

February 27, 2020

The regular meeting of the Town Board of the Town of Warwick was held on Thursday, February 27, 2020 at the Town Hall, 132 Kings Highway, Town of Warwick. Supervisor Sweeton called the meeting to order at 7:35 p.m.

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

Attorney for the Town, Jay Myrow
DPW Commissioner, Benjamin Astorino
Police Lieutenant, John Rader

ACCEPTANCE OF MINUTES

1. Public Hearing, Town to consider purchase of 46 Bowen Road (SBL# 63-2-8), February 13, 2020

2. Regular Meeting, February 13, 2020

Motion Councilman DeAngelo, seconded Councilman Gerstner to accept the minutes as written from the Public Hearing, Town to consider purchase of 46 Bowen Road (SBL# 63-2-8) held on February 13, 2020 and the Regular Meeting held on February 13, 2020.

Motion Carried (5 ayes, 0 nays)

CORRESPONDENCE:

MIKE D'OZZOLLINNI – President, Every Second Counts. Email dated February 11, 2020 to the Clerk regarding Child Safety ID Kits – Partner with your Community. They have been working with police departments who have purchased the Child Safety ID Kits to distribute at community events such as Back to School or Trunk or Treat.

SUE GARDNER – Friends of the Hathorn House. Special Event Permit for Founder's Day to take place on May 30, 2020.

NICOLE PLULEY & NICHOLAS ANTONELLI – Residents Town of Warwick. Special Event Permit for Wedding to be held on October 3, 2020 at the Thomas P. Morahan Waterfront Park.

CLAIRE MORROW – Student, Warwick Valley High School. Special Event Permit for a Senior Project to be held at the Wickham Woodland Manor House on April 18, 2020 to benefit the Endometriosis Foundation of America.

JESSICA WARNER - Resident, Town of Warwick. Request to serve Alcohol at Wickham Woodland Manor House on August 11, 2020 for a family party.

CONNIE SARDO - Resident, Town of Warwick. Request to serve Alcohol at Wickham Woodland Manor House on May 16, 2020 for a family party.

EILEEN HANLON - Resident, Town of Warwick. Request to serve Alcohol at Wickham Woodland Manor House on March 14, 2020 for a family party.

BEN ASTORINO – Commissioner, Town of Warwick DPW. Letter dated February 20, 2020 to the Comptroller regarding the resignation of part-time laborer John Allen.

ANA KANZ – Comptroller, Town of Warwick. Letter dated February 12, 2020 to the Town Board regarding the Town of Warwick Justice Court’s financial records and dockets for the 2019 calendar year, as required by section 2019-1 of the Uniform Justice Court Act.

NEIL WINTER – Director- Reginal & Community Affairs, Orange & Rockland Utilities. Letter dated February 14, 2020 to the Town regarding the 14th consecutive year of Dig Safely New York and free Excavator Safety Seminars around the state. Visit www.DigSafelyNewYork.com/ESS to view this year’s agenda and to register online.

SUSAN FERRO – Executive Director, Winslow Therapeutic Riding Center. Letter to the Town Board dated February 11, 2020 requesting the Town’s support for the FY-2021 CDBG application of \$25,000.00.

BEATTIE & KRAHULIK – Attorneys at Law. Letter regarding Liquor License application of Everybody Smile LLC.

ANNA MARIE CALLI - Program Coordinator, OCGS. Email dated February 17, 2020 to the Town Clerk regarding Orange County Genealogical Society Program scheduled for March 7, 2020 at 10:30am at the Historic Courthouse, 101 Main Street, Goshen, NY.

JEAN M. RAMPEN – Clerk of Legislature, Orange County. Email dated February 14, 2020 regarding the Orange County Legislature 2020 Legislative Calendar.

SUZYN BARRON – President of the Humane Society, Town of Warwick. Email dated February 25, 2020 regarding the appointment of a new Animal Control Officer.

BOARD’S DISCUSSION ON CORRESPONDENCE

Supervisor Sweeton stated that O&R is going to be doing a dig safely training and I know we are sending a lot of personnel, 5 of our operators for the training, that’s a good thing and we appreciate O&R doing that.

VISITING ELECTED OFFICIALS

REPORTS OF BOARDS AND COMMISSIONS

COMMITTEE REPORTS

DEPARTMENT OF PUBLIC WORKS REPORT

Drainage	Little York Rd	Clean out clogged areas in ditches	Town
	West Ridge Rd.	Clean out clogged areas in ditches	Town
	Covered Bridge Rd.	Clean out clogged areas in ditches	Town
Tree Work	East Ridge Rd.	Take down dead trees	Town
	Belcher Rd.	Take down dead trees	Town
	Ackerman Rd.	Take down dead trees	Town
Pot Holes	Town Wide	Fill with Cold Patch	Town
	Village Wide	Fill with Cold Patch	Village of GWL
Vehicle Maint.	As needed		Town
Emerg. Repairs	As needed		Town
Road Signs	Town Wide	Replace as needed	Town
	Village wide	Replace as needed	Village of GWL
Water Dept.	Jersey Ave.	Replace water line	Village of GWL

PARKS DEPARTMENT

All Town Parks Open	Bathrooms Closed	Town
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ENVIRONMENTAL CONSULTANTS REPORT

COUNCILMAN DE ANGELO REPORT

1. The Warwick Valley Humane Society current has 25 dogs, 64 adult cats, 8 kittens, 4 rabbits, 3 roosters, 7 hens and 1 mouse for a total of 112 animals. They are all homeless and they need forever homes.
2. The annual membership drive is underway and they invite all of the animal caregivers and lovers to become a member of the Humane Society. Annual membership dues help them care for the community's homeless pets. There are several levels of membership from student for \$10, individual for \$30 and up to a lifetime for \$1,000. The membership forms are available on their website at wvhumane.org.
3. The Warwick Valley Humane Society is the 2nd oldest humane society in Orange County and provides the services of animal care and control covering approximately 130 square miles of Warwick and Chester. They are available for animal emergencies 24 hours a day, 7 days a week. The animal shelter is open Monday through Sunday from 12:00 noon until 4:00 p.m.
4. The shelter is always in need of the following: paper towels, Pater style canned cat food, Diamond canned dog food, Science Diet dry dog and cat food, bleach and fresh greens and carrots.
5. The low cost spay/neuter program for cats is available for residents of Warwick and Chester thanks to our respective Towns. Spaying and neutering are the only positive approach to reduce the overpopulation of cats and prevent the suffering and death of

countless kittens. Please contact the Warwick Humane Society for more information on the spay/neuter program certificate at 986-2473.

COUNCILMAN KOWAL REPORT

1. Last week I met with some people at the dog park with Commissioner Astorino and was looking at the sign and didn't realize the dog park has been there since 2018. The park needs a little TLC, the grounds inside need to be spruced up a little bit and reseed it. I was talking to Councilman Shuback who is a longtime sod grower and has a lot of experience growing sod and maintaining grass and he said the best time to do it is November. That I wasn't expecting so we will have to talk to the people and see if we can wait that long and see what we can do about that and maybe in the meantime it will give a chance to look in the inside of the park. They were talking about a few obstacles and showed me a few pictures of excavator tires and things like that. Ted Burnett Tires over on Lower Road has tractor tires that come in and aren't usable anymore and maybe that's a suitable obstacle for the dogs to run around on. There are a few things we can do this summer to get ready for working on refurbishing the grass part. There are a few ruts in there they can fill them in in the meantime for safety reasons. Any renovations there would be well appreciated by the people who are using it.

2. I was told that the renovations are soon to begin at the Pine Island Park for the restroom facilities there and have that completed before the main season starts and spruce that up a little bit as well.

COUNCILMAN GERSTNER REPORT

1. Over the Presidents Weekend we attended the New York State Association of Town's Conference for training. They had some good classes there and they did a good job.

2. On Sunday, March 15th the Excelsior Hose and Company's corn beef dinner at Warwick's Station 1 on Church Street Extension from 3:00 p.m. to 6:00 p.m. It's always a great dinner and come support the Excelsior's they do a great job.

COUNCILMAN SHUBACK REPORT

1. The Highway Department has been cutting trees on Ackerman Road, Four Corners Road and other areas. They have been putting cold patch on the potholes and bringing in material to use later because it's going to be a late spring. We'll have a lot of snow you watch in April.

ATTORNEY'S REPORT

TOWN CLERK'S REPORT

SUPERVISORS REPORT

1. The Streetlight Conversion Project is underway. We did conclude the agreement with O&R and we have resolutions tonight to order the new fixtures and sign the agreement with the company that is going to do the installation. What that will do is not only be much more energy efficient it removes us from essentially leasing the street lights from O&R. We Save the expense of those lease costs to O&R and by converting them all to LED lighting we

will save even more on the cost of the electricity or the amount of electricity needed to provide the light. We anticipate a savings in all 3 lighting districts from this conversion and we are very pleased it's underway. That should start in about 6 to 8 weeks. You will see a crew will be in town and doing that conversion. Then we will have an agreement for maintenance of those units going forward. We are looking forward to that and we are excited about that project.

2. KUTZ camp update, we are still going through due diligence. We are still doing survey work, our appraisal is not back and we are going back onto the site this coming week to do a little bit more deeper digging into the facilities. I'm tentatively scheduling March 16th in this room, it's a Monday evening from 7:00 p.m. until 9:00 p.m. where we will invite the public to generate ideas on uses for the facility in anticipation that the stars align and that the acquisition can occur.

3. The Coolest Recycling Drive of 2020, this was an idea that came to the Town Board from the Sustainable Warwick Group about trying to recycle appliances that hold refrigerants. We thought that was a great idea. They are going to be setting up on several days, there will be 3 or 4 drop off locations we're not sure yet. One will be at the Operation Clean Sweep event that we hold every year down at the South Street Parking Lot in the Village of Warwick, that's on April 25th and that will be in the morning. The Pine Island Park they are lining up to do one at the building adjacent to the Pine Island Park Thursday, April 23rd and that would be an afternoon/evening drop off. We are going to have one before you enter the DPW property right where the recycling center use to be and the tentative date for that will be April 30th. They are trying to pursue doing something in the Village of Greenwood Lake and the Village of Florida, so we'll get more information out. The idea is if you have an old air conditioner or something like that you can move yourself there would be the ability to bring that to one of the locations. We will collect them and then have them taken away by a certified recycler to dispose of the refrigerant in an environmentally friendly way. I was told that O&R will give you a \$25 rebate to remove a full-size refrigerator or freezer that's in operating condition, if it's an old one it's an incentive for you to replace it with a more efficient one. I don't have more information on that but as I do, I'll try to get it out, but you can call 866-552-3755 for details. Apparently, they pick these up too or they or they have a company that picks them up. all good projects and we are looking forward to that.

4. The journal entries were made with the Comptroller, they were in order and booked.

5. 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:

#R2020-93 AUTHORIZE THE SUPERVISOR TO SIGN INTERMUNICIPAL AGREEMENT- STOP DWI ENFORCEMENT PROGRAM

Motion Councilman DeAngelo, seconded Councilman Gerstner to adopt a resolution authorizing the Supervisor to sign an intermunicipal agreement with the County of Orange for the Warwick Police Department participation in the 2020 STOP – DWI Enforcement Program.

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

#R2020-94 NOTIFY NEW YORK STATE OFFICE OF COURT ADMINISTRATION - JUSTICE COURT AUDIT

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to notify the NYS Office of Court Administration that on February 12, 2020 the Town of Warwick's Comptroller in conjunction with the Towns Audit Committee audited the Justice Court records and dockets as required by Section 2019-a of the Uniformed Justice Court Act for the 2019 calendar year and found these records were all in good order.

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

Discussion: Supervisor Sweeton stated that we use to have an auditor do this and it cost us money, but since we hired a comptroller 2 years ago she had been doing this and saving us that cost.

#R2020-95 ACCEPT CASH LANDSCAPE MAINTENANCE BOND - WARWICK RENEWABLES, LLC AND PHILADELPHIA INDEMNITY INSURANCE COMPANY SOLAR FACILITY/NEXAMP SOLAR, LLC

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to accept a three (3) year Cash Landscape Maintenance Bond in the amount of Twenty Thousand seven hundred twenty five dollars (\$20,725.00) from Warwick Renewables, LLC and Philadelphia Indemnity Insurance Company Solar Facility for Nexamp Solar, LLC (James & Karla Barricella) project located at 35 Union Corners Road SBL# 29-1-62.2 subject to final review by Town Attorney.

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

#R2020-96 ACCEPT CASH LANDSCAPE MAINTENANCE BOND- VIEW WIRELESS INFRASTRUCTURE FUND, LP D/B/A/EASTERN WIRELESS II LLC CELL TOWER RAYMOND & HENNE RUSZKIEWICZ

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to accept a three (3) year Cash Landscape Maintenance Bond in the amount of Eight Thousand four hundred fifty dollars (\$8,450.00) from View Wireless Infrastructure Fund, LP d/b/a Eastern Wireless Infrastructure II LLC for Raymond & Hanne Ruskiewicz project located

at 30 Liberty Corners Road, Pine Island New York, SBL# 3-1-56.3 subject to final review by Town Attorney.

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

#R2020-97 SPECIAL EVENT PERMIT – FRIENDS OF THE HATHORN HOUSE

Motion Councilman Kowal, seconded Councilman Gerstner to adopt a resolution granting approval to the Friends of the Hathorn House to close Hathorn Road from the westerly bound cemetery (Moore House Property) to the Corner of Ct. Rt 1 on May 30, 2020 from 9:00am to 4:00pm for the purpose of hosting a Special Educational Living History Event for “Founders’ Day. Application and Certificate of Insurance are on file in the Clerk’s office.

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

#R2020-98 A RESOLUTION OF THE OF WARWICK AUTHORIZING THE EXECUTION AND DELIVERY OF A MASTER EQUIPMENT LEASE PURCHASE AGREEMENT WITH RESPECT TO THE ACQUISITION, PURCHASE, FINANCING AND LEASING OF CERTAIN EQUIPMENT OR CAPITAL ITEMS FOR THE PUBLIC BENEFIT; AUTHORIZING THE THEREWITH; AND AUTHORIZING ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION

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

WHEREAS, the Town of Warwick, a body politic and corporate duly organized and existing as a political subdivision of the Town of Warwick (the “Lessee”), is authorized by the laws of the State of New York to purchase, acquire and lease personal property for the benefit of the Lessee and its inhabitants and to enter into contracts with respect thereto; and

WHEREAS, the Lessee desires to purchase, acquire, finance and lease certain equipment with a cost not to exceed \$204,327.00 constituting personal property necessary for the Lessee to perform essential governmental functions (the “Equipment”); and

WHEREAS, the Lessee proposes to enter into that certain Master Lease Purchase Agreement and Schedule No. 1 thereto (the “Lease”), with Municipal Leasing Consultants, LLC and/or its assigns (or one of its affiliates) (the “Lessor”), the form of which has been available for review by the governing body of the Lessee prior to this meeting; and

WHEREAS, the Equipment is essential for the Lessee to perform its governmental functions; and

WHEREAS, the funds made available under the Lease will be deposited with pursuant to the terms of that certain Escrow Agreement, among the Lessee, the Lessor and an escrow agent satisfactory to the Lessor and the Lessee (the "Escrow Agreement"; and together with the Lease, the "Financing Documents") and will be applied to the acquisition of the Equipment in accordance with said Escrow Agreement; and

WHEREAS, the Lessee has taken the necessary steps, including those relating to any applicable legal bidding requirements, to arrange for the acquisition of the Equipment; and

WHEREAS, the governing body of the Lessee deems it for the benefit of the Lessee and for the efficient and effective administration thereof to enter into the Financing Documents and any other documentation necessary, convenient or appropriate for the purpose of the financing the Equipment on the terms and conditions described therein;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE LESSEE AS FOLLOWS:

Section 1. The Lessee is hereby authorized to execute and deliver the Financing Documents with principal components of rental payments in an aggregate amount not to exceed \$204,327.00.

Section 2. The Financing Documents and the acquisition and financing of the Equipment under the terms and conditions as described in the Financing Documents are hereby approved. The Town Supervisor of the Lessee and any other officer of the Lessee with the power to execute contracts on behalf of the Lessee be, and each of them hereby is, authorized to execute, acknowledge and deliver the Financing Documents and any and all instruments, documents and certificates which may be required by or provided for in the Financing Documents or as may otherwise be required for or necessary, convenient or appropriate to the financing described in this resolution together with any changes, insertions and omissions therein as may be approved by the officers who execute the Financing Documents, such approval to be conclusively evidenced by such execution and delivery of the Financing Documents. The Town Supervisor of the Lessee and any other officer of the Lessee with the power to do so be, and each of them hereby is, authorized to affix the official seal of the Lessee to the Financing Documents and attest the same.

Section 3. The proper officers of the Lessee be, and each of them hereby is, authorized and directed to execute and deliver any and all papers, instruments, opinions, certificates, affidavits and other documents and to do or cause to be done any and all other acts and things necessary or proper for carrying out this resolution and the Financing Documents.

Section 4. Pursuant to Section 265(b) of the Internal Revenue Code of 1986, as amended (the "Code"), the Lessee hereby specifically designates the Lease as a "qualified tax-exempt obligation" for purposes of Section 265(b)(3) of the Code.

Section 5. Nothing contained in this resolution, the Lease nor any other instrument shall be construed with respect to the Lessee as incurring a pecuniary liability or charge upon the

general credit of the Lessee or against its taxing power, nor shall the breach of any agreement contained in this resolution, the Lease or any other instrument or document executed in connection therewith impose any pecuniary liability upon the Lessee or any charge upon its general credit or against its taxing power, except to the extent that the rental payments payable under the Lease are special limited obligations of the Lessee as provided in the Lease.

Section 6. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

Section 7. All bylaws, orders and resolutions or parts thereof, inconsistent herewith, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed as reviving any bylaw, order, resolution or ordinance or part thereof.

Section 8. This resolution shall take effect immediately.

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

Discussion: Supervisor Sweeton stated that this is a lease for the purchase of the street light equipment that's going to be installed. The lease terms are such that it saves us money not going out to a bonding, which has accompanying legal fees associated with it, so this is a much more financially prudent way of doing this.

#R2020-99 SPECIAL EVENT PERMIT – PLUMLEY/ANTONELLI WEDDING

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution authorizing the use of the Thomas P. Morahan Waterfront Park to Nicole Plumley and Nicholas Antonelli for a Wedding to be held on October 3, 2020 from 9:00am – 10:00pm pending proof insurance. Application and is on file in the Clerk's office.

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

#R2020-100 SPECIAL EVENT – WALK FOR THE ENDOMETRIOSIS FOUNDATION OF AMERICA

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution granting permission to Claire Morrow, Warwick Valley High School Senior to hold a fundraiser Walk for the Endometriosis Foundation of America as part of her Senior Project at the Wickham Woodland Manor House on April 18, 2020 pending approval from the Chief of Police, deposits and proof of Insurance. Application is on file in the Clerk's office.

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

**#R2020-101 REQUEST TO SERVE ALCOHOLIC BEVERAGES WICKHAM
WOODLAND MANOR – EILEEN HANLON**

Motion Councilman Kowal seconded Councilman DeAngelo to adopt a resolution to grant Eileen Hanlon permission to serve alcoholic beverages at Wickham Woodland Manor House on March 14, 2020 for a family party. Application, 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.

**#R2020-102 REQUEST TO SERVE ALCOHOLIC BEVERAGES WICKHAM
WOODLAND MANOR – CONNIE SARDO**

Motion Councilman DeAngelo, seconded Councilman Gerstner to adopt a resolution to grant Connie Sardo permission to serve alcoholic beverages at Wickham Woodland Manor House on May 16, 2020 for a family party. Application, 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.

**#R2020-103 REQUEST TO SERVE ALCOHOLIC BEVERAGES WICKHAM
WOODLAND MANOR – JESSICA WARNER**

Motion Councilman Gerstner, seconded Councilman Shuback to adopt a resolution to grant Jessica Warner permission to serve alcoholic beverages at Wickham Woodland Manor House on August 1, 2020 for a family party. Application, 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.

Discussion: Supervisor Sweeton stated to the residents that this is a really nice venue that's available to residents to rent for a modest fee. It holds 100 people, it has a kitchen, tables and chairs and bathrooms and an outdoor area.

#R2020-104 ACCEPT RESIGNATION – PART-TIME DPW LABORER

Motion Councilman Shuback, seconded Councilman Gerstner to adopt a resolution to accept the resignation from part-time DPW laborer John Allen effective February 1, 2020 as per letter from DPW Commissioner Astorino.

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

**#R2020-105 AUTHORIZATION TO SIGN 2019 SERVICE AWARD PROGRAM
CERTIFICATE – WARWICK VOLUNTEER AMBULANCE CORP.**

Motion Councilman Gerstner, seconded Councilman Shuback to adopt a resolution to authorize the Supervisor to sign the 2019 Service Award Program Certificate form for the Warwick Volunteer Ambulance Corp.

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

Discussion: Supervisor Sweeton stated that this is done every year and it's their volunteer service program.

**#R2020-106 AUTHORIZE THE SUPERVISOR TO SIGN AN AGREEMENT-
STOCKADE STRATEGIES, LLC.**

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution authorizing the Supervisor to sign an agreement with Stockade Strategies, LLC. for consulting services for the re-development of the former Mid Orange Correctional Facility (MOCF). This agreement will commence on February 1, 2020 and will terminate on April 30, 2020 unless extended upon the mutual agreement of the parties.

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

**#R2020-107 AUTHORIZE THE SUPERVISOR TO SIGN PURCHASE ORDERS –
STREET LIGHT CONVERSION**

Motion Councilman Kowal, seconded Councilman Gerstner to adopt a resolution authorizing the Supervisor to sign purchase orders for the equipment and installation of the street light conversion project with Verde Electric Corporation, Ubicquia LLC, Almetek and Graybar.

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

Discussion: Supervisor Sweeton stated that its related to the street light project.

**#R2020-108 HOME RULE REQUEST – SUPPORT OF ESTABLISHMENT OF
COMMUNITY PRESERVATION FUNDS (A09848 & S7867)**

Motion Supervisor Sweeton, seconded Councilman DeAngelo to adopt a resolution in support and approval of Assembly Bill #A09848 and Senate Bill #S7867, Home Rule Request, supporting the Town of Warwick's request to place the issue of the Extension of the 2006 Warwick Community Preservation Fund to 2050 place said issue before the voters of the Town of Warwick in a Town wide Referendum.

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

Discussion: Supervisor Sweeton stated that our real estate transfer tax program is in place and has preserved over 4,200 acres and it's to expire in 2025 and we do not have the ability ourselves to ask the voters to extend that. We have to get that approval from the State of New York, so our State Senator Jen Metzger and our Assemblyman Karl Brabenec have both introduced the local laws to the State Legislature and we hope that they can prevail in moving those forward and that our Governor will sign it. What would happen if that does happen this would go on the November ballot for the residents of the Town of Warwick to decide if they want to do it or not, it's not something the Board would impose. We look forward to trying to give the voters of Warwick that opportunity.

#R2020-109 AUTHORIZATION TO SOLICIT BIDS - EMERGENCY ELECTRIC SERVICES FOR THE TOWN OF WARWICK

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to solicit bids for emergency electrical repairs for the Town of Warwick. All sealed bids must be received by March 24, 2020 by 10:00am at which time these proposals will be publicly opened and read.

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

Discussion: Supervisor Sweeton stated that the Department of Labor has really in the past 3 or 4 years required municipalities to bid out any service and we did do that last year, but they say it should be done every year, so it can't even be a multi-year bid process.

#R2020-110 AUTHORIZATION TO SOLICIT BIDS - EMERGENCY PLUMBING SERVICES FOR THE TOWN OF WARWICK

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to solicit bids for emergency plumbing repairs for the Town of Warwick. All sealed bids must be received by March 24, 2020 by 10:00am at which time these proposals will be publicly opened and read.

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

Discussion: Supervisor Sweeton stated that the Department of Labor has really in the past 3 or 4 years required municipalities to bid out any service and we did do that last year, but they say it should be done every year, so it can't even be a multi-year bid process.

#R2020-111 REQUEST TO PARTICIPATE – AGRICULTURAL PROTECTION OVERLAY DISTRICT- SECTION 31 BLOCK 2 LOT 12.2

Motion Supervisor Sweeton, seconded Councilman Gerstner 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 land owners 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 Sly Hill, LLC., Ackerman Road & St Hwy 17A, Warwick, NY for a 113.3 +/- acre parcel known as Section 31 Block 2, Lot 12.2 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 31 Block 2, Lot 12.2 of the Tax Map of the Town of Warwick and belonging to Sly Hill, LLC., 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 Sly Hill, LLC., 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 Sly Hill, LLC. parcel as a participating parcel within said District.

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

Discussion: Supervisor Sweeton stated that this is a farm that is already PDR preservation as a conservation easement and owned by Lewis Family and they formed this LLC and they're requesting to have the APO designation dropped down on that parcel. That makes sense based on the criteria that they submitted and also the fact that it is an active farm that's preserved.

#R2020-112 APPOINT ANIMAL CONTROL OFFICER – DIANA HUNTINGTON

Motion Councilman DeAngelo, seconded Councilman Gerstner to adopt a resolution to appoint Diana Huntington as a Town of Warwick Animal Control Officer, effective immediately.

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

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

PRIVILEGE OF THE FLOOR (GENERAL)

Dixie Comeau – Can you explain a little bit more about the Lewis Farm LLC and the APO?

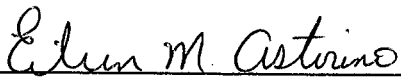
Supervisor Sweeton – The APO is the Agricultural Protection Overlay District and it's an overlay district in the town, like we have several, we have an aquifer protection one and it has some criteria about preserving active farmland. The Lewis Family put as part their 113 acres that John Sanford maintains as a farm and its part of his operation. John Sanford is related to the Lewis's and I'm not sure how, but he is. The APO District when you bring it down on your parcel if you qualify does allow you some additional benefits. You can carve out a 2-acre lot for a homestead. Their farm is already in preservation and when you put your farm in preservation you have a small area designated as a farmstead complex where you can do different things. You can erect structures; you can do on farm activities and then there's a farm area which is the bulk of the property and that's where the farming occurs and you can only have farm structures there. The APO District when you bring it down allows you to broaden what you can do within that farmstead complex area. Whether that's their intention or not, I don't know but it makes some sense for them, a way to maintain their property viably as a farm.

Dixie Comeau – Thank you.

Supervisor Sweeton – You're welcome.

ADJOURN: Motion Councilman DeAngelo, seconded Councilman Gerstner that the regular meeting be adjourned. Motion Carried (5 ayes, 0 nays) 8:04 p.m.

02-27-20 CP.



Eileen Astorino, Town Clerk

Date: 02/28/2020
Time: 3:39:11PM

Selective Check Register

TOWN OF WARWICK

Including all check statuses

For Bank Id ST and Check Date from 02/28/2020 to 02/28/2020

User: ANA
Page: 1

BANK ID	CHECK #	STATUS	VENDOR #	VENDOR NAME	CHECK DATE	RECONCILE / VOID DATE	AMOUNT EFT	DP
ST	055791	0	00ALLSTATE	ALLSTATE LIFE INSURANCE COMPANY OF NEW YORK	02/28/2020		606.08	
ST	055792	0	284 AGGREG	284 AGGREGATES, LLC.	02/28/2020		2,575.50	
ST	055793	0	ALLIED0000	ALLIED EXCAVATING, INC.	02/28/2020		31,143.75	
ST	055794	0	AMLEG#214	AMERICAN LEGION POST #214	02/28/2020		700.00	
ST	055795	0	BANDWAGON0	WARWICK COMMUNITY CENTER INC.	02/28/2020		4,368.12	
ST	055796	0	BEACON GRA	BEACON GRAPHIC LLC	02/28/2020		262.40	
ST	055797	0	BLAKEENGIN	BLAKE ENGINEERING, PLLC	02/28/2020		3,877.50	
ST	055798	0	BLUSTEIN,S	BLUSTEIN, SHAPIRO, RICH & BARONE, LLP	02/28/2020		4,990.00	
ST	055799	0	CABLEVISIO	OPTIMUM	02/28/2020		100.39	
ST	055800	0	CARTRIDGE.	CARTRIDGE WORLD	02/28/2020		84.77	
ST	055801	0	CDW GOVERN	CDW GOVERNMENT, INC.	02/28/2020		517.89	
ST	055802	0	CHRISDEMAR	CHRIS DIMARCO	02/28/2020		1,633.98	
ST	055803	0	CORNERSTON	MAGNA5	02/28/2020		597.75	
ST	055804	0	CORWIN0000	F.H. CORWIN FLOREST & GREENHOUSES	02/28/2020		105.00	
ST	055805	0	DEANGELO,F	FLOYD DE ANGELO	02/28/2020		404.35	
ST	055806	0	DEANGELO,N	NANCY BRENNER-DE ANGELO	02/28/2020		498.00	
ST	055807	0	DELL000000	DELL MARKETING L.P.	02/28/2020		1,301.19	
ST	055808	0	DISPATCH00	WARWICK VALLEY DISPATCH	02/28/2020		81.20	
ST	055809	0	DOMBROWSKI	DOMBROWSKI'S LAWN	02/28/2020		192.33	
ST	055810	0	DTH00000000	DTH SEPTIC SERVICE INC.	02/28/2020		2,000.00	
ST	055811	0	EASTERN.CO	EASTERN MANAGED PRINT NETWORKS LLC	02/28/2020		95.00	
ST	055812	0	EMPIRE ST.	EMPIRE STATE ELECTRIC MOTORS	02/28/2020		595.00	
ST	055813	V	ENV.LABWOR	ENVIRONMENTAL LABWORKS, INC	02/28/2020		0.00	
ST	055814	0	ENV.LABWOR	ENVIRONMENTAL LABWORKS, INC	02/28/2020		630.00	
ST	055815	0	FED.EXPRES	FEDERAL EXPRESS CORP.	02/28/2020		25.89	
ST	055816	0	FIRSTALLIA	FIRST ALLIANCE PROTECTION SYSTEMS, INC	02/28/2020		5,462.50	
ST	055817	0	FL SENIORS	FLORIDA SEWARD SENIORS	02/28/2020		995.00	
ST	055818	0	GERSTNERJ0	JAMES GERSTNER	02/28/2020		841.03	
ST	055819	0	GIGLIO, RON	RONALD GIGLIO	02/28/2020		1,501.17	
ST	055820	0	GLOBAL MON	GLOBAL MONTELLO GROUP CORP.	02/28/2020		7,085.27	
ST	055821	V	GREENWOODT	GREENWOOD TRUE VALUE	02/28/2020		0.00	
ST	055822	0	GREENWOODT	GREENWOOD TRUE VALUE	02/28/2020		160.83	
ST	055823	0	HENDERSONO	HENDERSON PRODUCTS, INC.	02/28/2020		285.11	
ST	055824	0	HOTSY-CLEA	HOTSY-CLEAN, LLC	02/28/2020		6,929.00	
ST	055825	0	J.M. ELECT	J.M. ELECTRIC & SON INC.	02/28/2020		963.50	

Selective Check Register

TOWN OF WARWICK
Including all check statuses
For Bank Id ST and Check Date from 02/28/2020 to 02/28/2020

BANK ID	CHECK #	STATUS	VENDOR #	VENDOR NAME	CHECK DATE	RECONCILE / VOID DATE	AMOUNT EFT	DP
ST	055826	0	KBLCORP111	KBL CORP.	02/28/2020		58,900.00	
ST	055827	0	KIMBALL MI	KIMBALL MIDWEST	02/28/2020		239.58	
ST	055828	0	KONICA REP	KONICA MINOLTA BUSINESS SOLUTIONS USA INC	02/28/2020		88.42	
ST	055829	0	LOCHNER EN	LOCHNER ENGINEERING, P.C.	02/28/2020		707.19	
ST	055830	0	MONTAGUE00	MONTAGUE TOOL AND SUPPLY	02/28/2020		3,587.19	
ST	055831	0	NORTH,SAFT	NORTHERN SAFETY CO., INC.	02/28/2020		59.12	
ST	055832	0	NYS INDUST	NEW YORK STATE INDUSTRIES FOR THE DISABLED INC.	02/28/2020		121.25	
ST	055833	0	NYSHALTHI	NYS HEALTH INSURANCE PROGRAM (NYSHIP)	02/28/2020		245,323.53	
ST	055834	V	ORANGE/ROC	ORANGE AND ROCKLAND UTILITIES	02/28/2020		0.00	
ST	055835	0	ORANGE/ROC	ORANGE AND ROCKLAND UTILITIES	02/28/2020		29,338.31	
ST	055836	0	ROE0000000	ROE BROTHERS	02/28/2020		99.42	
ST	055837	0	ROGO FASTE	ROGO FASTENER CO., INC.	02/28/2020		1,933.08	
ST	055838	0	SELIAS,GAB	GABRIEL SELIAS	02/28/2020		1,501.61	
ST	055839	0	SKYWARD EL	SKYWARD ELECTRIC COMP., INC.	02/28/2020		11,000.00	
ST	055840	0	STAPLES000	STAPLES CREDIT PLAN	02/28/2020		306.41	
ST	055841	0	STERL.BANK	STERLING NATIONAL BANK	02/28/2020		22,523.44	
ST	055842	0	STREETCOP	STREET COP TRAINING, LLC	02/28/2020		175.00	
ST	055843	0	SWEETON000	MICHAEL P. SWEETON	02/28/2020		768.00	
ST	055844	0	TAM ENTERP	TAM ENTERPRISES, INC	02/28/2020		3,267.50	
ST	055845	0	TASER,JNTL	AXON ENTERPRISE, INC.	02/28/2020		2,910.00	
ST	055846	0	TETZ ASPHA	TETZ ASPHALT, LLC	02/28/2020		988.40	
ST	055847	0	TIMES RECO	TIMES HERALD RECORD	02/28/2020		315.09	
ST	055848	0	TOWFLORIDA	TOWN OF WARWICK AMBULANCE DISTRICT # 4	02/28/2020		25,075.00	
ST	055849	0	VERIZON WI	VERIZON WIRELESS	02/28/2020		283.01	
ST	055850	0	VILOF GR.0	VILLAGE OF GREENWOOD LAKE	02/28/2020		2,954.52	
ST	055851	0	WALLINGROA	WALLING ROAD INFORMATION TECHNOLOGIES, LLC	02/28/2020		409.20	
ST	055852	0	WAR. AMBUL	TOWN OF WARWICK AMBULANCE PROTECTIVE DIST. # 1	02/28/2020		118,866.66	
ST	055853	0	WARWICK AU	WARWICK VALLEY AUTO BODY INC	02/28/2020		300.00	
ST	055854	0	WARWICK PR	DIGITAL UNITED COLOR PRINTING, INC.	02/28/2020		70.00	
ST	055855	0	WB MASONCO	W.B. MASON CO., INC.	02/28/2020		302.59	

I certify that the vouchers listed above were audited by the town Board on 2-27-2020 and allowed in the amounts shown. You are hereby authorized and directed to pay to each of the claimants the amount opposite his name.
Date: 3-2-2020
Rhea Ostrows
Town Clerk

Bank ID: ST Name: STERLING NATIONAL BANK Checking Account #: 6700102910

Bank ID Totals: 614,023.02
Report Totals: 614,023.02

Date: 02/28/2020
Time: 2:05:11PM

Selective Check Register

TOWN OF WARWICK

Including all check statuses
For Bank Id ST and Check Date from 02/27/2020 to 02/27/2020

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BANK ID	CHECK #	STATUS	VENDOR #	VENDOR NAME	CHECK DATE	RECONCILE / VOID DATE	AMOUNT EFT	DP	
ST	055783	O		BLUSTEIN, SHAPIRO, RICH & BARONE, LLP	02/27/2020		1,572.50		
ST	055784	O		CHRYSLER, JEEP, DODGE OF WARWICK LLC	02/27/2020		45.00		
ST	055785	O		DEGRAW & DEHAAN ARCHITECTS, LLP	02/27/2020		16,267.50		
ST	055786	O		JDR PROPERTY MANAGEMENT CORP.	02/27/2020		200.00		
ST	055787	O		LOCHNER ENGINEERING, P.C.	02/27/2020		830.19		
ST	055788	O		LUZON OIL COMPANY, INC.	02/27/2020		203.77		
ST	055789	O		VILLAGE OF WARWICK	02/27/2020		49,000.00		
ST	055790	O		WADESON'S HOME CENTER	02/27/2020		56.09		
Bank ID: ST				Checking Account #: 6700102910	Bank ID Totals:				68,175.05
Name: STERLING NATIONAL BANK					Report Totals:				68,175.05

To the Supervisor:
I certify that the vouchers listed above were audited by the town Board on 2-27-2020 and allowed in the amounts shown. You are hereby authorized and directed to pay to each of the claimants the amount opposite his name.
3-2-2020 Date Alan M. Cottriss Town Clerk