

May 8, 2018

The regular meeting of the Town Board of the Town of Warwick was held on Thursday, May 8, 2018 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
Deputy Supervisor James Gerstner
Councilman Floyd DeAngelo
Councilman Russell Kowal
Councilman Mickey Shuback

Attorney for the Town, Jay Myrow

ACCEPTANCE OF MINUTES

1. Continued Public Hearing: Proposed Local Law “Carry Out Bags”

2. Regular Meeting, April 26, 2018

Motion Councilman DeAngelo, seconded Councilman Gerstner to accept the minutes as written from the Continued Public Hearing held on April 26, 2018 Proposed Local Law “Carry Out Bags” and the Regular Meeting held on April 26, 2018.

Motion Carried (5 ayes, 0 nays)

CORRESPONDENCE:

RUSSELL WEDGE – Roofing Project Manager/Solar City DBA Tesla Energy. Letter dated April 11, 2018 to the Town of Warwick regarding a cancellation of a Solar installation.

DANIEL GIBSON – Building Inspector, Town of Warwick. Letter dated April 30, 2018 to the Supervisor and Town Board regarding a refund for permit #25629.

PAUL AND EVA FREED – Planning Board Applicants, Town of Warwick. Letter to Planning Board secretary requesting a refund of their escrow account.

CONNIE SARDO – Planning Board Secretary, Town of Warwick. Letter dated April 30, 2018 to Town Board regarding a Planning Board applicants Paul and Eva Freed requesting an Escrow refund.

ERIC LEBOW – Orange County Resident. Email dated April 8, 2018 thanking the Town for adopting and supporting the resolution to rescind the permits issued to Competitive Power Ventures (CPV) Energy Center.

NATALIA DASRAJ - Orange County Resident. Email dated April 8, 2018 thanking the Town for adopting and supporting the resolution to rescind the permits issued to Competitive Power Ventures (CPV) Energy Center.

DEBRA SLATTERY - Orange County Resident. Email dated April 8, 2018 thanking the Town for adopting and supporting the resolution to rescind the permits issued to Competitive Power Ventures (CPV) Energy Center.

CARRIE SCALI – Planning Assistant, Orange County Planning Department. Email dated May 1, 2018 to Town Board regarding the schedule for Orange County Municipal Planning Federation Spring 2018 Courses.

MARK PATTISON – Deputy Secretary for Local Government, New York State Department of State. Email to Supervisor dated April 30, 2018 regarding a state wide local government data and technology study.

JAMES CONKLIN – Roadkill Rotisserie. Application for Special Event for a Pig Roast & Music festival to be held on July 14, 2018 at the Polish Legion of American Vets Post 16 in Pine Island, NY.

WICKHAM WORKS – Melissa Smith, Wickham Works Creative Director. Application for Special Event Permit for a Music & Arts Festival at Wickham Woodland Park on August 4, 2018.

ORANGE COUNTY DEPARTMENT OF HEALTH – Town of Woodbury Area. Free Rabies Clinic in the Town of Woodbury on May 20, 2018 from 10:00am – 12:00 Noon at Town of Woodbury Town Highway Garage, 24 County Route 105, Highland Mills, NY. Pre-registration is required. Please contact 845-928-6829 Ext 7.

LORETTA HUTCHINSON-LENIHAN – Speech Language Pathologist. Email dated April 27, 2018 to the Town Clerk regarding the Being Mortal Community Project on May 17, 2018 from 1:30 – 3:30pm at the American Legion Hall, 71 Forester Avenue, Warwick, NT 10990.

ANA KANZ – Comptroller, Town of Warwick. Email dated May 7, 2018 regarding Standard workday reporting for elected officials.

CARRIE SCALI – Planning Assistant, Orange County Planning. Email dated May 7, 2018 inviting the Town Board Members to the 2018 Orange County Municipal Planning Federation Chairs meeting.

REGINA LARAIA - Secretary Administrative Assistant II, Environmental Facilities & Services. Email dated May 7, 2018 regarding Household Hazardous Waste Event for Schools, Municipalities, Businesses and Farms will be Friday June 1, 2018. You MUST Pre-Register. Call 845-291-3246 or go to www.orangecountygov.com/efs.

CARRIE A. BENJAMIN – Financial Statement Analyst, Merrit Research Services. Letter dated May 1, 2018 to Town Clerk requesting the 2017 audited financial statements and supplemental information.

NEIL WINTER – Orange & Rockland Utilities. Email dated May 8, 2018 to Town Board informing its customers to beware new bill payment scam on Facebook.

BOARD’S DISCUSSION ON CORRESPONDENCE

Supervisor Sweeton – There are two resolutions that are not on the agenda so I will let you know, one is authorizing the Supervisor to sign a stipulation of agreement with our police officers and the other one is to set our beach fees and the last item is the discussion on the Carry Out Bags.

VISITING ELECTED OFFICIALS

REPORTS OF BOARDS AND COMMISSIONS

COMMITTEE REPORTS

DEPARTMENT OF PUBLIC WORKS REPORT

Ditch Work	Big Island Rd	Clean Ditches	Town
Brush Pick Up	Town Wide	As needed	Town
Pot Holes	Town Wide	As needed	Town
	Village Wide	Fill As needed	Village of GWL
Road Repair	Town Wide	As needed	Town
Road Signs	Town Wide	As needed	Town
	Village Wide	Replace as Needed	Village of GWL
Mail Boxes	Town Wide	As Needed	Town
Haul Material	Road Grit	Stockpile	Town
		Haul 3/4” stone and item #4	Village of GWL
Tree Work	Windermere Ave.	Remove tree in Sidewalk	Village of GWL
Vehicle Maint.		As needed	Village of GWL
Water Dept.	Wah Ta Wah	Repair water leaks	Village of GWL

PARKS DEPARTMENT

ALL Town PARKS	Mowing starts next week	Town
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ENVIRONMENTAL CONSULTANTS REPORT – APRIL 2018

Wickham Water District

Wells #11	1,765,300 gal
Average daily use	58,800 gal
Sodium Hypochlorite used	140 qt
Orthophosphate used	36 qt
Caustic Soda	35 gal

Bellvale Park Water District

Total monthly production	83,700 gal
Average daily use	2,800 gal
Sodium Hypochlorite used	8 qt

Eurich Heights Water District

Total monthly production	172,100 gal
Average daily use	5,700 gal
Sodium Hypochlorite used	4 qt
Orthophosphate used	24 qt

Pine Island Water District

Total monthly production	227,500 gal
Average daily use	7,600 gal
Sodium Hypochlorite used	4 qt

Westside #1 Water District

Total monthly production	2,929,700 gal
Average daily use	97,700 gal
Sodium Hypochlorite used	220 qt
Orthophosphate used	96 qt
Caustic Soda	41 gal

High usage due to leak (repaired)

The Fairgrounds

Total monthly production	315,200 gal
Average daily use	10,500 gal
Sodium Hypochlorite used	8 qt

The Warwick Tech Park

Total monthly production	164,900 gal
Average daily use	5,500 gal
Sodium Hypochlorite used	30 qt

High water due to break (Repaired 4/19)

Sewer District #1 Wastewater Treatment Facility

Warwick Tech Park	12,000 gal	1%
Wickham Village District	2,838,274 gal	63%
Kings Estates District	1,620,176 gal	36%
<u>Total District Flow</u>	4,470,450 gal	100%

Average Daily Flow 149,015 gal

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

The belt press ran for 56.5 hrs. and 6 gal of polymer was used.

Sewer District #2 Wastewater Treatment Facility – The Fairgrounds

Total District Flow 155,665 gal

Average Daily Flow 5,188 gal

COUNCILMAN DE ANGELO REPORT

1. The Post Report for April 2018 is as follows: Greenwood Lake had 196 calls, the Town outside the Village had 756 calls, Pine Island had 261 calls and the Village of Warwick had 579 calls for a total of 1,792 for the month of April.

2. Yesterday the Warwick Valley Humane Society had their fundraiser “Fore the Animals” Golf Outing at Mansion Ridge in Monroe and it was very successful. They raised \$6,760. They asked me to thank the sponsors and the golfers for the support and making this a very successful event for our homeless pets.

3. The Humane Society is the recipient of a \$2,800 grant from the Community Foundation of Orange and Sullivan for the replacement of the dog exercise and play yard fencing.

4. They want to remind residents to please call the Warwick Valley Humane Society at 986-2473 before trying to help any suspected orphaned wildlife including birds. You should let them find their parents because a lot of times their parents are nearby.

5. On Saturday, May 12th there is the Drive 4 UR Community from 10:00 a.m. until 4:00 p.m. at Leo Kaytes Ford on Route 94 in Warwick. It’s a free event. Take a test drive and Ford will donate \$20 to the Warwick Humane Society up to \$6,000. This is open to all licensed drivers.

6. They are in need of ground canned cat food pate style, large and small dog biscuits, Science Diet dry dog food and cat food, heavy duty garbage bags and paper towels.

COUNCILMAN KOWAL REPORT

1. Going back almost a year now we’ve been requesting the DEC now that the lake has public access to do an assessment to see what kind of aquatic life and game fish are in the lake and how much is there and if we can introduce any species that over the years have gone away. Thanks to Senator Bonacic and Assemblyman Brabenec for working on our behalf they got the DEC to agree to the assessment and from what I understand it’s going to happen tonight. They start after dark and use whatever equipment needed to find what kind of fish are currently in Wickham Lake. I’m looking forward to a detailed report to see what we have in there and see if we can possibly introduce any fish such as walleye, which use to be famous for that lake. They will be doing the assessment tonight and tomorrow, so that’s pretty exciting news and we thank our State Representatives for going to the DEC on our

behalf and making that request. We will find out how healthy the fish are, because I know a lot of people fish there.

COUNCILMAN GERSTNER REPORT

1. The Spring Recreation is in full swing and thanks to the DPW and all of the guys for the fields.

2. Neil Winter from Orange and Rockland Utilities sent an e-mail to the town informing his customers to be aware of a new bill payment scam on Facebook. They are asking you to send them money for your utility payment and they will pay the rest, but they just take your money and run. He wants to warn residents to be careful as always with anything that sounds too good to be true usually is. Just stay away from all that stuff that says they are going to pay for half your bill for utilities because it's a scam.

COUNCILMAN SHUBACK REPORT

1. The Town Highway is digging ditches along the roads in the Town of Warwick mainly today I saw them working on Big Island Road but I don't know how far they got since I saw them there this morning.

ATTORNEY'S REPORT

TOWN CLERK'S REPORT

1. FEES COLLECTED - APRIL 2018

Interest in Town Clerk's Checking Account	\$0.43
Wickham Woodland Manor Fee	\$900.00
Wickham Lake Permit Fee – Resident	\$80.00
Wickham Lake Permit Fee – Non-Resident	300.00
Wickham Lake Permit Additional Stickers	\$34.00
Wickham Lake Permit Renewal – Resident	\$270.00
Wickham Lake Permit Renewal – Non-Resident	\$260.00
Wickham Woodland Res Access	\$10.00
Wickham Woodland Non-Res Access	\$5.00
Copy of Map	\$60.00
Marriage Certified	\$40.00
Peddler Permit	\$100.00
Photocopies	\$34.50
Postage	\$2.00
Special Event Permit	\$100.00
Use of Kitchen – Senior Room	\$50.00
Senior Center	\$50.00
Dog Enumerations	\$5.00
Town Park Pavilion	\$175.00
Athletic Field Fee	\$50.00
Marriage License	\$157.50
Conservation	\$87.10
Dog Licensing	\$1,436.00
Use of Room Fee – Lg Room	\$200.00

Use of Room Fee – Senior room	\$\$60.00
Registrar	\$350.00
WFPark Wedding Fee	\$30.00
WFPark Resident Fishing Permit	\$10.00
Wickham Woodland Manor Deposit	\$1,800.00
Town Park Deposits	\$150.00
Little League Field Deposits	\$200.00
Total Local Share Shares Remitted	\$7,006.53

2. FEES PAID – JANUARY 2018

NYS Dept. of Health	\$202.50
NYS Ag & Markets for Spay/neuter program	\$188.00
NYS Environmental Conservation	\$2,102.90
Village of Florida for Registrar	\$200.00
Village of Greenwood Lake	\$30.00
Village of Warwick for Registrar	\$1,090.00
Total Non-Local Revenues	\$3,813.40

TOTAL STATE, COUNTY & LOCAL REVENUES	\$10,819.93
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SUPERVISORS REPORT

1. I'm pleased to report this evening that we did receive our designation as a Clean Emergency Community. I want to thank Bill Makofske for starting that conversation on the Clean Energy Community designation. We achieved it for 4 of the 10 benchmarks. We had already accomplished 2 other ones but we get credits for those. What it does is provide the town with a grant for \$5,000 and I'm very pleased about that. Thank you for your efforts in launching us and getting us at least the impetus to start the process again, so thank you.

2. Operation Clean Sweep results, Operation Clean Sweep was the last weekend in April. Just to let everyone know our DPW picked up the collected road trash that people had bagged as volunteers and it ended up being 2 dump trucks full, about what it was last year. I don't know if that's good or bad but its been worse in the past. The roads did look nice when it was done and we thank the Chamber for being a sponsor, the Girl Scouts who coordinated it and the other organizations that participated in it that day like the Lions, pill drop, Leo Kaytes recycling oil and all of that, it was a good thing.

3. I want to remind the public that May 20th to May 26th has been declared Emergency Medical Services Week from the town and that's to honor and appreciate our Emergency Medical Personnel. We are very blessed in Warwick to have 3 exceptional volunteer Ambulance Corps. that are proud they have not missed any calls, which is not the case in other communities around Orange County it is a struggle, but we are very lucky they do a great job.

4. The Hoboken Film Festival will once again be held in Greenwood Lake at the

Waterfront Park primarily May 18th to the 24th. Those tickets are available you can go on-line and get them and we hope that you come out. There will be a lot of interesting films and a great opportunity. There will be an opening night and a closing ceremony with awards given and I think Lou Gossett Jr. is the honoree this year.

5. The journal entries have been made for the Boards information with the Comptroller and they were all in order.

6. 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:

#R2018-159 STANDARD WORKDAY AND REPORTING TO NEW YORK STATE AND LOCAL EMPLOYEES' RETIREMENT SYSTEM FOR ELECTED AND APPOINTED OFFICIALS

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

BE IT RESOLVED, that the Town Board of the Town of Warwick, New York/30311 hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the time keeping system records or the record of activities maintained and submitted by this official to the clerk of this body.

ELECTED OFFICIALS:

TITLE	STANDARD WORK DAY	NAME	CURRENT TERM	RECORD Of ACTIVITY
Town Clerk	6.5	Eileen Astorino	1/1/18 – 12/31/21	22.46
Receiver of Taxes	6.5	Brenda Faulls	1/1/18– 12/31/21	19.56
Town Justice	6.5	Peter Barlet	1/1/14 – 12/31/17	6.67
Town Councilman	6.5	Marion Shuback	1/1/14 – 12/31/17	3.46
Town Councilman	6.5	Floyd DeAngelo	1/1/14 – 12/31/17	11.90

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

Discussion: Supervisor Sweeton stated that this is a requirement of the State of New York to report those hours to keep track of them for a period of time and then report them to the state. This is for those who started new terms last time.

#R2018-160 AUTHORIZATION OF PARTIAL PERMIT FEE – TESLA ENERGY

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to authorize a refund in the amount of \$50.00 to Telsa Energy for permit #25629 as per letter dated April 30, 2018 from the Building Inspector.

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

#R2018-161 AUTHORIZATION OF ESCROW REFUND – PAUL & EVA FREED

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to refund the remaining balance \$500.00 back to Paul & Eva Freed. As per letter dated April 30, 2018 from the Planning Board Secretary, there are no outstanding invoices and the applicant does not require Planning Board Approval.

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

#R2017-162 SPECIAL EVENT PERMIT – ROADKILL ROTISSERIE

Motion Councilman Kowal, seconded Councilman Gerstner to adopt a resolution to authorize James Conklin to host a Pig Roast and Music Festival on July 14, 2018 from 12:00pm – 8:00pm at the Polish Legion of American Vets Post 16 located at 16 Legion Rd. Pine Island, NY. Application and Certificate of Insurance are on file in the Town Clerk's office.

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

#R2018-163 SPECIAL EVENT – BATTLE CANDLE 2018, MUSICAND ARTS FESTIVAL

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to authorize Wickham Works to host a Music and Arts Festival on August 4, 2018 from 11:00am – 7:00pm at the Wickham Woodlands Park. Application and Certificate of Insurance are on file in the Town Clerk's office.

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

#R2018-164 APPOINTMENTS FOR 2018 EMPLOYEES - THOMAS P. MORAHAN WATERFRONT PARK EMPLOYEE

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to appoint the following to various Thomas P. Morahan Waterfront Park positions for the 2018 season.

<u>APPOINTMENT</u>	<u>POSITION</u>	<u>RATE of PAY</u>
Shannon Curtin	Senior Lifeguard *	\$11.75
Collen O'Brien	Lifeguard *	\$11.00
Ryan Langbein	Laborer	\$10.40

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

#R2018-165 APPOINTMENT OF PART TIME DPW LABORER – ANTHONY I. MANN

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to appoint Anthony I. Mann as part time DPW laborer at a rate of pay of \$12.25 per hour effective immediately.

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

#R2018- 166 SPECIAL EVENT – SAINT STEPHEN'S 2ND ANNUAL WARWICK FOOD TRUCK FESTIVAL

Motion Councilman DeAngelo, seconded Councilman Gerstner to adopt a resolution to authorize Saint Stephen's School to host the 2nd Annual Warwick Food Truck Festival at Saint Stevens Lane, Warwick, NY on June 7, 2018 from 4:00pm – 9:00pm. Pending submittal of Certificate of Liability and Liquor Insurance to the Town Clerk's office.

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

#R2018-167 APPROVE TEMPORARY ROAD CLOSURE – SAINT STEPHENS LANE

Motion Councilman Gerstner, seconded Councilman DeAngelo to adopt a resolution to approve a temporary road closure of Saint Stephens Lane between CO RTE 1 and West Street EXT for the Warwick Food Truck Festival to be held on June 7, 2018 from 4:00pm – 9:00pm.

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

#R2018-168 AUTHORIZE SUPERVISOR TO SIGN AGREEMENT - PBA

Motion Supervisor Sweeton, seconded Councilman DeAngelo to adopt a resolution to authorize Supervisor to sign an agreement between the Town, The Town of Warwick Police Benevolent Association (PBA) and Brendan Medican authorizing Medican to utilize accrued benefits as set forth in the stipulating agreement.

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

#R2018-169 2018 THOMAS P. MORAHAN WATERFRONT PARK BEACH FEES

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution to set the Thomas P. Morahan Waterfront Park Beach fees for the 2018 season as follows:

TYPE	RESIDENT	NON-RESIDENT
Family Pass	\$125.00 (Limited to 6 passes)	\$250.00 (Limited to 6 passes)
	\$10.00 for EACH additional Pass	\$10.00 for EACH additional Pass
Senior Pass (55+)	\$25.00	\$60.00
Adult Season Pass	\$60.00	\$125.00
Child Season Pass (5-18)	\$30.00	\$70.00
Daily Pass	\$8.00	\$15.00
Town Resident Guest Pass	\$10.00	
Commercial Season Pass	\$60.00	(Motels, Hotels, & B&B's)
Not-for-Profit	\$2.00	
Replacement Badge Cost	\$5.00 EACH	\$5.00 EACH

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

Supervisor Sweeton – I promised everyone at the closing of the public hearing there would be some Board discussion of the bag law. I would like to start by saying that we have spent a lot of time and effort considering the issue, weighing three different hearings of testimony from people pro and con. We've each individually done research on the issue in terms of talking with residents and what I have come to understand is that the community seems split on this issue. It's not as clear, they all seem to understand we need to do something but they seem to be split on what they want to do about it. I will give the Board Members the opportunities to discuss their understanding of it and I think personally for me I think as we have done it in the past on issues where there is a fee or tax, call it whatever you want on residents we've asked residents to weigh in on it. I think my preference is to allow residents to have that opportunity, so I would ask the Board if they have any input.

Councilman Gerstner – Like I said in the beginning I don't believe government belongs in business, but we are in that and I think there should be ways we can control it, but we can't with this law. I have been here for all the others and when it's not overwhelmingly one way and it affects everybody in the town I think we should let the public decide because that's what it's about, so let the public decide what we should do.

Councilman Kowal – I would agree to a referendum. I've heard lots of comments from people that are both ways about it and I think something as important as this should go out for a referendum.

Councilman DeAngelo – Given the attitude of pros and cons for it, everybody's for it and everybody's against it I think the only way to really reasonably settle this would be a referendum.

Councilman Shuback – I have no comments.

Supervisor Sweeton – I think in light of that I would like to propose the following.

**#R2018-170 RESOLUTION FOR REFERENDUM – INTRODUCTORY LOCAL LAW
No.2 OF 2018 “CARRY OUT BAGS”**

Motion Supervisor Sweeton, seconded Councilman Gerstner to adopt a resolution, pursuant to Town Law Sections 92 and 94, that the Town Board place on the November 2018 General Election ballot the following Proposition:

“Shall the Warwick Town Board adopt and enact Introductory Local Law #2 of 2018, as amended on April 26, 2018, entitled “Carryout Bags” which imposes a five (5) cent fee for each carry bag provided by a business establishment to customer at the point of sale for transporting purchases?”

An abstract containing the Introductory Local Law #2 of 2018 has been submitted to the Town Board with the above proposed Proposition, as required by Town Law Sections 92.

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

Discussion: Supervisor Sweeton stated that’s what it will be we will let the people decide what he or she thinks is fair, those who are in favor of it can make their argument and those who oppose will have their opportunity. In a democracy I think it’s a good way to handle this kind of an issue. We’ve done it historically with two other occasions, one was PDR and one was the Community Preservation Fund. Both of those had impacts on different sectors of our community and I think we will take what the verdict of the public is and we will act upon it.

George Verno – Owner, Maskers Fruit Farms, Warwick, NY 10990 – Will there be an exemption for fresh produce?

Supervisor Sweeton – There is an exemption for produce bags. The tax is placed on the bag with handles at the point of sale for transporting the product.

George Verno – A garbage bag has handles.

Supervisor Sweeton - Is your bag dispensed at the point of sale? Or is your bag presented when your customer enters the farm?

George Verno – When they enter.

Supervisor Sweeton – Then you would be exempt as we interpret the law.

George Verno – I think produce should be exempt because the juice from the meat will soil and contaminate it.

Supervisor Sweeton – Well the law exempts bags without handles that produce is put into and meat is put in at the grocery store or any other store.

George Verno – At the grocery store they have prepacked bags of apples and grapes with handles.

Supervisor Sweeton – That is not provided at point of sale.

George Verno – Ok.

Supervisor Sweeton – That's our position.

Sherrie Debrigh – I would like to suggest that we look at the bigger picture and the environment and the reason we are here tonight is to see who cares about Warwick, the world and the country and to make a statement. Unfortunately, we have to put a fee on bags to make people think about the problem. This is just the beginning and I'm sure you've read what is going on globally about the plastic and how it's ruining the water and our planet. I think you should put something into the referendum pointing in that direction.

Supervisor Sweeton – The referendum will be as presented, so the law has been crafted with a lot of input from people on both sides of it. It will be the law that will be presented in the referendum.

Attorney Myrow – The proposition that is actually placed on the ballot has to essentially be neutral shall it go forward we will take a particular action and set forth what the action is and we will provide detail which is the abstract and in this case the text of the local law. Otherwise the proposition it to remain neutral and it's supposed to set forth what your choice is shall we or shall we not. In this case its in November and there's a lot of time to educate the public to what is necessary or not necessary depending on your point of view.

Christy Erfer – Thank you for all the work and research that you did. I've never been a part of something like this before, so basically its going to be put before the public and they vote on it.

Supervisor Sweeton – On your November ballot you are going to vote for this it will be congressman, state senator, assemblyman and there will be a ballot proposition and you will be able to vote, it whether the Town Board adopts, so if you're in favor of it you vote yes and if not, you vote no. There are members here who were involved in the CPF effort and the PDR effort so they understand campaign if that's what someone wants to launch to advocate one side or the other.

Christy Erfer – The Advertiser put forth the question and the question wasn't how you feel about plastic bags it wasn't weather you want to get rid of them in the environment it was do you want to pay. I'm hoping that however it's worded in the referendum just doesn't go to that point.

Supervisor Sweeton – It's going to be as we said, but the law will be there for people to see. I think in all of the recent testimony I heard and the people I talked to and everybody sort of said we should do something or at least argue about what to do, whether the supermarket

should keep the money or whether we should go to paper bags. Everybody had a different opinion and I think we are going to see and I hope we will see the true democracy where you get to express your opinion whether you buy into the greater issue, which is we should be doing something about this. On Operation Clean Sweep I did Sanfordville Road from my house to the end of the school and I picked up 12 bags from a grocery store just on my little stretch of road. Clearly, they are there, they are out there and that's just a little piece of the road, but it is an issue and we all understand that but our responsibility is to everyone in the town and to take their opinions which rightly or wrongly they are entitled to. We did listen to that and I would say we didn't really, at least I didn't I don't think the others did put a lot of faith in the Advertiser poll. You're going to get what you get with it, it wasn't scientific in anything, but quite literally it was slightly in my personal experience it was slightly in favor in the people I spoke to when I took the numbers. That just tells me people are sort of conflicted about it.

Christy Erfer - I think the fee is the issue.

Supervisor Sweeton – I'm sure it is.

Councilman DeAngelo – A lot of people think that it is a tax.

Supervisor Sweeton – In a lesson from the Community Preservation Fund was an advice because I was very much in favor of it, was don't run away from the issue that it's viewed as a tax by some people because then you automatically put them on a defensive position. You explain, in my mind, the benefit of it, so we are going to do our greater good here and you will sway people some.

Christy Erfer – As it's presented the referendum if it's voted down does that mean it's over? Or can you come back and say there's a ban? Is that a possibility?

Supervisor Sweeton – Personally I'm not in support of a ban, because a ban leads to a lot of other different things. A ban leads to paper bags which you heard some people say why don't we do paper bags, well environmentally it's not friendly to use paper bags and the supermarkets hate it because it costs more money. I don't think that's the solution. I don't want to speculate, lets see what the public has to say in a true broader sense.

Christy Erfer – Ok, thank you.

Mary Makofske – I want to thank you for all that you do. I know it's really complicated and that's my concern. This is a really complicated issue the bill which you've worked on so hard to take all of these things into consideration is complicated. I'm concerned the people will vote on this will not really understand. I think the hearings that we've had we've had questions come up that are quite obviously in the bill, so I'm really concerned that this is such a complicated issue that people are not going to get their heads around it easily. It has taken you folks a long time to work on it. I'm just very concerned about that and I wish you had taken the action and were doing it yourselves, but since we are going to do the referendum of course we will work on it, of course we will work on educating the public that why this is

really, really important. I do think this is going to be difficult and I think something really needs to be done and I think it's a case where we would have like to see some government action but we'll work on it. Thank you for all you have done.

Supervisor Sweeton – You're welcome.

Julia Calderon – Let's say the referendum does pass the law is it necessary at that point to have a 180-day implementation period because this is not a ban. This is a fee, so the supermarkets don't have to go through their stock they will still be able to sell and use it. If the election is in the beginning of November how about the first of the year then implement it?

Supervisor Sweeton – No, the supermarkets when I talked to the gentleman from the association they wanted a minimum of 60-90 days, so I think we need to give them adequate time. If election day is November 7th or 8th whatever it is that puts you in the beginning of May.

Julia Calderon – Or maybe sooner 90 days right.

Supervisor Sweeton – Or April, so your hitting Earth Day.

Julia Calderon – November, December, January.

Supervisor Sweeton – And February 180 days.

Julia Calderon – 180 days would put you here.

Supervisor Sweeton – It's just the way the law reads. At this point that's how it's being presented. That's what the resolution has, so you're looking at April and you're looking at Earth Day.

Julia Calderon – Every half a year is another 6 million bags.

Supervisor Sweeton – I understand that.

Julia Calderon – I just wanted to point out that in the end everybody will benefit. Like Mary said people don't understand the issue, but the issue is the planet and who wouldn't benefit having a planet to pass onto their children. I hope that the public will understand that.

Supervisor Sweeton – That will be the opportunity for people to make that case. We will work to ask the papers to make sure that the full law is printed so that people can actually see all the components of the law. I don't think we would advocate one way or the other, but we would certainly make sure that people are aware that this is a law that you are going to be voting on and understand it.

Julia Calderon – Understand what the purpose really is.

Supervisor Sweeton – Correct.

Julia Calderon – Thank you very much.

Supervisor Sweeton – Thank you, Julia by the way who probably has worked the longest and hardest on this, so thank you for all of that.

Geoff Howard - There has been a lot of talk that this is a tax and this is not what a tax does. In CPF people couldn't say I just sold my house and I'm choosing not to pay the tax. Nobody has to pay this tax, nobody. If you choose to take a plastic bag you pay 5-cents. If you bring a reusable bag you pay nothing. The purpose is not to get people to pay for plastic bags. I know you can't choose not to advocate one side or the other, but I would ask you whenever you hear a constituent say I don't like this tax say well don't pay it. You don't have to pay it, we don't want you to pay it, we never wanted you to pay it, we wanted you to use instead of 11 carry out yellow bags we want you to use 2 or 3 reusable bags. It's easier for you and it's easier for them. It's not a tax.

Supervisor Sweeton – I think the Board can answer those questions because whenever I've had someone say to me because they give you all of the arguments and I give them the answers and I think we are aware and are trying to do that.

Councilman Shuback – If they go to a restaurant and they give you a Styrofoam container to take leftover food home how are we going to handle that? Also, at least a dozen people said to me if they charge for plastic then they will either go to Shop Rite in Middletown or Chester.

Supervisor Sweeton – I understand that's some argument.

Councilman Shuback – A few people have told me that.

Supervisor Sweeton – I have heard that too, but the grocery stores locally clearly don't feel that's going to happen because they are supportive of the law.

Geoff Howard – Someone is basically saying I could buy a reusable bag but I'm not going to do that I prefer to drive to Middletown so I can continue to use plastic bags. Some people may do that. The idea is not to drive 11 million bags out of the system, the idea is to drive 7,8 or 9 million bags out of the system and if people go to Middletown I can live with that. You're never going to close every single loop hole, but again it's that issue over tax that bothers me. Tax evokes an emotional response and this is not a tax, it's a payment you can chose to make or not.

Councilman DeAngelo – That's your point of view, but some people consider it a tax and you have to understand that Geoff.

Geoff Howard – Just as you can say it's a voluntary tax. That's a really different kind of tax I would put out there. Thank you.

Supervisor Sweeton – Thank you Geoff.

George Verno – It would cost more money to drive to Middletown then to pay for 3 or 4 bags.

Councilman Shuback – They are going to the doctors in Middletown anyway and I'm talking about people who are retired.

Bill Greene – I would like to thank the Town Board for looking at this for so long and I would like you to consider your responsibility to the voters and ask you to actually get out and share your expertise with the voters. If the Town Board disappears on this and it is such a complicated issue and you guys have worked on for so long. My opinion is that the voters need to hear from you and this is a tricky issue not an easy issue, but it's an issue where you are moral leadership could come to play. You've looked at this, you've talked to supermarkets, you've figured out how to do this the best possible way for this town, you're saying you don't know whether this is such a good thing for me to make this decision, but you guys have the expertise. I would urge you to go out there and say I looked at this issue. How many people know that the supermarkets are involved, how many people know that the paper bags are worse then the plastic bags, how many people understand that there are exemptions so that the produce won't be an issue, how many people know that the purpose of this is to reduce the amount of plastic bags that are just thrown out there. You guys have looked at this and you guys have actually done the duty of people who are representing the people. I would hope that you can get out there and share your wisdom as opposed to say ok let the people find out about it and let ignorance rant.

Supervisor Sweeton – Again, let me clarify by putting this to a referendum this is not about washing your hands and say let the people fight it out. This is an issue of asking the entire Town of Warwick Residents to weigh in on what we consider an important issue that we spent a lot of time on, so I want to be clear about that. Whatever position we individually take on this I have complete faith and trust in the people of Warwick, ok so I trust that they will make the right decision.

Bill Greene – I urge you guys to share your wisdom because you have looked into it much more then the general public has and you guys have really crafted something that was way different from where you started out. You put a lot of work into it and you realized it was an issue and your putting it on a referendum, so as the leaders who have done this I would encourage you publicly or privately or whatever way you choose to share with the people who look to you for leadership, your wisdom.

Supervisor Sweeton – Thank you.

Councilman Shuback – You talk about plastic, you get your milk in either a quart or 2 quarts or a gallon in plastic containers that's going to be the next issue because I've been told that for the last 2 or 3 weeks.

Supervisor Sweeton – Ok, I appreciate your comment.

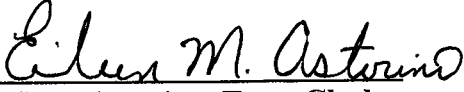
BILLS: Motion Councilman Gerstner, seconded Councilman DeAngelo to pay the bills as audited. Motion Carried (5 ayes, 0 nays)

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 (5 ayes, 0 nays) 8:11 p.m.

05-08-18 CP.


Eileen Astorino, Town Clerk

Date: 05/09/2018
 Time: 1:04:32PM

Selective Check Register

TOWN OF WARWICK

Including all check statuses

For Bank Id ST and Check Date from 05/09/2018 to 05/09/2018

User: ANA
 Page: 1

BANK ID	CHECK #	STATUS	VENDOR #	VENDOR NAME	CHECK DATE	RECONCILE / VOID DATE	AMOUNT EFT
ST	050596	O	284 AGGREG	284 AGGREGATES, LLC.	05/09/2018		196.35
ST	050597	O	ADMIT COMP	IMPACT (ADMIN COMPUTER SERVICES)	05/09/2018		16,661.00
ST	050598	O	AGL0000000	AGL WELDING SUPPLY CO. INC	05/09/2018		316.40
ST	050599	V	ALTEVA TEL	WVT	05/09/2018		0.00
ST	050600	O	ALTEVA TEL	WVT	05/09/2018		2,822.13
ST	050601	O	BEACON GRA	BEACON GRAPHIC LLC	05/09/2018		86.40
ST	050602	O	BLUSTEIN,S	BLUSTEIN, SHAPIRO, RICH & BARRONE, LLP	05/09/2018		5,522.88
ST	050603	O	BOLLENBACH	JOHN D. BOLLENBACH, ESQ.	05/09/2018		1,240.00
ST	050604	O	CABLEVISIO	OPTIMUM	05/09/2018		84.84
ST	050605	O	CHRYSLERJE	CHRYSLER, JEEP, DODGE OF WARWICK LLC	05/09/2018		3,667.15
ST	050606	O	CORSITIRE0	CORSI TIRE	05/09/2018		3,832.42
ST	050607	O	CROVER,JEN	JENNIFER L. CROVER	05/09/2018		19.00
ST	050608	O	CSEA-BENIF	CSEA EMPLOYEE BENEFIT FUND	05/09/2018		10,263.68
ST	050609	O	ENV. CONSU	ENVIRONMENTAL CONSULTANTS	05/09/2018		25,121.23
ST	050610	O	FINK000000	ROBERT W. FINK, ESQ.	05/09/2018		637.50
ST	050611	O	FLEET.PRID	FLEETPRIDE	05/09/2018		1,021.86
ST	050612	O	FREED.PAUL	PAUL & EVA FREED	05/09/2018		500.00
ST	050613	O	G AND T000	G AND T AUTO PARTS INC.	05/09/2018		3,467.81
ST	050614	O	GLENCO SUPP	GLENCO SUPPLY INC.	05/09/2018		693.84
ST	050615	O	GLOBAL MON	GLOBAL MONTELLO GROUP CORP.	05/09/2018		2,993.71
ST	050616	V	GREENW/DPW	GREENWOOD TRUE VALUE- DPW	05/09/2018		0.00
ST	050617	O	GREENW/DPW	GREENWOOD TRUE VALUE- DPW	05/09/2018		387.12
ST	050618	O	GURDA OIL0	GURDA OIL CO., INC.	05/09/2018		735.00
ST	050619	O	HOMETOWN P	HOMETOWN PET AND SUPPLY	05/09/2018		406.40
ST	050620	O	HOWELL LAN	ROBERT HOWELL LANDSCAPING	05/09/2018		1,750.00
ST	050621	O	HUDSONTRAC	HUDSON RIVER TRACTOR CO., LLC	05/09/2018		284.29
ST	050622	O	HUMANE SOC	WARWICK VALLEY HUMANE SOCIETY	05/09/2018		8,808.34
ST	050623	O	HUNTER ELE	HUNTER ELEVATOR CO., INC.	05/09/2018		213.41
ST	050624	O	INTER.WAST	INTERSTATE WASTE SERVICE	05/09/2018		395.40
ST	050625	O	J.K.DEVELO	J.K. DEVELOPMENT CORP.	05/09/2018		1,500.88
ST	050626	O	JACOBOWITZ	JACOBOWITZ & GUBITS, LLP	05/09/2018		14,183.15
ST	050627	O	KAYTES0000	LEO KAYTES FORD INC.	05/09/2018		597.92
ST	050628	O	KRYSTAL CL	KRYSTAL KLEANING LLC	05/09/2018		3,400.00
ST	050629	O	LOCHNER EN	LOCHNER ENGINEERING, P.C.	05/09/2018		15,335.40
ST	050630	O	LOG.CHIIPS.	LOG CHIPS	05/09/2018		1,502.53

Date: 05/09/2018
Time: 1:04:32PM

Selective Check Register

User: ANA
Page: 2

TOWN OF WARWICK

Including all check statuses

For Bank Id ST and Check Date from 05/09/2018 to 05/09/2018

BANK ID	CHECK #	STATUS	VENDOR #	VENDOR NAME	CHECK DATE	RECONCILE / VOID DATE	AMOUNT EFT
ST	050631	O	MALOTA,J.	J. MALOTA	05/09/2018		50.00
ST	050632	O	MCDONALDW.	WILFRED MACDONALD, INC.	05/09/2018		24.43
ST	050633	O	MCKELVEY C	SJA TECHNOLOGIES GROUP, LLC	05/09/2018		8,715.20
ST	050634	O	MIDNITEAU	MIDNITE AUTO PARTS	05/09/2018		299.93
ST	050635	O	NY COMM000	NEW YORK COMMUNICATIONS COMPANY	05/09/2018		3,293.00
ST	050636	O	ORANGE MUN	ORANGE COUNTY MUNICIPAL PLANNING FEDERATION	05/09/2018		30.00
ST	050637	O	ORANGE/ROC	ORANGE AND ROCKLAND UTILITIES	05/09/2018		8,736.61
ST	050638	O	PENNN000000	H.O. PENN MACHINERY CO.,	05/09/2018		2,917.06
ST	050639	O	PINE BUSH0	PINE BUSH EQUIPMENT CO,INC	05/09/2018		4,080.80
ST	050640	O	RESERVEACT	RESERVE ACCOUNT	05/09/2018		5,000.00
ST	050641	V	ROE0000000	ROE BROTHERS	05/09/2018		0.00
ST	050642	O	ROE0000000	ROE BROTHERS	05/09/2018		18,295.61
ST	050643	O	SCHMICK SU	SCHMICK SURVEYING, INC.	05/09/2018		2,400.00
ST	050644	O	SEELY00000	SEELY & DURLAND, INC.	05/09/2018		3,011.00
ST	050645	O	SOLARCITY.	SOLAR CITY	05/09/2018		50.00
ST	050646	O	SWIFTRREACH	SWIFTRREACH NETWORKS, INC.	05/09/2018		378.78
ST	050647	O	TETZ000000	E. TETZ & SONS INC.	05/09/2018		891.00
ST	050648	O	TILCON0000	TILCON NEW YORK, INC.	05/09/2018		846.97
ST	050649	O	TRACK7.POS	TRACK 7 POSTAL CENTER	05/09/2018		53.51
ST	050650	O	TRISTATEPA	TRI-STATE PAPER & CLEANING SUPPLY	05/09/2018		163.00
ST	050651	O	WADESONS00	WADESON'S HOME CENTER	05/09/2018		259.25
ST	050652	O	WARWICK AU	WARWICK VALLEY AUTO BODY INC	05/09/2018		150.00
ST	050653	O	WARWICK LI	WARWICK LIONS CLUB	05/09/2018		175.00
ST	050654	O	WARWICK PB	TOWN OF WARWICK PBA, INC.	05/09/2018		2,437.50
ST	050655	O	WARWICK RE	WARWICK GENERAL RENTAL	05/09/2018		374.00
ST	050656	O	WB MASONCO	W.B. MASON CO., INC.	05/09/2018		320.28
Bank ID:	ST	Name:	STERLING NATIONAL BANK	Checking Account #:	6700102910	Bank ID Totals:	191,600.97
Report Totals:							191,600.97

To the Supervisor:

I certify that the vouchers listed above were audited by the Town Board on 5-8-18 and allowed in the amounts shown. You are hereby authorized and directed to pay to each of the claimants the amount opposite the name.

5-10-18
Date E. L. M. Antonio
Town Clerk