

May 13, 2010

The regular meeting of the Town Board of the Town of Warwick was held on Thursday, May 13, 2010 at the Town Hall, 132 Kings Highway, Town of Warwick. Supervisor Sweeton called the meeting to order at 7:35 p.m.

ATTENDANCE: Supervisor Michael Sweeton
Councilman Floyd DeAngelo
Councilman Leonard DeBuck
Councilman James Gerstner – Absent
Councilman Mickey Shuback

Town Attorney, John Hicks
DPW Commissioner, Jeffrey Feagles
Police Chief, Thomas F. McGovern, Jr.

PRESENTATIONS: Supervisor Michael Sweeton, Mayor Michael Newhard and the Executive Director of the Warwick Valley Chamber of Commerce Michael Johndrow presented Heather Storm with a certificate of appreciation and congratulations for her leadership role for Operation Clean Sweep.

Supervisor Michael Sweeton and Mayor Michael Newhard presented EMT Lona Olejniczak from the Florida Fire Department and Rescue Squad with a certificate of appreciation and congratulations for receiving the Basic Life Support Provider of the Year for 2009 from the County of Orange.

Supervisor Michael Sweeton and Mayor Michael Newhard presented EMT JoAnn Cheney from the Warwick Valley Ambulance Corp. presented her with a certificate of appreciation and congratulations for receiving the Harriet C. Weber Leadership Award.

Supervisor Michael Sweeton and Mayor Michael Newhard presented The Greenwood Lake Ambulance Corp. with a certificate of appreciation and congratulations for being recognized as the Agency of the Year for 2009.

ACCEPTANCE OF MINUTES:

1. Public Hearing, 04/22/2010 HUD
2. Regular Town Board Meeting, 04/22/2010

Motion Councilman DeAngelo, seconded Councilman DeBuck to accept the minutes as written from the public hearing held on April 22, 2010 and the regular meeting held on April 22, 2010. Motion Carried (4 ayes, 0 nays & 1 absent - Councilman Gerstner absent)

CORRESPONDENCE:

JAMES MCCONNELL – 30 Foley Road, Warwick, NY 10990 - Letter to the Supervisor and Town Board requesting to be re-appointed to the Town of Warwick Architectural Review Board.

JONATHAN HULL – Applewood Winery LLC, 82 Four Corners Road, Warwick, NY 10990 – Letter to the Town Clerk notifying the Town of Warwick of the renewal of our liquor license under our current business name.

GAIL V. SAMPSON – President, Yung-Sam Ski Ltd., T/A Mt. Peter Ski Area, P.O. Box 425, Warwick, NY 10990 – Letter to the Town Clerk notifying the Town of Warwick that we are renewing our liquor license for a two year term.

LEONARD M. DEBUCK – Councilman, Town of Warwick Town Board – Letter sent to Hon. Charles Schumer in regards to the Pine Island Chamber of Commerce passing a resolution opposing the proposed expansion of the Wallkill River National Wildlife Refuge.

STACEY L. CALTA, RLA – Landscape Architect, HDR Inc, East Gate Corporate Park, 7 Coates Drive, Suite 2, Goshen, NY 10924 – Letter announcing a public visioning meeting for the Warwick County Park on Wednesday, May 26th from 6:30 p.m. until 9:30 p.m. at the Hickory Hill Golf Course Clubhouse at 156 Route 17A, Warwick, New York. I invite you to take a look at our project website at www.warwickcountypark.com.

HELEN M. FORSA – Secretary, Borough of Ringwood Planning Board, 401 Grand Street, Paterson, NJ 07505 – A notice that the Borough of Ringwood Planning Board will hold a public hearing on Monday, May 10, 2010 at the Violet E. Bogert Annex, 60 Margaret King Avenue, Ringwood, New Jersey at 8:00 p.m. to adopt the Housing Element and Fair Share Plan for the Borough of Ringwood.

JANE SCELTA – 19 Prince Street, Warwick, NY 10990 – Letter to the Supervisor and Town Board requesting the speed limit on Kings Highway be reduced.

PORTIA ROBERSON – Director, U.S. Department of Justice, 950 Pennsylvania Avenue, NW, Room 1629, Washington, DC 20530 – Letter sent to the Town Clerk in response to a letter dated February 19, 2010 to the Attorney General regarding the trial of the 9/11 defendants. The Department appreciates the recommendations and viewpoints it has received from interested communities and are considering such views and will ensure that our approach is consistent with our national security interest, the safety of our communities and the need to bring these defendants to justice.

GRACE CASKEY, President, Warwick Valley High School SADD, 89 Sanfordville Road, Warwick, NY 10990 – Letter to the Police Chief thanking him for attending their “Mock Crash”.

DEBRA A. WEISSMAN – Dispatcher, Warwick Valley Central School District Transportation Department, 63 County Route 1, Warwick, NY 10990 – Letter to the Police Chief thanking for is cooperation on April 15, 2010 during “Operation Safe Stop”.

JEANINE NOSTRAME – Resident, Town of Warwick, NY 10990 – Letter to the Supervisor and Town Board regarding the development of Route 94.

GREGORY KEYS – Resident, Town of Warwick, NY 10990 – Letter to the Supervisor and Town Board regarding the letters submitted to the Town Board for public comment on the Route 94 Corridor.

CONNIE SARDO – Secretary, Town of Warwick Planning Board – Letter to the Town Board announcing that HDR is sponsoring a subdivision site plan reading seminar and how to use an engineering scale on Wednesday, May 16th at 5:00 p.m. at the Town Hall. All interested parties are urged to attend.

DARREL J. AUBERTINE – Senator, 48th District, Watertown District Office, 317 Washington Street, Watertown, NY 13601 – Letter to the Town Clerk in response to a letter sent in regards to the budget proposal to discontinue the Department of Agriculture and Markets’ oversight of dog licensing as part of the 2010-2011 Budget. In my capacity as Chair of the Senate Agriculture Committee, the Committee charged with oversight of the New York State Department of Agriculture and Markets, I recognize the challenges this agency faces as it struggles to provide services in the wake of significant state funding cuts. Further it is my understanding that this proposal is expected to provide additional revenue to the towns, villages and cities who currently license dogs. I find this proposal warranted and appropriate, however I will continue to monitor its impact in our communities.

JOHN L. SAMPSON – Senator, 19th District, Albany District Office, Room 409, Albany, NY 12247 – Letter to the Town Clerk in regards to opposing the Governor’s proposal to eliminate dog licensing responsibilities within the Department of Agriculture and Markets. At this moment we are reviewing all of the Governor’s proposals and we are working our hardest to enact a balanced, responsible budget that ensures our sustained and shared future.

VIRGINIA MAZZA – Executive Director, Winslow Therapeutic Riding Unlimited, Inc., 328 Route 17A, Warwick, NY 10990 - Submitted a letter to the Town Board of suggested projects for the 2011 Community Block Grant Fund.

GEOFFREY HOWARD – Member, Sustainable Warwick, Warwick, NY 10990 – Submitted a letter to the Town Board for a suggested project for the 2011 Community Block Grant Fund.

SUZYN BARRON – President, Warwick Valley Humane Society, P.O. Box 61, Warwick, NY 10990 – Submitted a letter to the Town Board for suggested projects for the 2011 Community Block Grant Fund.

KAREN THOMAS – Director, Warwick Community Bandwagon, Inc., 11 Hamilton Avenue, Warwick, NY 10990 – Submitted a letter to the Town Board for suggested projects for the 2011 Community Block Grant Fund.

MICHAEL R. PILLMEIER – Chairman, Orange County Agricultural & Farmland Protection Board, 255 Main Street, Goshen, NY 10924 – Letter to the Supervisor regarding a submittal from a Town of Warwick landowner Frank J. Graessle into the County’s Agricultural District No. 2. We are inviting any comments the Town may have concerning this application at our next meeting on May 19, 2010.

JEFF FEAGLES – Commissioner, Town of Warwick Department of Public Works, Warwick, NY 10990 - Memo to the Town Board requesting a budget transfer in the amount of \$950.00 from A00-2680-000, insurance recoveries to A00-3310-437 material signposts.

SUSAN BAHREN & DAVID C. GREEN – Commissioner of Elections, Orange County Board of Elections, 25 Court Lane, P.O. Box 30, Goshen, NY 10924 – Letter to the Supervisor requesting the approval of the Town Board to permit the use of the Warwick Valley Community Center on Hamilton Avenue to serve as a replacement polling site for Engine Company #3.

JOANNE WILCOX – Bookkeeper, Town of Warwick – Memo to the Town Board requesting a budget transfer in the amount of \$14,496.44 from insurance recoveries, A00-2690-000 to insurance expense, A00-1910-428.

EDWARD BUTLER, P.E. – Town Engineer, Tectonic Engineering & Surveying Consultants, P.C., P.O. Box 37, 70 Pleasant Hill Road, Mountainville, NY 10953 – Memo to the Supervisor regarding W.O. #532.0474 Manno 2 request for release of landscape bond. “Following the request by Kim Corkum for full release of the Landscape Bond for the referenced project, I did inspect the site to verify that trees planted have survived. The trees have been planted in a fashion similar to what was shown on the approved plans, however there is some variation in species planted. The total number of trees and locations are almost identical with plans, however many of the deciduous trees were omitted and conifers planted instead. Unless the Planning Board would have concern with this I see no reason to object and would recommend release of the bond.”

EDWARD BUTLER, P.E. – Town Engineer, Tectonic Engineering & Surveying Consultants, P.C., P.O. Box 37, 70 Pleasant Hill Road, Mountainville, NY 10953 – Memo to the Supervisor regarding W.O. #532.0469 Old World Estates request for release of landscape bond. “Following the request by G Rhein Builders, Inc. for release of the Landscape Bond for the referenced project I did inspect the site to verify that trees planted have survived. The trees have been planted in a fashion similar to what was shown on the approved plans however there is some variation in number, location and species planted. The appearance of the entrance and roadside is fairly similar to the approved plans. Unless the Planning Board

would have concern with this I see no reason to object and would recommend release of the bond.”

FRANK GRAESSLE – 35 Clearview Lane, Warwick, NY – Letter to the Town Board requesting their support for inclusion in Orange County’s Agricultural District 2.

BOARD’S DISCUSSION ON CORRESPONDENCE

VISITING ELECTED OFFICIALS

Supervisor Sweeton introduced Hon. Orange County Legislator Al Buckbee from District 10.

Hon. Al Buckbee – Orange County Legislator, District 10 – The Hickory Hill Golf Club is a County Park and the Recreation Commission is going to be having an informational session on May 26th from 7:30 p.m. to 9:30 p.m. to address all residents’ recreational concerns. On May 17th the Mental Health Committee will begin to address concerns regarding Valley View as most of you remember it as Orange Farms. The legatorial process of that will commence at 3:30 p.m. on Monday at the Orange County Government Center.

REPORTS OF BOARDS AND COMMISSIONS

COMMITTEE REPORTS

DEPARTMENT OF PUBLIC WORKS REPORT

<u>WORK BEING</u>	<u>LOCATION</u>	<u>REASON FOR WORK</u>
DONE		
CULVERT PIPES	Horseshoe Ln.	Replace 30 ft. 12 in. driveway pipe
	Horseshoe Ln.	Replace 40 ft. 15 in. pipe across rd.
	Conklin Rd.	Replace 30 ft. 15 in. pipe across rd.
	Waterbury Rd.	Replace 75 ft. 12 in. driveway pipe
	21 Jones Rd.	Replace 30 ft. 15 in. pipe across rd.
DITCH WORK	Brady Rd.	Reshape ditches
TREE WORK	Town wide	Due to high winds on 5/8/10
MOWING	Town wide	Mowing road sides
POT HOLES	Town wide	As needed
ROAD SIGNS	Town wide	As needed
HAUL MATERIAL	Stockpile at DPW	3/8" chip stone
TOWN PARK	Daily maintenance	As needed

COUNCILMAN DE ANGELO REPORT

- 1. The Town of Warwick Police Department in cooperation with “Project Child Safe” a nationwide program to help ensure safe and responsible firearm ownership and storage is distributing gun locks free to the residents of the Town. The project was developed along with the National Shooting Sports Foundation and supported by a grant from the United States Department of Justice. The locks will enable homeowners to make most unloaded weapons inoperable by preventing the action from closing. Combined with the padlock feature to restrict access a safely stored firearm becomes incapable of operating. Each lock comes with instructions about how to install the lock on most common firearms. As a firearms owner it is your responsibility to know how to properly handle any firearm you own and to know how to safely store the weapon. These locks are available at the Town Warwick Police Department, 132 Kings Highway. Quantities will be limited to three locks per family. Proof of residency may be required to receive the locks. Interested persons can call the station at 986-5000 for information.**
- 2. The following is a memo from Chief McGovern regarding 2009 sick time usage. The following police personnel did not use any sick hours 2009: Patrol Officer James Feragola, Patrol Officer John Harter, Patrol Officer Brian Luthin, Patrol Officer Michael Moon, Sergeant Edward Mullins Jr., Sergeant John D. Radar, Patrol Officer Thomas Serviss and Patrol Officer Thomas J. Walsh, Police Dispatcher Stanley Lupinski, Police Dispatcher Patrick J. Noonan and Police Dispatcher Kelly Pikul.**
- 3. On Saturday, May 22nd the Greenwood Lake Forest Farms Association is having their 4th annual luncheon to honor the Historical Society of the Town of Warwick and Mr. Lewis P. Perry Sr. from 10:30 a.m. until 1:30 p.m. at the Hickory Hill Golf Course on Route 17A in Warwick, New York with a special tribute to the musical genius Mr. Jay Roseman Johnson and Mr. Seal McPherson. There will be a silent auction, tickets are \$45 and reservations are required by calling 986-9580.**

COUNCILMAN DE BUCK REPORT

- 1. I wrote a letter to federal officials Senator Schumer, Senator Gillibrand and Congressman Hall asking them to intervene on behalf of the Pine Island Chamber of Commerce in regards to a resolution that the Chamber passed back in January asking for intervention on having the Wallkill River National Wildlife Refuge not to expand and acquire more of the agricultural black dirt region. We’re asking them to look into this issue. The farmers in the area and the Chamber really don’t see a good reason why the Refuge needs to expand, so hopefully they’ll get back to us with some kind of a resolution to that issue that is affecting the farmers in that region.**
- 2. Next Wednesday the Orange County Citizens Foundation together with Cornell Cooperative Extension is having an economic farm tour in Orange County and part of it is going to be in the Town of Warwick. They will be visiting a sod farm on Mission Land Road that my son and I operate. They are going to originate from the Warwick Valley Winery, so we’re going to hear from Jason Grizzanti and his partner. Also, they are going to go to a dairy farm in Westtown, Brian Fords dairy operation, and then to another black dirt farm in Goshen to Rick Minkus and his sons who run a vegetable, onion and spring mix operation. It should be a very interesting tour and we’re looking forward to personally hosting that event.**

3. I'm pleased to announce that the "Bark in the Park" was quite a success. There were several vendors and a lot of exciting things for dog lovers to do with the K-9 Unit there from Orange County and other exhibitors there. Anyone who was there to patronize the Girl Scout Troop was very pleased with the gift package that they gave out to all the registrants with dog treats, leashes and all sorts of things. There is a tremendous amount of enthusiasm for building this dog park and hopefully we'll continue to capitalize on that momentum and publicity to continue to put that dog park together.

4. I would like to mention that on Memorial Day there will be a parade in Pine Island that steps off at 9:00 a.m. if anyone is in that part of the Town and would like to pay honor to fallen heroes certainly come out and support our Veterans organization for that parade.

COUNCILMAN GERSTNER REPORT – Absent

COUNCILMAN SHUBACK REPORT

1. I have nothing to add to the Commissioners report.

ATTORNEY'S REPORT

TOWN CLERK'S REPORT

1. **Fees Collected: Month of April, 2010** – Wickham Lake Permit Fees-Resident, \$460.00; Wickham Lake Permit Fees-Non-Resident, \$240.00; Wickham Lake Additional Stickers, \$126.00; Wickham Lake Key Replacement, \$20.00; Wickham Lake Renewal-Resident, \$660.00; Wickham Lake Renewal-Non-Resident, \$220.00; Carters Permits, \$10.00; Copies of Maps, \$25.00; Certified Marriages, \$100.00; Photocopies, \$88.00; Returned Check Fee, \$20.00; Peddlers Permit Fees, \$300.00; Use of Kitchen Fees, \$50.00; Interest in Checking Account for Month of March, \$0.34; Dog Impoundments, \$430.00; Town Park Pavilion Fees, \$125.00; Athletic Field Fees, \$50.00; Marriage License Fees, \$157.50; Bell Jar Permits, \$10.00; Games of Chance Permits, \$30.00; Cascade Park Trail Maps, \$6.00; Road Maps, \$3.00; Conservation Licenses, \$122.14; Dog Licenses Issued/Renewed, \$1,253.03; Use of Room Fees, \$200.00; Registrar Fees, \$300.00; Waterfront Park Senior Season Pass, \$25.00; Town Park Deposits, \$200.00; Waterfront Park Group Deposit, \$150.00.
2. **Fees Paid: Month of April, 2010** – Orange County Commissioner of Finance for Dog Licenses, \$340.47; NYS Dept. of Health for Marriage License, \$202.50; NYS Dept. of Ag & Markets for Spay/Neuter Program, \$72.00; NYS Dept. of Environmental Conservation for Conservation Licenses, \$2,359.86; NYS Comptroller for Bell Jar Permits, \$15.00; NYS Comptroller for Games of Chance Permits, \$45.00; Village of Florida for Registrar Fees, \$320.00; Village of Greenwood Lake for Registrar Fees, \$90.00; Village of Warwick for Registrar Fees, \$1,510.00. **Total Fees Paid to Supervisor, \$5,381.01.**
3. Requests for Proposals were received for two combination dump truck bodies from the following vendors:

- A. Cornell Equipment Co. Proposal: \$24,500.00 each unit
47 Dell Ave.
Kenvil, NJ 07847
Tel: (973) 579-5042
- B. John Bonham Road Equipment & Supply Proposal: \$24,588.00 each unit
P.O. Box 270
Honesdale, PA 18431
Tel: (570) 253-3286
- C. Showalter Equipment Co. Proposal: \$21,775.00 each unit
55 Maple Ave.
Florida, NY 10921
Tel.: (845) 651-7569
4. Requests for proposals to replace the copy machine in the Supervisor's office were received from:
- A. Eagle Business Machines "Re-conditioned" Lanier LD360 copier
Hong Lee Purchase Price - \$4,995.00
72 North Saw Mill River Rd.
Elmsford, NY 10523
(914) 592-4969 ext. 945
- B. Eastern Copy Products Konica Minolta (42 pages per minute)
Jennifer Cutinella Purchase Price - \$5,795.00
299 North Plank Rd. Suite 1
Newburgh, NY 12550
(845) 564-0176
Konica Minolta (50 pages per minute)
Purchase Price - \$7,223.00
- C. Toshiba Business Solutions Toshiba e-Studio (45 pages per minute)
Bill Tuthill Purchase price - \$5,260.00
230 North Plank Rd.
Newburgh, NY 12550
(845) 541-2465

SUPERVISOR'S REPORT

1. The stimulus American Recovery Act - The drainage project on East Shore Road has been delayed. The contractor has dragged their feet a little bit and we've been pushing hard to get that work started; to get a coherent traffic plan in place and a notification plan in place for emergency services, school system, etc. We expect we'll be having that plan within a few days. The contractor has been told that that the Town will not agree to the closing of East Shore Road for any period of time, so it will be open with one lane traffic with traffic control devices at all times during the construction and they are proceeding with a schedule under that premise. As soon as we have that plan we will be notifying all of the emergency services and residents in the area and the project will commence. We expect that will happen some time within the next 7 to 10 days. Hopefully we'll have more

information by the beginning of next week. The main thing that people should understand is that the road will not be closed permanently for any length of time, so we'll have access at all times.

2. I was notified, for the Boards information, just actually a day ago that once again we are the very grateful recipients of Federal Farmland and Ranch Protection Program dollars to help us preserve two farms in the Town of Warwick. We have been awarded \$693,586.00 which represents 50% of the development rights cost for the purchase of an easement on the Drew Farm and it's noted as the Pennings Market Farm. It is the parcel of property that actually resides behind the farm market that contains part of the orchard that goes up the hill. The other part of that farm orchard has also received federal grant of 50% of its value and it's currently working its way through the process, so that entire orchard area will be preserved. We are very fortunate because we know funds are very tight and we're very thankful that the federal government has found us to be a good partner for land preservation and has awarded us this money.

3. Community Preservation Fund receipts for the month of April were down again, but the total was \$18,919.39 which brings the total in the fund to \$2,231,317.83.

Councilman DeBuck – Michael is that how much is in the fund after the Seward purchase?

Supervisor Sweeton – No, that is prior. That's the total collected in the fund to date. The Seward purchase was \$450,000.00 and we did conclude the purchase and we did transfer it to the Village of Florida with an easement on it. The only improvements that can be made on the site are for historical preservation. I did meet with Mayor Pawliczek of the Village of Florida today and he has scheduled a tentative meeting for the beginning of June with all of the interested parties that will begin to work on the plan for the restoration of the Seward Home site. I want to thank Attorney Hicks for his help on the closing of that.

4. Federal Disaster Declaration - The President did sign off on a declaration for the March flooding and our Commissioner has been traveling with FEMA the past week and a half looking at the different sites in the Town of Warwick. FEMA is evaluating and will come back to us with what they will do to make the restoration of that damage. I want to thank the Commissioner for spending the time with them and to get us the dollars to make those improvements. I will have to say FEMA has been very good, very professional, very on time with what they say they are going to do, so they should get some good press for that as well.

5. FEMA Map Corrections - I don't know if many people were familiar, but the Merritts Island area of Pine Island was inadvertently put into a flood zone under the new FEMA mapping and of course the poor 25 homes or so received a very unwelcomed notice that they now needed to purchase flood insurance which is very expensive. The Town worked with the County initially and then took the lead gathering data, getting some local engineering firms to contribute some of their drawings and time and we successfully got the notices last week that those parcels

have now been removed from the flood zone. We sent the homeowners letters to that effect and that's good news for them because that will save them quite a bit of money and we're glad that the Town was able to get that done for them.

6. Legislator Buckbee did mention about the park planning that's coming up. You can visit the website for that event at warwickcountypark.com and you can register and learn more information about it. It's 6:30 p.m. to 9:30 p.m. at Hickory Hill Golf Course on May 26th and try to get out there because Commissioner Roe has met with our Rec Commission and he is very willing to incorporate ideas from the local citizens on how to improve things in that park. Hopefully the legislation will support the construction dollars for it and we would also like to pick out a spot where the County might enter into an agreement with us to allow us to build a baseball field on another portion of it that the organized leagues could use to help with that, especially the Greenwood Lake area that sometimes runs into some space issues.

7. I wanted to bring the Board up to speed on some developments with the Village of Warwick. As you know we provide police service and have since 1990 when the force merged with the Town. In the past five years we worked under an arrangement where by the Town Law and General Municipal Law requires us to tax village residents for general police service which we do which equates to one patrol in the village at all times 24 hours a day. The village contracts with the Town for an additional patrol so that they always have two patrols in the village 24 hours a day 7 days a week. That's a compliment of force that was equal to a force that they had in 1990 when they merged with the town department. Due to budget constraints the village has made a decision that they will not be able to fund the full compliment of the second patrol in the village to the tune of approximately \$215,000. We worked hard the last year to reduce the police budget to the best of our ability. Our force is not much larger then it was in 1990 maybe even the same and yet our population has grown, the number of homes have grown in our Town and we have a very safe Town and our department works very hard to ensure our citizens are safe. I do not personally.... I went to the Village Board and expressed my concern that the cut they were requesting will have an effect on service. I've asked them to reconsider that amount and they have not adopted their budget yet, but they will do so soon, so I think the public needs to be aware of it. Our department will provide service to the best of our ability to keep our citizens safe, but the Town can not be expected to absorb the kind of dollar reduction that we've been asked to provide without some effect on some aspects of the service including personnel. I think everyone should be aware of that and I've already met with the Chief and he is doing a tremendous job in keeping costs down currently looking for new ways to save and he'll continue to do that. This is a serious discussion I think we all need to have.

8. Supervisor's Corner is published in the Warwick Dispatch.

PRIVILEGE OF THE FLOOR (AGENDA ITEMS)

There were no comments or questions on the agenda items.

NEW BUSINESS:

#R2010-117 BUDGET TRANSFER – BOOKKEEPER

Motion Councilman DeAngelo, seconded Councilman Shuback to adopt a resolution to authorize the following Bookkeeper budget transfer:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Check #114102 from Philadelphia Insurance Co. (error in billing) Insurance Recoveries (A00.2690.000)	Insurance Expense (A00.1910.428)	\$14,496.44

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

#R2010-118 BUDGET TRANSFER – DEPARTMENT OF PUBLIC WORKS

Motion Councilman Shuback, seconded Councilman DeAngelo to adopt a resolution to authorize the following DPW budget transfer:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Insurance Recoveries (A00.2680.000)	Material Signposts (A00.3310.437)	\$950.00

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

Supervisor Sweeton – We have a series of three motions and I just want to explain why we’re doing them the way that we are. When we constituted the ARB three years ago we made a mistake and appointed everyone for the same length of term where the code actually calls for us to stagger those terms, so that is what we are doing tonight with the three re-appointees we are going to stagger their terms.

#R2010-119 APPOINTMENT TO ARCHITECTURAL REVIEW BOARD – STEYER

Motion Councilman DeBuck, seconded Councilman DeAngelo to adopt a resolution to appoint Penny Steyer to the Architectural Review Board for a one year term to expire May 13, 2011.

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

**#R2010-120 APPOINTMENT TO ARCHITECTURAL REVIEW BOARD –
COLLINS**

Motion Councilman DeBuck, seconded Councilman Shuback to adopt a resolution to appoint Christopher Collins to the Architectural Review Board for a two year term to expire May 13, 2012.

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

**#R2010-121 APPOINTMENT TO ARCHITECTURAL REVIEW BOARD –
DEHAAN**

Motion Councilman DeBuck, seconded Councilman DeAngelo to adopt a resolution to appoint Christopher DeHaan to the Architectural Review Board for a three year term to expire May 13, 2013.

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

**#R2010-122 AUTHORIZATION TO SIGN AGREEMENT WITH PALISADES
PARK COMMISSION**

Motion Councilman DeAngelo, seconded Councilman DeBuck to adopt a resolution to authorize the Supervisor to sign an agreement with the Palisades Park Commission for lease of the former beach site on East Shore Road.

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

**#R2010-123 PUBLIC ENTERTAINMENT PERMIT – WARWICK VALLEY
WINERY**

Motion Supervisor Sweeton, seconded Councilman Shuback to adopt a resolution as per Section 115 of the Code of the Town of Warwick hereby authorizing the Warwick Valley Winery to hold a Music Festival to be held on May 29 through May 31, 2010 at their winery located on Little York Rd. in the Town of Warwick. Certificate of Insurance naming the Town of Warwick as additional insured is on file in the Town Clerk's Office.

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

**#R2010-124 APPROVAL OF THOMAS P. MORAHAN WATERFRONT PARK
BEACH USE – VILLAGE OF GREENWOOD LAKE SUMMER
EVENTS**

**Motion Councilman DeAngelo, seconded Councilman DeBuck to adopt a resolution to approve the use of the Thomas P. Morahan Waterfront Park for various Village of Greenwood Lake summer events which include the Summer Concert Series, Triathlon and Taste of Greenwood Lake as per the attached schedule pending proof of proper insurance.
Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Gerstner absent) Supervisor declared this resolution duly adopted.**

#R2010-125 RECOMMENDATION FOR INCLUSION IN ORANGE COUNTY'S AGRICULTURAL DISTRICT – SBL#19-1-30.13 – FRANK GRAESSLE

**Motion Councilman DeBuck, seconded Councilman Shuback to adopt a resolution recommending inclusion of SBL# 19-1-30.13, landowner Frank J. Graessle, be included in the Orange County Agricultural District No. 2.
Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Gerstner absent) Supervisor declared this resolution duly adopted.**

#R2010-126 BOND RELEASE – ROCCO & LINDA MANNO

**Motion Supervisor Sweeton, seconded Councilman Shuback to adopt a resolution to authorize the release of a landscaping bond, Letter of Credit #2323 in the amount of \$10,000.00, to Rocco and Linda Manno, 221 Kings Highway, Warwick, NY 10990 for the planting and survivability of street trees and hydric plantings as per the recommendation of the Town Engineer; letter dated April 30, 2010.
Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Gerstner absent) Supervisor declared this resolution duly adopted.**

#R2010-127 BOND RELEASE – G. RHEIN BUILDERS, INC.

**Motion Supervisor Sweeton, seconded Councilman DeAngelo to adopt a resolution to authorize the release of a landscaping bond, Letter of Credit #2284 in the amount of \$6,000.00, to G. Rhein Builders, Inc., 22 Fields Lane, Chester, NY 10918 associated with the landscaping of the Old World Estates subdivision as per the recommendation of the Town Engineer; letter dated April 30, 2010.
Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Gerstner absent) Supervisor declared this resolution duly adopted.**

#R2010-128 PROCLAMATION – EMS WEEK

**Motion Supervisor Sweeton, seconded Councilman DeAngelo to adopt the following resolution:
WHEREAS, emergency medical services is a vital public service; and**

WHEREAS, the members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, the emergency medical services system consists of emergency physicians, emergency nurses, emergency medical technicians, paramedics, firefighters, educators, administrators and others; and

WHEREAS, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skill; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week; and

NOW THEREFORE, I, Supervisor Sweeton, in recognition of this event do hereby proclaim the week of May 16-22, 2010, as Emergency Medical Services Week with the theme “Anytime, Anywhere, We’ll Be There.” I encourage the community to observe this week with appropriate programs, ceremonies and activities.

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

#R2010-129 ACCEPT BID – COMBINATION DUMP TRUCK BODIES

Motion Councilman Shuback, seconded Councilman DeAngelo to adopt a resolution to accept the bid for two combination dump truck bodies from Showalter Equipment Co., 55 Maple Ave., Florida, NY 10921, at a cost not to exceed \$21,775.00 for each unit.

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

#R2010-130 2011 HUD PROJECTS

Motion Supervisor Sweeton, seconded Councilman DeAngelo to adopt a resolution that the Town of Warwick is hereby submitting the following applications for consideration under the FY-11 Urban County Consortium Community Development Program and that the Chief Elected Official or Executive Officer is hereby authorized to submit these applications. They further certify that they have read and understood the Orange Urban County Consortium Community Development Guidelines for the FY-2011 program year, and have met all of its applicable requirements and that the information contained in the applications are accurate and true to the best of their knowledge:

Winslow Therapeutic Riding Unlimited:	\$61,500.00
Warwick Valley Community Center	\$45,000.00
Warwick Valley Humane Society	\$ 8,500.00
Town of Warwick	\$10,000.00

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

Discussion: Supervisor Sweeton stated that the Town of Warwick project is to increase the handicapped access into the Senior Center.

#R2010-131 APPROVAL TO PURCHASE COPIER

Motion Supervisor Sweeton, seconded Councilman Shuback to adopt a resolution to approve the purchase of a Konica Minolta (42 pages per minute) copier from Eastern Copy Products, 299 North Plank Rd. Suite 1, Newburgh, NY 12550 at a cost not to exceed \$5,795.00. Motion Carried (4 ayes, 0 nays, 1 absent – Councilman Gerstner absent) Supervisor declared this resolution duly adopted.

Discussion: Councilman DeBuck asked if that was the one that met the specs that we need.

Supervisor Sweeton stated that it does and we trialed all of the machines and this was the one that worked the most reliably and easiest to use. This machine is centralized in the Supervisors office, but it's used by the departments for printing more then one or two pages. It will also be able to hopefully cut down on the individual printer replacement cost that we face at times. We got credit for the old one that we had. The old one we had was here for almost as long as I was here and it has lasted the longest of any the Town has ever had.

EXECUTIVE SESSION: Motion Councilman DeAngelo, seconded Councilman DeBuck to enter into an executive session for the purpose of discussing a certain individual personnel matter. Motion Carried (4 ayes, 0 nays & 1 absent – Councilman Gerstner absent) 8:13 p.m.

RE-CONVENE: Motion Councilman DeAngelo, seconded Councilman DeBuck that the regular meeting be re-convened. Motion Carried (4 ayes, 0 nays & 1 absent – Councilman Gerstner absent) 8:19 p.m.

#R2010-132 TERMINATION OF EMPLOYMENT – BLANCA N. BEATTY

Motion Councilman DeAngelo, seconded Councilman DeBuck to adopt a resolution to terminate the employment of Blanca N. Beatty as a dispatcher with the Warwick Police Department effective May 13, 2010.

Roll Call Vote:

Supervisor Sweeton.....aye

Councilman DeAngelo.....aye

Councilman DeBuck ...aye

Councilman Shuback.....aye

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

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

PRIVILEGE OF THE FLOOR (GENERAL)

Ron Nowak – Resident, Village of Greenwood Lake, NY 10925 - Has the Town Board reconsidered the name for the sign for the DePaulis Tract?

Supervisor Sweeton – The Town Board hasn't discussed it extensively at this point.

Ron Nowak – You have, I assumed, received a resolution that was passed by the Greenwood Lake Village Board on May 3rd.

Supervisor Sweeton – I did and I actually viewed their meeting, which was quite interesting as well.

ADJOURN: Motion Councilman DeBuck, seconded Councilman DeAngelo that the regular meeting be adjourned. Motion Carried (4 ayes, 0 nays & 1 absent – Councilman Gerstner absent) 8:22 p.m.

05-13-10 cp.

Marjorie Quackenbush, Town Clerk