The regular meeting of the Town Board of the Town of Warwick was held on Thursday, May 23, 2019 at the Town Hall, 132 Kings Highway, Town of Warwick. Supervisor Sweeton called the meeting to order at 7:15 p.m.

ATTENDANCE: Supervisor Michael Sweeton

Councilman James Gerstner Councilman Mickey Shuback Councilman Floyd DeAngelo Councilman Russell Kowal

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

Police Lieutenant, John Rader

PRESENTATION: 2018 POLICE AWARDS - MEMORIAL WEEK

Police Chief Thomas F. McGovern introduced Lori Mosher who read a letter to the Supervisor and Town Board on behalf of the family of Riley Mosher thanking Police Officer Brett Lukach, Detective Sergeant Morley, New York State Trooper Russell Fragale, EMT Bobby Lemin and Frank Cassanite for their outstanding acts of kindness, professionalism and collaboration performed on December 21, 2018 while attending to her granddaughter Riley Mosher.

Police Chief Thomas F. McGovern presented Police Officer Felix Oresto and Police Officer Kevin Terry with a commendation and a citation to be worn on their uniforms for a lifesaving award on November 22, 2016 for helping a resident at 38 Pennings Lane with a leg injury from a snowmobile.

Police Lieutenant Thomas Maslanka presented Detective Sergeant Morley, Detective Tetzlaff, Police Officer Helmrich and Police Officer Petrosky with a commendation and a citation to be worn on their uniforms for excellent police duty performed on November 4, 2017 for a motor vehicle accident on Glenwood Road in the Town of Warwick.

Police Lieutenant John Rader presented Police Officer Stephen Pascal and Police Officer David Serviss with a commendation and a citation to be worn on their uniforms for a lifesaving award on September 4, 2018 in the Greenwood Lake section of the Town of Warwick for a patient who was having difficulty breathing which escalated to unconscious and not breathing.

Police Lieutenant John Rader presented Police Officer Stephen Pascal with a commendation and a citation to be worn on his uniform for excellent police duties

Police Lieutenant John Rader presented Police Officer Stephen Pascal with a commendation and a citation to be worn on his uniform for excellent police duties performed on November 28, 2018 in an off-duty incident in your hometown of Mt. Hope which resulted in an arrest of a fugitive who escaped custody of the New York State Police Department.

Police Lieutenant Thomas Maslanka presented Police Officer Stephen Pascal with a commendation and a citation to be worn on his uniform for excellent police duties performed on September 4, 2018 on Route 94 in the Town of Warwick involving a suicidal person.

Police Lieutenant Thomas Maslanka presented Police Officer Jason Marsh with a commendation and a citation to be worn on his uniform for excellent police duties performed on January 9, 2018 for an off-duty incident near your home in the Town of Mt. Hope with the arrest of two individuals wanted in the State of Louisiana for murder and a stolen loaded hand gun.

Police Lieutenant Thomas Maslanka presented Police Officer Braiser, Police Officer Harter and Police Officer Moon with a commendation and a citation to be worn on their uniforms for excellent police duties performed for the year 2018 keeping this community safe from drugs.

Police Lieutenant John Rader presented Sergeant Edward Mullins with a commendation and a citation to be worn on his uniform for excellent police duties performed on June 16, 2018 for organizing medical transport during a violent domestic dispute located in the Village of Warwick. Police Officer Chase Class was presented with a commendation and a citation to be worn on his uniform for excellent police duties performed on June 16, 2018 for switching from responding to an armed suspect to beginning first aide to the disabled suspect during a violent domestic dispute located in the Village of Warwick. Police Officer Joseph Kennedy was presented with a commendation and a citation to be worn on his uniform for valor performed on June 16, 2018 for protecting yourself, your partner and others from harm's way from the armed suspect at the residence.

Police Chief Thomas F. McGovern – I want to commend these guys. Most of the people in the Town of Warwick probably never called the police in their entire life, so they have no idea what happens day to day. Today was an absolute berserk day between the ambulance and everything else going on. All people see are cops racing around, ambulances going this way and sirens blowing and no one really knows what the hell is going on. Some of the things you heard tonight is the tip of the iceberg. It's an everyday occurrence, it's a huge town, it's not that huge of a department so most of the time we are running on the ragged edge. I appreciate everyone's support especially the support of this Board, the Supervisor and I couldn't be prouder. Thank you very much.

Supervisor Sweeton – Most of us don't see the day to day stuff that goes on. All of these Officers are dedicated to the people in this town and they work hard at it all the time. It's not an easy life and all of you know that who are related to them. Our emergency service is

Town Board is very proud to support the men and woman of the department and our EMS services. We thank them for what they do every single day, so thank you all for coming.

PRESENTATION: COMMUNITY CHOICE AGGREGATION-NY MEP

Javiar Barrios - I'm here this evening with Ed Carey to represent Good Energy and we also represent the New York Municipal Energy Program. That is a collaboration between the Associations of Towns and New York Conference of Mayors. It's an initiative that goes out and offers two programs, municipal facility aggregation and something called community choice aggregation. My colleague and I were here probably about a year ago and we were talking about it and some of the rules were not set in stone at the public service commission, so we were going out traveling throughout the state meeting with multiple municipalities in different counties and just spreading the word and telling everybody that its coming. As a recap your aggregating all of your homes through an opt out aggregation. New York became the seventh state in the country to adopt this type of format. I'm here to give you an update because there's a lot of good news. We did our first O&R CCA and launched it, it's going to launch in July and we received a considerable savings for a small village. The update is we actually performed an RFP for 11 communities across 4 utilities and specifically to your county and your utility we got the most savings out of all 4 utilities, which is very exciting. There's a tremendous amount of population here in Orange County and Rockland County, so the numbers are significant as far as savings. I have some numbers to share with you and I have numbers for all of Orange County Municipalities that I would like to share. Last week I was talking with the Town of Tuxedo and some of the Rockland County Communities. It's the aggregation of residents in your town to an opt out format, it's essentially a second default rate so you have the same rights as if you were with the utility. If I were to move into this community, I would call the utility to turn on my power, I would call O&R they would turn it on and nobody thinks about it, so they take the rates whatever they are and don't think about it. As a resident it's hard to grab competitive prices of power, so through this aggregation format you can get the economy to scale to earn that. For example, when you move into O&R and you get service the rates compare through a 17-month trailing average is about 8.4 cents. If you look at the public rates for O&R and you do the cost average it's 8.4 cents. so we have been able to get a village in Rockland County which is O&R Utility in Wesley Hills a very small village not a tremendously large aggregation and we were able to give them 18% savings, so from 8.4 we gave the residents 6.8 cents simple math. To compare to what they've done to here you told me that you have 32,000 population with the hamlets and the villages.

Supervisor Sweeton - That includes all the villages, so the town there's only 18,000.

Javiar Barrios – Edward my colleague was in Greenwood Lake and they are moving forward. They actually put it on the agenda for the public hearing, so they actually are moving forward to do this, so one of your villages is already on the path to save money. Mayor Dwyer is extremely excited and say it's a no-brainer and I have to do this for my folks. Let's say you combine all of the villages and hamlets with the town, so you figure about 12,000 households and on average a home is about 7,000 to 10,000 kilowatt hours a

year, so multiply that with the savings that we have of 18% and your talking aware from 2.1 to 2.4 million dollars collectively for the Town of Warwick, so that comes to be about \$150 to \$200 a year. It doesn't sound like a lot, but collectively it is significant you have a large population. Those savings compete with some of the savings we've had in the Midwest. We run over 400 of these programs nationwide and we are about to run 11 communities in New York and more to come. We just drove 4.5 hours from Rochester because we were launching programs in the western cities of New York. I feel at this point we can transact; we can move forward and at the end of the day there is no obligation for you guys to do it. Put the law on the books, let us get the data, let us present the savings and when you come back and if you decide these savings aren't worth it that's fine, but let us do the study, let us do the feasibility study, let us get the numbers back, let us go out into the market and see what the prices are because you are close to 20% over what you should be paying in the market.

Supervisor Sweeton – If the town were to enact this law and enter an agreement to do this everybody in the towns supply gets their rate and it's an opt out, so if you decide you don't want their rate you have to make that decision and opt out. Your basing that savings number on O&R's 17-month rate, but many people have done supply choice so that savings number will fluctuate depending on how many people in the Town of Warwick had chosen a lower rate. Some of us like the Town of Warwick has signed a contract for energy. How does that get affected by this if we were to adopt it?

Javiar Barrios – Good question, because I definitely want to go into what the eligible rate classes are, so there are rate classes eligible in all utilities and it's SC1 and SC2. SC1 is residential customers and SC2 is very small commercial. You're talking about a nail salon or a pizzeria places like that. Anyone who is on a supply choice they are excluded from the program they are not touched at all. Secondly if you have any low-income accounts because they get subsidies and utilities from the state. They are not touched as well. Anybody who is on a time of use meter those are people who know how to use power in the offbeat hours by running their appliances after 8 at night. That's when power is extremely cheap and they will also be removed. The only people that are going to be switched are the people who are paying more. Anybody on an active program they're not going to be touched at all.

Supervisor Sweeton – You have the ability to determine how many of the 12,000 households may.

Javiar Barrios – There are certain designations in the data that we've gotten from O&R so we can identify exactly which ones they are.

Edward Carey - If a household is on an CCA ESCO they've already signed a contract. With our program we do not have a contract. There is no contract. You can stay with O&R or go into this CCA, but we do not have a contract, so if you want to leave at any point you can because I don't have a contract.

Supervisor Sweeton – In that sense does your rate fluctuate? Let's say if 20% of the people decide they are going to drop out after this gets done. You're going to quote a rate that's good for a percentage based on what O&R's running.

Javiar Barrios - You know what the best term price that we get it could be a 17-month or a 25-month depending on what the market shows us and we'll put you in the cheapest rate.

Edward Carey – We are going to present to you 6 or 7 different price ranges. It might be 29, it could be 24 we are going on the future market but we have to look at that.

Javiar Barrios — The other thing that is important is that this program is run through O&R. O&R is the billing party and they continue to bill you as if you were on the utility. You get a line item that has the CCA ESCO price, but your 800 number or any emergency service that you need at your home, any wires that need to be removed or limbs cut or the normal delivery services they still manage that. This is condoned and endorsed by O&R. O&R is a team member of ours now that we are actively moving CC's we work with the operation folks on a daily basis just so you know. O&R does not make money on the energy supply at all, no utility in the state does. That is strictly a financial market and they are just passing on the power to you. They are supportive and as a stakeholder they are supportive of the CCA, so this is a partnership with O&R.

Supervisor Sweeton – The process is that you have a draft local law, so there would be a public hearing set for that local law.

Javiar Barrios - Correct.

Supervisor Sweeton – Then you are suggesting if the town were to adopt that local law it still doesn't commit us to anything because I haven't seen the draft, maybe we did a year ago.

Javiar Barrios – We have a copy.

Supervisor Sweeton – You can leave that with us. At that point you'll do some sort of an analysis that you would show us potentially savings. Is that what your suggesting?

Javiar Barrios – Correct. The numbers that we are throwing out there is because we actually have real numbers.

Supervisor Sweeton - Right.

Javiar Barrios – Those are pretty conservative less the optouts and I don't know what the household mix is but they are pretty solid numbers.

Supervisor Sweeton – This program is only eligible to residents or small commercial.

Javiar Barrios – And small commercial only. This facility is a little too big.

Councilman Shuback - Small business, how about a farm?

Javiar Barrios – If it's a SC2 rate class or an S2 rate class then yes.

Councilman Shuback – So would it cover it?

Supervisor Sweeton – Well you have to look on your bill.

Javiar Barrios - We don't have a commercial rate class. On top of that we can run an optin program. An opt-in program for people who are on ESCO's which we are doing with our CCA, so if you have a rate that's going to expire in a couple of months and your rate is high you can come onto us and opt-in. We'll have 800 numbers; a call center and we will develop websites for you and here are the two key things we are offering with our programs. We are offering additional 10% solar credits through our program through an opt-in program. We are going to take a local community solar program called CBG which use to be called Netneary. We are going to tie a community solar project and any of the residents who subscribe will get a credit on their utility bill and get a 10% discount, so that's an additional savings. Any community that has a CCA or is forming a CCA is eligible and this was just passed in the governments new budget bill that you can get NYPA Power. That's the cheapest power in New York State. If you form a CCA you can be in line to qualify for NYPA Power. That's unheard of, no municipalities or residents have ever gotten NYPA Power unless they were in a housing development or housing authority. This is the first time your standard residential customer can get NYPA Power and that's tremendous. You also qualify for NYPA financing for economic development or any new projects in the area you can qualify for renewable financing and they are putting out programs if there's a landfill that you want to turn into a solar farm, they are providing extremely attractive financing. Again, they want you to form a CCA.

Edward Carey – NYSERDA and NYPA are both heavily promoting this program. To get the municipal finance you need to form the CCA and they recognize you get the financing or you can go into the lottery system.

Javiar Barrios - To run this program you need to form a CCA and we are designated with the public service, so our docket is run by the public service commission.

Supervisor Sweeton – The question Councilman DeAngelo is asking if the other villages wanted to come onboard do, we get considered as one entity then, since it's a greater aggregator.

Javiar Barrios – Our model is not to do a tri-party or some type of inter-municipal agreement, you are individuals. Our aggregations are more informal but you all go in at once and the aggregation goes in at once, so you will be grouped together.

Supervisor Sweeton - Ok.

Javiar Barrios – You can go 100% green if you would like and there is a premium to that and you can do it as an opt-in option for your residents or you can do it as the default. You can 100% green by buying local renewable credits, so that we can do as well. There's a lot of savings in Orange and Rocklands so a lot of people are thinking about going green and getting that savings because it's a big spread between the utility and the rates.

Edward Carey - When we did Wesley Hills, they got an 18% savings for going green and then they got a 14% savings. Going green is just cheap and we will offer it in the numbers, one will be traditional power and the other will be blended with some green energy in there. We don't want to force anything on you because it's your choice.

Councilman DeAngelo – Is there an advantage if all the villages and town grouped together?

Javiar Barrios – Absolutely I think they would get a little bit better price if they hook together. Obviously, the outreach would be done together and that's great. Let's say the village does it by themselves and Warwick doesn't then you might not have the massive yield from your residents. It's nice from a public relations kind of thing and also very efficient for marketing for getting out the word and public outreach, which is mandatory. We have to do a 60-day outreach that the CCA administrated us and we pay for all that, so the only thing that the municipality has to do is legal fees, a little bit of time and effort and maybe fielding some calls. We have call centers, we handle all of those calls, we give you an 800 number, we build a website, we give you an informational site so that people know where to go. We take all that administrative work from your clerk and brings it on to our experts. All of our experts are all in house. We don't outsource it because people can be delicate and don't understand the program so we really need to handle that properly, so it's our people at our office handling these calls.

Supervisor Sweeton – I thank you and we will see you Tuesday night at the association.

ACCEPTANCE OF MINUTES

1. Regular Meeting, May 9, 2019

Motion Councilman DeAngelo, seconded Councilman Gerstner to accept the minutes as written from the Regular Meeting held on May 9, 2019.

Motion Carried (5 ayes, 0 nays)

CORRESPONDENCE:

JIM DELAUNE – Executive Director, Orange County Land Trust. Letter dated May 6, 2019 to the Supervisor regarding the Orange County Land Trust/Sapanaro/Brennan Lot line Changes Section 61, Block 1, Lots 25.1 and 26.

MARK D. WHEELER - Conservation Board Member, Town of Warwick, Letter to the Supervisor and Town Board requesting to be re-appointed to the Town of Warwick Conservation Board.

LORI MOSHER – Resident, Town of Warwick. Letter dated January 6, 2019 to the Supervisor and Town Board commending the outstanding acts of kindness, professionalism and collaboration by Officer Brett Lukach, Sgt. Morley, New York State Trooper Russell Fragale and EMT Bobby Lemin in regards to her granddaughter Riley Mosher.

ORANGE COUNTY DPW DIVISION OF ENVIRONMENTAL FACILITIES AND SERVICES – Orange County Household Hazardous Waste & Operation Safe Scripts Pharmaceutical Collection Event will take place on June 8, 2019 9:00am – 3:00pm at the Port Jervis H.S. Lower Parking Lot, 10 Route 209, Port Jervis, NY 12771. FREE for Orange County Residents with proof of residency (no registration required). For more information please call (845)291-3246 or visit www.orangecountygov.com/efs and click on the Household Hazardous Waste tab on the left.

CONNIE SARDO – Planning Board Secretary, Town of Warwick Planning Board. Letter to Town Board dated May 8, 2019 regarding Escrow Refund Request for planning Board applicant, NY Hemp Source, LLC. 63 Mount Eve Rd. (SBL# 6-2-19).

DORIS RUBINSKY – Program Director, Jewish Family Services of Orange County. Submitted on May 10, 2019 the Town of Warwick Friendly Visitor Program Monthly Report for April 2019.

THOMAS F. MCGOVERN – Police Chief, Town of Warwick. Memo dated May 13, 2019 to the Supervisor and Town Board regarding a check from the District Attorney's Office in the amount of \$336.61 to be deposited into the Police NARCO line.

MIKE D'OZZOLLINNI – President, Every Second Counts. Email dated March 13, 2019 to the Clerk regarding Child Safety ID Kits- Partner with Your Community. (attached Eden PD NC Child Safety Kit)

BRENDA FAULLS – Receiver of Taxes, Town of Warwick. Letter dated May 14, 2019 to the Supervisor requesting permission to attend the 2019 Tax Receiver Training Seminar in Lake Placid, NY.

WILLIAM E. DUQUETTE – Attorney, Jacobowitz And Gubits LLP. Letter dated May 13, 2019 to the Supervisor and Town Board regarding Town of Warwick adv. Paradigm Tax Group as attorney in fact in for US Bank Trust N.A. Tax Map Nos. 8-2-89, 17-1-119.1, 1-1-24,34-7-17 INDEX No.: EF008017-2018 Our File No. 3911090Q.

MARY PAT SMITH – Assistant to the County Executive. Email dated May 15, 2019 regarding NYS Department of State Pertaining to the County-Wide Shared Services Initiative.

NEIL WINTER – Director-Regional & Community Affairs. Letter dated May 15, 2019 regarding Orange & Rockland efforts to inform the public awareness efforts, and as required by the Pipeline Safety Improvement Act of 2002 and the resulting amendments to

the Code of Federal Regulations enacted in 2005. For more information about safety, please visit www.oru.com or you can call 1-877-434-4100.

DAVID GREEN – Commissioner, Orange County Board of Elections. Email dated May 17, 2019 regarding Submission of Proposals, Propositions or Referendum Deadlines for General Election Ballot and Election Law Change. The items listed must be received by the Board of Elections no later than three months before the General Election.

TODD A. LOY – ISSS-POC and Loan Specialist Rural Development United States Department of Agriculture. Email dated May 17, 2019 to the clerk regarding USDA Rural Development Sale Notice.

JENNIFER CROVER – Supervisor of Transportation. Town of Warwick Dial – A-Bus. Email dated May 22, 2019 to the Town Clerk regarding the resignation of a Dial-A-Bus driver.

ELIZABETH KNIGHT MOSS – Sustainable Warwick. Memo to Supervisor and Town Board regarding Repair Café Program. For more information please contact Elizabeth Knight Moss @ 845-544-1056 or email eknightmoss@gmail.com.

MICHAEL GRANT – Orange & Rockland Utilities. Email dated May 21, 2019 to the Town Clerk regarding Smart Meter Deployment Notification for June 2019.

ERMIN SILJKOVIC – Recycling Coordinator, Orange County. Low Waste Life & Recycling Right. June 10, 2019 6-7:30pm at the Middletown Thrall Library. Get tips, tricks and inspiration on how to reduce your waste and how to recycle.

BOARD'S DISCUSSION ON CORRESPONDENCE

VISITING ELECTED OFFICIALS

Supervisor Sweeton – Introduced Michael Newhard, the Mayor of the Village of Warwick. He congratulated him on the completion of the Playground of Dreams. It was a wonderful project and I know you worked at it diligently yourself and your Board supported the whole effort and it was a great project. Congratulations.

Hon. Michael Newhard – Mayor, Village of Warwick – As I said last night it was community built but it built the community and I think that's the secret to success.

Supervisor Sweeton – Today I was with the first leg of the CBDG tour of projects and next Thursday we are coming to see about your ADA sidewalk project.

Hon. Michael Newhard - In an effort to add it to the rest of the park?

Supervisor Sweeton - Right.

Supervisor Sweeton – Introduced our Hon. County Legislator Barry Cheney

Hon. Barry Cheney – Orange County Legislator, District 8 – In the County there has been a change in one of the election districts. District 21 covers the neighborhoods of Warwick Grove and Homestead Village and that poling place has been moved to the Albert Wisner Public Library. This will cut down on the trip people have to make by about 2 miles and it also puts them in walking distance. I appreciate the support of the Board of Elections and the overwhelming welcome we got from the library director to add that poling place to the community room in the library. It was also very welcomed by the folks living in those two communities.

Supervisor Sweeton – That only makes sense. It was a problem initially they couldn't handle the parking.

Hon. Barry Cheney – The library was concerned about the parking and that's been resolved through an expansion of the parking lot and it gave the library a reason to jump on the chance.

Supervisor Sweeton – I'm working with Barry to meet with Jim Brooks of the Orange County Parks to coordinate our efforts on the ramp that they have.

Supervisor Sweeton introduced the head of our Pine Island Rec Program, Paulette Rudy-Wilk

Paulette Rudy-Wilk – Director, Pine Island Recreation - All of the forms are in, people are hired and we are waiting for the playground to go in.

Supervisor Sweeton – Paulette, you worked very well to help the playground that's going to be built out there on June 10th, so we have a much smaller version Michael then you, but fortunately ours was funded by the Kosuga Foundation. The group that's been working has done a good job.

Hon. Michael Newhard – The wonderful back story is that Pine Island got their onion and initially that was in the plan for our playground, so we got an apple.

Paulette Rudy Wilk - The onion won't be in until after rec because that's a special order.

Supervisor Sweeton - Ok. Thank you again Paulette for all your years of doing that.

REPORTS OF BOARDS AND COMMISSIONS

COMMITTEE REPORTS

DEPARTMENT OF PUBLIC WORKS REPORT

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Culvert Pipes	Ryerson Road	Replace Pipe	12"x40'	Town

	Ryerson Road	Replace driveway pipe 12"x30'	Town
Catch Basins	Marian Ct.	Repair Basin	Town
	Cornfield Ln.	Repair Basin	Town
	Elm Street	Repair Basin	Village of GWL
Tree Work	Bellvale Lakes Rd.	Clean up fallen tree	Town
Mowing	Town Wide	Mow roadsides	Town
	Town Wide	Mow cul-de-sacs	Town
Pot Holes	Town Wide	Fill as needed	Town
	Village Wide	Fill as needed	Village of GWL
Vehicle Maint.	As Needed		Town
	As Needed		Village of GWL
Emerg. Repair.	As Needed		Town
	As Needed		Village of GWL
Road Signs	As Needed	Replace as needed	Town
	As Needed	Replace as needed	Village of GWL
Water Dept.	Rumsey Rd.	Repair curb box	Town
	Lakelands Ave.	Repair curb box	Village of GWL
	Blueberry Hill	Repair summer system main	Village of GWL

PARKS DEPARTMENT

ENVIRONMENTAL CONSULTANTS REPORT

COUNCILMAN DE ANGELO REPORT

1. The Warwick Valley Humane Society the current shelter count is 19 dogs, 86 cats, 19 kittens, 7 rabbits, 2 guinea pigs and 4 mice and they are all available for adoption. They have two upcoming events, there's Woofstock-Battle of the Bands Festival on June 8th to benefit the Warwick Valley Humane Society's Capital Campaign for a new shelter building. It will be at the Warwick Town Park on Union Corners Road from 11:00 a.m. until 7:00 p.m. with a \$10 entry fee, raffle, music, food and beverage trucks, auction, tyedye contest, face painting, tarot card reading, medium and more. This is hosted by WTOB and all the proceeds are for the Capital Campaign. They once again partnered with Winslow Therapeutic Riding Center for the Sunset at Winslow. That will be on June 15th from 6:00 p.m. until 10:00 p.m. at Winslow at 1433 Route 17A to benefit both organizations for their repair and rebuilding funds. There are only 100 tickets still available at \$75 each at sunsetatwinslow.com. it's a casual fun evening for all and ladies, no heels please. They have a wish list for canned pate style cat/kitten food, Science Diet dry dog and cat food, heavy duty garbage bags, paper towels, large spray bottles, dish detergent, small dust pans with brushes, large and small dog biscuits, training treats for dogs, cat treats and watering cans with long skinny spouts.

COUNCILMAN KOWAL REPORT

1. As the Board is aware, I've been working with the committee called the Wawayanders to make the Wawayanda Creek more navigable for kayaks and we've been out on several clearings and last Sunday we decided to make a trial run for the big event on

June 2nd to see how long it would take and what else has to be done. It was a very good trip, we left the lake at 9:25 a.m. and we arrived in Memorial Park at 11:16 a.m. There were only 7 of us but if we have a larger group it might take a little bit longer. We are going to have a press release out soon with more details, but it should be a fun day. I hope everybody who has a kayak and the ambition to go out because it's an adventurous trip you're not going to just float down from the lake into the village. There are a couple of places that are challenging which is fun, it's almost like a rapid and some parts aren't so fast, but overall, it's a nice long journey. Thanks to a lot of volunteers who spent a lot of time with chainsaws in not so pleasant conditions that will make it more pleasant for everyone else. Mark your calendars for June 2nd and keep your eye on the paper for that. With the Boards permission last year, I requested a study from the DEC Department of Fisheries to do an assay of the fish population at Wickham Lake and I just received and email. The last time a survey was done was 1936, so we had quite a big snapshot from one period to the other. I'm very pleased to report to the Board and to the residents that the lake has been reported in excellent health with a diverse fish population and the DEC is very pleased with the water quality and that's a tribute to our planning and reducing of runoff and fertilizer into the lake. That is a very good report and I will have more details when I get a chance to read it more. They are surprised and very happy with it and now that it's in the public domain they will be able to check it occasionally and keep an eye on the population that's always a good indication of your environment.

2. The Pine Island Chamber has donated a security camera system for the pavilion and the playground and I just started installing the cameras because the weather has started to get decent. We are going to have one camera under the pavilion, two in the parking lot and if there's enough coverage we can add a camera later but for now one camera on the playground. I'm going to install them hopefully in the coming week with the exception of the one on the far side of the building where the storage building is because I know it's going to be moved and I don't want to put the camera there and it snaps off. I will run the wire and all you have to do is plug it in once the building is moved out and they will have a new security system for the new park features that we have.

Deputy DPW Commissioner Roe - The beach is opening on Saturday.

COUNCILMAN GERSTNER REPORT

- 1. The youth sports recreation season is in full swing and I would like to thank Bill and the parks department for the field conditions being in excellent shape.
- 2. Memorial Day services will be in the Village of Warwick on Monday and I encourage residents to try and get out and attend the services and I want to wish everyone a safe and happy Memorial Day weekend.

COUNCILMAN SHUBACK REPORT

1. The town has been busy replacing culverts and basins between the Village of Greenwood Lake and the Town of Warwick. Recently the county contracted to have the macadam on Pulaski Highway and on Mt. Eve Road they put in a 15 to 18-inch drop. A tractor trailer with airbags won't be able to cross it. I know because I had trouble and we had to get a tow truck to get them out.

Supervisor Sweeton – I think that's been called in. I know DPW contacted the county so hopefully they will take care of that.

ATTORNEY'S REPORT

TOWN CLERK'S REPORT

Request for Proposal to supply and install 350 cubic yards of certified playground mulch.

2.

1. Downes Forest Products 65 Royal Ave. Hawthorne, NJ 07506 973-238-4430 Bid Proposal: \$13,125.00

P.O. Box 566 Central Valley, NY 10917 845-928-9915

Kassel Residential Services, Inc.

Bid Proposal: \$8,400.00

3. Deer River Ranch, Inc. 4000 East Harrisburg Pike Middletown, PA 17057 717-944-7481

Bid Proposal: \$8,534.74

Supervisor Sweeton – The Deer River Ranch's price includes the blowing in of the mulch as well and since it's a public works project its subject to prevailing wages.

SUPERVISORS REPORT

- 1. The Community Preservation Funds receipts for April were \$73,982.57.
- 2. I want to remind residents that the County is still working on the Covered Bridge Road bridge where Onderdonk comes in, where Fancher, Covered Bridge and Onderdonk comes in. That was suppose to be a 12 day and I think they are just about wrapping that up hopefully. The detour signs are still up so please be aware that you can't make the passage through there.
- 3. You probably noticed the Town Hall step and sidewalk work is underway. They poured by the Senior Center a couple of days ago. They will be pouring behind Town Hall tomorrow and then hopefully by the beginning of the week we will be able to open up the back so residents will have access to that while they work on replacing the front steps. It is long overdue but we are glad that it's happening.
- 4. I received and email from a representative from O&R to alert us that they are beginning the installation of Smart Meters. If you haven't paid attention Smart Meters are going to be meters on your house where they don't have to come and read them physically at your house. They will be transmitting a signal to receptors that are on poles along the way and then O&R will be able to monitor that. They will also be able to know at any given time whether you've lost power. This was a approved by the PSC and there's some discussion of the Smart Meters O&R is sending every resident where they're going to install them a postcard telling you and I believe there's an opt out provision with O&R, but

you will pay a premium over what you would get with the Smart Meters. Just beware that starting in June they're to begin this installation on several roads mostly in the Amity, Pine Island area. It will be posted on our website and if you have any questions contact O&R at their website oru.com and we will try and get a phone number contact as well. They are coming and they were rolled out in Rockland county last year and they are now doing it here. They have some facts sheet which I put on the Towns Facebook page to talk about it.

- 5. Memorial Day Observances as Councilman Gerstner mentioned if there's ample time for you to pay your respects to those who were killed in the defense of their country. In Pine Island there's an 8:00 a.m. church service followed by a parade at 9:00 a.m. to the cemetery for a brief observance. In the Village of Warwick, lineup is at 10:30 a.m. and then it starts at 11:00 a.m. which goes to the Warwick Cemetery then goes to St. Stephen's Cemetery and then to Memorial Park by the Firemen's Memorial. At 2:00 p.m. in the Village of Greenwood Lake at the American Legion there's an observance and at the same time in the Village of Florida there is a parade to the monument there in the center of the Village. There's ample time for residents to get out and pay your respects and enjoy the rest of your weekend.
- 6. The journal entries for the Boards information were made with the Comptroller and they were all in order and signed off.
- 7. 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:

#R2019-153 RE-APPOINTMENT TO CONSERVATION BOARD – MARK D. WHEELER

Motion Councilman Gerstner, seconded by Councilman Shuback to adopt a resolution to re-appoint Mark D. Wheeler as a member of the Town of Warwick Conservation Board for a three-year term to expire June 13, 2022.

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

Discussion: Supervisor Sweeton thanked him for his long service on that Board.

#R2019-154 REQUEST TO SERVE ALCOHOLIC BEVERAGES TOWN OF WARWICK UNION CORNERS PARK – PATRICIA L. LUFT

Motion Councilman Shuback, seconded Councilman Gerstner to adopt a resolution to grant Patricia L. Luft permission to serve alcoholic beverages at Town of Warwick Union Corners Park on August 24, 2019 for family party. Certificates of Liquor Liability Insurance is on file in the Clerk's Office.

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

#2019-155 AUTHORIZATION OF ESCROW REFUND – HEMP SOURCE, LLC.

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to refund the remaining balance \$143.00 back to Hemp Source, LLC. As per letter dated May 8, 2019 from the Planning Board Secretary, there are no outstanding invoices and the applicant has completed their project.

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

#R2019-156 APPROVAL TO ATTEND THE NEW YORK STATE ASSOCIATION OF TAX RECEIVERS & COLLECTORS 2019 ANNUAL TRAINING SEMINAR – BRENDA FAULLS

Motion Councilman DeAngelo, seconded Councilman Kowal to adopt a resolution granting approval for Brenda Faulls to attend the New York State Association of Tax Receivers & Collectors training in Lake Placid, New York from June 9th – June 12th 2019. Money has been appropriated in the budget.

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

#R2019-157 APPROVE TEMPORARY ROAD CLOSURES – SAINT STEPHENS LANE

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to approve a temporary road closures of Saint Stephens Lane between CO RTE 1 and West Street EXT for three (3) scheduled Warwick Food Truck Festival to be held on June 20-21, July 18-19 and September 19-20, 2019 from 4:00pm to 9:00pm pending Police Chief approval and Certificate of Insurance Liability.

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

Discussion: Supervisor Sweeton stated that this is gotten popular so they are doing three now.

#R2019-158 ADD PROPERTY TO COMMUNITY PRESERVATION PLAN – SBL#46-1-39.2

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to add Section 46 Block 1 Lot 39.2 to the Community Preservation Plan.

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

#R2019-159 AUTHORIZE SUPERVISOR TO SIGN STIPULATION OF SETTLEMENT FOR TAX CERTIORARI FOR PARADGM TAX GROUP AS ATTORNEY IN FACT FOR US BANK TRUST N.A.

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

WHEREAS, PARADIGM TAX GROUP as attorney in fact for US BANK TRUST N.A, has commenced a tax certiorari proceeding against the Town of Warwick in the Supreme Court of the State of New York, County of Orange for the 2018-19 tax assessment year bearing Orange County Index #, EF008017-2018;

WHEREAS, it appears from the recommendation of the Town Assessor and William E. Duquette, Esq., of Jacobowitz and Gubits, LLP counsel for the Town of Warwick in the aforesaid proceedings, upon a thorough investigation of the claims that further proceedings and litigation by the Town would involve considerable expense with the attendant uncertainty of the outcome and that the settlement of the above matter as more fully set forth below is reasonable and in the best interests of the Town; and

WHEREAS, PARADIGM TAX GROUP as attorney in fact for US BANK TRUST N.A is willing to settle these proceedings without interest, costs or disbursement, in the following manner;

- (1) That the proceeding for the 2018-19 tax year be compromised and settled by the assessment being reduced from \$43,400 to a total assessment of \$36,000 for tax map no. 8-2-89;
- (2) That the proceeding for the 2018-19 tax year be compromised and settled by the assessment being reduced from \$61,200 to a total assessment of \$59,000 for tax map no. 17-1-60.1;
- (3) That the proceeding for the 2018-19 tax year be compromised and settled by the assessment being reduced from \$82,000 to a total assessment of \$76,000 for tax map no. 27-1-119.1;
- (4) That the proceeding for the 2018-19 tax year be compromised and settled without change for tax map no. 58-1-111;
- (5) That the proceeding for the 2018-19 tax year be compromised and settled without change for tax map no. 1-1-24;
- (6) That the proceeding for the 2018-19 tax year be compromised and settled without change for tax map no. 34-7-17.
- (7) That the Petitioner's real property taxes on said parcels above described for the 2018-19 School taxes and for the 2019 County and Town taxes be adjusted accordingly and the Petitioner be reimbursed for any overpayment or be credited with the corresponding decrease in taxes, as the case may be;

NOW, BE IT THEREFORE RESOLVED, that the proposed settlement as set forth and described above is hereby accepted pursuant to § 68 of the Town Law, and it is further;

RESOLVED, that Deborah Eurich, Assessor of the Town of Warwick and William E. Duquette, Esq. on behalf of Jacobowitz and Gubits, LLP be and they hereby are designated as the officers of the Town who shall apply for such approval pursuant to the aforesaid section and law.

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

#R2019-160 APPROVE TRANSFER OF CERTAIN REAL PROPERTY

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to approve transfer of 6.4+/- acre portion of Section 46 Block 1 Lot 39.2, which is proposed lot #1 as shown on the WVLDC CBD Accelerator Subdivision and Special Use permit to the Warwick Valley Local Development Corporation pursuant to the findings by the Town Board that said property is not required for use by the Town, as required by New York State Not for Profit Law §1411 (d) and final approval of contracts by the Town Attorney. Motion carried (5 Ayes, 0 Nays) Supervisor Sweeton declared this resolution duly adopted.

#R2019-161 AMEND #R2019-152 APPOINTMENTS FOR 2019 EMPLOYEES -THOMAS P. MORAHAN WATERFRONT PARK EMPLOYEE

Motion Councilman DeAngelo, seconded Councilman Gerstner to adopt a resolution to amend the following positions at the Thomas P. Morahan Waterfront Park for the 2019 season. Francisco Velez as Gatekeeper at a rate of \$12.50 p/h to a Groundskeeper at a rate of pay of \$11.10 and Colleen O'Brian as a Lifeguard at a rate of \$15.00 p/h to a Senior Lifeguard at a rate of pay of \$16.00 p/h.

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

#R2019-162 ACCEPT RESIGNATION-JOHN MILLER

Motion Councilman Shuback, seconded Councilman Gerstner to adopt a resolution to accept the resignation of John Miller as a Dial-A-Bus driver effective immediately. Motion carried (5 Ayes, 0 Nays) Supervisor Sweeton declared this resolution duly adopted.

#R2019-163 REQUEST TO SERVE ALCOHOLIC BEVERAGES TOWN OF WARWICK UNION CORNERS PARK – APRIL VIGGIANI

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to grant April Viggiani permission to serve alcoholic beverages at Town of Warwick Union Corners Park on June 1, 2019 for family party. Pending proof of insurance. Motion carried (5 Ayes, 0 Nays) Supervisor Sweeton declared this resolution duly adopted.

#R2019-164 ACCEPT BID - CERTIFIED PLAYGROUND MULCH

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to accept a bid proposal from Downes Forest Products to supply and install 350 cubic yards of certified playground mulch at the Pine Island Park at a cost not to exceed \$17,500.00. Motion carried (5 Ayes, 0 Nays) Supervisor Sweeton declared this resolution duly adopted.

#R2019-165 APPOINTMENTS FOR 2019 EMPLOYEES - THOMAS P. MORAHAN WATERFRONT PARK EMPLOYEE

Motion Councilman Gerstner, seconded Councilman Shuback to adopt a resolution to appoint the following to various Thomas P. Morahan Waterfront Park positions for the 2019 season.

Jacklyn Saavedra-Alvarado	Gatekeeper	\$12.50
Alexis Kass	Gatekeeper	\$12.50
Kyle Bower	Senior Lifeguard	\$16.00
Kailey Zachgo	Senior Lifeguard	\$16.00

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

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

PRIVILEGE OF THE FLOOR (GENERAL)

Peter Pakola – Resident, Pysners Peak, Warwick, NY – I have two issues. The first is the parking at the creamery. There has been some attempt at increasing the parking at the bottom of the hill, but that has only made the line longer. The parking in the road going to our homes you can't get a fire vehicle through there, you can't an ambulance through there, we've put 8 or 9 no parking signs there and they just park there. They park right in front of the no parking signs, I've had the cops up there twice over this past weekend, this is an ongoing problem for years now and it just seems to be getting worse and worse. I don't know what solution I could use other than if you get the cars for no parking.

Supervisor Sweeton – We could certainly do that.

Peter Pakola – If there was some sort of sign that says "Illegal Parking in the Roadway will be ticketed". Something that will deter it because with no parking signs they just park there.

Supervisor Sweeton – What if we stripe it with the slash with the yellow.

Peter Pakola – Anything would be grateful. Tom McGovern has done the most so far. He put no parking signs on one side. He put a sign private drive tow away and they still park in the road. It's extremely narrow for us to get our vehicles through let alone an ambulance or a firetruck. The other issue I have is the porta johns. There was an addition put on the building two years ago with no provisions for additional bathrooms. There are now two porta johns out front and by the end of the summer they will be full. They are very unsightly and they smell. It needs a barricade in front of it or they should be put behind the building where they're out of sight. As residents up there that are paying taxes in New York and Warwick it's unsightly and it's just unacceptable for me. I'm trying to sell my home and everybody that comes and looks at the house is concerned about the creamery. I would like to get some help from your Board when this matter has been an ongoing issue for years and now, we really just need it resolved. Even if they try to put a parking lot down at the bottom of the hill, but I don't think anybody wants to walk up the hill.

Supervisor Sweeton – Right. I went up there the other day to see that and the problem is you don't really know where that lot is and it's down the hill. They should have a path that

comes from the parking lot up to the creamery, so people would park there and want to do it. They're not going to come out of the lot and come up Kain Road.

Peter Pakola – There was a sign additional parking down there but I don't think the parking lot helped much. The line just gets longer and it's not designed property because they are lining up across the road. Somebody is going to get hurt and nothings going to be done until that actually happens.

Supervisor Sweeton - We know this is ongoing and we have tried different things.

Peter Pakola - I know there's been some attempts but it's really difficult.

Supervisor Sweeton – I think the idea of maybe let's try striping that right at your entrance clearly marked and then get the police to ticket.

Peter Pakola – Even if you put a sign there saying vehicles even parked in the driveway will be ticketed that might be a sufficient deterrent for them not to park there. Then I call the cops and they give them a ticket maybe hitting them in the pocketbooks is the only way to do it. They park right in front of a no parking sign.

Supervisor Sweeton – Hopefully if we make it clearer you won't have to call the cops, they wont park there, but we'll see. We will try to get up there and get that done.

Peter Pakola – I shouldn't have to harass the Police Department they are busy. That shouldn't be something they have to be enforcing, but even it any of you go up there 7 or 8 o'clock Friday, Saturday or Sunday please do it and you will see what I'm talking about. It's just way out of control.

Supervisor Sweeton – I was up there during the week and it was crazy.

Peter Pakola – Now it's a commercial building as an extension from a farm was allowed to be put there is beyond me and to put an addition on it without additional bathrooms.

Supervisor Sweeton – Where are the porta johns?

Peter Pakola – Right at the entrance to our road and there are two there now and by the end of the summer or next month there will be four. There's a dumpster there too with garbage all around it.

Councilman Gerstner - It should be moved to their own property.

Supervisor Sweeton – We will get them to move the porta johns.

Peter Pakola – Or put a barricade so you can't see them and not along side they should be behind the building.

Supervisor Sweeton – We will get them to move the porta johns.

Peter Pakola – Or put a barricade so you can't see them and not along side they should be behind the building.

Supervisor Sweeton – Yeah which drops off that's property why they didn't do that. If someone steps out of the porta john and rolls down the hill and then they'll find them. Peter Pakola – Even if some barricades were put in there to narrow the road to where you can get through it but they can't park on it and that would probably assist it all. They wouldn't park there because they would be blocking the lane to go up to the eagle watch. They do park up at the eagle watch also.

Supervisor Sweeton – That's the complicated part that the state lot is there.

Peter Pakola – Our issue is getting to our homes. The parking on the entrance to the road and you can't get a safety vehicle through.

Supervisor Sweeton – Let me see what we can do and stay tuned.

Councilman Shuback - Have a tow truck up there.

Supervisor Sweeton - Thank you Peter.

Peter Pakola – The problem with the tow truck is we would have to pay for the tow truck and by the time the tow truck gets there the people are gone.

Councilman Shuback - No, no the people would.

Peter Pakola – If the Police Department could come through there around 7 or 8 o'clock on a weekend and if you see a car parked in the driveway ticket it, but they need your approval to.

Supervisor Sweeton – I will take care of it. Thank you, Peter.

Councilman DeAngelo – We need some serious striping there.

Supervisor Sweeton – Yes, I know.

Councilman Shuback - The Town Board should go there someday and really look at it.

Supervisor Sweeton – I was up there this week and it is.

Councilman Shuback - One of us might have a different idea.

Supervisor Sweeton – I would suggest that everyone get up there.

ADJOURN: Motion Councilman DeAngelo, seconded Councilman Gerstner that the regular meeting be adjourned. Motion Carried (5 ayes, 0 nays) 8:52 p.m.

05-23-19 CP.

<u>Clen M. Asterino</u> Eileen Astorino, Town Clerk

Date: 05/24/2019

Time: 11:30:30AM

Selective Check Register

TOWN OF WARWICK

Including all check statuses

For Bank Id ST and Check Date from 05/24/2019 to 05/24/2019

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Selective Check Register

TOWN OF WARWICK

Including all check statuses

For Bank Id ST and Check Date from 05/24/2019 to 05/24/2019

User: Page:

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576,240.58	Bank ID Totals:		Checking Account #: 6700102910	STERLING NATIONAL BANK	Name: STER	Bank ID: ST	
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113.00		05/24/2019	PARTNERS IN SAFETY INC.	PARTNERS S P.	О Р	053593	ST
825.00 ~		05/24/2019	PINE ISLAND SENIOR CITIZENS	P.I. SENIO P	0 P	053592	ST
8,441.92 V		05/24/2019	ORANGE AND ROCKLAND UTILITIES	ORANGE/ROC O	0	053591	ST
125.00 🗸		05/24/2019	ORANGE COUNTY MUNICIPAL PLANNNING FEDERATION	ORANGE MUN O	0	053590	ST
343.35❤		05/24/2019	OPRANDY'S FIRE & SAFETY EQUIPMENT, INC.	OPRANDYS00 O	0	053589	ST
6,896.20		05/24/2019	OFFICE OF THE STATE COMPTROLLER	OFFICE-JUS O	0	053588	ST
2,429.38		05/24/2019	ORANGE COUNTY COMMISSIONER OF FINANCE	OCCOMM-DAB O	0	053587	ST
254,368.71		05/24/2019	NYS HEALTH INSURANCE PROGRAM (NYSHIP)	NYSHEALTHI N	0	053586	ST
4,981.00		05/24/2019	NEW YORK COMMUNICATIONS COMPANY	NY COMMOOO N	0	053585	ST
819.35 🗸		05/24/2019	MICHAEL J. NEYMAN	NEYMAN0000 M	0	053584	ST
98.11 ~		05/24/2019	MONTAGE ENTERPRISES INC.	MONTAGE.EN M	0	053583	ST
1,741.25		05/24/2019	SJA TECHNOLOGIES GROUP, LLC	MCKELVEY C S	0	053582	ST
396.63 🗸		05/24/2019	THOMAS F. MCGOVERN JR.	MCGOVERN-T T	0	053581	ST
200.00 🗸		05/24/2019	MATERIAL PROCESSORS INC.	MATERIAL.P M	0	053580	ST
103.00 🗸		05/24/2019	RENTOKIL PEST CONTROL/J C EHRLICH CO, INC.	LIBERTY000 R	0	053579	ST
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3,633.45 ✔		05/24/2019	LEHMAN & GETZ ENGINEERING, PC	LEHMAN&GET LI	0	053577	ST
26.50 🗸		05/24/2019	L-TRON CORPORATION	L-TRON.COR L.	0	053576	ST
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Date: 05/24/2019

Time: 11:30:30AM

Selective Check Register

TOWN OF WARWICK

Including all check statuses

For Bank Id ST and Check Date from 05/24/2019 to 05/24/2019

BANK ID

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CHECK DATE RECONCILE / VOID DATE

Report Totals:

576,240.58

AMOUNT EFT DP

User: Page:

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To the Supervisor:

Contify that the vouchers listed above were audited by the town Board on 1223/19 and allowed in the amounts shown. You are hereby authorized and directed to pay to each of the Cannants the amount opposite his name.