

September 9, 2021

The regular meeting of the Town Board of the Town of Warwick was held on Thursday, September 9, 2021 at the Town Hall, 132 Kings Highway, Town of Warwick. Supervisor Sweeton called the meeting to order at 7:38 p.m.

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

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

PUBLIC HEARING: UNSAFE BUILDING– 129 HUNT DRIVE (SBL# 89-2-8)

LEGAL NOTICE: The Clerk read the legal notice, which was duly published in the Warwick Valley Dispatch on August 25, 2021.

(Copy of this legal notice is printed at the end of these minutes.)

Supervisor Sweeton – Attorney Myrow you were going to serve the recorded owner, is that correct?

Attorney Myrow – That is correct Supervisor, pursuant to the code we had to attest personal service on the owner of the property and the owner could not be found upon any resident living on the premises. We sent the service processor over to the premises on August 26, 2021. The owner was not present, making it obvious the building is vacant and uninhabitable. Upon finding no one residing on the premises a copy of the notice of the hearing was duly posted on the property, an affidavit of service was filed with the Town Clerk and a registered mailing was made to the owner at the address in the Assessors record. That mailing was done on the 26th and the envelope was returned as unclaimed and undeliverable and a copy of the registered mailing receipt and the envelope are on file with the Clerk. Based on the terms of the code a notice of hearing was duly served.

Supervisor Sweeton – Thank you. We do know this property was owned by an elderly woman who perished in a fire and apparently there is no other owner we can find that is on the record. Is there anyone here to represent the property owner of 129 Hunt Drive?

Katherine Pomella – I'm here tonight representing all of the neighbors.

Supervisor Sweeton – Do you have a comment at all?

Katherine Pomella – We just appreciate that this eyesore was addressed, everyday coming through the neighborhood it's a sad reminder about what happened 3 1/2 years ago on New Year's Day. Our neighbor died in the fire and the property has trees growing on it, there are animals, the fencing has been knocked down, it's just a very, very sad situation. A lot of neighbors walk dogs, we have a lot of people that jog, children in the neighborhood and we try to keep our neighborhood nice and tidy. We would like to have it leveled and hopefully somebody will buy the property and build a new home on it and if not, Mrs. VanEeuwen's son has been taking care of the front of the property and Mr. Walters has been taking care of the back of the property. We are trying our best to keep it up a little bit but it would be nice to see the building taken down, like I said it's a sad reminder of what happened 3 1/2 years ago to our neighbor.

Supervisor Sweeton – Thank you very much. I had circulated photos to the Building Department. We originally, a few years ago worked on it to kind of secure it, but it certainly degraded even more in those prevailing years after that, so it would be my recommendation that we have the structure demolished, removed or secured whatever needs to be done to level that out and that would be my recommendation to the Board. Anyone else? Any comments? Any last things Mr. Myrow?

Attorney Myrow – Do we have a resolution prepared?

Supervisor Sweeton – No we don't, but perhaps you could do one for me for later in the meeting, how would that be?

Attorney Myrow – Ok, that's fine. So, in the notice I'm assuming it says removal is to commence within 30 days and be completed within 60 days.

Supervisor Sweeton – Correct.

Attorney Myrow – We are going to wait the 60 days?

Supervisor Sweeton – Yes once we serve them, correct? They have 30 days from service of the notice, so it hasn't started in 30 days we can commence to start that. Isn't that correct?

Attorney Myrow – Ok.

Councilman Gerstner – That was from the August 26th date right, that we tried to serve or mailed and got returned?

Supervisor Sweeton – Correct, it should be from that date that they got served.

Councilman Gerstner – The day they were served was August 26th.

Attorney Myrow – The day they were served with the notice.

Supervisor Sweeton – August 26th, so 30 days from there and there has been no response and I would assume that we have that ability at that point.

Attorney Myrow – Correct.

Supervisor Sweeton – Do you want to craft a resolution for later in the meeting and we will do it at the end of the meeting.

Attorney Myrow – Sure.

ACCEPTANCE OF MINUTES

1. Public Hearing- Introductory Local Law No. 3 of 2021 entitled, “Opt out of onsite cannabis consumption sites within Town of Warwick” – August 19, 2021
2. Public Hearing - Introductory Local Law No. 4 of 2021 entitled “Amend Chapter 164 zoning to create a new overlay zone to restrict the location of cannabis dispensaries to limited commercial zones” – August 19, 2021
3. Public Hearing - Introductory Local Law No. 5 of 2021 entitled “Amend chapter 116 public safety to prohibit smoking, including cannabis, on public lands” – August 2021
4. Regular Meeting- August 19, 2021

Motion Councilman DeAngelo, seconded Councilman Gerstner to accept the minutes as written from the Public Hearings for Introductory Local Law No. 3, No. 4 and No. 5 held on August 19, 2021 and the Regular Meeting held on August 19, 2021.

Motion Carried (5 ayes, 0 nays)

CORRESPONDENCE:

PAUL ZARRILLO/FLOYD DEANGELO – New Jersey/New York Chairmen, Greenwood Lake Commission. Email to the Town Clerk dated August 23, 2021 regarding the high-water levels on the lake. Please check all your watercraft that they are tied down or if possible, remove from the lake. If you are on the lake, please keep your speed to a minimum to avoid making waves/wakes.

LAURENCE D. FINNERTY – Police Officer, Town of Warwick. Letter dated August 23, 2021 informing the Police Chief of his intention to resign.

VINCE COPELLO – Email dated July 14, 2021 to the Supervisor regarding the Warwick Friendly Visitor Program.

NYS DEPARTMENT OF STATE – Division of Local Government Services. Letter to the Town Clerk regarding 2020 Population Total.

ANDREA STOUT – Legal Assistant, Jay Myrow, Esq. Bluestein, Shapiro, Frank & Barone, LLP. Email dated August 27, 2021 to the Clerk with an Affidavit of Services and copy of registered return receipt for the property regarding 129 Hunt Drive, Florida New York SBL# 89-2-8.

THOMAS F. MCGOVERN – Chief of Police, Town of Warwick. Letter dated August 27, 2021 confirming that the Town of Warwick police is aware of Mr. Michael L. Lotito's intention to sell firearms under the name "Old Glory Firearms and Gunsmiths" He will be operating the business from his residence and will be primarily through the internet and that there is no Town ordinance prohibiting this activity.

NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION – Notice of Complete Application for the purpose of a fall/winter drawdown of Greenwood Lake as part of a "Water Level Management Plan" for multi-purposes including aquatic nuisance vegetation control and shoreline maintenance and repair activities.

CATHERINE CASSE – Resident, Town of Warwick. Email dated August 30, 2021 to the Town Board regarding retail marijuana and dispensaries.

KRISTEN OSWALD – Resident, Town of Warwick. Email dated August 31, 2021 to the Town Board regarding marijuana Dispensaries.

JOHN RADER – Lieutenant, Town of Warwick Police. Memo dated September 1, 2021 recommending the vacancy for a full-time dispatcher be filled by Bernadette McGovern.

ELIZABETH KNIGHT MOSS – Sustainable Warwick. Email to Town Clerk dated September 8, 2021 regarding the Repair Café Program. For more information, please contact Elizabeth Knight Moss @ 845-544-1056 or email eknightmoss@gmail.com.

BOARD'S DISCUSSION ON CORRESPONDENCE

Supervisor Sweeton stated for the record we received two pieces of correspondence regarding Local Law No. 4 and they are on the record.

VISITING ELECTED OFFICIALS

REPORTS OF BOARDS AND COMMISSIONS

COMMITTEE REPORTS

DEPARTMENT OF PUBLIC WORKS REPORT

Culvert Pipes	Cascade Rd.	Install 18"x18" basin and 40'x 12" pipe
	Blooms Corners Rd.	Install 80' x 12" culvert pipe
	Drew Rd.	Install 80' x 12" culvert pipe
Drainage	Cascade Rd.	Ditch roadsides
	Brady Rd.	Ditch roadsides
Pave Road	State School Rd.	Pave road with 2" hot mix
	Upper Wisner Rd.	Pave road with 2" hot mix
	Wisner Rd.	Pave road with 2" hot mix
Mowing	Town wide	Mow roadsides
Pot Holes	Town wide	Fill with hot mix

Road Repair	Town wide	Clean up storm damage
Road Signs	Town wide	Replace as needed
Haul Material	Stockpile	Haul item #4 and rip rap to stockpile

PARKS DEPARTMENT

Union Corners Park	Open
Kutz Camp Park (Residents Only)	Pond Open /POOL CLOSED/
Town of Warwick Dog Park	Open
Airport Road Park	Open
Wickham Woodland Park	Open
Pine Island Park	Open
Thomas P. Morahan Waterfront Park	Open (NO SWIMMING ALLOWED)
Ben Winstanley Park	Open
Village of GWL Dog Park	Open

ENVIRONMENTAL CONSULTANTS REPORT

COUNCILMAN DEANGELO REPORT

1. The Post Report for August 2021 is as follows: Greenwood Lake had 128 calls, the Town outside the Village had 560 calls, Pine Island had 292 calls, the Village of Warwick had 515 calls and the Greenwood Lake Volunteer Ambulance District had 64 calls for a total of 1,559 for the month of August.
2. The Warwick Valley Humane Society is having NBC and Telemundo's Clear the Shelters time around the Country. From August 23rd through September 19th Warwick Valley Humane Society is participating in this adoption and donation campaign. Approved adopters can "Spin the Wheel" for reduced adoption fees on all dogs, cats, kittens and rabbits. Applications are available for download at wvhumane.org. Adoptions are by appointment only once applications have been processed. They are having their 4th Annual Golf Outing at Mansion Ridge in Monroe; NY players are needed. They also need donations and gifts for prizes and sponsors wanted. Tee signage and advertising are available for \$130.00 per sign and you can sign up at www.wvhumane.org. The shelter is currently housing 15 dogs, 27 adult cats, 30 kittens and 6 rabbits. You can call 986-2473 for more information and let's get these homeless pet's home.

COUNCILMAN KOWAL REPORT

1. The pools have been closed for the season at Kutz Camp, I'm not sure of the final count but it was well attended. The lake area or pond area and picnic area remain open. Currently we are repaving the tennis courts and relining them for pickleball. Other things are in the works up there. Are we still in the process of taking those buildings down in the front?

Supervisor Sweeton – They are done.

Councilman Kowal – We are looking forward to opening that up and Covid or no Covid we are going to do something this winter to start getting that place open. We waited an entire year very patiently and I think more than we needed to be.

2. Where I live it is harvest season and it's a little bit later than usual because of the weather and the farmers around there are harvesting their crops with slow moving trucks carrying bulk onions and other crops in crates and boxes. Give them a break, have some patience, they are having a tough year with the weather, they had two bad storms go through and then two weeks of a lot of strain on the crop to try and get it out as quick as they can. If your stuck behind them just have a little patience and think, that food is going to end up in your grocery store pretty soon, so it can't get there until it gets out of the fields.

COUNCILMAN GERSTNER REPORT

1. Following up on Councilman Kowal's report, I did get an update on the turnout for Kutz Camp and it was well received, everyone liked it and hopefully we will have a count by the next meeting or so of the attendance. The Lifeguards were keeping track of that of course and I think the hours worked out well that we setup and we will look into that for next year.

2. Saturday is September 11th and the Warwick Fire Department will be having a ceremony at 5:00 p.m. at Memorial Park at our monument and followed by the Village of Warwick at 6:00 p.m. at Stanley Deming Park and I believe Greenwood Lakes is at 7:00 p.m. We can never forget everybody remembers where they were and what they were doing, so if you can try and get out and attend one of the ceremonies for those who gave all.

COUNCILMAN SHUBACK REPORT

1. The DPW is doing the same work every week every month and all the parks are open.

ATTORNEY'S REPORT

TOWN CLERK'S REPORT

1. FEES COLLECTED – AUGUST 2021

Interest in Town Clerk's Checking Account	\$0.06
Wickham Woodland Manor Fee	\$150.00
Kutz Camp Park Access Res	\$165.00
Wickham Lake Permit Resident	\$20.00
Wickham Lake Permit Renewal Resident	\$50.00
Film Permit Fee	\$1000.00
Marriage Certified	\$280.00
Peddler Permit	\$600.00
Photocopies	\$31.25
Special Event Permit	\$50.00
Dog Impoundments	\$80.00

Town Park Pavilion	\$275.00
Marriage License Fee	\$385.00
Conservation	\$494.64
Dog Licenses	\$1,716.00
Registrar Town of Warwick	\$260.00
Street Opening Inspection Fee	\$50.00
Wickham Woodland Manor Deposit	\$300.00
Town Park Deposit	\$300.00
Total Local Shares Remitted	\$6,206.95

2. FEES PAID – AUGUST 2021

NYS Dept. of Health	\$495.00
NYS Ag & Markets for Spay/neuter program	\$220.00
NYS Environmental Conservation	\$9,863.36
Village of Greenwood Lake for Registrar Fees	\$70.00
Village of Warwick for Registrar Fees	\$1,100.00
Total Non-Local Revenues	\$11,748.36

3.

**Total Population Change 2010 to 2021
2020 Census: Public Law 94-171 Data**

Geographic Area	Total Population		Population Change	
	April 1, 2010	April 1, 2020	Number	Percent
Warwick Town	32,065	32,027	- 38	-0.1%

3. Town of Warwick Resident Joseph Nicastro has donated a Flag of Honor commemorating the September 11, 2001 and February 26, 1993 terrorist attacks. The flag is created from the names of those who perished and is Honorably displayed at the Town of Warwick Town Hall in their remembrance. If you visit the Town Hall, please be sure to pay tribute to all who lost their lives on those tragic days.

Supervisor Sweeton – The DPW framed it and the Town Clerks office organized the location, so thank you all for that. It is outside my office on the wall between my office and the Receiver of Taxes.

SUPERVISORS REPORT

1. Councilman Kowal reported on the Kutz Camp update.
2. The Warwick Tech Park update, today we had a groundbreaking for Green Thumb Industries. They are the last latest company to come into the Tech Park. They are going to invest 150 million dollars in that facility there. They are going to employ over 100 union labor construction workers, they are going to permanently employ 150 employees who will have ample opportunity to rise, they will be paying a living wage for the area which is a

good thing and we are excited to have them there. It is the last piece of redeveloping the park and we are excited about having this completed over the next year or so. They plan on having their first phase done by the spring or early summer of next year.

3. Councilman Gerstner gave you most of the information on the 9/11 remembrances. There is one tomorrow morning at 9:00 a.m. at the monument in the Village of Florida next to Village Hall at the Firemen's monument, and again 5:00 p.m. by the Fire Department here in Warwick at Memorial Park and then at Stanley Deming at 6:00 p.m. That will be at the Roger Metzger arboretum which is at the top of the hill at Stanley Deming. They are also going to have a concert after that by New York Wind Symphony with americana music but tasteful music to lift the spirits and also pay tribute. Greenwood Lake's will be at the Fire Department on Lakes Road at 7:00 p.m.

4. Friendly Visitor Program Coordinator, we are looking for a coordinator and it is volunteer. Our former coordinator Mr. Copello who is in the audience can tell you it's a fair amount of work but rewarding work and we are hoping if you can spare some time to do that, we would be happy to provide more information. The Friendly Visitor Program is a free service offered by the town to a senior in the Town of Warwick. It is free to them and vetted trained volunteers will be available and paired with that person to assist them in some minor tasks like take them to the store, doctors' appointment or simply visiting and checking in on them. This is a great service and if you know a senior who could use it, please pass that word. You can get the service by calling 986-1120 ext. 400 and leave your name, time and date you called and someone will call you back.

5. A programing note Tuesday September 14th from 10:00 a.m. until 2:00 p.m. at Thomas Bull Memorial Park Orange County is holding their Senior Health and Fitness Day "Life is Better in Motion." If you are an Orange County Senior you can go to Thomas Bull Park in Campbell Hall. They are going to have a whole bunch of events, information, feed you lunch and registration is required by calling Danielle Diana-Smith at 845-615-3719.

6. The journal entries were all made with the Comptroller and our audit also went very well. They are now compiling all of the data and they should be presenting us with the results of that which we will share with you.

7. We are also in the budget process here in the town at the monument. All of the department heads have all submitted their budgets and I appreciate that. Now the difficult task of fashioning a budget that's actually acceptable and bearable for residents is what we will be doing as a Town Board in the next month and we look forward to getting that done.

8. 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:

#R2021-242 ANNEXATION PETITION OF VILLAGE VIEW ESTATES

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

WHEREAS, VILLAGE VIEW ESTATES, LLC ("Village View"), filed an annexation petition on or about July 31, 2018 with both the Town of Warwick (the "Town") and the Village of Warwick (the "Village") seeking to annex approximately 0.6 acres of the real property owned by Village View, described in Schedule A annexed hereto (the "Property"), located in the Town into the Village; and

WHEREAS, on January 14, 2021 the Village Board of Trustees and the Town Board held a joint public hearing as required by General Municipal Law Article 17 to determine the sufficiency of the petition and whether or not the annexation is in the over-all public interest; and

WHEREAS, the said public hearing was held open until February 25, 2021, at which time it was closed, after all persons wishing to be heard were given an opportunity to be heard; and

WHEREAS, the Planning Board of the Village, as lead agency in a coordinated review under the New York State Environmental Quality Review Act ("SEQRA") and under which the Town was an involved agency, has completed a SEQRA review which encompassed the proposed annexation; and

WHEREAS, the Town Board has duly considered all of the facts and proof before it in regard to the petition for annexation and has performed the analysis mandated by General Municipal Law Article 17;

NOW, THEREFORE, IT IS HEREBY FOUND, RESOLVED AND ORDERED, as follows:

1. That the Petition is proper in form and complies with Municipal Annexation Law §703 in that it has been duly executed by the owner of the Property; it was notarized and contains the statutorily prescribed authentication.

2. That the Town Board makes the following findings of fact:

(A.) The Property to be annexed consists of approximately 0.6 acres of real property located in the Town and is more particularly described in the metes and bounds description annexed hereto as Schedule A;

(B.). The Petitioner is fee owner of 100% of all the assessed valuation of the real property at issue as assessed upon the last preceding Assessment Roll of the Town of Warwick.

(C) The property to be annexed is vacant land contiguous with the municipal boundary between the Town and the Village and with property owned by the Petitioner within the Village.

(D) The Petitioner proposes to use the Property in development of its land within the Village as a residential subdivision.

(E) The annexation of the said property will allow the Petitioner to better manage the development of its land within the Village as a residential subdivision.

(F) The annexation of 0.6 acres of land from the Town into the Village would not result in any negative impacts on public services; and

(G) The Petitioner has submitted a letter to the Village and the Town agreeing to impose a deed restriction against the remaining land that it owns in the Town (i.e., tax parcel SBLs: 31-2-84; 31-2-84.2; 31-2-85.2; 43-1-3; and 43-1-4.2) stating that the Petitioner and any future owners of the said parcels shall not petition the Village and Town to annex the parcels into the Village; conditioned upon the approval of the annexation and the grant of the Petitioner's pending application for a Special Use Permit from the Village Board.

3. That in weighing the benefit or detriment of the proposed annexation to the Village, the Town, and the property proposed to be annexed, the Town Board finds that the proposed annexation is in the overall public interest; and

BASED ON THE FOREGOING, IT IS HEREBY ORDERED that the Petition for annexation is granted on condition that the Petitioner shall submit for approval the aforesaid deed restriction under the terms set forth in the Petitioner's offer to do so, and thereafter record same in the Orange County Clerk's Office.

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

Discussion: Supervisor Sweeton stated that the Village Board acted on this annexation themselves and they also acted and approved the subdivision. The requirement asked of the petitioner to put the deed restriction on further annexation was brought up at our public hearing. We asked the petitioner at that hearing based on that comment to please consider that, they did and sent us a letter confirming it and it's included here.

**#R2021-243 ACCEPT BID PROPOSAL TO PROVIDE ELECTRICAL SERVICE AT
WICKHAM WOODLANDS PARK**

Motion Councilman Shuback, seconded Councilman Kowal to adopt a resolution to accept bid proposal from J.M. Electric & Son, Inc. to provide Electrical Service at Wickham Woodland's Park in an amount not to exceed \$14,780.30.

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

Discussion: Supervisor Sweeton stated that this was a motion we tabled so that I could clarify the cost.

**#R2021-244 ACCEPT RESIGNATION- POLICE OFFICER LAURENCE D.
FINNERTY**

Motion Councilman DeAngelo, seconded Councilman Gerstner to adopt a resolution to accept the resignation of Police Officer Laurence D. Finnerty effective immediately.

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

**#R2021-245 REQUEST TO SERVE ALCOHOLIC BEVERAGES UNION CORNERS
PARK – ELAINA MANDARINO**

Motion Councilman Kowal, seconded Councilman DeAngelo to adopt a resolution granting Elaina Mandarino permission to serve alcoholic beverages at Union Corners Park on October 16, 2021 for a family party. All New York State regulations, recommendations and mandates must be followed in regards to COVID-19. Certificate of Liability and Liquor Liability Insurance is on file in the Clerk's office.

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

**#R2021-246 FRIENDLY VISITOR COORDINATOR OF VOLUNTEERS SALARY
INCREASE – LISA BACENET**

Motion Supervisor Sweeton, seconded Councilman DeAngelo to adopt a resolution to increase the hourly rate of pay from \$15.00 per hour to \$17.00 per hour for Lisa Bacenet the Coordinator of Volunteers for the Warwick Friendly Visitor Program effective August 1, 2021.

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

Discussion: Supervisor Sweeton stated that we have a paid coordinator as opposed to the volunteer who coordinates the advisory board, so I wasn't clear about that before. We have a paid volunteer that manages the process of getting the volunteers lined up, all of the information getting done in coordination with the Jewish Family Services and she's really done a great job with it.

**#R2021-247 APPOINTMENT OF FULL-TIME POLICE DISPATCHER –
BERNADETTE MCGOVERN**

Motion Councilman DeAngelo, seconded Councilman Gerstner to adopt a resolution to appoint Bernadette McGovern as a full-time Town of Warwick Police Dispatcher at Grade 7, Step New 5, as specified in the CSEA contract at a rate of pay of \$31.14 per hour, effective September 11, 2021.

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

Discussion: Supervisor Sweeton stated that she worked for us part-time prior to going to a different position, but we had an opening and she's well trained and will slip right in.

**#R2021-248 AUTHORIZE SUPERVISOR TO SIGN A MEMORANDUM OF
AGREEMENT- FLORIDA UNION FREE SCHOOL DISTRICT**

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to authorize the Supervisor to sign a memorandum of agreement with the Florida Union Free School District relating to supervision of students, staff and visitors in the school and school sponsored events.

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

Discussion: Supervisor Sweeton stated that we have officers by contract in the school districts to provide safety and the districts fund to have the officers there. Thank you, lieutenant Rader, for following up on getting that coordinated.

**#R2021-249 ADOPT LOCAL LAW NO. 3 OF 2021 ENTITLED AMENDING
CHAPTER 116 "PUBLIC SAFETY TO PROHIBIT SMOKING
INCLUDING CANNABIS ON PUBLIC LANDS"**

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt Local Law No. 3 of 2021 entitled Amending Chapter 116 "Public Safety to prohibit smoking including cannabis on public lands".

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

Discussion: Supervisor Sweeton stated the new legislation by New York making marijuana legal, we wanted to make sure in the provisions there wouldn't smoking of any kind including cannabis in any public space in the Town of Warwick.

**#R2021-250 AUTHORIZE THE SUPERVISOR TO SIGN AMENDMENT
AGREEMENT NO. 1 TO STREETLIGHT MAINTENANCE AND
REPAIR SERVICES AGREEMENT**

Motion Councilman Gerstner, seconded Councilman Kowal to adopt a resolution authorizing the Supervisor to sign the Amendment Agreement No. 1 to the Streetlight Maintenance and Repair Services Agreement dated February 19th, 2020 between Real Term Energy US Services L.P. and the Town of Warwick.

Motion carried (5 Ayes, 0 Nays) Supervisor Sweeton declared this resolution duly adopted. Discussion: Supervisor Sweeton stated for information purposes we have a contract with Real Term, they had an electric vendor who services and repairs. That vendor wasn't performing and they went out and got another vendor and that's why we amended this.

#R2021- 251 APPOINT JACOBOWITZ & GUBITS – TAX CERTIORARI PROCEEDINGS

Motion Supervisor Sweeton, seconded Councilman DeAngelo to adopt a resolution appointing Jacobowitz and Gubits, LLP, to represent the Town of Warwick in the tax certiorari proceedings commenced against the Town to contest the 2021-22 tax roll for the following cases:

1. Hamaspik of Orange County (Index No. EF005498-2021)
2. Peg Leg Properties (Index No. EF005403-2021)
3. Shop Rite Supermarkets-Warwick Market owners, LLC (Index No. EF004802-2021)

Motion carried (4 Ayes, 0 Nays, 1 Abstain Councilman Gerstner Abstain) Supervisor Sweeton declared this resolution duly adopted.

#R2021-252 APPROVE SPECIAL EVENT – COLORS 4a CURE 5K COLOR RUN

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution granting approval to Katy Rudy-Tomczak to host a Colors 4a Cure 5K Color Run fundraiser on October 2, 2021 at Wickham Woodland Park. All New York State regulations, recommendations and mandates must be followed in regards to COVID-19. Certificate of Liability Insurance is on file in the Clerk's office.

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

#R2021-253 REMOVAL OF UNSAFE BUILDING – SBL#89-2-8

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to affirm the resolution of the Town Board on August 19, 2021 to demolish and secure the structure and property at 129 Hunt Drive, Florida, NY, tax map SBL# 89-2-8, work to commence within thirty (30) days from August 26, 2021 (the date notice of hearing was served) and completed within 60 days of such date. The Town Board hereby finds that based upon the report of the Building Inspector, the structure and premises are dangerous and unsafe to the public. If such removal is not completed within 60 days as noted, the Town shall undertake the demolition and securing of the property pursuant to Town Code § 67-10 and the cost there of shall be assessed to the property owner pursuant to Town Code § 67-11.

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

NOTICE IS HEREBY GIVEN that a hearing will be conducted by the Town of Warwick Town Board at the Town Hall of the Town of Warwick, 132 Kings Highway, Warwick, New York 10990 on September 9, 2021 at 7:30 PM, pursuant to resolution adopted the Town Board on August 19, 2021, to determine the order to repair contained in said resolution to repair or remove the structure or persons having an interest in the premises hereinafter described shall be affirmed, modified or vacated and, in the event of modification or affirmance, to assess all costs and expenses incurred by the Town in repair or removal of such building or structure against the land on which such building or structure is located.

1. The premises are: 129 Hunt Drive, Florida, New York 10921: Town of Warwick Tax Map designation, Section 89 Block 2, Lot 8.
2. The owner and/or person in possession of the premises are Madeline Gwozd.
3. The dwelling unit on the premises is in severe disrepair, as set forth in the annexed report from the Town of Warwick Building Department.
4. The Order of the Town Board to make safe and secure the premises is annexed hereto.
5. That the securing or removal of said structure shall commence within 30 days of the service of the notice and shall be completed within 60 days thereafter.
6. At the aforesaid time and place of hearing, the owner or/occupant of the premises shall have to contest the order and findings of the Town Board.

In the event the owner, occupant or the other person having an interest in the premises shall fail to contest such order and fail to comply with the same, the Town Board will order the repair or removal of such building or structure by the Town, and that the Town will assess all costs and expenses incurred in such removal against the land on which the building or structure is located.

DATED: August 25, 2021

**BY ORDER OF THE TOWN
BOARD OF THE TOWN OF WARWICK
EILEEN ASTORINO
TOWN CLERK**

Date: 09/08/2021
Time: 10:56:00AM

Selective Check Register

User: BONNIE
Page: 1

TOWN OF WARWICK

Including all check statuses

For Bank Id ST and Check Number from 059926 to 059930

BANK ID	CHECK #	STATUS	VENDOR #	VENDOR NAME	CHECK DATE	RECONCILE / VOID DATE	AMOUNT EFT	DP
ST	059926	O	FINE, OLIN,	FINE, OLIN & ANDERMAN	09/01/2021		10.00	
ST	059927	O	FREUND0000	DOUGLAS FREUND	09/01/2021		600.00	
ST	059928	O	FULLER, TOM	THOMAS FULLER	09/01/2021		80.00	
ST	059929	O	MEYERSON00	DANIEL MEYERSON	09/01/2021		800.00	
ST	059930	O	SPACE00000	MAUREEN J. SPACE	09/01/2021		800.00	
Bank ID:	ST	Name:	STERLING NATIONAL BANK	Checking Account #:	6700102910	Bank ID Totals:	2,290.00	
Report Totals:							2,290.00	

To the Supervisor:

I certify that the vouchers listed above were audited by the town
Board on 9-9-2021 and allowed in the amounts shown.
You are hereby authorized and directed to pay to each of the
claimants the amount opposite his name.

9-16-2021
Date

Elieen Antonio
Town Clerk

Date: 09/10/2021
Time: 11:10:16AM

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TOWN OF WARWICK

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For Bank Id ST and Check Date from 09/09/2021 to 09/09/2021

BANK ID	CHECK #	STATUS	VENDOR #	VENDOR NAME	CHECK DATE	RECONCILE / VOID DATE	AMOUNT EFT	DP
ST	059938	O	AGL0000000	AGL WELDING SUPPLY CO.INC	09/09/2021		392.83	
ST	059939	O	ALLEN,ANIT	ANITA ALLEN	09/09/2021		300.00	
ST	059940	V	ALTEVA TEL	WVT	09/09/2021		0.00	
ST	059941	O	ALTEVA TEL	WVT	09/09/2021		3,170.22	
ST	059942	O	AMAZONCAP1	AMAZON CAPITAL SERVICES, INC	09/09/2021		165.60	
ST	059943	O	ARKELO0000	ARKELO MOTORS, INC.	09/09/2021		45.15	
ST	059944	O	AWISCO....	AWISCO	09/09/2021		24.93	
ST	059945	O	BADGEANDWA	BADGEANDWALLET.COM	09/09/2021		100.50	
ST	059946	O	BARBARAKAT	BARBARA KATZ	09/09/2021		300.00	
ST	059947	O	BENEDICT J	JOEL BENEDICT	09/09/2021		300.00	
ST	059948	O	BOLLENBACH	JOHN D. BOLLENBACH, ESQ.	09/09/2021		2,096.25	
ST	059949	O	BRIEGER KA	KATHERINE BRIEGER	09/09/2021		50.00	
ST	059950	O	C.P.I.0000	C.P.I. COPIERS	09/09/2021		231.60	
ST	059951	O	CABLEVISIO	OPTIMUM	09/09/2021		310.68	
ST	059952	O	CAMEROTATR	CAMEROTA TRUCK PARTS	09/09/2021		2,785.00	
ST	059953	O	CAMPBELL F	CAMPBELL FREIGHTLINER OF O.C., LLC	09/09/2021		758.49	
ST	059954	O	CARTRIDGE.	CARTRIDGE WORLD	09/09/2021		110.36	
ST	059955	O	CHAMBERS00	CHAMBERS TRACTOR SALES INC.	09/09/2021		664.07	
ST	059956	O	CHOSEN TAE	CHOSUN TAEKWONDO ACADAMY	09/09/2021		50.00	
ST	059957	O	CINTASCORP	CINTAS CORPORATION	09/09/2021		226.21	
ST	059958	O	CLEARCHOIC	CLEARCHOICE AUTO GLASS, LLC	09/09/2021		250.00	
ST	059959	O	COMMUNITY2	COMMUNITY2GETHER, INC	09/09/2021		11,067.26	
ST	059960	V	COMP ALLA	COMP ALLANCE NYS ASSESSMENT ACCOUNT	09/09/2021		0.00	
ST	059961	O	COMP ALLA	COMP ALLANCE NYS ASSESSMENT ACCOUNT	09/09/2021		81,219.75	
ST	059962	O	CORSTIRE0	CORSI TIRE	09/09/2021		6,007.30	
ST	059963	O	COUNTRY TI	SOUTH STREET TIRE & AUTO REPAIR	09/09/2021		792.58	
ST	059964	O	CSEA-BENIF	CSEA EMPLOYEE BENEFIT FUND	09/09/2021		10,221.84	
ST	059965	O	DAUBERTSLA	DAUBERTS LAWN SERVICES, INC	09/09/2021		1,500.00	
ST	059966	O	DISPATCH00	WARWICK VALLEY DISPATCH	09/09/2021		110.00	
ST	059967	O	DOMBROWSKI	DOMBROWSKI'S LAWN	09/09/2021		506.92	
ST	059968	O	DOWSER LLC	DOWSER, LLC	09/09/2021		59.91	
ST	059969	O	EASTSYRACU	EAST SYRACUSE SALES CO INC	09/09/2021		41,407.30	
ST	059970	O	EATEN,LOUI	LOUISE EATEN	09/09/2021		50.00	
ST	059971	O	ELEGANTLAN	ELEGANT LANDSCAPING AND LAWN CARE	09/09/2021		1,687.50	
ST	059972	O	ELITE-K9IN	ELITE K-9, INC.	09/09/2021		4,612.75	

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BANK ID	CHECK #	STATUS	VENDOR #	VENDOR NAME	CHECK DATE	RECONCILE / VOID DATE	AMOUNT EFT	DP
ST	059973	O	ENGINEERIN	ENGINEERING & SURVEYING PROPERTIES, PC	09/09/2021		199.50	
ST	059974	V	ENV. CONSU	ENVIRONMENTAL CONSULTANTS	09/09/2021		0.00	
ST	059975	O	ENV. CONSU	ENVIRONMENTAL CONSULTANTS	09/09/2021		30,114.36	
ST	059976	V	ENV.LABWOR	ENVIRONMENTAL LABWORKS, INC	09/09/2021		0.00	
ST	059977	V	ENV.LABWOR	ENVIRONMENTAL LABWORKS, INC	09/09/2021		0.00	
ST	059978	O	ENV.LABWOR	ENVIRONMENTAL LABWORKS, INC	09/09/2021		2,575.00	
ST	059979	O	EVENFLO CO	EVENFLO COMPANY, INC.	09/09/2021		766.89	
ST	059980	O	FED.EXPRES	FEDERAL EXPRESS CORP.	09/09/2021		43.32	
ST	059981	O	FILTERSOUR	FILTERSOURCE.COM	09/09/2021		13,221.49	
ST	059982	O	FISHER AUT	FISCHER'S AUTO REPAIR	09/09/2021		1,269.78	
ST	059983	O	FLEET.PRID	FLEETPRIDE	09/09/2021		29.64	
ST	059984	O	FRONTIER.C	FRONTIER COMMUNICATIONS OF NY, INC.	09/09/2021		275.55	
ST	059985	O	G AND T000	G AND T AUTO PARTS INC.	09/09/2021		4,935.07	
ST	059986	O	GENTECHLTD	GENTECH, LTD.	09/09/2021		822.90	
ST	059987	O	GLENCOSUP	GLENCO SUPPLY INC.	09/09/2021		1,925.50	
ST	059988	O	GLOBAL MON	GLOBAL MONTELLO GROUP CORP.	09/09/2021		19,676.66	
ST	059989	O	GRANTGRAPH	GRANT GRAPHICS, LLC	09/09/2021		34.80	
ST	059990	O	GREEN CHEV	ROBERT GREEN AUTO & TRUCK, INC.	09/09/2021		661.05	
ST	059991	O	GREENW.DPW	GREENWOOD SUPPLY	09/09/2021		58.66	
ST	059992	V	GREENWOODT	GREENWOOD SUPPLY	09/09/2021		0.00	
ST	059993	O	GREENWOODT	GREENWOOD SUPPLY	09/09/2021		693.94	
ST	059994	O	GUASTAMACC	PETER GUASTAMACCHIA	09/09/2021		300.00	
ST	059995	O	GURDA OILO	GURDA OIL CO., INC.	09/09/2021		570.60	
ST	059996	O	HELME.MICH	MICHAEL HELME	09/09/2021		50.00	
ST	059997	O	HENDERSONO	HENDERSON PRODUCTS, INC.	09/09/2021		161.47	
ST	059998	O	HIA HOMEOO	HIA HOME INSPECTIONS	09/09/2021		2,842.81	
ST	059999	O	HUDSON WIP	HUDSON VALLEY WIPER & SUPPLY INC.	09/09/2021		625.00	
ST	060000	O	HUMANE SOC	WARWICK VALLEY HUMANE SOCIETY	09/09/2021		8,950.00	
ST	060001	O	HUNTER ELE	HUNTER ELEVATOR CO., INC.	09/09/2021		238.53	
ST	060002	O	J.M. ELECT	J.M. ELECTRIC & SON INC.	09/09/2021		10,267.72	
ST	060003	O	JONATHANBA	JONATHAN BARRAVECCHIA	09/09/2021		371.66	
ST	060004	O	JW.WARWICK	JW WARWICK	09/09/2021		1,576.02	
ST	060005	O	KAYTES0000	LEO KAYTES FORD INC.	09/09/2021		45.97	
ST	060006	O	KETCHAM FE	KETCHAM FENCING INC.	09/09/2021		4,850.00	
ST	060007	V	KEY.BANK..	KEY BANK	09/09/2021		0.00	

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ST	060008	O	KEY.BANK..	KEY BANK	09/09/2021		285,017.39	
ST	060009	O	KIMBALL MI	KIMBALL MIDWEST	09/09/2021		234.12	
ST	060010	O	KONICA REP	KONICA MINOLTA BUSINESS SOLUTIONS USA INC	09/09/2021		88.42	
ST	060011	O	KRYSTAL CL	KRYSTAL KLEANING LLC	09/09/2021		3,630.00	
ST	060012	O	LIBERTY000	RENTOKIL PEST CONTROL/J C EHRlich CO, INC.	09/09/2021		113.00	
ST	060013	O	LUBRICATIO	LUBRICATION ENGINEERS, INC	09/09/2021		1,332.16	
ST	060014	O	MATERIAL.P	MATERIAL PROCESSORS INC.	09/09/2021		330.00	
ST	060015	O	MCGOVERN-T	THOMAS F. MCGOVERN JR.	09/09/2021		588.67	
ST	060016	O	MCICOMMUNI	MCI COMMUNICATION	09/09/2021		106.70	
ST	060017	O	MIDNITE.AU	MIDNITE AUTO PARTS	09/09/2021		159.97	
ST	060018	O	MONTAGE.EN	MONTAGE ENTERPRISES INC.	09/09/2021		665.96	
ST	060019	O	MONTGOMER.	MONTGOMERY OVERALL SERVICES, INC.	09/09/2021		403.75	
ST	060020	O	NEYMAND000	MICHAEL J. NEYMAN	09/09/2021		145.16	
ST	060021	O	NY COMM000	NEW YORK COMMUNICATIONS COMPANY	09/09/2021		6,858.00	
ST	060022	O	NYS INDUST	NEW YORK STATE INDUSTRIES FOR THE DISABLED INC.	09/09/2021		397.42	
ST	060023	O	O.C. LAND0	ORANGE COUNTY LAND TRUST	09/09/2021		5,465.00	
ST	060024	O	OCCOMM-DAB	ORANGE COUNTY COMMISSIONER OF FINANCE	09/09/2021		2,679.96	
ST	060025	O	OFFICE-JUS	OFFICE OF THE STATE COMPTROLLER	09/09/2021		980.00	
ST	060026	O	OFFICEDEPO	OFFICE DEPOT, LLC	09/09/2021		1,068.59	
ST	060027	O	OPENSYSM	OPEN SYSTEMS METRO NY INC	09/09/2021		308.00	
ST	060028	V	ORANGE/ROC	ORANGE AND ROCKLAND UTILITIES	09/09/2021		0.00	
ST	060029	O	ORANGE/ROC	ORANGE AND ROCKLAND UTILITIES	09/09/2021		35,790.27	
ST	060030	O	ORESTO.KAT	KATHRYN ORESTO	09/09/2021		4.15	
ST	060031	O	PANCO00000	PANCO	09/09/2021		65.20	
ST	060032	O	PARTNERS S	PARTNERS IN SAFETY INC.	09/09/2021		65.00	
ST	060033	O	PETE.FINI,	PETE FINI, INC.	09/09/2021		1,575.91	
ST	060034	O	PHILLIPS00	R.S. PHILLIPS CO.	09/09/2021		636.58	
ST	060035	O	PIT/BOW179	PITNEY BOWES INC.	09/09/2021		160.44	
ST	060036	O	QUILL00000	QUILL CORPORATION	09/09/2021		596.55	
ST	060037	O	RAMIERZ-PA	LISA RAMIREZ-PAGAN	09/09/2021		300.00	
ST	060038	O	RESERVEACT	RESERVE ACCOUNT	09/09/2021		5,000.00	
ST	060039	O	ROBERTYOUN	ROBERT YOUNG & SON, INC	09/09/2021		77.00	
ST	060040	O	ROE0000000	ROE BROTHERS	09/09/2021		1,493.80	
ST	060041	O	ROGO FASTE	ROGO FASTENER CO., INC.	09/09/2021		1,379.49	
ST	060042	O	ROYALPOOLS	ROYAL POOLS & SPAS INC	09/09/2021		2,163.91	

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BANK ID	CHECK #	STATUS	VENDOR #	VENDOR NAME	CHECK DATE	RECONCILE / VOID DATE	AMOUNT EFT	DP
ST	060043	O	RS LANDSCA	RS LANDSCAPING LLC	09/09/2021		475.00	
ST	060044	O	RUDINSKLA	ANTHONY RUDINSKI	09/09/2021		119.50	
ST	060045	O	RUDY,NANCY	NANCY RUDY	09/09/2021		15.00	
ST	060046	O	RYAN,LISA	LISA RYAN	09/09/2021		300.00	
ST	060047	O	SCHMIDTS00	SCHMIDT'S WHOLESALE, INC.	09/09/2021		95.12	
ST	060048	O	SKYWARD EL	SKYWARD ELECTRIC COMP., INC.	09/09/2021		140.68	
ST	060049	O	SLACK.CHEM	SLACK CHEMICAL COMPANY INC.	09/09/2021		1,685.00	
ST	060050	O	STAPLES000	STAPLES CREDIT PLAN	09/09/2021		406.29	
ST	060051	O	STARR UNIF	STARR UNIFORM CENTER	09/09/2021		603.42	
ST	060052	O	STERLINGGCC	STERLING NATIONAL BANK CARDMEMBER SERVICE	09/09/2021		83.00	
ST	060053	O	STEVENS MO	MELISSA STEVENS	09/09/2021		38.64	
ST	060054	O	SUMMIT HAN	SUMMIT HANDLING SYSTEMS, INC.	09/09/2021		221.39	
ST	060055	O	SWIFIREACH	SWIFIREACH NETWORKS, LLC	09/09/2021		375.00	
ST	060056	O	TAM ENTERP	TAM ENTERPRISES, INC	09/09/2021		550.00	
ST	060057	O	THOMAS,DRO	THOMAS, DROHAN, WAXMAN, PETIFROW & MAYLE, LLP	09/09/2021		236.50	
ST	060058	O	TIFCO00000	TIFCO INDUSTRIES, INC	09/09/2021		227.50	
ST	060059	O	TILCON0000	TILCON NEW YORK, INC.	09/09/2021		8,207.25	
ST	060060	O	TOLLBYPMAIL	TOLLS BY MAIL	09/09/2021		34.27	
ST	060061	O	TRACTOR.SU	TRACTOR SUPPLY CREDIT PLAN	09/09/2021		770.93	
ST	060062	O	VAN DUNK.L	LORI VAN DUNK	09/09/2021		50.00	
ST	060063	O	VANACORE,D	RBT CPAS, LLP	09/09/2021		15,000.00	
ST	060064	O	VERIZON000	VERIZON	09/09/2021		44.72	
ST	060065	O	WADESONS00	WADESON'S HOME CENTER	09/09/2021		473.23	
ST	060066	O	WALLINGROA	WALLING ROAD INFORMATION TECHNOLOGIES, LLC	09/09/2021		361.90	
ST	060067	O	WARNER,JES	JESSICA WARNER & HENRI DIAZ	09/09/2021		300.00	
ST	060068	O	WARWICK CA	WARWICK CARWASH	09/09/2021		258.96	
ST	060069	O	WARWICK PR	DIGITAL UNITED COLOR PRINTING, INC.	09/09/2021		87.50	
ST	060070	O	WARWICK RE	WARWICK GENERAL RENTAL	09/09/2021		978.00	
ST	060071	V	WECHSLER00	WECHSLER POOL & SUPPLY CO.	09/09/2021		0.00	
ST	060072	O	WECHSLER00	WECHSLER POOL & SUPPLY CO.	09/09/2021		1,405.24	
ST	060073	O	WERNERS001	WERNERS FOR HOME & FAMILY	09/09/2021		456.91	
ST	060074	O	WICKHAM.WO	WICKHAM WORKS	09/09/2021		50.00	
ST	060075	O	WILLIAMSON	WILLIAMSON LAW BOOK CO.	09/09/2021		66.73	
ST	060076	O	WOODARDS00	WOODARD'S CONCRETE PRODUC	09/09/2021		368.00	
Bank ID: ST	Name: STERLING NATIONAL BANK	Checking Account #: 6700102910	Bank ID Totals: 674,095.14					

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BANK ID	CHECK #	STATUS	VENDOR #	VENDOR NAME	CHECK DATE	RECONCILE / VOID DATE	AMOUNT EFT	DP
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Report Totals: 674,095.14

To the Supervisor:

I certify that the vouchers listed above were audited by the town
Board on 9-9-2021 and allowed in the amounts shown.
You are hereby authorized and directed to pay to each of the
claimants the amount opposite his name.

9-10-2021 E. J. M. Adams
Date Town Clerk