000.00 to William Prol, Warwick Developers LLC, for the satisfactory completion of the Fairview Heights site improvements as per the recommendation of the Planning Board Engineer; letter dated October 9, 2014.

Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Kowal absent) Supervisor declared this resolution duly adopted.

#R2014-245 CREATE POSITIONS WITH ORANGE COUNTY DEPARTMENT OF PERSONNEL – PART TIME POLICE OFFICERS

Motion Councilman DeAngelo, seconded Councilman Gerstner to adopt a resolution to authorize the Supervisor to file the necessary forms with the Orange County Department of Personnel to create two Part Time Police Officer positions in accordance with the current PBA contract.

Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Kowal absent) Supervisor declared this resolution duly adopted.

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

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 (4 ayes, 0 nays & 1 absent – Councilman Kowal absent) 7:50 p.m.

10-09-14 CP.

Carolyn Purta, Deputy Town Clerk