

January 19, 2023

The regular meeting of the Town Board of the Town of Warwick was held on Thursday, January 19, 2023, 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 Floyd DeAngelo  
Councilman Russell Kowal  
Councilman Kevin Shuback – Absent

Attorney for the Town, Jay Myrow – Absent  
DPW Commissioner, Ben Astorino  
Police Chief, John Rader

**ACCEPTANCE OF MINUTES**

1. Regular Meeting- December 30, 2022
2. Re-organizational Meeting- January 2, 2023

Motion Councilman DeAngelo, seconded Councilman Gerstner to accept the minutes as written from the Regular Meeting held on December 30, 2022, and the Re-Organizational Meeting held on January 2, 2023. Motion Carried (4 ayes, 0 nays 1 absent Councilman Shuback absent)

**CORRESPONDENCE:**

**HEATHER MORSE** - Director of Civil Service, Orange County Dept. Of Human Resources. Email dated January 10, 2023, regarding World Trade Center Sick Leave Reimbursement Program. By January 31, 2023, participating entities with reimbursable claims prior to December 31, 2021, must submit an invoice to the Office of General Services Business Services Center (BSC) at [accountspayable@ogs.ny.gov](mailto:accountspayable@ogs.ny.gov) with a cc to [Chapter273Laws2017@cs.ny.gov](mailto:Chapter273Laws2017@cs.ny.gov).

**ALAN J. SORENSEN** – AICP, Commissioner. Memo received January 9, 2023, regarding referral of certain municipal permits and actions to County Planning as per NYS General Municipal Law §239 1, m & n.

**REPAIR CAFÉ** – The next Repair Café will be held on Saturday January 21<sup>st</sup> from 10am – 2pm in the Town Senior Center located at 132 Kings Highway Warwick.

**DEBORAH A. YOUNG** – Member, Friends of Cascade Lake. Email dated January 18, 2023, to the Supervisor commending the volunteers, police, humane society, EMS and Fire department regarding the rescue of two dogs at Cascade Lake that had fallen through the ice.

**BOARD'S DISCUSSION ON CORRESPONDENCE**

Supervisor Sweeton stated that the Repair Café will be this Saturday from 10:00 until 2:00 p.m. It will be held in the senior center behind Town Hall. Please come out if you have something you need repaired, they only accept donations, there's no cost, so it's a good thing.

Councilman Gerstner – There was also a letter from Deborah Young regarding the volunteer services.

Supervisor Sweeton – There was a great response to rescue two dogs on Cascade Lake and one had gone into the ice, and it was a combination of volunteers helping, the police responded, humane society, fire and EMS, so great job by everybody and we thank them for that.

**VISITING ELECTED OFFICIALS**

**REPORTS OF BOARDS AND COMMISSIONS**

**COMMITTEE REPORTS**

**DEPARTMENT OF PUBLIC WORKS REPORT**

Ditch Work	Iron Mountain Rd.	Clean trench drain & ditch
	Nelson Rd.	Clean trench drain & ditch
Brush	Belcher Rd.	Brush roadsides
	Old Mt. Peter Rd.	Brush roadsides
	Continental Rd.	Brush roadsides
Pot Holes	Town wide	Fill with cold patch
Vehicle Maint.	As needed	
Road Signs	As needed	
Haul Material	Greenwood Lake Stockpile	Haul sand/salt mix to GWL
	Stockpile	Haul road grit to stockpile

**PARKS DEPARTMENT**

Union Corners Park	Open (Bathrooms Closed)	Town
Mountain Lake Park	Open	Town
Town of Warwick Dog Park	Open	Town
Airport Road Park	Open (Bathrooms Closed)	Town
Cascade Park	Open	Town
Wickham Woodland Park	Open	Town
Wickham Passive Boat Launch	Closed	Town
Pine Island Park	Open (Bathrooms Closed)	Town
Thomas P. Morahan Waterfront Park	Beach Closed	Village of GWL
Ben Winstanley Park	Open	Village of GWL

Village of GWL Dog Park

Open

Village of GWL

**ENVIRONMENTAL CONSULTANTS REPORT**

**COUNCILMAN DE ANGELO REPORT**

1. You heard about the dog being rescued and Suzyn Barron said the moral of the story is that there is a leash law in the Town of Warwick, and it includes Town Parks. These instances of being off a leash without direct supervision are violations of the Warwick Town Code and can result in court appearance tickets and fines, especially for repeat offenders.

2. The interior portion of the old kennels have been completely renovated thanks to the Town of Warwick Town Board. They are nearly ready to bring the dogs back to Warwick within a weeks' time.

3. In celebration of what would have been Betty White's 101<sup>st</sup> birthday, Warwick Humane has joined the Betty White Challenge again this year honoring her memory and her passion for animals. Donations toward this challenge from January 17<sup>th</sup> through January 30<sup>th</sup> will be used for the Betty White Meet and Great room in the new shelter facility. Donations may be sent to WVHS P.O. Box 61, Warwick, NY 10990 or via Paypal at wvhumane.org.

4. The Post Report for December 2022 is as follows: Greenwood Lake had 115 calls, the Town outside the Village had 433 calls, Pine Island had 254 calls, the Village of Warwick had 358 calls and the Greenwood Lake Volunteer Ambulance District had 78 calls for a total of 1,238 for the month of December.

5. The Post Report for the year of 2022 is as follows: Greenwood Lake had 1554 calls, the Town outside the Village had 6068 calls, Pine Island had 3143 calls, the Village of Warwick had 5408 calls and the Greenwood Lake Volunteer Ambulance District had 813 calls for a total of 16,986 call for the 2022 year.

6. The Town of Warwick Friendly Visitor Program is a free service provided by volunteers designed to help those in need remain in their homes longer and be engaged in the community. The service provides essential rides, shopping assistance, home visits, chores, and wellness phone calls. If you need more information, you can call 845-986-1120 ext. 400.

**COUNCILMAN KOWAL REPORT**

1. Even though we are in the middle of the winter there are still some things going on up at the Mountain Lake Park. Saturday January 21<sup>st</sup> from 10:00 a.m. until 2:00 p.m. there is an event that is being sponsored by the Hudson Highlands Nature Museum. They bring in some animals for the kids to see, they have some crafts and activities there too. There's not much skiing going on, so you can go up there and see what's going on. There's also some good news on the hiking trail that goes around the lake, they received a grant from the Hudson Valley Greenway Conservancy. That's nice because we tried at Wickham Lake putting a walking path around there, but the edge of the lake was too swampy to do anything like that. This one is more suitable for paths around the lake and it will be a nice thing to have there.

Supervisor Sweeton – Thank you and try to get up there on Saturday, it would be great.

**COUNCILMAN GERSTNER REPORT**

1. The DPW is keeping busy, but thank God we are saving money with materials, we don't have to worry about that now which is a good thing. They are doing some ditch work on Iron Mountain Road and Nelson Road, doing some brush roadside on Belcher Road, Old Mr. Peter Road and Continental Road, filling potholes townwide with cold patch, doing vehicle maintenance as needed, road sign as needed, hauling sand/salt mix to Greenwood Lake to stockpile, they are also keeping busy at Mountain Lake Park doing things for safety purposes. They all are doing a great job and thank you for your hard work.

**COUNCILMAN SHUBACK REPORT**

**ATTORNEY'S REPORT**

**TOWN CLERK'S REPORT**

**1. FEES COLLECTED – DECEMBER 2022**

<b>Interest in Town Clerk's Checking Account</b>	<b>\$1.94</b>
<b>Wickham Woodland Manor Fee</b>	<b>250.00</b>
<b>Marriage Certified</b>	<b>110.00</b>
<b>Photocopies</b>	<b>\$59.75</b>
<b>Photographs</b>	<b>\$200.00</b>
<b>Postage</b>	<b>\$0.57</b>
<b>Special Event</b>	<b>\$25.00</b>
<b>Use of Kitchen – Sr center</b>	<b>\$50.00</b>
<b>Dog Impoundments</b>	<b>\$250.00</b>
<b>Marriage License Fee</b>	<b>\$105.00</b>
<b>Bell Jar Permits</b>	<b>\$10.00</b>
<b>Conservation</b>	<b>\$31.78</b>
<b>Dog Licenses</b>	<b>\$1,159.00</b>
<b>Registrar Town of Warwick</b>	<b>\$480.00</b>
<b>Wickham Woodland Manor Deposit</b>	<b>\$300.00</b>
<b>Total Local Shares Remitted</b>	<b>\$3,673.04</b>

**2. FEES PAID – DECEMBER 2022**

<b>NYS Dept. of Health</b>	<b>\$135.00</b>
<b>NYS Ag &amp; Markets for Spay/neuter program</b>	<b>\$151.00</b>
<b>NYS Environmental Conservation</b>	<b>\$1,969.22</b>
<b>State Comptroller Bell Jars</b>	<b>\$15.00</b>
<b>Village of Florida for Registrar</b>	<b>\$20.00</b>
<b>Village of Greenwood Lake for Registrar</b>	<b>\$150.00</b>
<b>Village of Warwick for Registrar</b>	<b>\$1,310.00</b>
<b>Total Non-Local Revenues</b>	<b>\$3,750.22</b>

3. TOWN CLERK 2022 ANNUAL REPORT

ANNUAL TOWN CLERK REPORT 2020			
	<u>2022</u>	<u>2021</u>	<u>2020</u>
Interest in Town Clerk Checking	\$7.00	\$1.07	\$8.79
Wickham Woodland Manor Fee	\$6,300.00	\$3,750.00	\$2,550.00
Wickham Lake Permit Fee Resident	\$380.00	\$540.00	\$540.00
Wickham Lake Deeded Rights Stickers	\$3.00	N/A	\$3.00
Wickham Lake Permit Additional Stickers	\$14.00	\$56.00	\$40.00
Wickham Lake Permit -Replacement Key	N/A	N/A	N/A
Wickham Lake Permit Renewal - Resident	\$720.00	\$800.00	\$600.00
Wickham Woodland Resident Access	\$4.00	\$66.00	\$68.00
GWL Permit Additional Stickers (Gamache Lane)	\$10.00	\$10.00	\$0.00
GWL Permit Key Replacement	\$20.00	N/A	N/A
GWL Permit (Gamache Lane)	\$160.00	\$70.00	N/A
Kutz Camp Park Residents (Fishing Pond)	\$95.00	\$1,400.00	N/A
ATV Impoundments	\$500.00	N/A	N/A
Copy of Map	\$170.00	\$285.00	\$750.00
Film & Video Permit	\$7,250.00	\$2,750.00	\$750.00
Marriage Certified	\$1,700.00	\$2,300.00	\$1,300.00
Blasting	\$5.00	\$15.00	N/A
Code Book Updates	N/A	\$35.00	\$70.00
Photographs	\$310.00	\$65.50	N/A
Photocopies	\$477.05	\$573.00	\$535.50
Returned Check Fee	N/A	N/A	\$40.00
Carters Permit	\$2,400.00	\$12,300.00	\$9,300.00
Junk License	\$75.00	\$75.00	\$75.00
Peddler	\$705.00	\$1,600.00	300.00
Taxicab	\$15.00	N/A	N/A
Postage	\$23.27	\$43.10	\$47.55
Special Event Permit	\$250.00	\$250.00	\$175.00
Use of Kitchen Senior Center	\$350.00	N/A	\$100.00
Use of Senior Center	\$300.00	\$50.00	\$150.00
Dog Impoundments	\$1,900.00	\$2,440.00	\$2,690.00
Dog Enumerations	\$90.00	\$0.00	\$0.00
Town Park Pavilion	\$1,175.00	\$1,400.00	\$400.00
Athletic Field Fee	\$150.00	\$365.00	\$50.00
Special event Beach Fee	N/A	N/A	\$650.00
Marriage License Fee	\$3,587.50	\$3,657.50	\$3,150.00
Bell Jar Permits	\$30.00	\$20.00	\$20.00
Bingo License	\$15.00	\$7.50	\$7.50

Game of Chance Permit	\$10.00	N/A	N/A
Bid Spec Fees	N/A	N/A	N/A
Conservation	\$2,105.74	\$2,365.96	\$2,120.69
Dog Licensing	\$16,599.00	\$16,091.00	\$15,937.00
Use of Room- Lg Room	N/A	N/A	\$160.00
Use of Room- Senior Rm	N/A	N/A	\$360.00
Registrar Town of Warwick	\$4,700.00	\$4,110.00	5,590.00
Police Agreement 3rd Party	\$8,120.00	\$28,430.00	1,680.00
Police Impound Fee	\$390.00	N/A	\$195.00
Passive Boat Launch Non- resident	N/A	N/A	\$20.00
Passive Boat Launch Resident	\$10.00	\$50.00	\$60.00
Street Opening Inspection Fee	\$50.00	\$100.00	\$150.00
Wickham Woodland Manor Deposit	\$12,300.00	\$7,800.00	\$4,500.00
MLP Deposit Cabins/Apartments	\$50.00	N/A	N/A
MLP Deposit Lodge Dining Hall	\$1,300.00	N/A	N/A
Town Park Deposits	\$1,750.00	\$1,900.00	\$700.00
Athletic Field Deposit	\$50.00	\$800.00	\$200.00
Little League Field Deposit	\$600.00	\$800.00	\$200.00
MLP - Art Studio	\$450.00	N/A	N/A
MLP – Cabins/Apartments	\$8,475.00	N/A	N/A
MLP – Kitchen	\$1,760.00	N/A	N/A
MLP – Kitchen per hour	\$560.00	N/A	N/A
MLP – Kitchen Storage	\$300.00	N/A	N/A
MLP – Lodge Dining Hall	\$1,100.00	N/A	N/A
MLP – Lodge Lounge	\$250.00	N/A	N/A
MLP – NR Cabins/Apartments	\$2,000.00	N/A	N/A
<b>TOTAL FEES REMITTED TO TOWN OF WARWICK</b>	<b>\$92,120.56</b>	<b>\$163,028.42</b>	<b>\$104,100.03</b>
<b>TOTAL FEES PAID TO THE FOLLOWING AGENCIES</b>			
NYS Department of Health (Marriage Licenses)	\$4,612.50	\$4,702.50	\$4,050.00
NYS Ag & Markets (Spay/Neuter Program)	\$2,071.00	\$2,001.00	1,975.00
NYS DEC (Conservation Sporting Licenses)	\$38,067.26	\$43,412.04	\$40,806.31
NYS Comptroller (Bell Jar Permits)	\$45.00	\$30.00	\$30.00
NYS Comptroller (Bingo)	\$22.50	\$11.25	\$11.25
NYS Comptroller (Games of Chance)	\$15.00	\$0.00	\$0.00
Village of Florida (Registrar Fees)	\$470.00	\$680.00	\$510.00
Village of Greenwood Lake (Registrar Fees)	\$780.00	\$1,050.00	\$640.00
Village of Warwick (Registrar Fees)	\$14,890.00	13,690.00	\$18,300.00
<b>TOTAL NON-LOCAL REVENUES:</b>	<b>60,973.26</b>	<b>\$65,576.79</b>	<b>66,322.56</b>

<b>TOTAL FEES COLLECTED</b>	<b>\$153,093.82</b>	<b>\$228,605.21</b>	<b>\$170,422.59</b>
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**4. Bid Proposal for Plumbing Demo and Reinstallation – Mountain Lake Park Lounge Basement**

**1. Expert Mechanical Cooling**

42 Transport Ln.  
Pine Island, NY 10969  
Bid Proposal: \$23,453.77

**2. Nebrasky Plumbing, Heating &**

1019 Rt. 17M  
Monroe, NY 10950  
Bid Proposal: \$29,574.00

**3. Armistead Mechanical Inc.**

324 North Plank Rd.  
Newburgh, NY 12550  
Bid Proposal: \$41,448.00

**5. Bid Proposal for HVAC prep – Mountain Lake Park Lounge Basement**

**1. Nebrasky Plumbing, Heating & Cooling**

1019 Rt. 17M  
Monroe, NY 10950  
Bid Proposal: \$5,800.00

**2. Armistead Mechanical Inc.**

324 North Plank Rd.  
Newburgh, NY 12550  
Bid Proposal: \$4,123.00

**3. T.J. Service**

Warwick, NY 10990  
Bid Proposal: \$850.00

**6. Bid Proposal for Electric Demo and Reinstallation – Mountain Lake Park Lounge Basement**

**1. Skyward Electric Co. Inc.**

61 Big Island Rd.  
Warwick, NY 10990  
Bid Proposal: \$5,400.00

**2. Kode Electric, Inc.**

371 Glenwood Rd.  
Pine Island, NY 10969  
Bid Proposal: \$6,200.00

**3. JM Electric and Son, Inc.**

870 Pulaski Hwy  
Goshen, NY 10924  
Bid Proposal: No Response to Bid

**7. Bid Proposal for Remediation of Asbestos Abatement – Mountain Lake Park Lodge Basement**

**1. Service Restore by Quickresponse**

382 NY-59 #280  
Airmont, NY 10952  
Bid Proposal: \$109,701.28

**2. Advanced Disaster Recovery, Inc**

2713 NY-17M  
New Hampton, NY 10958  
Bid Proposal: \$120,635.92

3. All Pro Cleaning & Restoration  
13 Haven St.  
Elmsford, NY 10523  
Bid Proposal: \$145,773.37

\*The following Bid proposals do not include demo

4. ServPro of North Orange County  
1259 Dolsontown Rd.  
Middletown, NY 10940  
Bid Proposal: \$51,609.00
5. Paul Davis Restoration of Orange & Sussex Co.  
1 Commercial Dr. Suite K  
Florida, NY 10921  
Bid Proposal \$89,036.80

8. \*Bid Proposal for Carpentry work at the main building and theatre building including fixing basement windows and replacing the basement door on the main building.

1. Cilia's PCM  
15 Park Avenue  
Middletown, NY 10940  
Bid Proposal: \$2,485.00
2. Grove's Precision Contractor  
27 Hemlock Drive  
Hopewell Jct. NY 12533  
Bid Proposal: \$ 11,010.00

3. WVC Group  
27 Hemlock Drive  
Warwick, NY 10990  
Bid Proposal: \$ 6,585.00

9. \*Bid Proposal for Masonry & Excavating work at the main building.

1. Cilia's PCM  
15 Park Avenue  
Middletown, NY 10940  
Bid Proposal: \$7,859.00
2. Grove's Precision Contractor  
27 Hemlock Drive  
Hopewell Jct. NY 12533  
Bid Proposal: \$ 12,470.00

3. WVC Group  
27 Hemlock Drive  
Warwick, NY 10990  
Bid Proposal: \$ 8,604.00

10. \*Bid Proposal for Unit Prices to perform Emergency Repairs as a result of storm conditions for the Town of Warwick.

1. Ground Control Excavating  
62 Waterbury Rd.  
Warwick, NY 10990  
(845) 661-8118  
Bid Proposal: \$3,687.52
2. TAM Enterprises Inc  
114 Hartley Road  
Goshen, NY 10924  
(845)294-8882  
Bid Proposal: \$4,272.00



**3. Allied Excavating**  
71 Waterbury Road  
Warwick, NY 10990  
(845) 986-3516  
**Bid Proposal: \$4,240.00**

**11. \*Bid Proposal for providing on call HVAC/Plumbing services to the Town of Warwick.**

**Van Duzer Mechanical**  
Nebrasky Plumbing, Heating & Cooling

**Pennings Plumbing & Heating**  
Day Heating

**THERE WERE NO SUBMITTALS FOR HVAC/PLUMBING**

**12. \*Bid Proposal for on call Electrical Services to the Town of Warwick.**

**1. Skyward Electric**  
61 Big Island Road  
Warwick, NY 10990  
845-986-0334  
**Bid Proposal: No Submittal**

**2. Chris Daly Electric**  
118 Sleepy Valley Road  
Warwick, NY 10990  
845-988-1808  
**Bid Proposal: No Submittal**

**3. J.M. Electric & Son, Inc.**  
870 Pulaski Highway  
Goshen, NY 10924  
845-986-2565  
**Bid Proposal: \$125.00 p/h**

**4. Jim Leshinski Electrical**  
P.O. Box 815  
Warwick, NY 10990  
845-986-3864  
**Bid Proposal: No Submittal**

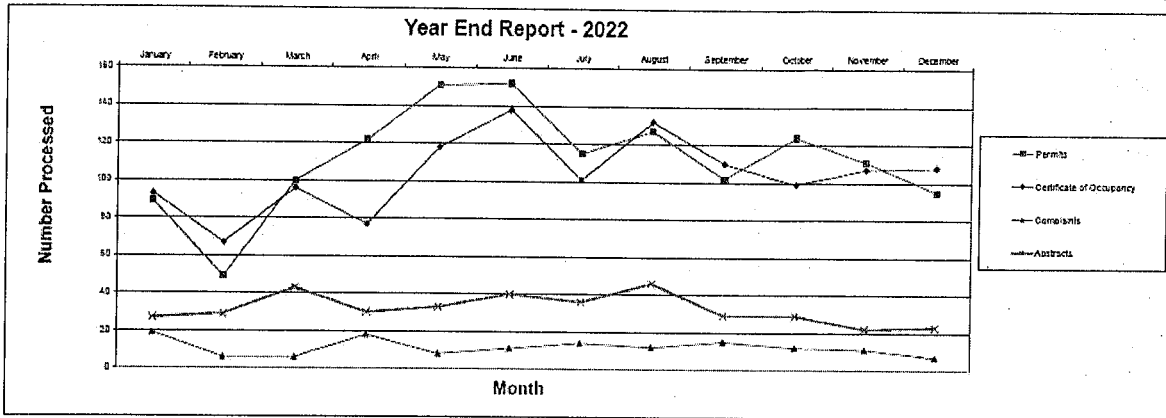
**\* REMINDER \* The Town Clerk's office will be closed to the Public on Tuesday, January 31, 2023, and Wednesday, February 1, 2023, for the purpose of Records Retention. The office will re-open for regular business on Thursday, February 2, 2023, at 8:30am. Please accept our apologies for any inconvenience caused.**

**Supervisor Sweeton – The two bids for on call HVAC and electric, that's a requirement of the Department of Labor and unfortunately, we didn't get any for plumbing and heating. J.M. was for the previous years on call and they will be again tonight hopefully when you accept that bid. The emergency repair bids is a requirement in the event of a storm or an emergency. FEMA likes you to have gone out to bid for those services and there's a resolution tonight for us to accept the proposals from all three because depending on what you need from them the rates differ among them. If we qualify all three, we will be able to call the appropriate one for the emergency, whether it's a water main break or a bridge repair or something to do with a storm. The remainder of the work bids were all at Mountain Lake Park and we knew when we acquired the facility that the basement area had water infiltration. Some of the equipment down there was old and we needed to get rid of that and there was some asbestos insulation on the basement, so we do need to get that out of there and that's why we are doing that. That should be funded through our ARPA receipts fund that we received because we are able to use that on park renovations do to their heavy use.**

13. 2022 Town of Warwick Building Department Year End Report

2022 - TOWN OF WARWICK  
 BUILDING DEPARTMENT YEAR END REPORT

	January	February	March	April	May	June	July	August	September	October	November	December	Total
Permits:	89	49	100	122	161	152	116	127	102	124	111	95	1,337
(new homes)	4	2	3	4	4	5	2	3	6	5	6	3	46
C of O's & C of C's:	93	87	96	77	116	138	101	132	110	89	107	105	1246
Completions	19	8	8	15	8	11	14	12	15	12	11	7	139
Monthly Total Collected:	\$ 51,524.25	\$ 43,482.60	\$ 46,364.00	\$ 111,950.00	\$ 87,947.00	\$ 294,204.00	\$ 81,426.00	\$ 65,966.00	\$ 71,220.00	\$ 83,849.00	\$ 73,700.00	\$ 42,084.00	\$ 1,003,593.75
Inspections:	211	180	287	230	321	290	290	320	308	270	280	228	3191
Abstracts	27	20	43	30	33	40	35	46	29	28	22	23	387



**SUPERVISORS REPORT**

1. We are still in the process of the recycling change over. We're required to bid it out, we had a new bidder that was the low bidder Marangi. They have delivered bins to most everybody, there are a few dribs and drabs that we are fixing. County Waste has informed us today that they have picked up most of the bins that they have had, which we have asked people to leave out. I want to remind residents that pretty soon County Waste won't be coming to get those empty bins if you don't have them out, some people have them by their garage, whatever you need to get them out by the road. Marangi is diligently picking up the recycling the same day, we just ask people to bear with us as this transition occurs and Marangi is committed to making this happen. I do want to remind residents also that the recycling cost is on your town tax bill that you pay in January. You are not required to change your garbage hauler. You have the ability to use whoever you wish from multiple garbage suppliers that work in the town, so you're under no obligation to switch to Marangi or anybody else if you're happy with your current garbage hauler. You pay for that individually yourself.

2. Code Red Alert System, I talked about this last time that we have this new alert system, we're excited, it's a great company, it's easy to sign up and we're encouraging residents. We did transfer numbers that we already had in our old system. We're encouraging residents to go in one of three ways on our website slightly to the right there will be a link to get in to put your information in and you can receive a phone call, text, email or however you prefer and it will only be used for emergency's. There are some other options you can select but it's up to you to select them or you can text Warwick Alert to 99411 on your phone and that will also get you there to register. You can also get a form

from the Clerk's office, and we will get you put into the system. I'm hoping you see these around and you sign up for this important service.

3. The Community Preservation Fund receipts for the month of December 2022 to end the year on a fairly good note were \$108,925.64, which brings the current total in the funds since it's inception to \$15,281,980.92 and the current balance in the fund after the farm preservations that we've done is \$7,980,482.74, so again a good month for our land preservation effort.

4. NYSDAM WHS Dog Control Inspection Report, I should have shared this with Councilman DeAngelo, but we received a letter from New York State Department of Ag and Markets and it's enclosure of the Dog Control Officer Inspection Report that they completed on January 3<sup>rd</sup> of this year. The report indicates DCO services were rated as satisfactory and please make note of any comments and there were no additional comments. That is a good report for the Animal Shelter.

5. The State of New York as it often does passed a law last year and it was signed by the Governor for another unfunded mandate for towns and villages. That is a requirement to send a second notice to every resident in your town that they could be eligible for a senior exemption. Now, we have always sent a first notice with your tax bill, it's on the bill if you're a certain age you can apply for a senior exemption by going to the Assessors Office and they will help you through it. The State in their wisdom decided that 30 days prior to the tax date which would be March 1<sup>st</sup> and you have to send out a second notice in case they didn't pay attention when they paid their tax bill. At a cost of approximately 7 to 8 thousand dollars the Town of Warwick will be doing that and you will be getting a notice postcard in the mail reminding that you could be eligible if you're a certain age and you make a certain amount of money. Again, a prime example why the State of New York is a tough place to do business.

6. Journal entries were made with the Comptroller, and they were in order.

7. Supervisors Corner is published each week in the Warwick Dispatch, with excerpts printed in the Warwick Advertiser. I want to welcome Bob Quinn back as a temporary editor of the Advertiser and also Roger Gavin who we have missed covering stories in and around Warwick and hopefully we will read more of his in the Advertiser.

#### **PRIVILEGE OF THE FLOOR (AGENDA ITEMS)**

Councilman Gerstner stated that all of our parks are open, but the bathrooms are closed.

#### **NEW BUSINESS:**

#### **#R2023-52 ACCEPT BID PROPOSAL FOR TOWN OF WARWICK EMERGENCY SERVICES FOR 2023**

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to accept a bid proposal from Ground Control Excavating, TAM Enterprises Inc, & Allied Excavating for the Emergency Repairs as a result of storm conditions for the Town of Warwick in an amount as per their respective bid proposals.

Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.

**#R2023-53 SCHEDULE PUBLIC HEARING – INTRODUCTORY LOCAL LAW NO. 1 OF 2023 – A LOCAL LAW AMENDING CHAPTER 20 INVESTMENT POLICY OF THE TOWN CODE INVESTMENT POLICY TO INCLUDE NY CLASS AS AN APPROVED ENTITY OF THE INVESTMENT OF TOWN FUNDS**

Motion Supervisor Sweeton, seconded Councilman DeAngelo to adopt a resolution to set a Public Hearing for Introductory Local Law No. 1 of 2023 amending Chapter 20 of the Code of the Town of Warwick Investment Policy of the Town code investment policy to include NY Class as an approved entity of the investment of town funds. Said hearing to be held on Thursday, February 9, 2023, at 7:30 p.m. in Town Hall, 132 Kings Highway, Town of Warwick.

Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated that this is another approved by Comptroller's office the entity for us to invest surplus funds which we are required to do in our investment policy, but it wasn't listed in our investment policy, so this is a hearing to do that and include it.

**#R2023-54 AUTHORIZE THE SUPERVISOR PARTICIPATE IN THE NYCLASS PROGRAM UNDER THE TERMS OF THE NYCLASS MUNICIPAL AGREEMENT AMENDED AND RESTATED AS OF MARCH 28, 2019**

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt the following resolution:

WHEREAS, New York General Municipal Law, Article 5-G, Section 119-o ("Section 119-o") empowers municipal corporations [defined in Article 5-G, Section 119-n to include school districts, boards of cooperative educational services, counties, cities, town and villages, and districts] to enter into, amend, cancel and terminate agreements for the performance among themselves (or one for the other) of their respective functions, powers and duties on a cooperative or contract basis;

WHEREAS, the Town of Warwick wishes to invest portions of its available investment funds in cooperation with other corporations and/or districts pursuant to the NYCLASS Municipal Cooperation Agreement Amended and Restated as of March 28, 2019;

WHEREAS, the Town of Warwick wishes to assure the safety and liquidity needs of their funds;

Now, therefore, it is hereby resolved as follows: That Michael P. Sweeton, Town Supervisor of Warwick is hereby authorized to participate in the NYCLASS program under the terms of the NYCLASS Municipal Agreement Amended and Restated as of March 28, 2019.

**Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.**

**Discussion:** Supervisor Sweeton stated that depending on how the public hearing goes this would authorize me to enter this agreement. It's a way for us to earn as we are required on the investment policy some earning on unused funds during the year.

**#R2022-55 ACCEPT BID PROPOSAL FOR REMEDIATION OF ASBESTOS ABATEMENT – MOUNTAIN LAKE PARK LODGE BASEMENT-SERVICEMASTER RESTORE QUICKRESPONSE**

**Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to accept bid proposal from Servicemaster Restore by Quickresponse for the asbestos abatement in the Mountain Lake Park Lodge basement at a cost not to exceed \$109,701.28. Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.**

**#R2023-56 ACCEPT BID PROPOSAL FOR ELECTRIC DEMO AND REINSTALLATION – MOUNTAIN LAKE PARK LOUNGE BASEMENT-SKYWARD ELECTRIC CO. INC.**

**Motion Supervisor Sweeton, seconded Councilman DeAngelo to adopt a resolution to accept bid proposal from Skyward Electric Co. for the demo and reinstallation of electric in the Mountain Lake Park Lounge basement at a cost not to exceed \$5,400.00. Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.**

**#R2023-57 ACCEPT BID PROPOSAL FOR PLUMBING DEMO AND REINSTALLATION – MOUNTAIN LAKE PARK LOUNGE BASEMENT-EXPERT MECHANICAL**

**Motion Councilman Kowal, seconded Councilman Gerstner to adopt a resolution to accept bid proposal from Expert Mechanical for the demo and reinstallation of plumbing in the Mountain Lake Park Lounge basement at a cost not to exceed \$23,453.77. Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.**

**#R2023-58 ACCEPT BID PROPOSAL FOR HVAC PREP – MOUNTAIN LAKE PARK LOUNGE BASEMENT- T.J. SERVICE**

**Motion Councilman DeAngelo, seconded Councilman Gerstner to adopt a resolution to accept bid proposal from T.J. Service for the HVAC prep in the Mountain Lake Park Lounge basement at a cost not to exceed \$850.00. Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.**

**#R2023-59 ACCEPT BID PROPOSAL FOR CARPENTRY WORK – MOUNTAIN LAKE PARK LODGE**

Motion Councilman Kowal, seconded Councilman Gerstner to adopt a resolution to accept bid proposal from Cilia's PCM for carpentry work at the Mountain Lake Park Main Lodge at a cost not to exceed \$2,485.00.

Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.

**#R2023-60 ACCEPT TERMINATION – RICHARD FRANQUE**

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to accept the termination of Richard Franque probationary employment effective January 1, 2023.

Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.

**#R2023-61 ACCEPT BID PROPOSAL FOR MASONRY & EXCAVATING – MOUNTAIN LAKE PARK LODGE**

Motion Councilman DeAngelo, seconded Councilman Kowal to adopt a resolution to accept bid proposal from Cilia's PCM for masonry & excavating work at the Mountain Lake Park Main Lodge at a cost not to exceed \$7,859.00.

Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.

**#R2023-62 ACCEPT WHEELER ROAD ESTATES SUBDIVISION MARKETING PLAN OFFERED FOR SALE BY WHEELER ROAD ASSOCIATES- AFFORDABLE HOUSING**

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to accept Wheeler Road Estates subdivision Marketing Plan offered for sale by Wheeler Road Associates, Section 8, Block 2, Lot 44.223 located at the intersection of Wheeler Road (C.R. RT 41) and Dussenbury Drive.

Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated that this is how the affordable housing units of those subdivisions would be marketed and if you remember our zoning which was amended and adopted including a provision for affordable housing and any subdivision of 10 or more they had to do one additional one for every 10 units. This is exciting and I think it would be a lottery for those affordable units and there is some criteria 80% of the median income for the county and no more than 30% of your income on housing. It would shrink the pool a little bit, but it's aimed at municipal workers, healthcare workers, school teachers, emergency workers, police officers or anyone who might be able to fit into that category to

be eligible and a lottery would be held by the Town Clerks Office for those units. It's kind of exciting.

**#R2023-63 ACCEPT WARWICK ISLE GROUP LLC MARKETING PLAN  
OFFERED FOR SALE BY WARWICK ISLE GROUP LLC-  
AFFORDABLE HOUSING**

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to accept Warwick Isle Group LLC Marketing Plan offered for sale by Warwick Isle Group LLC, Section 3, Block 1, Lot 6.21 located at the intersection of C.R. RT 1 and Merritts Island Road.

Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated again it's the same concept. These two subdivisions we actually approved prior to the recession, never got perfected until now and now they are up and running.

**#R2022-64 ACCEPT BID PROPOSAL FOR EMERGENCY ELECTRIC SERVICES –  
JM ELECTRIC**

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to accept bid proposal from J.M. Electric & Son Inc. for on-call electric services in Town – owned facilities in an amount not to exceed \$125.00 per hour.

Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.

**#R2023-65 REQUEST TO SERVE ALCOHOL – JAIME B. DEGROAT**

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution granting permission to Jaime B. DeGroat to serve alcohol at the Wickham Woodland Manor on March 25, 2023, for a family party. Certificate of Liability and Liquor Liability Insurance is on file in the Clerk's office.

Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.

**#R2023-66 REQUEST TO SERVE ALCOHOL - KUTZ ALUMNI  
REUNION/ANDREW KEENE**

Motion Councilman Kowal, seconded Councilman Gerstner to adopt a resolution granting permission to Andrew Keene/Kutz Alumni Reunion to serve alcohol at the Mountain Lake Park on January 28, 2023, for a Kutz Camp Reunion. Certificate of Liability and Liquor Liability Insurance is on file in the Clerk's office.

Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.

**#R2023-67 REQUEST TO PARTICIPATE – AGRICULTURAL PROTECTION  
OVERLAY DISTRICT- SECTION 3 BLOCK 1 LOTS 57.1 & 57.3**

Motion Supervisor Sweeton, seconded Councilman DeAngelo to adopt the following resolution regarding Request for Participation in the Town of Warwick Agricultural Protection Overlay District:

WHEREAS, the Town of Warwick adopted a Zoning Law, known as the 2002 Zoning Law of the Town of Warwick, adopted January 24, 2002: and

WHEREAS, said Zoning Law contained provisions for an Agricultural Protection Overlay (AP-O) District one of the purposes of which was to recognize and codify the importance of agriculture to the future of the Town of Warwick and the welfare of its citizens; and

WHEREAS, said Zoning Law established an overlay district as shown on the Town of Warwick Agricultural Protection Overlay District Qualifying Area Map parcels which could qualify for the benefits of the AP-O District; and

WHEREAS, Section 164-47.3. B sets forth the applicability of said AP-O District to lands within the Town of Warwick; and

WHEREAS, Paragraph 5 of Section 164-47.3. B. provides for a mechanism for landowners who are within the AP-O District, pursuant to the criteria listed in paragraph B.1, thereof, to apply for the benefits of said district; and

WHEREAS, pursuant to the procedure set forth, the Town of Warwick has received an Application for Participation, on the proper form submitted to the Town Clerk as required, from American Fruits Cordial Co., 23 Brozdowski Lane, Warwick, NY for a 7.3 acre parcel known as Section 3 Block 1, Lots 57.1 & 57.3 of the Tax Map of the Town of Warwick; and

WHEREAS, the Town Board has determined that this particular parcel is one of the parcels included in the area shown on the Overlay District Qualifying Area Map and has therefore met the requirements set forth for inclusion in the AP-O District as a participating parcel;

NOW, THEREFORE BE IT RESOLVED, that Tax Map Section 3 Block 1, Lots 57.1 & 57.3 of the Tax Map of the Town of Warwick and belonging to American Fruits Cordial Co., is hereby declared eligible to participate under the provisions of the AP-O district and is entitled to all the benefits contemplated thereof: and

BE IT FURTHER RESOLVED that an Appendix to the zoning Law be updated to reflect that the above described American Fruits Cordial Co., parcel shall be considered included as a participating parcel in the AP-O District, and



**BE IT FURTHER RESOLVED**, that the AP-O Overlay District Qualifying Area Map be so marked to show the above American Fruits Cordial Co. parcel as a participating parcel within said District.

Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.

Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.

**#R2023-68 AUTHORIZE COMPTROLLER TO PAY COURT COSTS FOR GIORA NEEMAN**

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution authorizing the comptroller to pay \$13,000.00 for court costs to Giora Neeman, LLC as directed in the judgments of the Appellate Division court cases of Giora Neeman v. Town of Warwick Planning Board and Giora Neeman v. Town of Warwick ZBA.

Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.

Discussion: Supervisor Sweeton stated that this is a result of a successful Article 78 and an unsuccessful appeal of that decision, which we still feel was in error however we will abide by the courts decision and pay the so approved costs.

**#R2023-69 REQUEST TO SERVE ALCOHOL – WARWICK VALLEY ROTARY CLUB**

Motion Councilman Kowal, seconded Councilman Gerstner to adopt a resolution granting permission to Warwick Valley Rotary Club to serve alcohol at the Mountain Lake Park on February 18, 2023, for a Fundraiser. Certificate of Liability and Liquor Liability Insurance is on file in the Clerk's office.

Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.

**#R2023-70 REFUND SHORT TERM RENTAL FEE –AUSTIN WEINERMAN**

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to refund the short-term rental fee in the amount of \$800.00 to Greenwood Homes, LLC. as per recommendation letter from the Building Inspector dated January 11, 2023

Motion Carried (4 Ayes, 0 Nays, 1 Absent Councilman Shuback Absent) Supervisor Sweeton declared this resolution duly adopted.

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

**PRIVILEGE OF THE FLOOR (GENERAL)**

No comments were made under the privilege of the floor by the Town Board or the public.

**ADJOURN: Motion Councilman DeAngelo, seconded Councilman Gerstner that the regular meeting be adjourned. Motion Carried (4 ayes, 0 nays 1 absent Councilman Shuback absent) 8:00 p.m.  
01-19-23 CP.**

  
Eileen M. Astorino  
Eileen Astorino, Town Clerk