

RESOLUTION

NUMBER 119-20

(AUTHORIZE THE TOWN SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE WESTCHESTER COUNTY EXECUTIVE FOR A PAYMENT EXTENSION FOR QUALIFYING TAXPAYERS)

WHEREAS, Governor Cuomo issued Executive Order No. 202.22 on April 20, 2020; and

WHEREAS, this Executive Order allows the Town Supervisor to enter into an Agreement with the County Executive with respect to payments due to be paid to the County by the Town on May 25, 2020; and

WHEREAS, as part of this potential agreement, the Town would provide a payment extension period for qualifying taxpayers, which would allow them to pay their taxes by July 15th without incurring penalties; and

WHEREAS, to qualify for this payment extension period, taxpayers must (i) meet the requirements of a certification form provided by Westchester County; and (ii) submit the certification form and payment to the Tax Receiver's office no later than July 15, 2020; and

WHEREAS, taxpayers who do not qualify for the payment extension period are subject to the following reduced penalty schedule as approved by the Westchester County Board of Legislators: May: 0.5%; June-July 15th: 1.0%; July 16th-July 31st: 5.0%; and August and September: 7.0%; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor is authorized to enter into an agreement with the Westchester County Executive for a reduction in taxes to be paid to the County by May 25, 2020 in exchange for a payment extension for qualifying taxpayers.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUÉ ROSE SHATZKIN
TOWN CLERK**

**Adopted May 12, 2020
At a Regular Meeting
Held via Zoom**

RESOLUTION

NUMBER 120-20

(AUTHORIZE THE TOWN SUPERVISOR TO ENTER INTO A MODIFIED PILOT AGREEMENT WITH ENTERGY)

WHEREAS, Entergy and its subsidiary entities (“Entergy”) own Indian Point Energy Center (“Indian Point”); and

WHEREAS, Entergy is in the process of shutting down the nuclear reactors at Indian Point and transferring the property to Holtec International (“Holtec”) for decommissioning; and

WHEREAS, there were two active nuclear reactors on the property known as IP2 and IP3; and

WHEREAS, Entergy shut down IP2 on April 30, 2020, and plans to shut down IP3 in 2021; and

WHEREAS, pursuant to the current Payment in Lieu of Taxes (“PILOT”) Agreement, the payments for a shutdown nuclear reactor decrease by 30% in the first year after shut down and then another 30% in the second year after shutdown; and

WHEREAS, Entergy has agreed to a modified PILOT, wherein payments for a nuclear reactor would decrease by 25% in the first year after shut down and then another 25% in the second year after shutdown; and

WHEREAS, the Town Board determines that this modified agreement benefits the Town since it increases the Town’s revenues and provides stability;

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor is authorized to enter into a modified PILOT Agreement with Entergy, which would result in increased revenues for the Town compared to the current PILOT agreement.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUÉ ROSE SHATZKIN
TOWN CLERK**

**Adopted May 12, 2020
At a Regular Meeting
Held via Zoom**

RESOLUTION

NUMBER 121-20

**(AUTHORIZING THE SETTLEMENT OF A
TAX CERTIORARI TERRY AND PAULA CHABROWE)**

WHEREAS, Terry and Paul Chabrowe filed a tax certiorari for the years 2018, 2019 and 2020; and

WHEREAS, after discussions and review with the Town Assessor it was deemed that a reduction in the roll would be appropriate; and

WHEREAS, it is necessary to review and approve this reduction;

NOW, THEREFORE, BE IT RESOLVED, that the Town Attorney be and hereby is authorized to execute a Consent Judgment and Stipulation of Settlement with respect to the above referenced tax certiorari proceedings as follows:

Tax Map No.: 67.20, Block 1, Lot 3

<u>Assess.</u>	Assessed Valuation		<u>Amount of</u>
<u>Year</u>	<u>Reduced From</u>	<u>Reduced To</u>	<u>Reduction</u>
2018	\$33,000	\$21,860	\$11,140
2019	\$33,000	\$15,990	\$17,010
2020	\$33,000	\$15,680	\$17,320

BE IT FURTHER RESOLVED, that upon approval of the Justice of the Supreme Court, all appropriate steps will be taken by the appropriate Town Officials to effectuate the changes herein.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUÉ ROSE SHATZKIN
TOWN CLERK**

**Adopted May 12, 2020
At a Regular Meeting
Held via Zoom**

RESOLUTION

NUMBER 122-20

**(AUTHORIZING THE SETTLEMENT OF A
TAX CERTIORARI CORTLANDT TOWN CENTER LLC)**

WHEREAS, Cortlandt Town Center LLC filed a tax certiorari for the year 2019/2020;
and

WHEREAS, after discussions and review with the Town Assessor it was deemed that a reduction in the roll would be appropriate; and

WHEREAS, it is necessary to review and approve this reduction;

NOW, THEREFORE, BE IT RESOLVED, that the Town Attorney be and hereby is authorized to execute a Consent Judgment and Stipulation of Settlement with respect to the above referenced tax certiorari proceedings as follows:

Tax Map No.: 24.10, Block 1, Lot 1

<u>Assess.</u>	<u>Assessed Valuation</u>		<u>Amount of</u>
<u>Year</u>	<u>Reduced From</u>	<u>Reduced To</u>	<u>Reduction</u>
5/1/2019	\$575,257	\$520,295	\$54,962
5/1/2020	\$575,257	\$486,690	\$88,567

Tax Map No.: 24.10, Block 1, Lot 1.2

<u>Assess.</u>	<u>Assessed Valuation</u>		<u>Amount of</u>
<u>Year</u>	<u>Reduced From</u>	<u>Reduced To</u>	<u>Reduction</u>
5/1/2019	\$ 70,650	\$ 63,900	\$ 6,750
5/1/2020	\$ 70,650	\$ 59,770	\$10,880

Tax Map No.: 24.10, Block 1, Lot 2

<u>Assess.</u>	<u>Assessed Valuation</u>		<u>Amount of</u>
<u>Year</u>	<u>Reduced From</u>	<u>Reduced To</u>	<u>Reduction</u>
5/1/2019	\$ 41,250	\$ 37,305	\$ 3,945
5/1/2020	\$ 41,250	\$ 34,900	\$ 6,350

Tax Map No.: 24.10, Block 1, Lot 3

<u>Assess.</u>	<u>Assessed Valuation</u>		<u>Amount of</u>
<u>Year</u>	<u>Reduced From</u>	<u>Reduced To</u>	<u>Reduction</u>
5/1/2019	\$804,793	\$727,900	\$ 76,893
5/1/2020	\$804,793	\$680,890	\$123,903

BE IT FURTHER RESOLVED, that upon approval of the Justice of the Supreme Court, all appropriate steps will be taken by the appropriate Town Officials to effectuate the changes herein.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUÉ ROSE SHATZKIN
TOWN CLERK**

**Adopted May 12, 2020
At a Regular Meeting
Held via Zoom**

RESOLUTION

NUMBER 123-20

**(SUPPORTING REQUEST FOR INDIAN POINT SETTLEMENT
FUNDS BE USED FOR HOST COMMUNITITIES)**

WHEREAS, as part of the settlement of the litigation to close Indian Point, Entergy agreed to fund \$15,000,000.00 for use on environmental projects; and

WHEREAS, said funds are to be distributed by Entergy as directed by NYS and the Riverkeeper; and

WHEREAS, a proposal has been put forth to use the funds for the economic development and stabilization of the affected communities of Buchanan, Cortlandt and the Hendrick Hudson School District;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board calls upon Entergy, NYS and the Riverkeeper to utilize said \$15,000,000.00 for the economic development/stabilization of the affected communities; and

BE IT FURTHER RESOLVED, that the Town Clerk shall forward this resolution to all of the affected communities.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUE ROSE SHATZKIN
TOWN CLERK**

**Adopted May 12, 2020
At a Regular Meeting
Held at Town Hall**

RESOLUTION

NUMBER 124-20

RE: (IN SUPPORT OF THREE BILLS UNDER CONSIDERATION IN THE NEW YORK STATE SENATE AND ONE BILL IN THE NEW YORK STATE ASSEMBLY AFFECTING THE SHUTDOWN OF INDIAN POINT)

WHEREAS, Senator Peter Harckham and Assemblywoman Sandra Galef have introduced bills of vital importance to the closure of Indian Point and its impact on the Town of Cortlandt;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Cortlandt does hereby support NYS Senate Bill S8154 regarding amending the public service law, in relation to providing for decommissioning oversight boards for nuclear power plants in New York State; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Cortlandt does hereby support NYS Senate Bill S7846 regarding amending the labor law and the public service law in relation to establishing requirements for the transfer, sale, lease, and any decommissioning activities of the Indian Point Nuclear Power Plant; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Cortlandt does hereby support NYS Senate Bill S8075 regarding amending the real property tax law in relation to including certain spent nuclear fuel within the definition of real property; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Cortlandt does hereby support NYS Assembly Bill A10236 regarding amending the public service law, in relation to providing for decommissioning oversight boards for nuclear power plants in New York State; and

BE IT FURTHER RESOLVED, that the Town Clerk shall forward this resolution to Senator Peter Harckham, Assemblywoman Sandra Galef,

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUÉ ROSE SHATZKIN
TOWN CLERK**

**Adopted on May 12, 2020
at a Regular Meeting
held via Zoom**

RESOLUTION

NUMBER 125-20

RE: (AUTHORIZE EXTENSION OF CONTRACT ADMINISTRATION AND SPECIAL INSPECTION SERVICES FOR TE 2019.03, “CHARLES J. COOK POOL – PROPOSED BATH HOUSE RECONSTRUCTION”)

WHEREAS, the Town Board Resolution 277-19 authorized the Charles J. Cook Pool Proposed Bath House Reconstruction and associated contracts for construction administration and special testing services.

WHEREAS, additional funds in the combined amount of Sixty Thousand Dollars (\$60,000) is being requested to extend said services.

NOW, THEREFORE, BE IT RESOLVED, that the Department of Technical Services is authorized to extend the contract administration services of Special Testing Laboratories, Inc., at a cost not to exceed Thirty-Five Thousand Dollars (\$35,000.00).

BE IT FURTHER RESOLVED, that the Director of Technical Services is hereby authorized to extend the contract for consulting services related to construction administration with Bar Down Studio, 257B Main Street, Beacon, NY 12508 at a cost not to exceed Twenty-Five Thousand Dollars (\$25,000.00).

BE IT FURTHER RESOLVED, that the Town Comptroller is hereby authorized to amend the budget accordingly.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUÉ SHATZKIN
TOWN CLERK**

**Adopted on May 12, 2020
at a Regular Meeting
Held via Zoom**

RESOLUTION

NUMBER 126-20

(RE: AUTHORIZE ENHANCEMENT TO THE RTA FLEET MANAGEMENT SOFTWARE PROGRAM FOR AUTO PARTS INVENTORY AND DIESEL FUEL)

WHEREAS, the Town Board previously authorized the director to enter into a contract with RTA Fleet Management Software on May 17, 2011 by Town Board Resolution 153-11; and

WHEREAS, the Director of DES had determined in coordination with his mechanics and garage staff that it would be necessary to have additional capabilities added to the RTA Fleet Management software that will include a diesel fuel monitoring module and an auto and truck parts inventory module allowing the ability to scan and print labels for inventory purposes; and

WHEREAS, the ongoing annual costs for these services from RTA are anticipated to be approximately \$2,300.00 annually and a one time cost of \$1,800.00 for the necessary equipment;

NOW THEREFORE BE IT RESOLVED, that the Director of DES is hereby authorized to proceed with the purchase and installation of additional features to the existing RTA Fleet Management software system at an annual cost of approximately \$2,300.00 per year and purchase the necessary equipment for \$1800.00.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUÉ ROSE SHATZKIN
TOWN CLERK**

**Adopted on May 12, 2020
At a Regular Meeting
Held via Zoom**

RESOLUTION

NUMBER 127-20

(RE: AUTHORIZE THE PURCHASE OF HVAC EQUIPMENT FOR THE COURT CLERKS OFFICE IN THE TOWN OF CORTLANDT TOWN HALL)

WHEREAS, the Director of Environmental Services has determined an essential need to replace the existing HVAC system in the Court Clerks office area; and,

WHEREAS, the Director of Environmental Services has estimated the cost of replacement to be approximately \$10,000 for the new equipment;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Cortlandt authorizes the Director of Environmental Services, together with the Purchasing Director, to order this equipment in accordance to General Municipal Law purchasing procedures at a cost not to exceed \$10,000; and

BE IT FURTHER RESOLVED, the Supervisor is hereby authorized to execute the contract documents; and

BE IT FURTHER RESOLVED, that the Comptroller is hereby authorized to amend the budget with respect to the above.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUÉ SHATZKIN
TOWN CLERK**

**Adopted on May 12, 2020
at a Regular Meeting
held via Zoom**

RESOLUTION

NUMBER **128-20**

(RE: AUTHORIZE THE REPAIR OF THE LIGHTENING PROTECTION SYSTEM AT THE JACOBS HILL WATER STORAGE TANK.)

WHEREAS, upon inspection by the Department of Environmental Services the Lightning Protection Cable System requires immediate repair/replacement; and,

WHEREAS, the repairs shall be made in accordance with all AWWA standards and building codes of the State of New York; and,

WHEREAS, the Department solicited quotes from SBA Network Services from Boca Raton, Fl for \$5,400.00, Statewide Aquastore from East Syracuse, NY for \$8,236 and North East Towers from Farmington , CT for \$5,919;

NOW, THEREFORE, BE IT RESOLVED, that SBA Network Services from Boca Raton, Fl is authorized to proceed with the emergency repair at the not to exceed price of \$5,400; and

BE IT FURTHER RESOLVED, that the Comptroller is authorized to amend the 2020 budget to fund the repairs, as appropriate.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUÉ ROSE SHATZKIN
TOWN CLERK**

**Adopted on May 12, 2020
at a Regular Meeting
Held via Zoom**

RESOLUTION

NUMBER 129-20

RE: (IN SUPPORT OF A CAR PARADE BEING ORGANIZED BY HENDRICK HUDSON STUDENTS)

WHEREAS, in these trying times of the COVID-19 Pandemic, a group of Hendrick Hudson students have expressed their desire to hold a socially distant, car-based parade in solidarity with the community on June 6, 2020; and

WHEREAS, Walter Panas has expressed the same sentiments and desire;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Cortlandt supports the students of Hendrick Hudson, Walter Panas, and any other school in the district who so desires to participate.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROU SHATZKIN
TOWN CLERK**

**Adopted on May 12, 2020
at a Regular Meeting
Held via Zoom**

RESOLUTION

NUMBER 130-20

RE: (APPOINT LINDSEY LUPOSELLO TO THE TITLE OF SENIOR YOUTH AIDE IN ACCORDANCE WITH WESTCHESTER COUNTY CIVIL SERVICE)

WHEREAS, Ms. Lindsey Luposello has been working in the title of Senior Youth Aide on a provisional basis; and

WHEREAS, Ms. Luposello has taken the exam for the title of Senior Youth Aide; and

WHEREAS, Westchester County Civil Service has requested that Ms. Luposello be appointed from the certified list; and

WHEREAS, the Town Board has agreed to said request; and

NOW, THEREFORE, BE IT RESOLVED, that Ms.Lindsey Luposello of 28 Mountain Side Trail, Cortlandt Manor, NY be and hereby is appointed to the title of Senior Youth Aide from the Civil Service list. Ms. Luposello will not have a change in salary and will serve a one year probation period.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUE ROSE SHATZKIN
TOWN CLERK**

**Adopted on May 12, 2020
at a Regular Meeting
held via Zoom.**

RESOLUTION

NUMBER 131-20

RE: (APPOINT ELVIA SINCHI TO THE TITLE OF OFFICE ASSISTANT - (AUTOMATED SYSTEMS) FROM THE WESTCHESTER COUNTY CIVIL SERVICE)

WHEREAS, Ms. Elvia Sinchi has been working in the title of Administrative Intern in the Office of the Town Supervisor; and

WHEREAS, Ms. Elvia Sinchi has taken the exam for the title of Office Assistant - Automated Systems; and

WHEREAS, the Town Supervisor would like to appoint Ms. Elvia Sinchi from the Civil Service list; and

WHEREAS, the Town Board has agreed with this request; and

NOW, THEREFORE, BE IT RESOLVED, Ms. Elvia Sinchi of 286 Bleakley Avenue, Buchanan, NY be and hereby is appointed to the title of Office Assistant (Automated Systems) from the Civil Service List. Ms. Sinchi is subject to a one year probation period. Ms. Sinchi will be paid WC 4- Step 1 \$45,919.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUÉ ROSE SHATZKIN
TOWN CLERK**

**Adopted on May 12, 2020
at a Regular Meeting
held via Zoom**

RESOLUTION

NUMBER 132-20

**RE: (APPOINT WAYNE SMITH AS A SEASONAL INTERN IN THE OFFICES OF
THE COMPTROLLER, TOWN CLERK AND ASSESSOR)**

NOW, THEREFORE, BE IT RESOLVED, Wayne Smith is appointed to the position of seasonal intern in the Office of the Town Comptroller and Town Clerk and Office of the Town Assessor. Mr. Smith will be paid an hourly rate of pay of \$13.50 and he will work from May 12, 2020 - August 24, 2020..

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUÉ ROSE SHATZKIN
TOWN CLERK**

**Adopted on May 12, 2020
at a Regular Meeting
Held via Zoom**

RESOLUTION

NUMBER 133-20

**ORDER CALLING PUBLIC HEARING
FOR THE INCREASE OF IMPROVEMENTS FOR THE
DICKERSON POND SEWER DISTRICT**

WHEREAS, the Dickerson Pond Sewer District was previously formed by the Town Board and includes the properties known as Valeria; and

WHEREAS, Sewer service has been provided by the Valeria Sewerage Works Corporation currently owned by Toll Brothers; and

WHEREAS, the Sewerage Works was offered for sale to a private third party; and

WHEREAS, the Homeowners Association requested that the Dickerson Pond Sewer District acquire the Sewerage Works and operate it on behalf of the 227 property owners; and

WHEREAS, there is no projected increase in cost per unit remaining at \$120. per month; and

WHEREAS, the cost of acquisition is \$1,850,000. to be paid by the issuance of Serial Bonds on behalf of the Sewer District;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board will conduct a Public Hearing on July 21, 2020 at 7:00 p.m. to consider acquiring the Valeria Sewerage Works Corporation for \$1,850,000. on behalf of the Dickerson Pond Sewer District; and

BE IT FURTHER RESOLVED, that the purchase will be financed by the issuance of Serial Bonds in the amount of \$1,850,000.; and

BE IT FURTHER RESOLVED, that said Public Hearing will be held virtually if Executive Order 202 is still in effect or at 1 Heady Street, Cortlandt Manor, NY.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUÉ ROSE SHATZKIN
TOWN CLERK**

**Adopted May 12, 2020
At a Regular Meeting
Held via Zoom**

RESOLUTION

NUMBER 134-20

RE: (AUTHORIZE DIRECTOR OF TECHNICAL SERVICES TO EXTEND CONTRACT TE 2019-02 WITH ELQ INDUSTRIES “TOWN OF CORTLANDT REPAVING – 2019” WITH RESPECT TO YEAR 2020 PAVING LIST)

WHEREAS, Contract TE 2019.02 “Town of Cortlandt Repaving – 2019” contained a provision upon which by mutual agreement the Contractor and the Town of Cortlandt can extend through the end of the year 2020 paving season; and

WHEREAS, ELQ Industries, Inc. 567 5th Avenue, New Rochelle, NY 10801 was the lowest responsible bidder and was awarded Contract TE 2019.02 and has agreed to extend the contract through the end of year 2020 paving season; and

WHEREAS, the Town Board has received and filed the 2020 Paving List compiled by the Departments of Environmental and Technical Services recommending the following roads be paved;

1. Mount Airy Rd (portion) from Joseph Wallace Drive to Address #55
2. Lincoln Rd from Mt. Airy Rd to dead end.
3. Batten Rd from Route 129 to the Village of Croton line
4. Crugers Station Rd from Route 9A to Crugers Avenue
5. Crescent Hill Drive from Dogwood Rd to dead end
6. Brook Drive from Dogwood to dead end
7. Brook Place from Brook Drive to dead end
8. Carpenter Ave from Brook Drive to dead end
9. Raymond Street from Montrose Station Rd to dead end
10. Dyckman Drive from Lexington Ave to dead end
11. Frederick St (portion) from Elm St to Allen St
12. Montgomery Crossing from Bainbridge Rd to Overlook Ct
13. Overlook Court from dead end to dead end (across Montgomery Crossing)
14. Westchester Avenue from the Buchanan Village Line to 8th St.
15. Washington Street (portion) from Peekskill City Line to Boulder Drive
16. Washington Street (portion) from Watch Hill Rd to address #1518
17. Lake Street from Route 9A to the bus garage

; and

WHEREAS the cost of repaving the roads listed above as an extension of Contract TE 2019.02 was provided by ELQ at a cost of One Million Two Hundred Twenty-Eight Thousand Five Hundred Ninety-Four Dollars and Zero Cents (\$1,228,594.00); and

WHEREAS, the following roads have been added as alternates and may be paved if the

budget permits:

18. Westminster Drive from Watch Hill Rd to cul-de-sac
19. Parkway Drive from Route 6 to Route 6

; and

WHEREAS the cost of repaving the alternate roads listed above as an extension of Contract TE 2019.02 was provided by ELQ as Two Hundred Seventy-Eight Thousand, Two Hundred Seventy-Six Dollars and Zero Cents (\$278,276.00) and One Hundred Thirty-Nine Thousand Six Hundred Ninety-Nine Thousand and Zero Cents (\$139,699.00) respectively.

NOW THEREFORE BE IT RESOLVED, that Contract TE 2019.02 is hereby extended to ELQ Industries Inc., in the amount of One Million Two Hundred Twenty-Eight Thousand Five Hundred Ninety-Four Dollars and Zero Cents (\$1,228,594.00);) and that the Supervisor is hereby authorized to execute the Contract extension documents subject to review of the same by the Town Attorney.

NOW THEREFORE BE IT RESOLVED, an additional contingency of Fifty Thousand Dollars (\$50,000) has been authorized in the event of unforeseen field conditions.

BE IT FURTHER RESOLVED that a variance is hereby granted under Section 237-5 of the Town Code and performance and payment bonds may be accepted in lieu of the normally required Letter of Credit.

BE IT FURTHER RESOLVED, that this authorization includes the resurfacing of roadways in the Village of Croton, at the sole expense of the Village, upon mutual extent of both the Village of Croton and ELQ Industries in both quantity and scope.

BE IT FURTHER RESOLVED, that if all work in this contract is not completed by the contractor by October 1, 2020, the Town Board has the option to terminate the contract with ELQ Industries, Inc.

BE IT FURTHER RESOLVED, that the Town Comptroller is hereby authorized to amend the budget if necessary.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUÉ SHATKIN
TOWN CLERK**

**Adopted on May 12, 2020
at a Regular Meeting
Held via Zoom**

RESOLUTION

NUMBER 135-20

**(AUTHORIZING RETENTION OF CHAZEN ENGINEERING FOR
SITE PLAN INSPECTION AND CONSTRUCTION OVERSIGHT)**

WHEREAS, Pond View Commons was previously approved by the Planning Board for redevelopment of its site on Route 6; and

WHEREAS, the developer is willing to pay 50% of the cost of an independent engineering consultant to provide construction oversight to the project; and

WHEREAS, the use of an outside consultant would assist the workload of DOTS; and

WHEREAS, upon receipt by DOTS of a certification of completion from the consultants all certificates of occupancy, etc. will be issued by the regular town officials;

NOW, THEREFORE, BE IT RESOLVED, that the Chazen Companies be and hereby is retained as the town's engineering oversight consultant for the Pond View Commons project as well as the two remaining undeveloped lots on Flanders Lane; and

BE IT FURTHER RESOLVED, that before the consultant proceeds the Town Attorney shall obtain written agreement from the property owner to pay 50% of the costs, and the comptroller will receive a \$5,000.00 initial escrow deposit from the owner; and

BE IT FURTHER RESOLVED, that the consultant's supervision is in the place of and instead of town staff.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUÉ ROSE SHATZKIN
TOWN CLERK**

**Adopted May 12, 2020
At a Regular Meeting
held by Zoom**

RESOLUTION

NUMBER 136-20

(AUTHORIZE THE PURCHASE OF AERATORS FOR TWIN LAKES)

WHEREAS, the Town purchased land in the vicinity of Twin Lakes, and now owns approximately 65% of the Lake; and

WHEREAS, there are other residents that surround the Lake who have observed that the Lake has become green and fouled with an allergy bloom and are taking action to protect the Lake; and

WHEREAS, to combat this, these neighbors formed the Twin Lakes Homeowners Association of Cortlandt, Inc. ("HOA") and the HOA retained its own independent consultant; and

WHEREAS, the independent consultant has devised a treatment plan for the Lake which includes the addition of carp, subsurface aerators, and the addition of bacterial agents, dyes, and herbicides in conformance with the Department of Environmental Conservation's ("DEC") standards; and

WHEREAS, the neighbors in the HOA have committed to funding the independent consultant's fees, carp, chemicals, testing, cost of permits, and electric costs for the aerators; and

WHEREAS, the HOA approached the Town Board with a request for the Town to purchase four subsurface aerators; and

WHEREAS, the Town has funded aerators in other neighborhoods to help preserve the health and beauty of Cortlandt's abundant natural resources; and

WHEREAS, the Town Board determines that it is in the best interests of the residents of the Town to protect the Lake and the surrounding ecological system for its residents' use and enjoyment; and

NOW, THEREFORE, BE IT RESOLVED, that the Town is authorized to purchase four subsurface aerators as recommended by the independent consultant for Twin Lakes in an amount not to exceed \$10,000.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUE ROSE SHATZKIN
TOWN CLERK**

**Adopted May 12, 2020
At a Regular Meeting
Held via Zoom**

RESOLUTION

NUMBER 137-20

(AUTHORIZE THE TOWN SUPERVISOR TO PETITION THE FEDERAL GOVERNMENT TO INCLUDE DIRECT FUNDING FOR LOCAL GOVERNMENTS IN ITS NEXT FEDERAL STIMULUS PACKAGE)

WHEREAS, the Coronavirus (COVID-19) Pandemic has had a drastic effect on the entire United States, and in particular, the State of New York; and

WHEREAS, many individuals and businesses have experienced hardships; and

WHEREAS, the Federal Government has enacted stimulus packages which have provided funding with the goal of assisting individuals and small businesses; and

WHEREAS, local governments provide essential services to their residents, including, but not limited to, sanitation, road maintenance, and emergency medical services; and

WHEREAS, the Federal Government is contemplating passing another stimulus package, and there is an ongoing debate in Congress concerning whether funding for local governments will be included;

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor is authorized to Petition the Federal Government to include direct funding for local governments in its next stimulus package.

BE IT FURTHER RESOLVED that this Resolution shall, in and of itself, have the same force and effect as a formal petition.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUÉ ROSE SHATZKIN
TOWN CLERK**

**Adopted May 12, 2020
At a Regular Meeting
Held via Zoom**

RESOLUTION

NUMBER 138-20

(RE: SCHEDULE A PUBLIC HEARING FOR JULY 21, 2020 TO CONSIDER REMOVING REDUNDANCIES IN THE TOWN CODE REGARDING SPRINKLER SYSTEMS)

RESOLVED, that the Town Board of the Town of Cortlandt, Westchester County, New York will conduct **PUBLIC HEARING** on the 21st day of July, 2020 at 7:00 o'clock P.M., prevailing time, or as soon thereafter as possible, in the Vincent F. Nyberg General Meeting Room of the Town Hall located at One Heady Street, Cortlandt Manor, New York, or virtually via Zoom if Executive Order 202 is still in effect, to consider removing redundancies from the Town Code regarding Sprinkler Systems.

All persons interested in this proposed action will be heard at this time, date and place specified above, and written comments in regard thereto should be submitted to the Town Clerk no later than 4:00 pm, of the day of said Public Hearings to be included in the transcript of the proceedings of this hearing.

The Town Hall is a handicapped accessible facility.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUÉ ROSE SHATZKIN
TOWN CLERK**

**Adopted May 12, 2020
At a Regular Meeting
Held via Zoom**

RESOLUTION

NUMBER 139-20

(AMEND RESOLUTION 99-20 AND AUTHORIZE THE TOWN SUPERVISOR TO SIGN A SERVICE AGREEMENT FOR A WASTE & RECYCLING COMMUNICATIONS PLATFORM WITH SUSTAINABLE WESTCHESTER)

WHEREAS, the Town of Cortlandt uses Code Red calls to provide its residents with important information with respect to storms, hurricanes, and other emergencies, such as global pandemics; and

WHEREAS, the Code Red calls are made verbally over the phone; and

WHEREAS, Sustainable Westchester’s Waste & Recycling communications platform and application (the “Platform”) is another medium that could facilitate these important communications with residents in a written format; and

WHEREAS, the Platform will apprise the Cortlandt community of garbage schedules, recycling efforts, schedule changes, road closures, paving announcements, and other emergency messages; and

WHEREAS, the Town Board declared its interest in this platform via Resolution Number 99-20; and

WHEREAS, the Platform costs \$6,000 per year plus CPI inflation; and

WHEREAS, the cost to the Town will likely be reduced from funding to be received via grants from the Department of Environmental Conservation;

NOW, THEREFORE, BE IT RESOLVED, that Resolution 99-20 is amended and the Supervisor is authorized to execute a service agreement with Sustainable Westchester for a Waste & Recycling Communications Platform for \$6,000 per year plus CPI inflation. !

BE IT FURTHER RESOLVED that the Comptroller is authorized to amend the budget with respect to payments for the Platform.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUÉ ROSE SHATZKIN
TOWN CLERK**

**Adopted May 12, 2020
At a Regular Meeting
Held via Zoom**

RESOLUTION

NUMBER 140-20

(AMEND RESOLUTION NUMBER 80-20 TO AUTHORIZE THE TOWN SUPERVISOR TO EXECUTE AN AGREEMENT WITH STARFISH JUNCTION PRODUCTIONS, LLC FOR A CIDER FESTIVAL WITHIN THE TOWN OF CORTLANDT)

WHEREAS, Starfish Junction Productions, LLC (“Starfish”) approached the Town of Cortlandt about conducting a cider festival within the Town of Cortlandt; and

WHEREAS, Starfish has presented its proposal before Town officials; and

WHEREAS, Starfish has excellent safety and health protocols and has conducted many similar festivals in New York and neighboring states; and

WHEREAS, the Town believes that a cider festival will promote economic development and attract people to local restaurants and shops; and

WHEREAS, Starfish originally requested that the cider festival be held in June 2020 in the hamlet of Verplanck on Town-owned property; and

WHEREAS, Starfish is now requesting to hold the event on Saturday, August 22, 2020, with setup commencing on Friday, August 21, 2020 and cleanup ending on Sunday, August 23, 2020; and

WHEREAS, Starfish will be in charge of setting up the event, cleaning the area, and providing security at no cost to the taxpayers; and

WHEREAS, the Town will collect a fee of \$5,000 for this event; and

WHEREAS, the Town believes that the cider festival would showcase the Town’s natural resources, including its unobstructed views of the Hudson River;

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor is authorized to execute an agreement with Starfish Junction Productions, LLC for a cider festival within the Town of Cortlandt.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUÉ ROSE SHATZKIN
TOWN CLERK**

**Adopted May 12, 2020
At a Regular Meeting
Held via Zoom**

RESOLUTION

NUMBER 141-20

(RE: AUTHORIZE TEMPORARY “NO PARKING SIGNS” TO BE INSTALLED ON TEATOWN ROAD AND BATTEN ROAD FOR 90 DAYS)

WHEREAS, due to the COVID-19 Pandemic social distancing requirements, parkland located in the Town of Cortlandt is being more heavily used than ever; and

WHEREAS, potential park-goers are parking on private roads rarely utilized for this volume of regular on-street parking; and

WHEREAS, the Town has received requests from the Chairman of Teatown Lake Reservation Board and a resident of Batten Road regarding this problem for Teatown Reservation and Croton Gorge Park respectively for help combating this issue; and

WHEREAS, temporary no parking signs have been specifically requested to be installed in these areas due to safety concerns, and

WHEREAS, the Director of DES has conducted a site visit to the area and recommends the Town Board authorize the placement of Temporary No Parking Signs on Batten Road and Teatown Road; and

WHEREAS, this temporary signage can be installed under the currently declared State of Emergency in the Town of Cortlandt,

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Cortlandt does hereby authorize the immediate installation of Temporary No Parking Signs for 90 days; and

BE IT FURTHER RESOLVED that Department of Environmental Services (DES) is hereby authorized and directed to install the appropriate signs demarking the above; and

BE IT FURTHER RESOLVED, that should the problem continue, the Department of Environmental Services can extend the temporary signage in 30 day increments in conjunction with extensions in the State of Emergency; and

BE IT FURTHER RESOLVED, the Town Clerk is here by directed to forward copies of this Resolution to the New York State Police, the Westchester County Police, Teatown Lake Reservation, the owners of 140 Batten Road, DOTS Code Enforcement and DES.

**Adopted on May 12, 2020
At a Regular Meeting
Held Via Zoom**

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROU ROSE SHATZKIN
TOWN CLERK**

RESOLUTION

NUMBER 142-20

(AUTHORIZE FURLOUGHS FOR PART-TIME AND SEASONAL EMPLOYEES AT THE YOUTH CENTER, COMMUNITY CENTER, AND THE C.U.E.)

WHEREAS, the Coronavirus (COVID-19) Pandemic has forced the majority of the Town's Recreation programs to close down; and

WHEREAS, it is unclear when social distancing restrictions will be lifted; and

WHEREAS, this uncertainty has led the Town to engage in a review of its operations and potential cost-savings;

NOW, THEREFORE, BE IT RESOLVED, that furloughs are authorized for part-time and seasonal employees at the Youth Center, Community Center, and the Cortlandt Upper Teens Entertainment Center (C.U.E.).

BE IT FURTHER RESOLVED that these furloughed employees shall be paid through May 15, 2020, and all final amounts due and owing to these employees shall be paid out on May 22, 2020.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROE ROSE SHATZKIN
TOWN CLERK**

**Adopted May 12, 2020
At a Regular Meeting
Held via Zoom**

RESOLUTION

NUMBER 143-20

(RE: AUTHORIZE THE APPOINTMENT OF THE FOLLOWING SEASONAL EMPLOYEE IN THE DEPARTMENT OF ENVIRONMENTAL SERVICES FOR THE YEAR 2020)

NOW THEREFORE BE IT RESOLVED, the following seasonal employee will be appointed effective May 13, 2020 – August 13, 2020 in the Department of Environmental Services. This appointment is subject to completion of drug screening.

Braden Ellis – Department of Environmental Services – Sanitation Division

BE IT FURTHER RESOLVED, all temporary employees in the Department of Environmental Services shall be compensated at an hourly rate of pay of \$14.53.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF CORTLANDT
LAROUÉ ROSE SHATZKIN
TOWN CLERK**

**Adopted on May 12, 2020
at a Regular Meeting
Held via Zoom**