The regular meeting of the Town Board of the Town of Warwick was held on Thursday, November 18, 2021 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 Councilman Mickey Shuback Councilman Floyd DeAngelo Councilman Russell Kowal

Attorney for the Town, Jay Myrow - Absent

DPW Commissioner, Ben Astorino Police Chief, Thomas F. McGovern Jr.

ACCEPTANCE OF MINUTES

- 1. Public Hearing 2022 Special District Budget, November 4, 2021
- 2. Public Hearing -2022 Preliminary Budget November 4, 2021
- 3. Regular Meeting- November 4, 2021

Motion Councilman DeAngelo, seconded Councilman Gerstner to accept the minutes as written from the Public Hearing for the 2022 Special District Budget held on November 4, 2021, the Public Hearing for the 2022 Preliminary Budget held on November 4, 2021, and the Regular Meeting held on November 4, 2021.

Motion Carried (5 ayes, 0 nays)

CORRESPONDENCE:

ALEXA ROACH - Part-time Police Dispatcher, Town of Warwick. Letter dated November 5, 2021 to the Police Chief regarding her resignation.

FRANK T. SIMEONE – Attorney, Pine Island Fire District. Letter dated November 5, 2021 regarding a Public Notice of the Annual Election for the Pine Island Fire District.

FRANK T. SIMEONE – Attorney, Greenwood Lake Fire District. Letter dated November 5, 2021 regarding a Public Notice of the Annual Election for the Greenwood Lake Fire District.

MICHAEL VILLAROSA – Principal Engineer, Orange County Department of Public Works. A copy of the letter sent to NYSDOT has been received by the Town Clerk on November 9, 2021 regarding the request for a Speed Limit Reduction from 55mph to 45mph along NYS Route 17A in the Town of Warwick from the Village of Greenwood Lake border to the Village of Warwick border.

MICHAEL VILLAROSA – Principal Engineer, Orange County Department of Public Works. A copy of the letter sent to NYSDOT has been received by the Town Clerk on November 9, 2021 regarding the request for a Speed Limit Reduction from 35mph to 30mph

along East Ridge Road in the town of Warwick from NYS Route 94 to the Town of Chester Line.

DEIDRE ELLIS – Clerk's Office, Town of West Milford, NJ. Email dated November 4, 2021 regarding Ordinance 2021-038 Ordinance Of The Township Of West Milford, County Of Passaic, State Of New Jersey To Amend And Supplement Certain Portions Of Chapters 420 "Land Use Procedures" And 500 "Zoning" Regulating Shipping Containers.

NICHOLAS M. WARD-WILLIS – Keane & Beane, P.C. Attorneys at Law. Email dated November 10, 2021 to the Clerk regarding amendments to the NYS Open Meetings Law and NYS Town Law to Increase Public Access to documents and public notices.

RICH PURCELL – Planning Board Alternate, Town of Warwick. Letter dated November 11, 2021 to the Clerk requesting re-appointment to the Town of Warwick Planning Board.

JOYCE AMELS – Supervisor Animal Health Inspector, NYS Ag & Markets. Letter dated November 8, 2021 regarding Dog Control Officer Inspection Report which was completed on November 3, 2021. The report indicates, DCO services were rated "Satisfactory".

JOYCE AMELS – Supervisor Animal Health Inspector, NYS Ag & Markets. Letter dated November 8, 2021 regarding Municipal Shelter Inspection Report which was completed on November 3, 2021. The report indicates, dog shelter services were rated "Satisfactory".

JASON FOX – Resident, Town of Warwick. Letter dated October 29, 2021 requesting that the speed limits on Greenwood Ave. and Lake Street be lowered from 30mph to 15mph.

THOMAS F. MCGOVERN- Chief of Police, Town of Warwick. Letter dated November 15, 2021 to the Town Board regarding a recommendation of a Speed Limit Reduction on Greenwood Ave. and Lake Street.

ROBERT E. KRAHULIK- Attorney, Beattie & Krahulik. Letter dated November 12, 2021 to the Clerk requesting a thirty (30) day waiver notice, Applicant submitting liquor license application for Everybody Smile LLC affecting property owned by Blue Arrow Farm Too LLC at 86 Glenwood Road, Pine Island, New York to the State Liquor Authority.

DENNIS P. MCCONNELL – Planning Board Member, Town of Warwick. Letter dated November 8, 2021 to the Supervisor requesting re-appointment to the Town of Warwick Planning Board.

THOMAS F. MCGOVERN – Chief of Police, Town of Warwick. Letter dated November 15, 2021 to the Town Board and Supervisor requesting the Board to adopt the new Police Policy Manual.

BRUCE ALCH - Director, Office of Consumer Affairs, Department of Public Service. Letter dated November 12, 2021 to the Town regarding a Notice of Public Hearing Statement

Hearings to be held on December 2, 2021 to solicit input and comments from the community regarding the 516 Area Code Relief Petition. In September 2021, SomosGov, Inc. (Somos), in its role as the North American Numbering Plan Administrator, filed a petition with the New York State Public Service Commission seeking approval to overlay a new telephone area code within Nassau County, New York. The county is currently covered by the 516-area code, which Somas projects will exhaust available numbers by the second quarter of 2023.

THOMAS F. MCGOVERN – Chief of Police, Town of Warwick. Letter dated November 16, 2021 to the Town Board requesting a vacancy be filled for a part-time Police Dispatcher position.

STEPHAN F. HELMRICH – Police Officer, Town of Warwick. Letter dated November 16, 2021 to the Police Chief as an official notice of intent to retire on November 29, 2021.

BOARD'S DISCUSSION ON CORRESPONDENCE

Supervisor Sweeton stated that the County did receive our request for speed limit reductions and they have been passed onto the State of New York which will make the ultimate decision. We did receive support from County Legislator Barry Cheney, who is the Deputy Mayor in the Village of Warwick supporting our request to reduce the speed limit to 45 from the Village of Greenwood Lake line to the Village of Warwick line. We hope that helps support the decision and that it works in our favor.

VISITING ELECTED OFFICIALS

REPORTS OF BOARDS AND COMMISSIONS

COMMITTEE REPORTS

DEPARTMENT OF PUBLIC WORKS REPORT

Culvert Pipes	High Hill Ave.	Replace 12"x40' culvert pipe	
Catch Basins	Cornfield Ln.	Rebuild basins	
	Green Meadow Rd.	Rebuild basins	
Drainage	Conklin Rd.	Ditch roadsides	
	Big Island Rd.	Ditch roadsides	
Mowing	Town wide	Mow roadsides	
Pot Holes	Town wide	Fill with hot mix	
Emerg. Repairs	As needed		
Road Signs	Town wide	Replace as needed	
Town Park		Mow & maintain	

PARKS DEPARTMENT

Union Corners Park	Open	
Kutz Camp Park (Residents Only)	POOL CLOSED / Fishing Opens April 1, 2022	
Town of Warwick Dog Park	Open	
Airport Road Park	Open	
Wickham Woodland Park	Open	
Pine Island Park	Open	
Thomas P. Morahan Waterfront Park	NO SWIMMING (No Lifeguards on duty)	
Ben Winstanley Park	Open	
Village of GWL Dog Park	Open	

ENVIRONMENTAL CONSULTANTS REPORT

COUNCILMAN DE ANGELO REPORT

- 1. The Post Report for October 2021 is as follows: Greenwood Lake had 150 calls, the Town outside the Village had 505 calls, Pine Island had 326 calls, the Village of Warwick had 425 calls and the Greenwood Lake Volunteer Ambulance District had 62 calls for a total of 1,468 for the month of October.
- 2. The Warwick Humane Society is having a groundbreaking ceremony for the new animal shelter on November 30th, that's the tentative date.
- 3. Due to their relocation, they are attempting to keep their numbers as low as possible and still assist the public the best they can. They are unable to accept donation items not listed on their wish list due to lack of storage space at their new temporary location at 48 Ronald Reagan Blvd. Donations, adoptions, redemptions, spay/neuter certificates and all visitors and volunteers will continue by appointment only.
- 4. Currently they have for adoption 7 dogs, 16 adult cats over a year old, 19 young cats ages 6 months to one year and 30 kittens.
- 5. They are having their pet photo with Santa this Saturday and Sunday, November 20th and 21st at Fetch Bar & Grill on Main Street in Warwick from 10:00 a.m. until 12 noon. It's a \$25 cash which includes 3 different poses, children and dress up are welcome and all proceeds benefit the homeless pets for the holiday season.
- 6. Suzyn asked me to wish everybody a Happy Thanksgiving from everyone at the Humane Society.
- 7. The Town of Warwick Friendly Visitor Program for the month of October the number of neighbors helped was 31, the number of volunteers helping those neighbors was 40, the total number of services provided by volunteers was 407 and the number of volunteer hours provided were 252. They are having 3 training sessions, Tuesday, November 23rd at 10:00 a.m., Tuesday, December 7th at 6:00 p.m. and Thursday, December 16th at 10:00 a.m. If you are interested in becoming a volunteer you can call the Friendly Visitor Coordinator at 845-986-1124 ext. 400.

Supervisor Sweeton – Again, if residents could pass the word its free to seniors in our town to make sure if they need any simple services rides to doctors, food shopping and visiting you can call 986-1120 ext. 400.

COUNCILMAN KOWAL REPORT

1. Continue to enjoy our parks while we are having this phenomenal weather, but be

advised though because of the freezing weather we had earlier in the week the restrooms are closed and have been winterized, so keep that in mind.

2. The Pine Island Chamber of Commerce is having a tree lighting ceremony on December 1st at the Pine Island Park. Keep an eye out for details regarding that, its usually a nice evening, nice to get out and get into the holiday season.

COUNCILMAN GERSTNER REPORT

- 1. I want to thank all of the residents who came out to honor our Veterans at the Veterans Day Parade in the Village of Warwick and throughout the town.
- 2. The Warwick Fire Department will be do their tree lighting on Friday, November 26th at 6:00 p.m. at Lewis Park.
 - 3. I would like to wish everyone a Happy and Safe Thanksgiving.

COUNCILMAN SHUBACK REPORT

1. The Highway Department replaced a 12"x40" culvert pipe on High Hill Avenue, on Cornfield Lane and Meadow Road they rebuilt catch basins, on Conklin Road and Big Island Road they dug roadside ditches, town wide they are mowing roadsides, they are filling potholes town wide with hot mix, they are doing emergency repairs as needed, replacing road signs town wide as needed and mowing and maintaining the town parks. All of the town parks are open Kutz Camp pools are closed and fishing will reopen April 1, 2022

ATTORNEY'S REPORT - Absent.

TOWN CLERK'S REPORT

1. We have a drop off for Toys for Tots in our lobby and the High School is also collecting slightly used sneakers and the two boxes are in the Town Hall Lobby.

SUPERVISORS REPORT

- 1. The Community Preservation Fund receipts for October 2021 are \$122,205.85 which brings the current fund balance to \$5,683,593.51, so that was another good month for the Community Preservation Fund.
- 2. I reported last meeting that we received a letter reporting traffic signal upgrades happening around Orange County. I did get a response back from the DOT because it wasn't clear what they were doing and they are putting transfer switches on all of the traffic lights, so in the event of a power failure they would be able to hookup generators to power the signal lights.
- 3. I received a letter from New York State Department of Public Service and they just want to make a public announcement due to the amount of people living in Nassau County the county is currently covered by one area code the 516. They are holding a hearing on December 2nd remotely, a petition to create a new area code for Nassau County. If that is any interest to anybody living in Warwick it will be on December 2nd at 1:00 p.m. and we will post how to access and there is actually one at 1:00 p.m. and 6:00 p.m. we will post it on the towns website so you can see it.
 - 4. I want to remind people of the towns snow policy now that we are approaching

snow season, we just have a prohibition against parking on any town road 24 hours prior to and 24 hours after a snow event. You know when it's coming so make sure your car is off the road, it's especially critical in places like Wickham Village, Kings Estates and Wickham Knolls where it's a little tighter and it allows us to efficiently plow and keep the roads open for you to get where you need to be or an emergency vehicle to reach you. Please be aware of that. Also, if you have someone who plows your driveway, please instruct the plow driver that they can not leave snow on the roadways because it's dangerous for you and your neighbors and its costly because we have to go back and plow those roads. There will be fines issued if your plow driver doesn't clean up after he's plowing your driveway.

- 5. I also want to wish everyone a Happy Thanksgiving and as Councilman Gerstner mentioned try and get to one of the tree lightings. I know the Village of Warwick and the Fire Department are doing their's the Friday after Thanksgiving at 6:00 p.m. On Saturday night at 6:00 p.m. on Railroad Green the Warwick Gardeners will light the green. Both Florida and Greenwood Lake are holding theirs on the same day December 4th and Greenwood Lake's is going to be around 5:30 p.m. and Florida's is around 4:00 p.m. there is a Menorah lighting on the 29th in Greenwood Lake and I'm sure there will be one in Warwick as well at Lewis Park. This is also Home for The Holidays this weekend in the Village of Warwick, so come out and support those merchants and there will be horse and buggy rides. Enjoy your Thanksgiving, have a safe and healthy one.
- 6. Journal entries were all made with the Comptroller and they were all in order so the Board can understand that.
- 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:

#R2021-293 SEQR RESOLUTION AUTHORIZING THE FILING OF A NEGATIVE DECLARATION OF 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"

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

Whereas, the Town Board of the Town of Warwick is the SEQR Lead Agency for conducting the environmental review of a proposed set of Amendments to the Town Zoning Law entitled Local Law No. 4 of 2021 which will apply solely within the Town of Warwick, Orange County, New York, and

Whereas, there are no other involved agencies on this action nor federal agencies pursuant to SEQR, and

Whereas, the Town Board has prepared a Long Environmental Assessment Form (EAF) for this Type I action dated August 19, 2021 through September 2, 2021 including Parts 1, 2 and 3, and

Whereas, the Town Board has reviewed the Criteria for Determining Significance found in 617.7(c) of the SEQR regulations, the probable environmental effects of the action, and has considered such impacts as disclosed in the EAF.

Now Therefore Be It Resolved, that the Town Board adopts the findings and conclusions relating to probable environmental effects contained within the attached EAF and Negative Declaration and authorizes the Town Supervisor to execute the EAF and file the Negative Declaration in accordance with the applicable provisions of law, and

Be It Further Resolved, that the Town Board authorizes the Town Supervisor to take such further steps as might be necessary to discharge the Lead Agency's responsibilities on this action.

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

Discussion: Supervisor Sweeton stated that this is the amendments to Chapter 164 Zoning to create an overlay zone that will restrict the location of cannabis dispensaries to very limited amount of commercial spaces.

#R2021-294 ADOPT LOCAL LAW NO. 4 OF 2021 ENTITLED "A LOCAL LAW TO AMEND CHAPTER 164 OF THE TOWN ZONING CODE - DESIGNATING ZONES PERMITTING LICENSED CANNABIS DISPENSARIES"

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt Local Law No. 4 of 2021 entitled Amending Chapter 164 of the Town Zoning Code designating zones and creating an Overlay Zone in which to permit licensed cannabis dispensaries. Motion Carried (5 Ayes, 0 Nays) Supervisor Sweeton declared this resolution duly adopted.

#R2021-295 ADOPT LOCAL LAW NO.5 OF 2021 ENTITLED "OPT OUT OF ONSITE CANNABIS CONSUMPTION SITES" (INTRODUCED AS INTRODUCTORY LOCAL LAW NO. 3)

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a Local Law No.5 of 2021 entitled "Opt Out of Onsite Cannabis Consumption Sites AS REQUIRED BY THE Marijuana Regulations and Taxation Act (MRTA)

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

Discussion: Supervisor Sweeton stated we've taken the position that until the State lays outs its regulations for onsite cannabis consumption venues that we would reserve our right to not permit them until such time as we see those regulations and then we can reconsider it. That is a requirement for us to do this under the new legislation before December 31st.

#R2021-296 ADOPT 2022 TOWN PRELIMINARY AND SPECIAL DISTRICT BUDGETS

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to accept the 2022 Preliminary and Special District Budgets as the official Town of Warwick Budget for the year 2022.

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

Discussion: Supervisor Sweeton thanked the Board for their work on this budget and all of the department heads and employees for their contributions and Steve Brown who is an advisor for us on preparing the budget, Bonnie Kane our Comptroller who worked on it. It's a good budget, it's a reasonable budget, a conservative budget, but one that funds I think most things that we need to provide and keep our service levels up for residents.

#R2021-297 ACCEPT RESIGNATION PART-TIME POLICE DISPATCHER – ALEXA ROACH

Motion Councilman DeAngelo, seconded Councilman Gerstner to adopt a resolution accepting the resignation of Alexa Roach as a part-time Police Dispatcher for the Town of Warwick, effective November 5, 2021.

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

#R2021-298 AUTHORIZE SUPERVISOR TO SIGN SENIOR DINING PROGRAM

Motion Councilman Kowal, seconded Councilman Gerstner to adopt a resolution for the Supervisor to sign 2022 Senior Dining Program Agreement with the Orange County Office of the Aging.

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

Discussion: Supervisor Sweeton stated that this is an annual program that serves hot meals to our seniors and we appreciate it.

#R2021-299 RE-APPOINT PLANNING BOARD ALTERNATE - RICH PURCELL

Motion Supervisor Sweeton, seconded Councilman DeAngelo to adopt a resolution to re-appoint Rich Purcell as an alternate to the Town of Warwick Planning Board for a period of (1) one year to expire December 31, 2022.

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

#R2021-300 UNPAID SEWER RENTS TO THE COUNTY OF ORANGE

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to submit the following unpaid sewer rents plus penalties to the County of Orange for inclusion in the January, 2022 tax bills:

Fairgrounds Sewer	\$0.00
Wickham Sewer	\$46,572.58
WVOTCP Sewer	\$390.15
Kings Sewer	\$59,073.45
TOTAL	\$106,036.18

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

#R2021-301 REQUEST TO SERVE ALCOHOL - KELLI FRIEDLER

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution granting permission to Kelli Friedler to serve alcohol at the Wickham Woodlands Manor on November 27, 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.

#R2021-302 REQUEST SPEED REDUCTION – LAKE ST., GREENWOOD AVE., MOUNTAIN AVE., MELISSA LANE AND LEAF LANE

Motion Councilman Kowal, seconded Councilman Gerstner to adopt a resolution to file the necessary TE9 forms with the County of Orange to request the NYS Department of Transportation, pursuant to Section 1622.1 of the Vehicle and Traffic Law, to lower speed limit from 30 mph to 20 mph in a small, old development off Old Dutch Hollow Road and Old Tuxedo Road including Lake Street, Greenwood Avenue, Mountain Avenue, Melissa Lane and Leaf Lane as per recommendation letter from the Town of Warwick Police Chief dated November 15, 2021.

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

Discussion: Supervisor Sweeton stated that this was a request from a resident in the neighborhood and the Chief and Lieutenant evaluated the request and their recommendation makes sense.

#R2021-303 RE-APPOINT PLANNING BOARD MEMBER – DENNIS P. MCCONNELL

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to re-appoint Dennis P. McConnell as a member to the Town of Warwick Planning Board for a period of (5) five years to expire December 31, 2026.

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

#R2021-304 ADOPT NEW POLICE PROCEDURE MANUAL

Motion Councilman DeAngelo, seconded Councilman Gerstner to adopt the new Police Procedures Manual, which will supersede any previous manual, as the next step forward in the process toward New York State Accreditation. The date of inception is November 19, 2021 as per recommendation letter dated November 15, 2021 from the Police Chief.

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

Discussion: Supervisor Sweeton thanked the Police Chief and his staff for doing the job, it was a big task to revamp all of these and work with the union to make sure it was all acceptable to them. This now brings us up to date with all the legislation that New York State also had incorporated in changing things.

Police Chief McGovern – The advantage to the way we did it with Lexipol is that is a challenge to keep up with all the changes and they do it for us. They alert us and then we have to go in and revamp the policy and those are things in the past that went by the wayside.

Supervisor Sweeton - Another feature of Lexipol is that our Officers get a daily training.

Police Chief McGovern – They get a training with respect to certain topics, important topics and then they get a test at the end and it takes about 3 or 4 minutes each shift for each person, so it keeps everything fresh.

Supervisor Sweeton – We appreciate the hard work to get this done.

#R2021-305 APPOINT PART-TIME POLICE DISPATCHER – MONICA NEUBAUER

Motion Councilman DeAngelo, seconded Councilman Gerstner to adopt a resolution to appoint Monica Neubauer as a part time Police Dispatcher at a rate of pay of \$17.00 per hour effective November 20, 2021 as per recommendation letter dated November 16, 2021 from the Police Chief.

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

#R2021-306 ACCEPT RESIGNATION - STEVEN F. HELMRICH

Motion Councilman DeAngelo, seconded Councilman Gerstner to adopt a resolution to accept the resignation of, Town of Warwick Police Officer, Stephen F. Helmrich for the purpose of retirement effective November 29, 2021.

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

Discussion: Supervisor Sweeton thanked Officer Helmrich for his service to the town and wished him well on his retirement and hope it all works out.

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

PRIVILEGE OF THE FLOOR (GENERAL)

Supervisor Sweeton - I want to wish you all a Happy Thanksgiving and safe one.

ADJOURN: Motion Councilman DeAngelo, seconded Councilman Gerstner that the regular meeting be adjourned. Motion Carried (5 ayes, 0 nays) 7:51 p.m. 11-18-21 CP.

Eileen Astorino, Town Clerk