

October 22, 2020

The regular meeting of the Town Board of the Town of Warwick was held on Thursday, October 22, 2020 at the Town Hall, 132 Kings Highway, Town of Warwick. Supervisor Sweeton called the meeting to order at 7:30 p.m.

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

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

**ACCEPTANCE OF MINUTES**

**1. Regular Meeting October 8, 2020**

Motion Councilman DeAngelo, seconded Councilman Kowal to accept the minutes as written from the Regular Meeting held on October 8, 2020.

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

**CORRESPONDENCE:**

**THOMAS F. MCGOVERN** – Police Chief, Town of Warwick. Memo dated October 19, 2020 to the Town regarding a vacant Part time Police Officer Position.

**NEIL WINTER** – Orange & Rockland Utilities. Email dated October 7, 2020 to the Clerk reminding people to CALL 811 before you dig. For more details about working safely around O & R's underground and overhead equipment, check the website at [www.oru.com/811](http://www.oru.com/811) for more information about the 811 One-Call Notification System, visit the [www.call811.com](http://www.call811.com) website.

**VINCENT COSSENTINO** – Police Officer, Town of Warwick. Letter dated October 14, 2020 to the Town Board regarding his retirement.

**KEVIN C. TERRY** – Police Officer, Town of Warwick. Letter dated October 9, 2020 to the Police Chief and Town Board regarding his retirement.

**ERMIN SILJKOVIC** – Recycling Coordinator Orange County DPW. Email dated October 8, 2020 regarding upcoming CESQG Events in New Hampton & Newburgh. For further information please call 845-291-3246 or go to [www.orangecountygov.com/efs](http://www.orangecountygov.com/efs)

**DEVIN ROSENTHAL** – Orange County DPW, Department of Environmental Facilities & Services. Email dated October 19, 2020 to the Clerk regarding Orange County Transfer Station #1 is temporarily out of service.

**CONNIE SARDO** – Planning Board Secretary, Town of Warwick. Letter dated October 14, 2020 to the Town Board regarding an escrow refund.

**JOHN M. GRAHAM** – Treasurer, Pine Island Fire Department. Annual Budget Estimate for year beginning January 1, 2021 submitted to the Clerk on October 21, 2020.

**STEVE M. NEUHAUS** – County Executive, Orange County. Orange County Department of Health Free Rabies Clinic November 7, 2020 at the Warwick Valley Humane Society located at 48 Public Works Drive from 2-4pm. Only open to Orange County Residents and you **MUST** Pre-register by calling 845-986-2473.

## **VISITING ELECTED OFFICIALS**

### **REPORTS OF BOARDS AND COMMISSIONS**

**Vincent Copello**- Chairman, Town of Warwick Friendly Visitor Program – I have a report here from September. The total number of services provided by volunteers in September alone were 336, the hours provided by volunteers were 240, we have 160 neighbors in the program, which are citizens in the Town of Warwick and we have 71 volunteers. We are going to have training for our volunteering on November 12<sup>th</sup> and December 8<sup>th</sup>. If you need to be trained as a volunteer please call 986-1124 ext. 400 and please leave your name, phone number and that you are interested in being a volunteer. I made some comparisons for the month of September, from 2018 to 2020 the number of services provided by volunteers has increased by 70% since 2018. If I compare the numbers from 2019 to 2020 it's been about a 4% increase and the reason its been such a small increase is because of the virus.

**Supervisor Sweeton** – For the public and those watching it is a free program for seniors and we match volunteers who are vetted and insured to seniors to do chores, take them to different places. This is aimed to help seniors stay in their homes. This has been a good program, its grown and thank you Vince and all of the volunteer staff that helped make it a success.

## **COMMITTEE REPORTS**

### **DEPARTMENT OF PUBLIC WORKS REPORT**

Catch Basins	East Shore Rd.	Rebuild catch Basin	Town
	Bradner Dr.	Rebuild Catch Basin	Town
Pave Road	East Shore Rd.	Pave with 2" asphalt	Town
	Sterling Pl.	Pave with 2" asphalt	Town
	Hillside Rd.	Pave with 2" asphalt	Town
	Canterbury Ln.	Pave with 2" asphalt	Town
Brush Pick Up	Marian Ct.	Clear tree by streetlight with bucket truck	Town
Mowing	Town Wide	Mow roadsides	Town
Pot Holes	Town Wide	Fill with hot mix	Town
Ball fields	Town Wide	Mow & Maintain	Town
Road Signs	Town Wide	Replace as needed	Town
Vehicle. Maint.	As needed		Town

Haul Material	Stockpile	Haul 1 ½" stone to stockpile	Town
Emerg. Repairs			Town
Water Dept.	Anthony Ct.	Replace Curb Box	Town
Town Parks	Manor House	Build concrete walkway	Town
		Build parking lot	Town
		Topsoil and grade area	Town

## PARKS DEPARTMENT

**\*Please practice Social Distancing while visiting the Town Parks\***

Union Corners Park	Open	Town
Town of Warwick Dog Park	Open	Town
Wickham Woodland Park	Open	Town
Thomas P. Morahan Waterfront Park	Beach Closed (No Lifeguards)	Village of GWL
Ben Winstanley Park	Open	Village of GWL
Village of GWL Dog Park	Open	Village of GWL

## ENVIRONMENTAL CONSULTANTS REPORT SEPTEMBER 2020

### Wickham Water District

Wells #11	2,084,900 gal
Average daily use	69,500 gal
Sodium Hypochlorite used	134 qt
Orthophosphate used	45 qt
Caustic Soda	40 gal

### Bellvale Park Water District

Total monthly production	100,100 gal
Average daily use	3,300 gal
Sodium Hypochlorite used	6 qt

### Eurich Heights Water District

Total monthly production	237,200 gal
Average daily use	7,900 gal
Sodium Hypochlorite used	20 qt
Orthophosphate used	12 qt

### Pine Island Water District

Total monthly production	254,600 gal
Average daily use	8,500 gal

Sodium Hypochlorite used 20 qt

**Westside #1 Water District**

Total monthly production 2,777,900 gal

Average daily use 95,800 gal

Sodium Hypochlorite used 300 qt

Orthophosphate used 72 qt

Caustic Soda 65 gal

**The Fairgrounds**

Total monthly production 413,900 gal

Average daily use 13,800 gal

Sodium Hypochlorite used 20 qt

**The Warwick Tech Park**

Total monthly production 105,400 gal

Average daily use 4,500 gal

Sodium Hypochlorite used 20 qt

**Sewer District #1 Wastewater Treatment Facility**

Warwick Tech Park	20,000 gal	1%
-------------------	------------	----

Wickham Village District	1,815,965 gal	54%
--------------------------	---------------	-----

Kings Estates District	1,515,775 gal	45%
------------------------	---------------	-----

<b><u>Total District Flow</u></b>	3,351,740 gal	100%
-----------------------------------	---------------	------

<b><u>Average Daily Flow</u></b>	111,725 gal	
----------------------------------	-------------	--

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

The belt press ran for 40 hrs. and 2 gal of polymer was used.

**Sewer District #2 Wastewater Treatment Facility – The Fairgrounds**

<b><u>Total District Flow</u></b>	245,217 gal
-----------------------------------	-------------

<b><u>Average Daily Flow</u></b>	8,173 gal
----------------------------------	-----------

**COUNCILMAN DE ANGELO REPORT**

1. The Warwick Valley Humane Society's current shelter guests looking for a forever home are as follows; 4 dogs, 45 adult cats, 48 kittens, 1 rabbit, 3 guinea pigs, 2 ducks and 1 mouse and they are all looking for forever homes.

2. Suzyn Barron the President asked me to thank Animal Control Officer Joany Schmick who volunteered her time with the help of residents of Cascade Lake Trail in Greenwood Lake. They trapped, spayed and neutered 18 adult cats and rescued 18 small sick kittens who are on the mend at the shelter. The SNR or spay-neuter-return program is a low-cost

certificate program in Warwick has expired with all 200 vouchers sold in 2020. They want to thank the Town of Warwick for subsidizing this important and appreciated program.

3. There's a free rabies clinic by the Orange County Health Department for Orange County residents only. This will be Saturday, November 7<sup>th</sup> from 2:00 p.m. until 4:00 p.m. at the Warwick Valley Humane Society, 48 Public Works Drive, Warwick. Preregistration is required and you need to call the Warwick Humane Society at 845-986-2473. This is for dogs, cats and ferrets and all pets must be restrained on leashes or in carriers only. In order to receive this vaccination, you have to bring your one-year unexpired dog or cat vaccination certificate to obtain a 3-year vaccination. They are asking that one person accompany each pet and anyone who is attending must wear a mask or acceptable face covering. This is on our townofwarwick.org website if you need further information.

#### COUNCILMAN KOWAL REPORT

1. There was a recurring problem with one of the walking paths in the Pine Island Park. Every time there was heavy rains there were a couple of spots that eroded out and Bill Roe and his crew came over there and put some pipes in there, so it can bypass and open up. It resolved the problem which is good because a lot of people use the path especially now and they appreciate the crusher dust surface. I know Leonard DeBuck was the mastermind behind that and I think he had the right idea for that. Last year I asked Bill if he could line out the tennis courts for pickleball games and he said what's that, but he looked it up and found the regulations and did it. I went by there the other day and there were about 30 people playing pickleball, it's very popular and we would like to thank the DPW for doing the research and relining the tennis court so you can play tennis and pickleball.

#### COUNCILMAN GERSTNER REPORT – Absent

#### COUNCILMAN SHUBACK REPORT

1. The DPW has been running with only one Supervisor since Feagles retired and I think Mr. Astorino is doing a very good job. He's keeping track of everybody.

#### ATTORNEY'S REPORT

1. Councilman Kowal and I have been working on plans for the Kutz Camp with members of the public who have given us input on potential uses. We are making progress and we are starting to form a plan that we can present to the Board for consideration for long term use and for town residents and that's a money maker.

Supervisor Sweeton – Ok, keep us apprised of that. I think we're looking to get something late in the year.

#### TOWN CLERK'S REPORT

1. \*2020 Presidential Election Information for November 3, 2020\*

**Registering to Vote** – the last day to Register to Vote is Friday, October 9<sup>th</sup>, all forms have to be in person or postmarked that day. Change of addresses (for those already registered) must be received by our office Wednesday, October 14<sup>th</sup>.

**Absentee Ballot Applications** – Voters must apply online, postmark, email or fax a completed application or letter request no later than **Tuesday, October 27<sup>th</sup>**. A voter may also apply in-person until **Monday, November 2<sup>nd</sup>**. Below is further information on how to apply:

- a. Electronically through our Absentee Ballot Application Portal  
- <https://absenteeballot.elections.ny.gov/>
- b. By sending an email request to [absentee@orangecountygov.com](mailto:absentee@orangecountygov.com)
- c. By telephoning a request to (845) 360-6500
- d. By faxing a request to (845) 291-2437
- e. In person at our office Monday to Friday, 9am to 5pm
- f. By mailing a paper application to PO Box 30, Goshen, NY 10924

**Absentee Ballot Returns** – The last day to postmark a ballot for return via the USPS is **Tuesday, November 3<sup>rd</sup>**.

**Early Voting** – Will be at Warwick Town Hall & 6 other sites open for the General Election.

Sat. Oct. 24: 12 PM - 5 PM  
Sun. Oct. 25: 10 AM - 3 PM  
Mon. Oct. 26: 12 PM - 8 PM  
Tue. Oct. 27: 7 AM - 3 PM  
Wed. Oct. 28: 12 PM - 8 PM

Thu. Oct. 29: 7 AM - 3 PM  
Fri. Oct. 30: 12 PM - 8 PM  
Sat. Oct. 31: 10 AM - 3 PM  
Sun. Nov. 1: 10 AM - 3 PM

City of Newburgh Activity Center  
401 Washington St, Newburgh

Middletown Senior Center (Mulberry House)  
62-70 West Main St, Middletown, NY

Cornwall Ambulance Building  
1 Clinton St, Cornwall, NY

Village of Montgomery Senior Center  
36 Bridge St, Montgomery, NY

Monroe Town Hall  
1465 Orange Turnpike, Monroe NY

Delaware Engine Co #2  
22 Hammond St, Port Jervis

## SUPERVISORS REPORT

1. Back in either April or May Governor Cuomo was issuing strings of Executive Orders and one which was Executive Order 203, requiring any municipality in the State of New York that has as Police Department to review its Police Department and its policies, engage stakeholders in the community and if necessary, adopt any changes after a public hearing to those policies. That process is underway, we have engaged a panel of about 10 stakeholders from across the community and on Monday evening Oct 26<sup>th</sup>, at 6:30 pm we will have a discussion and a review and a presentation by our Chief and Lieutenant of the current Police Department on what they do, what the tasks are, the training, the number of calls and things like that. The panel will have a discussion for particular issues and the public can view that by going to the Town of Warwick's Facebook page where there will be a live presentation of it. I'm asking the public if they have questions to please submit them either to my email at [msweeton@townofwarwick.org](mailto:msweeton@townofwarwick.org) or if you are viewing live you can put in

comments and those will be collated and at the second follow-up meeting those questions will be addressed. When the process ends which I anticipate to be two meetings or so. The Chief and I will put together a plan based on the input that we've gotten and it would be subject to a public hearing which will be sometime later this year, November or December. The Town Board is required to adopt those changes and report to the State of New York that we have done so, otherwise we jeopardize whatever little meager funding comes to us from the State of New York. We are looking forward to the process, we think we have an exceptional Police Department that is a true community police department and we fully expect that will be visible in the presentations that occur. If you are interested on October 26<sup>th</sup> at 6:30 p.m. please tune in.

2. Halloween warning from the Orange County Health Department. The Health Department has issued a warning really suggesting strongly that there are no gatherings at Halloween. The Village of Warwick has cancelled their parade and the Village of Greenwood Lake has cancelled their parade. They are asking you to try to keep to your neighborhoods and or around your homes and do something different, creative to make your kids feel sort of normal. It is what it is, but that's their recommendation and anyone out trick or treating do wear masks which are the guidelines in any event.

3. There is a House Hold Hazardous Waste Collection Day this Saturday, October 24<sup>th</sup> from 9a.m. until 3:00 p.m. at the Training Center off of Route 17M in New Hampton. This is for your household hazardous waste; you can go to the [orangecountygov.com](http://orangecountygov.com) site. They are saying the protocols will be somewhat different where they are asking to have the materials in the back of your vehicle so you don't have to get out of your vehicle. The Sheriff's Office will be there wearing masks and you will be wearing your own mask and they will take the materials from you. Again, it's all the household items that you don't use all of and it should be disposed properly and that will be from 9:00 a.m. until 3:00 p.m. this Saturday.

4. There was a paving project scheduled earlier in October to go from approximately Horse Hill Lane on Route 94 and Route 17A into the Village of Warwick at Van Duzer Place. It was delayed but it will start Monday, so if you're traveling through that area expect lane closures and delays coming out of the Village of Warwick heading into the Village of Florida.

5. We are continuing to process and produce a budget. It is our goal to remain under the cap as we try to do every year and it becomes exceedingly difficult in the age of the 2% cap, but we understand the importance of doing it, so we will intend to do that and still provide services that residents have become accustomed to. That budget will be presented in a hearing on November 5<sup>th</sup> in this room at 7:00 p.m. and it will be available for viewing on our website, the library and the Town Clerk's Office, starting the 28<sup>th</sup> of October.

6. Journal entries for the Board's information were made and checked by myself and the Comptroller and they were all in order.

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:**

**#R2020-270 HALLOWEEN CURFEW**

Motion Councilman Kowal, seconded Councilman DeAngelo to adopt a resolution to impose a curfew in the Town of Warwick against congregating and loitering by those under 18 years of age or younger to begin at 8:00 p.m. on Friday, October 30, 2020 to 6:00 a.m. on Saturday, October 31, 2020 and from 8:00 p.m. Saturday, October 31, 2020 to 6:00 a.m. Sunday, November 1, 2020.

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

Discussion: Supervisor Sweeton stated that we do this every year and we don't sweep everyone off of the street at 8 but it does limit the mischief which is a good thing and we do it in conjunction with our three villages. This year I'm not sure what impact it has since you're not supposed to go out to a lot of places anyway.

**#R2020-271 SCHEDULE PUBLIC HEARING – 2021 PRELIMINARY BUDGET**

Motion Supervisor Sweeton, seconded Councilman Shuback to adopt a resolution to schedule a public hearing to consider the 2021 Preliminary Budget. Said public hearing to be held at the Town Hall, 132 Kings Highway, Town of Warwick on Thursday, November 5, 2020 at 7:00 p.m. or as soon thereafter as the matter may be heard.

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

**#R2020-272 SCHEDULE PUBLIC HEARING – 2021 SPECIAL DISTRICTS BUDGET**

Motion Supervisor Sweeton, seconded Councilman DeAngelo to adopt a resolution to schedule a public hearing on the Assessment Roll for the purpose of raising funds for the operation and maintenance of the Special Districts of the Town including: Wickham Village, Eurich Heights, Bellvale Park, Pine Island, West Side Greenwood Lake and WVOTCP Water Districts, Warwick Sewer District #1, Garbage District, Pine Island Lighting District, Kings Estates Lighting District, WVOTCP Lighting District, Warwick Ambulance District #1 (Warwick), Warwick Ambulance District #2 (Greenwood Lake) and Warwick Ambulance District #3 (Pine Island), Warwick Ambulance District #4 (Florida), Kings Estates Park District, Warwick Fairgrounds Sewer District #2 and the Warwick Fairgrounds Water District. Said public hearing to be held at the Town Hall, 132 Kings Highway, Town of Warwick, on Thursday, November 5, 2020 at 7:00 p.m. or as soon thereafter as the matter may be heard.

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



**#R2020-273 APPROVE SPECIAL EVENT – JEEP EVENT WARWICK DRIVE IN**

Motion Councilman Kowal, seconded Councilman Shuback to adopt a resolution granting permission to Samantha Cottrell to host a Jeep Event (maximum of 150 cars) on October 25, 2020 from 11am – 5pm at the Warwick Drive-In, Warwick NY. All New York State regulations, recommendations and mandates must be followed in regards to COVID-19. Motion Carried (4 ayes, 0 nays and 1 absent, Councilman Gerstner absent) Supervisor Sweeton declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated that they've done this for the past 2 years and as long as they follow the guidelines it should be fine.

**#R2020-274 ACCEPT RESIGNATION – POLICE OFFICER KEVIN C. TERRY**

Motion Councilman DeAngelo, seconded Councilman Kowal to adopt a resolution to accept the resignation of Town of Warwick Police Officer, Kevin Terry for the purpose of retirement effective October 26, 2020.

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

Discussion: Supervisor Sweeton thanked Officer Terry for his service and wished him well.

**#R2020-275 ACCEPT NOTICE TO RETIRE – POLICE OFFICER VINCENT  
COSSENTINO**

Motion Councilman DeAngelo, seconded Councilman Kowal to adopt a resolution to accept Notice of Retirement from Town of Warwick Police Officer, Vincent Cossentino for the purpose of retirement effective April 15, 2021.

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

Discussion: Supervisor Sweeton thanked Officer Cossentino for his service.

**#R2020-276 APPOINT PART-TIME POLICE OFFICER- ANDREW R. COCKBURN**

Motion Councilman DeAngelo, seconded Councilman Shuback to adopt a resolution appointing Andrew R. Cockburn as a part-time Town of Warwick Police Officer a rate of pay of \$24.43 per hour as specified in the PBA contract effective November 1, 2020.

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

**#R2020-277 AMENDMENT TO THE LICENSE AGREEMENT- CITIVA MEDICAL**

Motion Councilman DeAngelo, seconded Councilman Kowal to adopt a resolution to authorize the supervisor to sign a second amendment to the license agreement with Citiva. The license granted herein shall terminate on December 31, 2021.

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

Discussion: Supervisor Sweeton stated that we've been renting a small trailer at the former Mid-Orange Correctional Facility to Citiva Medical which is building a facility there and they've asked to extend that and they pay the town for the use of that trailer.

**#R2020-278 ESCROW REFUND – CHRISTY BROPHY**

Motion Supervisor Sweeton, seconded Councilman Kowal to adopt a resolution to refund the remaining balance of \$883.74 back to Planning Board applicant Christy Brophy as per letter dated October 14, 2020 from Planning Board Secretary.

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

**#R2020-279 AMEND #R2020-221 SEQR – ESTABLISHMENT OF WARWICK VALLEY OFFICE & TECHNOLOGY CORPORATE PARK LIGHTING DISTRICT**

Motion Councilman Kowal, seconded Councilman DeAngelo to adopt a resolution to amend #R2020-221 SEQR – ESTABLISHMENT OF WARWICK VALLEY OFFICE & TECHNOLOGY CORPORATE PARK LIGHTING DISTRICT to include Section 46 Block 1 Lot 39.22.

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

Discussion: Supervisor Sweeton stated that we inadvertently left it out of the resolution.

**#R2020-280 ACCEPTANCE OF WARWICK VALLEY CENTRAL SCHOOL DISTRICT "MONROE TEST"**

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

Whereas, the Town Board of the Town of Warwick is considering adoption of a resolution accepting the Warwick Valley Central School District's "Balancing of Public Interests Test" dated October 14, 2020 for a proposed battery storage project on School District property, Town of Warwick, Orange County, New York, and

Whereas, after comparing the thresholds contained in 6 NYCRR 617.4 and 5, the Town Board has determined that the proposed action should be classified as Type 2 because it meets the thresholds found in 6 NYCRR 617.5(c)(10), (26) and (34).

Now Therefore Be It Resolved; the Town Board hereby declares that no further review under SEQR is required for the proposed action.

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

Discussion: Supervisor Sweeton stated because the school district is a municipal entity unto itself, they had a proposal from Orange & Rockland to put this battery storage, which will help redundancy of power to the Town of Warwick on school district property even though it was not permitted in our zoning to do so. There is a provision in law that allows them to do an analysis which they presented to the Board and it justified a reasoning under public benefit from doing so and so the Town Board hopefully in a minute will agree to that.

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

#### PRIVILEGE OF THE FLOOR (GENERAL)

Kayleigh Maher – Resident, Village of Warwick – I wanted to address the Board today to discuss the potential lighting situation at the Warwick Town Dog Park. Earlier this year I know one of our members had Mr. Kowal out to discuss some improvements that we would like to see out at the dog park, like some topsoil put in because there are a lot of holes and some other upkeep things that never happened due to Covid, totally understandable life happens. However, none of that was brought up again with any of us to see a future date for when those improvements might take place. I know at that meeting earlier in the year one of our dog park members had discussed the potential of getting some lighting at the dog park for this time of year, because a lot of us don't get home from work until 5,6 or 7 at night and this time of year it's dark. What was relayed to a lot of the other members was that the town would not be putting up lights because of the challenge it would be to get electric and wires run to the dog park. If lights from the members were somehow raised funds to put up there would be so much opposition to that. I did have a fundraiser and I raised \$430 to get solar lights like this one for the dog park. We did put this one up as a demo and we had Mr. Kowal come back out and meet with one of our members. We obviously took it down because it was just a demo that we wanted him to see how it was setup and the light that it was showing and things like that.

Councilman Kowal – I relayed to the Board and the people there that anything put in the Town Parks needs Town Board approval.

Kayleigh Maher – It was just a demo to show you to see if it was worth pursuing, so that is the reason why I'm here to bring up the topic again. It wouldn't require any town effort on the DPW's part, it was just on a metal pole and wire-tied to the already existing fence, no holes need to be dug, no wires or nothing, they are completely solar and no upkeep. It will be park membered run and we did raise the funds and that was an issue I did want to bring up.

Supervisor Sweeton - How many are you looking to do or how much are they?

Kayleigh Maher – One of them the wattage that it extends with the kit to put it together was \$130, so we were looking to put in between 4 and 6 just to cover the front half of the dog park at the gate entrance so that people can see where the seats are and the gate to bring dogs in

and out. We are not looking to cover the whole dog park we just wanted a little light for when it dark earlier and we still need to bring our dogs.

Supervisor Sweeton – You will cover both sections the small and the big?

Kayleigh Maher – Yes, we would cover both sections because we were thinking of putting some along the center line were both sections are separated so that way both sides would get some light shown on them. The money I raised covers about 4 of them and I have a member who said she's willing to purchase 2 on her own, so that would bring us to 6 which would be a decent amount of light for us to be able to bring our dogs and have them get out a little bit even if we work late at night. Again, it would not require any work on the DPW's part.

Supervisor Sweeton – How long do they last just curious?

Kayleigh Maher – I can look that up, I'm not entirely sure how long they last?

Supervisor Sweeton – It will buy you a couple of hours in the evening.

Kayleigh Maher – They are completely solar so I mean it would give us enough light to see what we are doing.

Councilman DeAngelo – Does that include the cost of the pole and everything?

Kayleigh Maher – No, one of our members for the demo he bought the pole and stuff himself. One of the issues we had in the beginning was the kit attachment for this was kind of straight up and didn't shine the light very far out. He was able to find one that bent a little bit so it made the light go out a little farther which would help us for the entry way of the dog bark to see what we are doing and where are dogs are.

Supervisor Sweeton – I'm glad that you came because as Councilman Kowal mentioned when we worked with the soccer folks to get the lights which they funded at the soccer fields they came and gave us a presentation and we understood what was happening. That is really great that you did that. You saw the light and it shines pretty well.

Councilman Kowal – It's directed down so it reduces light pollution.

Supervisor Sweeton – I haven't heard any objections to doing it. Traditionally the parks close at dusk and that's kind of a unique park because soccer usually keeps them on till 9 or 10 sometimes. We understand it's a little different, so I don't think we object this but we just wanted to understand what was happening and I think we would ask for contact information for you or whoever it is so our parks people can get back and forth. I commend you for taking the initiative to raise the money, it's always a good thing.

Kayleigh Maher – It's something that has come up a lot.

Supervisor Sweeton – The Commissioner of Public Works, Ben Astorino we have talked about reseeding and everything. The problem is we have to shut the park down, so we want to try and make everyone aware of that before we actually did it.

Kayleigh Maher – Yes, we knew it would be one side at a time kind of thing?

Supervisor Sweeton - I think we still have time to do that and we will put a sign on one side that says closed for x number of weeks or whatever. We will try and do that for you.

Kayleigh Maher – The potholes and stuff and I know Covid happened.

Supervisor Sweeton – It was one of the parks we tried to keep open during Covid and we didn't really want to shut it down when people didn't have a lot of options. If you can make sure we have your name and a contact either an email or phone number. The Clerk would like both.

Kayleigh Maher – I will give you everything.

Attorney Myrow – Mr. Supervisor if there's going to be an authorization to install these then you should have it done in coordination with either DPW or somebody in the parks.

Supervisor Sweeton – Yes, that's what I said. I want her to be able to get in contact with Bill Roe or Ben. Unless there's an objection we don't object to the project.

Attorney Myrow – I just didn't want to see it go up without you guys knowing about it.

Supervisor Sweeton – Thank you very much. I appreciate your interest and effort and the people that do try to police that park.

Ralph Lucarelli & Kirk Kowalchuk – Residents, Town of Warwick – We have a question for the Board. We've been hearing information about a possible school being built up on Apple Brook Road.

Supervisor Sweeton – I will tell you, I met with a bunch of residents today, so I'm sure that will filter out. I will tell you what we know as of right now. That property was sold to a gentleman. There were mixed messages that went around, a lot of the neighbors had different impressions and things like that. We had some trouble connecting with the actual owner for a little bit, so we decided to take a different step. We sent him a notice of violation for operating a camp, school or whatever you want to call it because we don't know without Planning Board approval and an additional step, I had the Building Inspector go there and post that notice within an hour and a half we received a call from an attorney. Attorney Myrow did speak to the attorney and what Attorney Myrow was told is the intention was to create a group home under New York State Mental Hygiene Law which allows you to have a group home. We have several in Warwick by the way already with up to 14 residents in a residence which is what is there. There has been no indication at all other than what we've said to the attorney, this happened yesterday please show us because those are regulated by

the State of New York your authorization and your operational license to do that. We have not gotten that yet and that was as of yesterday. It remains under a notice of violation essentially a stop work order until we get that information if that is what is proposed. Because the attorney told us that we don't have any reason to believe it isn't what was proposed. That's all we know at the moment, but we are on top of it and trying to understand and making sure that if it is in fact true that it follows whatever the guidelines and regulations of the State of New York are for those types of facilities. I did mention we do have multiple group homes in Warwick that really have presented no issue, but we understand that we want to understand what they are doing.

Kirk Kowalchuk – It's a single family, it's just one home?

Supervisor Sweeton – There's actually 2 houses there on 29 acres. It's a flag lot and under our zoning a flag lot can not be subdivided. That doesn't mean that property further on the road could be acquired but it would have to be contiguous property and by looking at the properties there's mostly single-family homes except for Ahearn has 7 acres next to it. In any event it couldn't be subdivided, so if it's in fact licensed by the State of New York to be a group home it could operate in that residence on site and the owner could live in the other residence.

Ralph Lucarelli – Are there tax implications to being a group home compared to a private home?

Supervisor Sweeton – It depends on who is running the group home, so if for instance it demonstrates that it's a not-for-profit which it's not at the moment, yes in theory it would be tax exempt, correct. Right now, it's owned by a single individual and even if its that individual running a group home it is not tax exempt, as I understand it from the Assessor.

Ralph Lucarelli – The next step would be to get that information from them.

Supervisor Sweeton – Correct.

Ralph Lucarelli – Then a further step would be part of an agenda that needs to be considered.

Supervisor Sweeton – We would make the information public and if in fact it's licensed through the State of New York Hygiene Law there's very little we can do about it. We would certainly put the information out because there's a lot of interest and again, I have a list of residents on the road and you're welcome to write it down on a piece of paper if you want and email or something, I will be happy to do that. We would let everybody know that. If any other path is chosen it's all required to be a Planning Board issue, which residents within 500 feet get noticed upon application. There has been no application and there's been no indication there's an application and there doesn't mean there won't be, but there isn't any indication of one.

Ralph Lucarelli - There's a lot of misinformation.

Supervisor Sweeton – I get it and I know there was a bus there and supposedly the bus was people coming to look at the house. I did also speak to the Orange County Health Department, the Commissioner today about concern, about the Covid and what we should be looking at in regards to this. They have given me some guidelines and I will be back in touch with them.

Ralph Lucarelli – Great, ok.

Supervisor Sweeton – I would ask residents if you see something say something, you can call my office I'm here every day and we'll follow up.

Ralph Lucarelli – Right now it's possibly a group home.

Supervisor Sweeton – That's what the attorney indicated to us and we have no reason to believe it's not true. Reading the Mental Hygiene Law and I'm not an attorney but, there's a procedure.

Attorney Myrow – If it qualifies under a group home under the Mental Hygiene Law and it's approved as a group home. The Mental Hygiene Law specifies that the residents that it takes place in is to be considered one family unit. That was for the purpose of allowing group homes to be in zoning districts where single family homes are permitted. Basically, they preempted local zoning by saying if you have a single-family home that you licensed a group home to be run in that facility it complies with any zoning district that allows for a single-family home.

Supervisor Sweeton – They didn't want municipalities zoning out group homes.

Attorney Myrow – If you have a single-family home and you are allowed to run this the local governments have no authority to shut them down. What I told the attorney was get me proof that you are authorized as one of these facilities. At that point we have no jurisdiction to argue with you, just run it the way you are suppose to run it pursuant to State Law and pursuant to your license. That's what we are going to make sure they do.

Kirk Kowalchuk – I think the major concern is with a lot that size, 29 acres is a large lot of subdividing and a big school was going there.

Attorney Myrow – The reason they preempted it this way is that single family homes are relatively contained and not built for multi residences and they felt comfortable saying if you want to run the facility in this type of structure its going to be limited just by its nature. It's a single-family home and there's just so much you can put in and they were comfortable doing that, but anything beyond that requires scrutiny under our zoning law and that would be a challenge.

Kirk Kowalchuk - So it can't be subdivided?

Supervisor Sweeton – Not as it exists today, because it's a flag lot and our zoning prevents that. It is a 5-acre zone, so in theory if they were to acquire another road front and it no longer made it a flag lot, they would only get another 5 or 6 homes.

Kirk Kowalchuk - I think that was the major concern, it being turned into a development in the future.

Attorney Myrow – It's got to be limited as what you can do in a single-family home and that by nature is supposed to limit the intensity of what the uses are.

Kirk Kowalchuk – Thank you.

Ralph Lucarelli – Thank you.

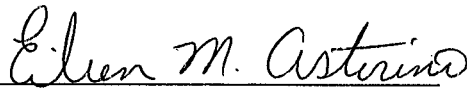
Supervisor Sweeton – Again, if anybody wants to leave information to get in touch with them, I'm happy to do that.

Kirk Kowalchuk - We will follow up in the future if you guys hear back around, I'm sure it will be some time, it's a slow process.

Supervisor Sweeton – Thank you very much.

ADJOURN: Motion Councilman DeAngelo, seconded Councilman Kowal that the regular meeting be adjourned. Motion Carried (4 ayes, 0 nays & 1 absent Councilman Gerstner absent) 8:10 p.m.

10-22-20 CP.

  
Eileen Astorino, Town Clerk



Date: 10/22/2020  
Time: 1:54:20PM

## Selective Check Register

User: ANA  
Page: 1

TOWN OF WARWICK  
Including all check statuses

For Bank Id ST and Check Date from 10/23/2020 to 10/23/2020

BANK ID	CHECK #	STATUS	VENDOR #	VENDOR NAME	CHECK DATE	RECONCILE / VOID DATE	AMOUNT EFT	DP
ST	057526	O	ALL-STATEL	ALL-STATE INTERNATIONAL, INC.	10/23/2020		234.00 ✓	
ST	057527	V	ALTEVA TEL	WWT	10/23/2020		0.00	
ST	057528	O	ALTEVA TEL	WWT	10/23/2020		3,093.22 ✓	
ST	057529	O	AMAZONCAPI	AMAZON CAPITAL SERVICES, INC	10/23/2020		503.84 ✓	
ST	057530	O	AMTHORS000	AMTHOR WELDING SERVICE, INC.	10/23/2020		401.36 ✓	
ST	057531	O	AWISCO....	AWISCO	10/23/2020		24.12 ✓	
ST	057532	O	BANDWAGON0	WARWICK COMMUNITY CENTER INC.	10/23/2020		4,772.05 ✓	
ST	057533	O	BLUSTEIN,S	BLUSTEIN, SHAPIRO, RICH & BARONE, LLP	10/23/2020		6,170.00 ✓	
ST	057534	O	BOLLENBACH	JOHN D. BOLLENBACH, ESQ.	10/23/2020		1,170.00 ✓	
ST	057535	O	BROPHY.CHR	CHRISTINE BROPHY	10/23/2020		883.74 ✓	
ST	057536	O	CABLEVISIO	OPTIMUM	10/23/2020		263.41 ✓	
ST	057537	O	CARTRIDGE.	CARTRIDGE WORLD	10/23/2020		729.92 ✓	
ST	057538	O	CASEY.FAMI	CASEY FAMILY THEATER	10/23/2020		1,680.00 ✓	
ST	057539	O	CHIRICO,K.	KELLY CHIRICO	10/23/2020		49.74 ✓	
ST	057540	O	CHRISDEMAR	CHRIS DIMARCO	10/23/2020		1,835.20 ✓	
ST	057541	O	CINTASCORP	CINTAS CORPORATION	10/23/2020		78.18 ✓	
ST	057542	O	CORNERSTON	MAGNA5	10/23/2020		613.18 ✓	
ST	057543	O	CORSITIRE0	CORSI TIRE	10/23/2020		2,407.83 ✓	
ST	057544	O	DALTON.ARI	ARIANA DALTON	10/23/2020		63.25 ✓	
ST	057545	O	DAUBERTSLA	DAUBERT'S LAWN SERVICES, INC	10/23/2020		3,750.00 ✓	
ST	057546	O	DEGRAW&DEH	DEGRAW & DEHAAN ARCHITECTS, LLP	10/23/2020		7,760.00 ✓	
ST	057547	O	DISPATCH00	WARWICK VALLEY DISPATCH	10/23/2020		54.36 ✓	
ST	057548	O	DOMBROWSKI	DOMBROWSKI'S LAWN	10/23/2020		119.48 ✓	
ST	057549	O	DOWSER.LLC	DOWSER, LLC	10/23/2020		13.98 ✓	
ST	057550	O	EASTCOASTE	EAST COAST EMERGENCY LIGHTING, INC.	10/23/2020		222.80 ✓	
ST	057551	O	ELEGANTLAN	ELEGANT LANDSCAPING AND LAWN CARE	10/23/2020		5,062.50 ✓	
ST	057552	O	FRONTIER.C	FRONTIER COMMUNICATIONS OF NY, INC.	10/23/2020		217.29 ✓	
ST	057553	O	G AND T000	G AND T AUTO PARTS INC.	10/23/2020		1,489.76 ✓	
ST	057554	O	GLENCOSUPP	GLENCO SUPPLY INC.	10/23/2020		414.95 ✓	
ST	057555	O	GLOBAL MON	GLOBAL MONTELLO GROUP CORP.	10/23/2020		8,365.28 ✓	
ST	057556	O	GRANTGRAPH	GRANT GRAPHICS, LLC	10/23/2020		1,763.50 ✓	
ST	057557	O	GURDA OILO	GURDA OIL CO., INC.	10/23/2020		296.10 ✓	
ST	057558	O	HDR ENGINE	HDR ENGINEERING P.C.	10/23/2020		21,300.00 ✓	
ST	057559	O	HULAK.KATA	KATARZYNA HULAK	10/23/2020		400.07 ✓	
ST	057560	O	HUMANE SOC	WARWICK VALLEY HUMANE SOCIETY	10/23/2020		375.00 ✓	

Date: 10/22/2020  
Time: 1:54:20PM

## Selective Check Register

User: ANA  
Page: 2

### TOWN OF WARWICK

Including all check statuses

For Bank Id ST and Check Date from 10/23/2020 to 10/23/2020

BANK ID	CHECK #	STATUS	VENDOR #	VENDOR NAME	CHECK DATE	RECONCILE / VOID DATE	AMOUNT EFT	DP
ST	057561	O	HUNTER ELE	HUNTER ELEVATOR CO., INC.	10/23/2020		220.87✓	
ST	057562	O	IDEMAIDEN	IDEMA IDENTITY & SECURITY USA, LLC	10/23/2020		19,600.00✓	
ST	057563	O	INTER.WAST	INTERSTATE WASTE SERVICE	10/23/2020		1,021.85✓	
ST	057564	O	J.K.DEVELO	J.K. DEVELOPMENT CORP.	10/23/2020		1,500.93✓	
ST	057565	O	J.P.COOKS.	J.P. COOKE COMPANY	10/23/2020		100.50✓	
ST	057566	O	JACOBOWITZ	JACOBOWITZ & GUBITS, LLP	10/23/2020		289.32✓	
ST	057567	O	JOHNNY.ON.	JOHNNY ON THE SPOT, LLC	10/23/2020		751.85✓	
ST	057568	O	KAYTES0000	LEO KAYTES FORD INC.	10/23/2020		3,478.50✓	
ST	057569	O	KEY.BANK.	KEY BANK	10/23/2020		60,408.70✓	
ST	057570	O	KONICA REP	KONICA MINOLTA BUSINESS SOLUTIONS USA INC	10/23/2020		98.23✓	
ST	057571	O	KRYSTAL CL	KRYSTAL KLEANING LLC	10/23/2020		240.00✓	
ST	057572	O	LOCHNER EN	LOCHNER ENGINEERING, P.C.	10/23/2020		28,674.34✓	
ST	057573	O	MARRON.CHA	CHARLES MARRON	10/23/2020		200.00✓	
ST	057574	O	MCGOVERN-T	THOMAS F. MCGOVERN JR.	10/23/2020		80.00✓	
ST	057575	O	MCKESSONME	MCKESSON MEDICAL-SURGICAL LLC	10/23/2020		520.90✓	
ST	057576	O	MONTAGE.EN	MONTAGE ENTERPRISES INC.	10/23/2020		255.48✓	
ST	057577	O	MONTAGUE00	MONTAGUE TOOL AND SUPPLY	10/23/2020		71.69✓	
ST	057578	O	NEYMAN0000	MICHAEL J. NEYMAN	10/23/2020		1,860.52✓	
ST	057579	O	NY COMM000	NEW YORK COMMUNICATIONS COMPANY	10/23/2020		8,176.00✓	
ST	057580	O	NYSHEALTHI	NYS HEALTH INSURANCE PROGRAM (NYSHIP)	10/23/2020		249,302.27✓	
ST	057581	V	ORANGE/ROC	ORANGE AND ROCKLAND UTILITIES	10/23/2020		0.00	
ST	057582	O	ORANGE/ROC	ORANGE AND ROCKLAND UTILITIES	10/23/2020		5,981.70✓	
ST	057583	O	PRIVITERA.	JOE PRIVITERA	10/23/2020		4,503.65✓	
ST	057584	O	QUACKEN.E.	MARILYN QUACKENBUSH	10/23/2020		60,000.00✓	
ST	057585	O	QUILL00000	QUILL CORPORATION	10/23/2020		90.85✓	
ST	057586	O	RESERVEACT	RESERVE ACCOUNT	10/23/2020		5,000.00✓	
ST	057587	O	ROARKEWELL	ROARKE WELL DRILLING, INC	10/23/2020		350.00✓	
ST	057588	O	RUDY.NANCY	NANCY RUDY	10/23/2020		110.00✓	
ST	057589	O	SHELTERPOI	SHELTER POINT LIFE INSURANCE COMPANY	10/23/2020		2,433.14✓	
ST	057590	O	SPIAK00000	RAY SPIAK, INC.	10/23/2020		1,500.97✓	
ST	057591	O	STEELE.WIL	WILLIAM STEELE	10/23/2020		200.00✓	
ST	057592	O	STERLINGCC	STERLING NATIONAL BANK CARDMEMBER SERVICE	10/23/2020		83.00✓	
ST	057593	O	STRAUS0000	STRAUS NEWSPAPERS	10/23/2020		30.00✓	
ST	057594	O	SWEETON000	MICHAEL P. SWEETON	10/23/2020		99.26✓	
ST	057595	O	TAM ENTERP	TAM ENTERPRISES, INC	10/23/2020		500.00✓	

Date: 10/22/2020  
Time: 1:54:20PM

# Selective Check Register

User: ANA  
Page: 3

TOWN OF WARWICK

Including all check statuses

For Bank Id ST and Check Date from 10/23/2020 to 10/23/2020

BANK ID	CHECK #	STATUS	VENDOR #	VENDOR NAME	CHECK DATE	RECONCILE / VOID DATE	AMOUNT EFT	DP
ST	057596	O	TETZ ASPHA	TETZ ASPHALT, LLC	10/23/2020		5,802.34 ✓	
ST	057597	O	TEXASREFIN	TEXAS REFINERY CORP	10/23/2020		174.66 ✓	
ST	057598	O	TILCON0000	TILCON NEW YORK, INC.	10/23/2020		2,843.11 ✓	
ST	057599	O	VERIZON WI	VERIZON WIRELESS	10/23/2020		601.39 ✓	
ST	057600	O	VILOF FLOR	VILLAGE OF FLORIDA	10/23/2020		4,000.00 ✓	
ST	057601	O	VILOF GR.0	VILLAGE OF GREENWOOD LAKE	10/23/2020		695.98 ✓	
ST	057602	O	WADESONS00	WADESON'S HOME CENTER	10/23/2020		669.26 ✓	
ST	057603	O	WARWICK AU	WARWICK VALLEY AUTO BODY INC	10/23/2020		325.00 ✓	
ST	057604	O	WARWICK RE	WARWICK GENERAL RENTAL	10/23/2020		216.00 ✓	
ST	057605	O	WB MASONCO	W.B. MASON CO., INC.	10/23/2020		518.30 ✓	
ST	057606	O	WERNERS001	WERNER'S FOR HOME & FAMILY	10/23/2020		166.93 ✓	
ST	057607	O	WESTRANS,L	WESTRANS, LLC	10/23/2020		20.00 ✓	
ST	057608	O	WSHEALEYCH	WS HEALEY CHEVROLET BUICK INC	10/23/2020		815.23 ✓	
Bank ID Totals:							551,160.83	
Report Totals:							551,160.83	

To the Supervisor:

I certify that the vouchers listed above were audited by the town Board on 10/23/2020 and allowed in the amounts shown. You are hereby authorized and directed to pay to each of the elements the amount opposite his name.

Date: 10/26/20  
Deputy Town Clerk