

**RESOLUTION**

**NUMBER 58-21**

**(AUTHORIZING THE SETTLEMENT OF A  
TAX CERTIORARI 1201 OREGON ROAD, LLC)**

**WHEREAS**, 1201 Oregon Road, LLC, filed a tax certiorari for the years 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018 and 2019; 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.: 13.9-3-5**

<b>Assess. Year</b>	<b>Assessed Valuation</b>		<b>Amount of Reduction</b>
	<b><u>Reduced From</u></b>	<b><u>Reduced To</u></b>	
2008	\$10,950	\$7,245	\$3,705
2009	\$10,950	\$7,290	\$3,660
2010	\$10,950	\$8,190	\$2,760
2011	\$10,950	\$8,415	\$2,535
2012	\$10,950	\$8,370	\$2,580
2013	\$10,950	\$9,090	\$1,860
2014	\$10,950	\$8,460	\$2,490
2015	\$10,950	\$8,280	\$2,670
2016	\$11,400	\$7,695	\$3,705
2017	\$11,400	\$7,650	\$3,750
2018	\$ 8,500	\$7,425	\$1,075
2019	\$ 8,500	\$7,020	\$1,480

**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 February 9, 2021  
At a Regular Meeting  
Held Via Zoom**

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF WESTCHESTER

-----X  
In the Matter of the Application of

1201 OREGON ROAD, LLC,

Petitioner,

-against-

THE ASSESSOR OF THE TOWN OF  
CORTLANDT, THE BOARD OF REVIEW  
OF THE TOWN OF CORTLANDT,

Respondents.

For a review under Article 7 of the Real  
Property Tax Law of the State of New York

-----X

**ORDER and JUDGMENT**

Index Nos.:

23500/08	68155/14
24158/09	68184/15
26566/10	65465/16
16102/11	67365/17
67789/12	67249/18
67642/13	67211/19

The above petitioner, having duly filed and served the Notice of Petition and Petition to review property tax assessments fixed by the Town of Cortlandt for the Assessment Years 2008 through 2019 for purposes of taxation upon certain real property located at 1201 Oregon Road, Town of Cortlandt, and known as Tax Map I.D. 13.9-3-5 on the Official Assessment Map of the Town of Cortlandt, and

The issues of the proceedings having been duly assigned and scheduled for trial at an IAS Term of this Court, and the petitioner having appeared by Richard T. Blancato, Esq., and the respondents having appeared by Thomas F. Wood, Esq., Attorney for the respondent Town, and the parties consenting as set forth in this Order, it is therefore

ORDERED, ADJUDGED and DECREED that the assessment of the petitioner's property upon the assessment roll of the Town of Cortlandt, be and is hereby reduced, corrected and fixed as follows:

**ASSESSED VALUATION**  
 1201 Oregon Road, Town of Cortlandt  
 Tax Map I.D.: 13.9-3-5

YEAR	REDUCED FROM	REDUCED TO	REDUCTION
2008	\$10,950.	\$7,245.	\$3,705.
2009	10,950.	7,290.	3,660.
2010	10,950.	8,190.	2,760.
2011	10,950.	8,415.	2,535.
2012	10,950.	8,370.	2,580.
2013	10,950.	9,090.	1,860.
2014	10,950.	8,460.	2,490.
2015	10,950.	8,280.	2,670.
2016	11,400.	7,695.	3,705.
2017	11,400.	7,650.	3,750.
2018	8,500.	7,425.	1,075.
2019	8,500.	7,020.	1,480.

and it is further

ORDERED, ADJUDGED and DECREED that the allocations between land and improvements of said assessment, as reduced, shall be left to the sole discretion of the Assessor of the said municipality, and it is further

ORDERED, ADJUDGED and DECREED that the officer or officers having custody of the assessment roll upon which the above-mentioned assessment and any taxes levied thereon are entered shall correct said entry in conformity with this Order and Judgment and shall note upon the margin of said roll, opposite said entry, that the same has been corrected by the authorization of this Order and Judgment, and it is further

ORDERED, ADJUDGED and DECREED that there shall be audited, allowed and paid to the petitioner by the Town of Cortlandt, the amounts paid by Petitioner as Town taxes, and taxes relating to any special taxing district for which the Town collects such taxes, as appropriate, against the original assessment in excess of what the taxes would have been if said assessment made in the aforesaid year had been made as determined by this Order and Judgment, together with the proportionate share of any interest or penalty paid by reason of delinquent payment of said excess taxes, and interest as provided by Section 726 of the Real Property Tax Law, and it is further

ORDERED, ADJUDGED AND DECREED, that there shall be audited and allowed and paid to Petitioner by the County Board of Legislators of the County of Westchester the amounts, if any, paid by Petitioner as state, county, sewer district, refuse district, and any other applicable County special district taxes against the original assessments in excess of what the said taxes would have been if said assessment had been made as determined by this Order (the "tax refunds"). Payment of the tax refunds shall be made payable to Petitioner's attorney, Richard T. Blancato, "as attorney". Payments of the tax refunds shall be without interest, except that if payment of the tax refunds is not made within 60 days of

service of this Order with notice of entry thereof on the Commission of Finance, together with proof of payment of taxes, then payment of the tax refunds shall be made with interest in accordance with statute; and it is further

ORDERED, ADJUDGED and DECREED that there shall be audited, allowed and paid to the petitioner by the School District of Putnam Valley the amounts paid by Petitioner as School Taxes against the original assessment in excess of what the taxes would have been if said assessment made in the aforesaid year had been made as determined by this Order and Judgment, together with the proportionate share of any interest or penalty paid by reason of delinquent payment of said excess taxes, and interest as provided by Section 726 of the Real Property Tax Law, and it is further

ORDERED, ADJUDGED and DECREED that the Commissioner of Finance of the County of Westchester be served with a copy of this Order and Judgment with notice of entry, together with proof of payment of state, county, judiciary, sewer and any other Westchester County special district taxes, and it is further

ORDERED and DIRECTED, that all tax refunds hereinabove directed to be made by respondent Town of Mt. Cortlandt and/or any of the various tax authorities, be made by check or draft payable to the order of Richard T. Blancato, Esq., as attorney for the Petitioner, who is to hold the proceedings as trust funds for appropriate distribution, and who is to remain subject to the further jurisdiction of this Court in regard to their attorney's lien, pursuant to Judiciary Law Section 475, and is further

ORDERED, ADJUDGED and DECREED that interest required to be paid hereby shall be waived provided that payment is made within sixty (60) days from the date of service of this Order and Judgment with Notice of Entry upon the respective taxing districts and the Commissioner of Finance of the County of Westchester with proof of payment of taxes, and is further

ORDERED, ADJUDGED and DECREED that this Order and Judgment hereby constitutes and represents full disposition of the tax review proceedings herein, and that there are no costs or allowances awarded to, by or against any party and that upon compliance with the terms of this Order and Judgment the above-entitled proceedings be and the same are disposed and discontinued with prejudice.

Dated: February 11, 2021  
White Plains, New York

\_\_\_\_\_  
Hon. E. Loren Williams, J.S.C.

SIGNING AND ENTRY OF THE WITHIN  
ORDER IS HEREBY CONSENTED TO:

\_\_\_\_\_  
Richard T. Blancato, Esq.  
Attorney for Petitioner  
15 Heather Leigh Lane  
Copake Falls, New York 12517  
(914) 557-6946

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Thomas F. Wood, Esq., Town Attorney  
Attorney for Respondents  
Town Hall  
1 Heady Street  
Cortlandt Manor, New York 10567  
Tel. (914) 736-0930

**RESOLUTION**

**NUMBER 59-21**

**(AUTHORIZING THE SETTLEMENT OF A  
TAX CERTIORARI CORTLANDT REALTY ASSOC. LLC/  
WESTCHESTER REALTY ASSOC LLC.)**

**WHEREAS**, Cortlandt Realty Assoc. LLC/Westchester Realty Assoc LLC, filed a tax certiorari for the years 2015, 2016 and 2017; 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.: 23.6-2-3**

<b>Assess.</b>	<b>Assessed Valuation</b>		<b>Amount of</b>
<b><u>Year</u></b>	<b><u>Reduced From</u></b>	<b><u>Reduced To</u></b>	<b><u>Reduction</u></b>
2015	\$4,450	\$4,450	\$0
2016	\$4,450	\$4,450	\$0
2017	\$4,450	\$4,450	\$0

**Tax Map No.: 23.6-2-4**

<b>Assess.</b>	<b>Assessed Valuation</b>		<b>Amount of</b>
<b><u>Year</u></b>	<b><u>Reduced From</u></b>	<b><u>Reduced To</u></b>	<b><u>Reduction</u></b>
2015	\$100,000	\$100,000	\$0
2016	\$100,000	\$100,000	\$0
2017	\$100,000	\$88,490	\$11,510

**Tax Map No.: 23.6-2-5**

<b>Assess.</b>	<b>Assessed Valuation</b>		<b>Amount of</b>
<b><u>Year</u></b>	<b><u>Reduced From</u></b>	<b><u>Reduced To</u></b>	<b><u>Reduction</u></b>
2015	\$13,200	\$13,200	\$0
2016	\$13,200	\$13,200	\$0
2017	\$13,200	\$13,200	\$0



**Tax Map No.: 23.6-2-6**

<b>Assess. <u>Year</u></b>	<b>Assessed Valuation</b>		<b><u>Amount of Reduction</u></b>
	<b><u>Reduced From</u></b>	<b><u>Reduced To</u></b>	
2015	\$4,025	\$4,025	\$0
2016	\$4,025	\$4,025	\$0
2017	\$4,025	\$4,025	\$0

**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 February 9, 2021  
At a Regular Meeting  
Held Via Zoom**

File 0005-0208N

At a Special Condemnation and Tax  
Certiorari Term of the Supreme Court of the State  
of New York, held in and for the County of  
Westchester, White Plains, New York, on the  
day of \_\_\_\_\_, 20\_\_

P R E S E N T :

HON. E. LOREN WILLIAMS,  
Justice

CONSENT ORDER & JUDGMENT

In the Matter of

CORTLANDT REALTY ASSOC  
LLC/WESTCHESTER REALTY ASSOC LLC,

PETITIONER,

-AGAINST-

THE BOARD OF ASSESSORS AND/OR THE  
ASSESSOR OF THE TOWN OF  
CORTLANDT AND THE BOARD OF  
ASSESSMENT REVIEW,

RESPONDENTS.

AND

LAKELAND CENTRAL SCHOOL DISTRICT,

RESPONDENT-INTERVENOR.

Index #	Assessment Year
65241/15	2015
63097/16	2016
64752/17	2017

Section 23.6, Block 2, Lots 3, 4, 5 &  
6

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The above petitioner having heretofore served and filed the Petitions and Notices to review the tax assessments fixed by the Town of Cortlandt for the assessment years 2015 through 2017, upon certain real property constituting the following assessment parcels and designated as Tax Map Nos. 23.6-2-3, 4, 5 & 6, on the official Assessment Map of the Town of Cortlandt, and

The issues of these proceedings having duly come on for trial at an IAS Term of this Court, and the petitioner having appeared by WARREN M. DUBITSKY, ESQ. of HERMAN KATZ CANGEMI WILKES & CLYNE, LLP, and the respondents having appeared by THOMAS WOOD, ESQ., Counsel for the Town of Cortlandt, and the respondent-intervenor having

appeared by MARC E. SHARFF, ESQ., and the parties having made their settlement, it is

ORDERED, that the assessments on the above-referenced property be and the same are hereby reduced, corrected and fixed for the assessment year as follows:

ASSESSMENT YEAR	TAX MAP NO.	ORIGINAL ASSESSMENT	REDUCTION	FINAL ASSESSMENT
2015	23.6-2-3	\$4,450	\$0	\$4,450
2016	23.6-2-3	\$4,450	\$0	\$4,450
2017	23.6-2-3	\$4,450	\$0	\$4,450

ASSESSMENT YEAR	TAX MAP NO.	ORIGINAL ASSESSMENT	REDUCTION	FINAL ASSESSMENT
2015	23.6-2-4	\$100,000	\$0	\$100,000
2016	23.6-2-4	\$100,000	\$0	\$100,000
2017	23.6-2-4	\$100,000	\$11,510	\$88,490

ASSESSMENT YEAR	TAX MAP NO.	ORIGINAL ASSESSMENT	REDUCTION	FINAL ASSESSMENT
2015	23.6-2-5	\$13,200	\$0	\$13,200
2016	23.6-2-5	\$13,200	\$0	\$13,200
2017	23.6-2-5	\$13,200	\$0	\$13,200

ASSESSMENT YEAR	TAX MAP NO.	ORIGINAL ASSESSMENT	REDUCTION	FINAL ASSESSMENT
2015	23.6-2-6	\$4,025	\$0	\$4,025
2016	23.6-2-6	\$4,025	\$0	\$4,025
2017	23.6-2-6	\$4,025	\$0	\$4,025

and so reduced and confirmed, it is further

ORDERED, ADJUDGED AND DECREED that the officer or officers having custody of the assessment rolls upon which the above-mentioned assessments and any taxes

levied thereon are entered shall correct the said entries in conformity with this Order and shall note upon the margin of said rolls, opposite said entries, that the same have been corrected by the authority of this Order, and it is further

ORDERED, that there shall be audited, allowed and paid to the petitioner by the Town of Cortlandt the amount of Town taxes paid by the petitioner as taxes against the said erroneous assessments in excess of what the taxes would have been if the said assessments made in the aforesaid years had been determined by this Order, together with interest thereon from the date of payment thereof as provided by statute, and it is further

ORDERED, that there shall be audited, allowed and paid to the petitioner by the Lakeland Central School District of the Town of Cortlandt, the amount of School taxes paid by the petitioner as taxes against the said erroneous assessments in excess of what the taxes would have been if the said assessments made in the aforesaid years had been determined by this Order, together with interest from the date of payment thereof as provided by statute, and it is further

ORDERED AND DIRECTED that the County Legislators of the County of Westchester, State of New York, be and are hereby directed and authorized to audit, allow and to pay to the petitioner the amount, if any, of State, County, Judiciary, Sewer District and any special taxes paid by the petitioner as taxes against said erroneous assessments in excess of what the taxes would have been if the said assessments had been as determined by this Order, together with interest thereon from the date of payment thereof as provided by statute, and it is further

ORDERED AND DIRECTED, that the Commissioner of Finance of Westchester County be served with a copy of this judgment with notice of entry, together with proof of payment of State, County, Judiciary, Sewer and any other Westchester County special district taxes, and it is further

ORDERED AND DIRECTED, that all tax refunds are to be paid with interest

pursuant to §726 of the Real Property Tax Law of the State of New York; except that in the event the refund of taxes is paid within sixty (60) days from the date of service of a copy of this judgment with Notice of Entry, then interest is waived; together with the amounts of interest and penalties, if any, paid on the excess of any of the aforesaid taxes by reason of delinquent payment, and it is further

ORDERED AND DIRECTED, that all tax refunds hereinabove directed to be made by respondent, the Town of Cortlandt, and/or any of the various taxing authorities, be made by check or draft payable to the order of HERMAN KATZ CANGEMI WILKES & CLYNE, LLP, as attorneys for the petitioner, who are to hold the proceeds as trust funds for appropriate distribution, and who are to remain subject to the further jurisdiction of this Court in regard to their attorney's lien, pursuant to Judiciary Law §475, and it is further

ORDERED AND DIRECTED, that the terms of R.P.T.L. §727 are waived with respect to the 2018, 2019 and 2020 assessments years, and the petitioner shall discontinue pending tax certiorari petitions for those years, and it is further

ORDERED, that this Order hereby constitutes and represents full settlement of each of the tax review proceedings herein, and there are no costs or allowances awarded to, by or against any of the parties, and that upon compliance with the terms of this Order, the above-entitled proceedings be and the same are settled and discontinued.

**ENTER,**

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**J.S.C.**

**SIGNING AND ENTRY OF THE WITHIN  
ORDER IS HEREBY CONSENTED TO:**

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**By: THOMAS F. WOOD, ESQ.**  
Town Attorney  
1 Heady Street  
Cortlandt Manor, New York 10567  
[tfwesq@aol.com](mailto:tfwesq@aol.com)

**HERMAN KATZ CANGEMI WILKES & CLYNE, LLP**  
Attorneys for Petitioner



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**By: WARREN M. DUBITSKY, ESQ.**  
538 Broadhollow Road, Suite 307  
Melville, NY 11747  
(631) 501-5011  
[wdubitsky@hermankatz.com](mailto:wdubitsky@hermankatz.com)

**LAKELAND CENTRAL SCHOOL DISTRICT**

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**BY: MARC E. SHARFF, ESQ.**  
Attorney for the Respondent-Intervenor  
115 Stevens Avenue  
Valhalla, New York 10595  
[msharff@shawperelson.com](mailto:msharff@shawperelson.com)

**RESOLUTION**

**NUMBER 60-21**

**(AMEND RESOLUTION 258-20 AUTHORIZING THE SETTLEMENT OF A TAX CERTIORARI, SHOPRITE SUPERMARKETS, INC. #202/CROTON ENTERPRISES, LLC)**

**WHEREAS**, Resolution 258-20 regarding the same issue contained an error of the Tax Map Number; and

**WHEREAS**, Shoprite Supermarkets, Inc. #202 filed a tax certiorari for the years 2015, 2016, 2017, 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.: 79.17, Block 2, Lot 2**

<b><u>Assess.</u></b>	<b>Assessed Valuation</b>		<b>Amount of</b>
<b><u>Year</u></b>	<b><u>Reduced From</u></b>	<b><u>Reduced To</u></b>	<b><u>Reduction</u></b>
2015	\$173,675	\$173,675	\$ 0
2016	\$173,675	\$173,675	\$ 0
2017	\$173,675	\$173,675	\$ 0
2018	\$210,000	\$200,000	\$10,000
2019	\$210,000	\$200,000	\$10,000
2020	\$210,000	\$195,000	\$15,000

**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 February 9, 2021  
At a Regular Meeting  
Held Via Zoom**

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF WESTCHESTER

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In the Matter of

SHOPRITE SUPERMARKETS, INC. #282,

**CONSENT ORDER**

Petitioner,

-against-

THE ASSESSOR AND THE BOARD OF ASSESS-  
MENT REVIEW OF THE TOWN OF CORTLANDT AND  
THE TOWN OF CORTLANDT, WESTCHESTER COUNTY,  
NEW YORK,

Index Number

66872/2012

64627/2013

64863/2014

66594/2015

63214/2016

66192/2017

Respondent.

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Petitioner, having commenced tax assessment review proceedings against respondents pursuant to Article 7 of the Real Property Tax Law relating to Town of Cortlandt tax map parcels defined below, located at 2094 East Main Street, Millington Rd, and Bainbridge Rd; SBL 24.13-2-9; 24.13-2-4; 24.13-2-5; 24.13-2-6; 24.13-2-11; 24.13-2-12 for assessment year 2012 through 2017, and the parties having reached a stipulation in settlement of these proceedings;

NOW, THEREFORE, based upon the terms of said stipulation, it is

ORDERED, that said proceedings be and the same hereby discontinued with prejudice, on the merits; and it is further

ORDERED that respondents' assessments of petitioner's real property identified above are hereby corrected and reduced as follows:



<u>Assessment Year</u>	<u>Address</u>	<u>Parcel ID</u>	<u>Original Assessment</u>	<u>Revised Assessment</u>	<u>Amount of Reduction</u>
2012	2094 E Main Street	24.13-2-9	\$138,900	\$138,900	\$0
2013	2094 E Main Street	24.13-2-9	\$138,900	\$138,900	\$0
2014	2094 E Main Street	24.13-2-9	\$138,900	\$138,900	\$0
2015	2094 E Main Street	24.13-2-9	\$138,900	\$138,900	\$0
2016	2094 E Main Street	24.13-2-9	\$138,900	\$132,443	\$6,457
2017	2094 E Main Street	24.13-2-9	\$138,900	\$131,650	\$7,250
2018	2094 E Main Street	24.13-2-9	\$138,900	\$131,650	\$7,250

<u>Assessment Year</u>	<u>Address</u>	<u>Parcel ID</u>	<u>Original Assessment</u>	<u>Revised Assessment</u>	<u>Amount of Reduction</u>
2012	Millington Rd	24.13-2-4	\$1,375	\$1,375	\$0
2013	Millington Rd	24.13-2-4	\$1,375	\$1,375	\$0
2014	Millington Rd	24.13-2-4	\$1,375	\$1,375	\$0
2015	Millington Rd	24.13-2-4	\$1,375	\$1,375	\$0
2016	Millington Rd	24.13-2-4	\$1,375	\$1,375	\$0
2017	Millington Rd	24.13-2-4	\$1,375	\$1,375	\$0
2018	Millington Rd	24.13-2-4	\$1,375	\$1,375	\$0

<u>Assessment Year</u>	<u>Address</u>	<u>Parcel ID</u>	<u>Original Assessment</u>	<u>Revised Assessment</u>	<u>Amount of Reduction</u>
2012	Bainbridge Rd	24.13-2-5	\$525	\$525	\$0
2013	Bainbridge Rd	24.13-2-5	\$525	\$525	\$0
2014	Bainbridge Rd	24.13-2-5	\$525	\$525	\$0
2015	Bainbridge Rd	24.13-2-5	\$525	\$525	\$0
2016	Bainbridge Rd	24.13-2-5	\$525	\$525	\$0
2017	Bainbridge Rd	24.13-2-5	\$525	\$525	\$0
2018	Bainbridge Rd	24.13-2-5	\$525	\$525	\$0

<u>Assessment Year</u>	<u>Address</u>	<u>Parcel ID</u>	<u>Original Assessment</u>	<u>Revised Assessment</u>	<u>Amount of Reduction</u>
2012	Bainbridge Rd	24.13-2-6	\$550	\$550	\$0
2013	Bainbridge Rd	24.13-2-6	\$550	\$550	\$0
2014	Bainbridge Rd	24.13-2-6	\$550	\$550	\$0
2015	Bainbridge Rd	24.13-2-6	\$550	\$550	\$0
2016	Bainbridge Rd	24.13-2-6	\$550	\$550	\$0
2017	Bainbridge Rd	24.13-2-6	\$550	\$550	\$0
2018	Bainbridge Rd	24.13-2-6	\$550	\$550	\$0

Assessment Year	Address	Parcel ID	Original Assessment	Revised Assessment	Amount of Reduction
2012	Millington Rd	24.13-2-11	\$300	\$300	\$0
2013	Millington Rd	24.13-2-11	\$300	\$300	\$0
2014	Millington Rd	24.13-2-11	\$300	\$300	\$0
2015	Millington Rd	24.13-2-11	\$300	\$300	\$0
2016	Millington Rd	24.13-2-11	\$300	\$300	\$0
2017	Millington Rd	24.13-2-11	\$300	\$300	\$0
2018	Millington Rd	24.13-2-11	\$300	\$300	\$0

Assessment Year	Address	Parcel ID	Original Assessment	Revised Assessment	Amount of Reduction
2012	Millington Rd	24.13-2-12	\$375	\$375	\$0
2013	Millington Rd	24.13-2-12	\$375	\$375	\$0
2014	Millington Rd	24.13-2-12	\$375	\$375	\$0
2015	Millington Rd	24.13-2-12	\$375	\$375	\$0
2016	Millington Rd	24.13-2-12	\$375	\$375	\$0
2017	Millington Rd	24.13-2-12	\$375	\$375	\$0
2018	Millington Rd	24.13-2-12	\$375	\$375	\$0

; and it is further

ORDERED, that the officer or officers having custody of the assessment rolls upon which the above-mentioned assessments and any taxes levied hereon are entered shall correct the said entries in conformity with this Order and shall not upon the margin of said rolls, opposite of said entries, that the same have been corrected by the authority of this Order; and it is further

ORDERED, that the County Legislature of the County of Westchester, State of New York, be and are hereby directed an authorized to audit, allow and pay to the petitioner, the amount, if any, of State, County, Judiciary and Sewer District taxes paid by the petitioner as taxes against the erroneous assessment in excess of what the taxes would have been if the said assessment had been determined by this Order, without interest thereon so long as payment is made within Sixty (60) days of service of a copy of this Order with Notice of Entry, as provided

by Statute and that the Commissioner of Finance of Westchester County be served with a copy of this Order, together with proof of payment of State, County, Judiciary, Sewer and any other Westchester County Special District taxes; and it is further

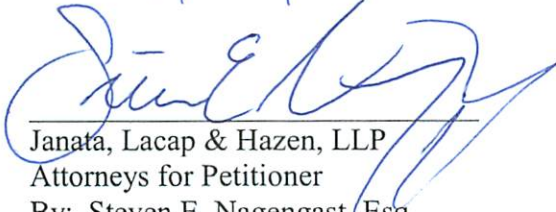
ORDERED, that the Town of Cortlandt, be and are hereby directed an authorized to audit, allow and pay to the petitioner, the amount, if any, of Town and Town District taxes paid by the petitioner as taxes against the erroneous assessment in excess of what the taxes would have been if the said assessment had been determined by this Order, without interest thereon so long as payment is made within Sixty (60) days of service of a copy of this Order with Notice of Entry, as provided by Statute; and it is further

ORDERED, that the Lakeland Central School District, be and are hereby directed an authorized to audit, allow and pay to the petitioner, the amount, if any, of School and School District taxes paid by the petitioner as taxes against the erroneous assessment in excess of what the taxes would have been if the said assessment had been determined by this Order, without interest thereon so long as payment is made within Sixty (60) days of service of a copy of this Order with Notice of Entry, as provided by Statute; and it is further

ORDERED, that any and all refund checks due to petitioner as a result of this Order shall be made payable to “Janata, Lacap & Hazen, LLP, As Attorneys” and shall be mailed to “Janata, Lacap & Hazen, LLP, 155 North Main Street, New City, NY 10956” Accompanying said checks shall be a written statement setting forth the manner in which said refunds were calculated.

Dated:

7/26/18

  
\_\_\_\_\_  
Janata, Lacap & Hazen, LLP  
Attorneys for Petitioner  
By: Steven E. Nagengast, Esq.  
155 North Main Street  
New City, New York 10956

\_\_\_\_\_  
THOMAS WOOD, ESQ.  
Attorneys for Town of Cortlandt  
By: Thomas F. Wood, Esq.  
2131 Albany Post Rd.  
Montrose, NY 10548

  
\_\_\_\_\_  
Shaw, Perelson, May & Lambert, LLP  
Attorneys for Lakeland Central School District  
By: Marc E. Sharff, Esq.  
115 Stevens Avenue  
Valhalla, New York 10595

PRESENT: Hon. Bruce E. Tolbert, JSC  
BE IT SO ORDERED AND ADJUDGED

Dated:

At: White Plains, New York

\_\_\_\_\_  
Hon. Bruce E. Tolbert  
Justice of the Supreme Court

**RESOLUTION**

**NUMBER 61-21**

**(AUTHORIZE THE RELINQUISHMENT OF THE TOWN'S RIGHTS WITH RESPECT  
TO A PORTION OF CORTLANDT STREET SUBJECT TO PERMISSIVE  
REFERENDUM)**

**WHEREAS**, pursuant to the survey dated January 30, 2020 from Baxter Land Surveying, P.C. (the "Survey"), an unimproved portion of Cortlandt Street appears within the boundaries of 216 Cortlandt Street (SBL 55.17-5-20) (the "Property"); and

**WHEREAS**, the portion of Cortlandt Street appearing on the Property is a paper street of no use to the Town; and

**WHEREAS**, the owners of the Property have requested that the Town relinquish its rights to make this portion of Cortlandt Street a public road; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Cortlandt relinquishes its rights to make the portion of Cortlandt Street located within 216 Cortlandt Street a public road; and

**BE IT FURTHER RESOLVED**, that the Town Supervisor is authorized to execute a quitclaim deed conveying any rights the Town may have to "Road Parcel 'B'" as shown on the Survey.

**BE IT FURTHER RESOLVED**, that this Resolution shall be subject to Permissive Referendum and shall be posted and published as required by law.

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

**Adopted February 9, 2021  
At a Regular Meeting  
Held via Zoom**

**DESCRIPTION OF PARCEL TO BE QUITCLAIMED BY THE TOWN OF CORTLANDT TO  
PIDORIANO & SAX**

ALL that certain plot, piece or parcel of land, with the structures and improvements erected thereon, if any, situate lying and being in the Town of Cortlandt, County of Westchester, State of New York, identified as being a portion of lands designated as "Cortland Street" on a certain map entitled "Boscobel on the Hudson, Resurveyed According to Deeds and Hepp's Map, With Some Further Subdivision by J.M. Trowbridge," filed in Westchester County Land Records on October 26, 1874 as Map No. 63; said portion of Cortland Street being more particularly bounded and described as follows:

BEGINNING at a point on the curved easterly exterior line of lands formerly of the New York Central Railroad, Hudson Division, where the same is intersected by the centerline of Cortland Street; said point of beginning further identified as bearing S.74°43'19" W. from the radius point of said curved railroad boundary; thence running from said point and place of beginning, in a general northerly direction on a curve to the right, concave to the east, having a radius of 2005.00 feet and an arc length of 25.09 feet to a point on said curved railroad boundary that bears S.75°26'21"W. from its radius point, being the intersection of said railroad boundary with the northerly line of Cortland Street; thence turning and running along the northerly and northwesterly lines of Cortland Street,

N. 80°02'20" E. 88.07 feet,  
N. 59°02'20" E. 37.38 feet,  
N. 39°47'20" E. 104.32 feet,  
N. 32°02'20" E. 25.96 feet and  
N. 19°02'20" E. 21.54 feet

to a point; thence turning and running through Cortland Street,  
S. 89°57'40" E. 26.44 feet

to an angle point in the centerline of Cortlandt Street; thence turning and running along the centerline of Cortlandt Street, also being, in part, along the northwesterly and northerly lines of lands reputedly of the County of Westchester as shown on a map filed in Westchester County Land Records on November 30, 1965 as Map No. 14684,

S. 19°02'20" W. 33.00 feet,  
S. 32°02'20" W. 30.50 feet,  
S. 39°47'20" W. 110.25 feet,  
S. 59°02'20" W. 46.25 feet and  
S. 80°02'20" W. 90.54 feet

to the easterly exterior boundary of lands formerly of the New York Central Railroad, Hudson Division, and the point and place of beginning.

CONTAINING within said bounds 0.1687 Acre or 7348 Sq. Ft., more or less.

It being intended to describe herein a portion of lands described in a deed from Jamie Draper to Cara Sax & Arthur Pidorigano (as Trustees) having Control No. 600693180 comprising an unimproved section of Cortland Street.

Subject to any outstanding private easement rights of others, particularly in regard to a driveway leading from the southerly terminus of the town-maintained portion of Cortland Street southerly to lands now or formerly of John A. & Else E. Patchey, and to rights of the Town of Cortlandt, reserved herein, for purposes of maintaining and/or replacing the existing culvert crossing the most northerly portion of the property described herein and thence discharging into Shore Lane.

**RESOLUTION**

**NUMBER 62-21**

**(RENEW SEWER OPERATIONS AGREEMENTS)**

**WHEREAS**, the Town has recently taken title to sewer infrastructure installed by the developer of Cortlandt Crossing; and

**WHEREAS**, private contractors had been used to service the infrastructure; and

**WHEREAS**, the Director of the Department of Environmental Services believes that continuing maintenance agreements with private contractors is the best way to keep the sewer infrastructure functioning at optimal performance;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Supervisor is authorized to execute sewer maintenance agreements subject to the approval of the Town Attorney's Office and the Director of the Department of Environmental Services.

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

**Adopted February 9, 2021  
At a Regular Meeting  
Held via Zoom**

**RESOLUTION**

**NUMBER 63-21**

**(AUTHORIZE THE TOWN SUPERVISOR TO EXECUTE NECESSARY DOCUMENTATION TO RENEW THE TOWN'S INSURANCE POLICIES THROUGH THE END OF MARCH 2021)**

**WHEREAS**, the Town of Cortlandt has extensive insurance polies in place to prevent the Town from unforeseen losses, which will expire at the end of February 2021; and

**WHEREAS**, the Town's brokers are in the process for renewing all of its insurance policies for one year; and

**WHEREAS**, in the interim, the Claims Administrator has advised the Town Board that it is in the Town's best interests to renew the current policies for an additional month through the end of March 2021; and

**WHEREAS**, the total cost for the one-month renewal is \$24,938.66, which is proportionate to the Town's yearly insurance costs;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Supervisor is authorized to execute the necessary documents to renew the Town's current insurance policies through the end of March 2021.

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

**Adopted February 9, 2021  
At a Regular Meeting  
Held via Zoom**



**RESOLUTION**

**NUMBER 64-21**

**(APPROVE THE BOND REDUCTION FOR THE PONDVIEW COMMONS  
DEVELOPMENT CONSISTENT WITH THE PLANNING BOARD'S  
RECOMMENDATIONS)**

**WHEREAS**, the Pondview Commons Development is a rental development located adjacent to the Cortlandt Town Center; and

**WHEREAS**, the developer of Pondview Commons initially provided the Town with a performance bond of \$2,250,000; and

**WHEREAS**, a vast majority of the construction has been completed; and

**WHEREAS**, the Town's consulting engineer reviewed and determined that a reduction of the performance bond to \$180,000 would be appropriate; and

**WHEREAS**, the Planning Board recommended that the Town Board reduce the performance bond to \$180,000 pursuant to Planning Board Resolution number 2-21;

**NOW, THEREFORE, BE IT RESOLVED**, that the performance bond shall be reduced to \$180,000.

**BE IT FURTHER RESOLVED**, that the bond of \$2,250,000 will be released upon receipt of the new bond of \$180,000.

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

**Adopted February 9, 2021  
At a Regular Meeting  
Held via Zoom**

**RESOLUTION**

**NUMBER 65-21**

**(RE: AUTHORIZE REQUEST TO HAVE A PARCEL LOCATED WITHIN THE TOWN INCLUDED IN THE PEEKSKILL SANITARY SEWER DISTRICT AND FORWARD SAME TO WESTCHESTER COUNTY FOR CONSIDERATION)**

**WHEREAS**, by letter dated January 28, 2021 from Arlene Salkow and Alex Weiss, Owner and Contract Vendee of Section 45.5, Block 1, Lot 3 property described below was received by the Town Board of the Town of Cortlandt at the Town Board Meeting held February 9, 2021 for a parcel located at Hill and Dale Road, Cortlandt Manor, New York 10567; and

**WHEREAS**, the owner(s) has requested the Town of Cortlandt petition the County of Westchester to have said property included into the Peekskill Sanitary Sewer District; said property is designated as follows:

Section 45.5 Block 1, Lot 3  
(Formerly Section 45.5 Block 1, Lots 2 & 3)  
Hill and Dale Road  
Cortlandt Manor, NY 10567

Owner: Arlene Salkow  
Contract Vendee: Alex Weis

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Cortlandt, on behalf of the above mentioned owner and contract vendee in the Town of Cortlandt, does hereby petition the County of Westchester to include said parcel designated above into the Peekskill Sanitary Sewer District.

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

**Adopted February 9, 2021  
At a Regular Meeting  
Held via Zoom**

**RESOLUTION**

**NUMBER 66-21**

**(INTER-MUNICIPAL STEWARDSHIP PROGRAM FOR CROTON RIVER)**

**WHEREAS**, the Croton Gorge area is a vital and vibrant part of our community accessible for recreation during the summer season; and

**WHEREAS**, the protection and preservation of this area is of vital importance; and

**WHEREAS**, by agreement, Croton and Ossining are participating in a Stewardship Program to provide for trained Stewards during the summer season; and

**WHEREAS**, the Town Board of the Town of Cortlandt desires to participate in this program as well; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Cortlandt is authorizing \$10,000. toward the cost of providing said Stewards, and the Comptroller is authorized to amend the budget as necessary for this purpose.

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

**Adopted February 9, 2021  
At a Regular Meeting  
Held via Zoom**

**RESOLUTION**

**NUMBER 67-21**

**(RE: AUTHORIZE AN ADDITIONAL PAYMENT TO THE WESTCHESTER COUNTY POLICE WITH RESPECT TO SEASONAL PARK RANGERS TO PATROL PARKS IN THE TOWN)**

**RESOLVED**, that the Town Board of the Town of Cortlandt does hereby authorize additional payments to the Westchester County Police with respect to up to three seasonal Park Rangers to patrol the parks in the town, not to exceed \$35,000.

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

**Adopted on February 9, 2021  
At a Regular Meeting  
Held via Zoom**

**RESOLUTION**

**NUMBER 68-21**

**(AUTHORIZE THE TOWN ATTORNEY TO OBTAIN ENVIRONMENTAL COUNSEL TO FILE AN AMICUS BRIEF SUPPORTING NEW YORK STATE'S PETITION PERTAINING TO THE INDIAN POINT ENERGY CENTER)**

**WHEREAS**, as part of the decommissioning of the Indian Point Energy Center ("IPEC"), Entergy and its affiliated entities are transferring the property to Holtec International and its affiliated entities; and

**WHEREAS**, there have been lingering questions about Holtec's ability to successfully decommission IPEC; and

**WHEREAS**, based on these outstanding questions, New York State's Attorney General, Letitia James, filed a Petition for Leave to Intervene and for a Hearing before the United States Nuclear Regulatory Commission; and

**WHEREAS**, to protect the Town of Cortlandt's interests, the Town can obtain environmental counsel to submit a supporting amicus brief;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Attorney's Office is authorized to obtain an environmental counsel to file an amicus brief and/or intervene in the proceedings before the NRC.

**BE IT FURTHER RESOLVED**, that if the Village of Buchanan or Hendrick Hudson School District decide to participate with the Town, then each party shall pay its proportional share of total legal fees incurred.

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

**Adopted February 9, 2021  
At a Regular Meeting  
Held via Zoom**

**RESOLUTION**

**NUMBER 69-21**

**(AUTHORIZE THE TOWN SUPERVISOR TO SEND A LETTER TO STATE REPRESENTATIVES PERTAINING TO GRANTS FOR CONSTRUCTION OF INFRASTRUCTURE FOR THE FURNACE WOODS SEWER DISTRICT)**

**WHEREAS**, the Town of Cortlandt has an in-house grants team, which has a very successfully record of applying for obtaining grants at both the federal and state levels; and

**WHEREAS**, a long-term project for the Town has been the construction of infrastructure to service the Furnace Woods Sewer District; and

**WHEREAS**, in furtherance of this proposed construction, the Town successfully obtained a \$1,000,000 grant through the Department of Environmental Conservation and another grant not to exceed \$794,750 through the Environmental Facilities Corporation (the “Grants”); and

**WHEREAS**, once the plans have received the Department of Health approval, the Town plans to obtain bids pursuant to the General Municipal Law; and

**WHEREAS**, completion of the sewer infrastructure will provide sewer access to a large number of residents; and

**WHEREAS**, construction would also help to spur the local economy by providing construction jobs set at the prevailing wage;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Supervisor is authorized to send a letter to Senator Peter Harckham and Assemblywoman Sandra Galef reiterating the Town Board’s support for the Grants.

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

**Adopted February 9, 2021  
At a Regular Meeting  
Held via Zoom**

**RESOLUTION**

**NUMBER 70-21**

**(AUTHORIZE THE TOWN SUPERVISOR TO EXECUTE A LICENSE AGREEMENT  
WITH THE LET IT SHINE FOOD PANTRY)**

**WHEREAS**, the Town of Cortlandt is fortunate to be home to food pantries and other support services which have done a heroic job in providing for the Town of Cortlandt Community; and

**WHEREAS**, one such food pantry is operated by Let It Shine, Inc.; and

**WHEREAS**, Let It Shine, Inc. has previously operated on privately held land in Verplanck; and

**WHEREAS**, the Town of Cortlandt can provide a stable place for Let It Shine, Inc., which benefits the community; and

**WHEREAS**, the Food Pantry would be located in the Town-owned building known as the “Cortlandt Historical Society” located at 137 Seventh Street in Verplanck; and

**WHEREAS**, at Let It Shine’s request, Let It Shine, Inc. will pay any additional utility expenses incurred by the Town as part of Let It Shine’s operations;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Supervisor is authorized to execute a license agreement for a food pantry with Let It Shine, Inc. subject to the approval of the agreement by the Town Attorney’s Office.

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

**Adopted February 9, 2021  
At a Regular Meeting  
Held via Zoom**

**RESOLUTION**

**NUMBER 71-21**

**RE: AWARD TE CONTRACT 2020.03 - NYS PIN 8390.96 NEW YORK STATE ROUTE 6 / WESTBROOK DRIVE / CORTLANDT TOWN CENTER INTERSECTION IMPROVEMENTS)**

**WHEREAS**, this is a Locally Administered Federal Aid Project with a 80/20 federal/local matching grant and is subject to approval by New York State Department of Transportation; and

**WHEREAS**, bids were received on January 12, 2021 at 10:00 am for NYS PIN 8390.96/Contract No. TE 2020.03, Route 6 / Westbrook Drive / Cortlandt Town Center Intersection Improvements; and

**WHEREAS**, bids were received in the amounts shown below:

Sun Up Construction Corp. 7 Viola Court Wappingers Falls, NY 12590	\$671,643.12
McName Construction Corp. 154 Route 202, P.O. Box 182 Lincolndale, NY 10540	\$690,871.25
Paladino Concrete Creations, Corp. 315 N. MacQuesten Parkway Mt. Vernon, NY 10550	\$754,280.00*
ELQ Industries, Inc. 567 Fifth Avenue New Rochelle, NY 10801	\$757,461.70
Morano Brothers Corp. 2045 Albany Post Rd. Croton-on-Hudson, NY 10520	\$772,829.00
Paleen Construction Corp. Mill Pond Offices, Suite 208 293 Route 100 Somers, NY 10589	\$791,991.00
Northbrook Contracting Corp. 7 Corporate Drive Peekskill, NY 10566	\$865,000.00
Con-Tech Construction Technology Inc. 1961 Route 6, Box 12, Suite R-3 Carmel, NY 10512	\$967,493.00*
PCI Industries Corp.	\$1,089,200.00



550 Franklin Avenue  
Mount Vernon, NY 10550

Montesano Brother Inc.  
76 Plain Avenue  
New Rochelle, NY 10801

\$1,169,000.00

\* Mathematical Correction

**WHEREAS**, it is understood that providing a Letter of Credit for performance security may represent a hardship and a performance bond in the amount of 100% the Contract sum shall be provided in lieu; and

**WHEREAS**, the Director of Technical Services and the Engineer of Record, Town Consultant WSP USA, has reviewed the bids, prepared a bid tabulation and performed the reference checks.

**NOW, THEREFORE, BE IT 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; and

**BE IT FURTHER RESOLVED**, that the Contract be awarded to the lowest responsible bidder, (subject to final approval and authorization by the New York State Department of Transportation), Sun Up Construction Corp., 7 Viola Court, Wappingers Falls, NY 12590 in the amount of \$671,643.012.

**BE IT FURTHER RESOLVED**, that the Town of Cortlandt shall fund all costs of construction that exceed the full federal and non-federal funding for this project.

**BE IT FURTHER RESOLVED**, that the Supervisor is hereby authorized to execute the contract documents subject to approval and authorization of the same by the NYSDOT and Town Attorney.

**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  
LAROU SHATZKIN  
TOWN CLERK**

**Adopted on February 9, 2021  
at a Regular Meeting  
Held via Zoom**

**RESOLUTION**

**NUMBER 72-21**

**RE: (AUTHORIZE DOTS TO OBTAIN PROPOSALS FOR DESIGN SERVICES FOR THE DEVELOPMENT OF THE CORTLANDT QUARRY PARK, HAMLET OF VERPLANCK)**

**NOW THEREFORE BE IT RESOLVED**, that the Town Board hereby authorizes the Department of Technical Services to obtain proposals for design services for the development of the Cortlandt Quarry Park, Hamlet of Verplanck.

**BE IT FURTHER RESOLVED**, that the cost of such a study shall not exceed Ten Thousand Dollars (\$10,000.00).

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

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

**Adopted on February 9, 2021  
at a Regular Meeting  
Held via Zoom**

**RESOLUTION**

**NUMBER 73-21**

**RE: (AUTHORIZE THE CONSTRUCTION OF A LOW PRESSURE SANITARY SEWER (L.P.S.S.) MAIN ALONG HILL AND DALE ROAD)**

**WHEREAS**, the property owner (herein “Applicant”) of 3 Hill and Dale Road (44.8-4-13) has requested permission to construct a 2.5” inch low pressure sanitary sewer (L.P.S.S.) main along Hill and Dale Road to connect to the Red Oaks Sewer District; and

**WHEREAS**, the Applicant has successfully petitioned the Town and Westchester County to be incorporated into the Peekskill Sanitary Sewer District; and

**WHEREAS**, the cost of engineering design, permitting, construction and certification shall be paid for by the Applicant proposing to construct the sanitary sewer main; and

**WHEREAS**, the Applicant shall remit payment of the sanitary sewer district extension fee and obtain all necessary road opening permits and reimburse the Town for any construction inspection consultant fees as required; and

**WHEREAS**, the design allows for additional parcels along the route to connect in the future subject to their incorporation into the Peekskill Sanitary Sewer District and local districts.

**NOW THEREFORE BE IT RESOLVED**, that the Director of Technical Services is hereby authorized to complete the review of the application and execute all forms for submission to the Westchester County Department of Health for approval.

**BE IT FURTHER RESOLVED**, that upon acceptance of completed works, the main will be offered for dedication to the Town of Cortlandt.

**BE IT FURTHER RESOLVED**, that upon the connection of any other users to the sewer system, the said users shall pay their proportionate shares of any costs herein.

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

**Adopted on February 9, 2021  
At a Regular Meeting  
Held via Zoom**

**RESOLUTION**

**NUMBER 74-21**

**RE: (AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL AID AND STATE “MARCHISELLI” PROGRAM AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE FOR NYSDOT PIN 8390.96 / TE CONTRACT 2020.03 – WESTBROOK DRIVE CORTLANDT TOWN CENTER INTERSECTION IMPROVEMENT)**

WHEREAS, a Project for **WESTBROOK DRIVE CORTLANDT TOWN CENTER INTERSECTION IMPROVEMENT**, PIN **8390.96** (the “Project”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the Town of Cortlandt desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of construction and construction inspection work.

**NOW THEREFORE BE IT RESOLVED**, the Cortlandt Town Board, duly convened does hereby.

**BE IT FURTHER RESOLVED**, that the Cortlandt Town Board hereby approves the above-subject project.

**BE IT FURTHER RESOLVED**, that the Cortlandt Town Board hereby authorizes the Town of Cortlandt to pay in the first instance 100% of the federal and non-federal share of the cost of construction and construction inspection work for the Project or portions thereof.

**BE IT FURTHER RESOLVED**, that the sum of \$603,000 is hereby appropriated from the Highway Fund and made available to cover the cost of participation in the above phase of the Project.

**BE IT FURTHER RESOLVED**, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Cortlandt Town Board shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Supervisor thereof.

**BE IT FURTHER RESOLVED**, that the Supervisor of the Town of Cortlandt be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid on behalf of the Town of Cortlandt with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible.

**BE IT FURTHER RESOLVED**, that in addition to the Supervisor, the following municipal titles: Deputy Supervisor and Director, Department of Technical Services are also hereby authorized to execute any necessary Agreements or certifications on behalf of the Municipality/Sponsor, with NYSDOT in connection with the advancement or approval of the project identified in the State/Local Agreement.

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

**BE IT FURTHER RESOLVED** this Resolution shall take effect immediately.

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

**Adopted on February 9, 2021  
at a Regular Meeting  
Held via Zoom**

STATE OF NEW YORK )

) SS:

COUNTY OF WESTCHESTER )

I, \_\_\_\_\_, Clerk of the Town of Cortlandt, New York, do hereby certify that I have compared the foregoing copy of this Resolution with the original on file in my office, and that the same is a true and correct transcript of said original Resolution and of the whole thereof, as duly adopted by said \_\_\_\_\_ at a meeting duly called and held at the \_\_\_\_\_ on \_\_\_\_\_ by the required and necessary vote of the members to approve the Resolution.

WITNESS My Hand and the Official Seal of the Town of Cortlandt, New York, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_

Clerk, Town of Cortlandt

**RESOLUTION**

**NUMBER 75-21**

**RE: (AUTHORIZE DOTS AND PURCHASING TO OBTAIN PROPOSALS FOR CODE ENFORCEMENT SOFTWARE AND UPGRADES)**

**BE IT RESOLVED**, that the Department of Technical Services and Purchasing Department obtain proposals for code enforcement; including planning and zoning; software and upgrades.

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

**Adopted on February 9, 2021  
at a Regular Meeting  
Held via Zoom**

**RESOLUTION**

**NUMBER 76-21**

**RE: (AUTHORIZE DOTS TO SUBMIT GRANTS TO THE NYS CONSOLIDATED FUNDING APPLICATION FOR INFRASTRUCTURE IMPROVEMENTS)**

**WHEREAS**, NYS has announced \$17 million in water quality grant funding available for infrastructure improvements and \$2 million in planning for wastewater infrastructure; and

**WHEREAS**, the Department of Technical Services recommends submitting applications for the initial planning of wastewater infrastructure in the Hamlet of Montrose and along Roa Hook Road.

**BE IT RESOLVED**, that the Department of Technical Services is hereby authorized to submit a NYS Consolidated Funding Application for grant funding available for infrastructure improvements.

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

**Adopted on February 9, 2021  
at a Regular Meeting  
Held via Zoom**



**RESOLUTION**

**NUMBER 77-21**

**(RE: AUTHORIZE THE SOLICITATION FOR PROPOSAL FOR INSPECTIONS OF ALL COMMERCIAL WATER METERS ALONG THE CORTLANDT BOULEVARD CORRIDOR.)**

**WHEREAS**, The Director of the Department of Environmental Services recommends the inspection of all commercial metering devices and enclosures along the Cortlandt Boulevard corridor from the City of Peekskill line to Lexington Avenue ; and

**WHEREAS**, a report shall be prepared and provided to the Town with all the necessary details as to the age, condition, type, size, etc. of each meter and enclosure.

**NOW, THEREFORE, BE IT RESOLVED**, that the Department of Environmental Services is directed to solicit proposals from contractors that provide these types of services.

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

**Adopted on February 9, 2021  
at a Regular Meeting  
Held at the Town Hall**

**RESOLUTION**

**NUMBER 78-21**

**(RE: AUTHORIZE THE PURCHASE AND INSTALLATION OF FLASHING YELLOW POST LIGHTS WITH SIGNAGE ON Mt. Airy Road.)**

**WHEREAS**, The Director of the Department of Environmental Services has evaluated the request for traffic calming measures along Mt. Airy Road as requested by a Town resident and the Westchester County Police ; and

**WHEREAS**, after an engineering evaluation of the extents of Mt. Airy Road, the Department recommends the installation of a **flashing yellow post lights with signage on Mt. Airy Road** at a cost of \$4,500.

**NOW, THEREFORE, BE IT RESOLVED**, that the Department of Environmental Services is authorized to purchase and install flashing yellow post lights with signage on Mt. Airy Road, more specifically between Upland Lane and Hale Hollow Road in the North West travel direction.

**ALSO BE IT RESOLVED**, that the Town Comptroller is authorized to amend the 2021 budget to fund the project as deemed necessary.

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

**Adopted on February 9, 2021  
at a Regular Meeting  
Held at the Town Hall**

**RESOLUTION**

**NUMBER 79-21**

**(RE: AUTHORIZE THE PURCHASE OF HVAC EQUIPMENT AND MATERIALS FOR TOWN HALL OFFICE SUITES.)**

**WHEREAS**, the Director of Environmental Services has determined an essential need to replace the existing HVAC system in the office suites, more specifically the Comptrollers office, Recreation, Legal and Westchester County Police due to the age and condition of the existing roof top systems; and,

**WHEREAS**, the Director of Environmental Services has estimated the cost to be approximately \$55,000 for the new HVAC equipment, materials and electrical work;

**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 and materials in accordance to General Municipal Law purchasing procedures at a cost not to exceed \$55,000; and

**BE IT FURTHER RESOLVED**, the Supervisor is hereby authorized to execute any required contract documents as needed; 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 February 9, 2021  
at a Regular Meeting  
held at the Town Hall**

**RESOLUTION**

**NUMBER 80-21**

**(RE: RE-APPOINT ALL CURRENTLY ACTIVE MEMBERS OF THE CONSERVATION ADVISORY COUNCIL EFFECTIVE JANUARY 1, 2021 AND APPOINT EMIL MOUSSA TO THE CONSERVATION ADVISORY COUNCIL EFFECTIVE JANUARY 1, 2021)**

**WHEREAS**, the Town Board of the Town of Cortlandt did by Resolution 126-13 approve joining the activities of the Conservation Advisory Council and the Open Space Committee; and

**WHEREAS**, at this time the Town Board wishes to re-appoint all currently active members for terms of two years effective on January 1, 2021; and

**WHEREAS**, the Town Board wishes to appoint Emil Moussa of 12 Catherine Street, Cortlandt Manor as a member effective on January 1, 2021;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Cortlandt does hereby re-appoint all currently active members of the Conservation Advisory Council for a term effective January 1, 2021 and ending December 31, 2022;

**BE IT FURTHER RESOLVED**, that the Town Board hereby appoints Emil Moussa of 12 Catherine Street, Cortlandt Manor for a term effective January 1, 2021 and ending December 31, 2021:

**9 PERSON COMMITTEE/2 YEAR TERMS:**

**Re-appointed Above:**

**DAVID DOUGLAS (Chairman)**                      Term Expires December 31, 2022  
36 Wood Dale Avenue, Croton

**PAUL BUCKOUT (Vice Chairman)**              Term Expires December 31, 2022  
McGregor Lane, Crompond

**AMY R. SINISCALCHI**                              Term Expires December 31, 2022  
207 Varian Road, Cortlandt Manor

**ANTHONY CARBONE**                                Term Expires December 31, 2022  
3 Trolley Road, Cortlandt Manor

**AMY ERARD**    Term Expires December 31, 2022  
119 Furnace Woods Road, Cortlandt Manor

**BRIAN SIVERMAN**  
7 Teresa Lane, Cortlandt Manor

Term Expires December 31, 2022

**Appointed Above:**

**EMIL MOUSSA**  
12 Catherine Street, Cortlandt Manor

Term Expires December 31, 2022

**Ex-officio Members:**

**Supervisor – Linda Puglisi**  
**Chairman of the Planning Board – Loretta Taylor**  
**Director of Planning and Community Improvement – Chris Kehoe**

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

**Adopted on February 9, 2021**  
**At a Regular Meeting**  
**Held via Zoom**

**RESOLUTION**

**NUMBER 81-21**

**(RE: AUTHORIZE A LEAVE OF ABSENCE FOR AN EMPLOYEE IN THE OFFICE  
OF THE TOWN COMPTROLLER EFFECTIVE FEBURARY 8, 2021)**

**RESOLVED**, that the following employee is authorized a Leave of Absence:

Employee ID # 609204 – Effective February 8, 2021 – March 5, 2021

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

**Adopted on February 9, 2021  
at a Regular Meeting  
Held via Zoom**

**RESOLUTION**

**NUMBER 82-21**

**RE: (APPOINT A TEMPORARY AGENCY FOR PERSONNEL PURPOSES IN THE  
OFFICE OF THE TOWN COMPTROLLER)**

**NOW, THEREFORE, BE IT RESOLVED**, appoint the Robert Half International (Accountemps) company to provide temporary services in the Office of the Town Comptroller to assist during the tax collection period of February 3, 2021 – March 24, 2021. The company will be paid an hourly rate of pay of \$48.10 for a 35 hour work week and the individual selected will be an employee of Robert Half International company.

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

**Adopted on February 9, 2021  
at a Regular Meeting  
held via Zoom.**

**RESOLUTION**

**NUMBER 83-21**

**(AUTHORIZE THE TOWN SUPERVISOR TO EXECUTE A LICENSE AGREEMENT  
WITH THE LET IT SHINE FARMER'S MARKET)**

**WHEREAS**, there was a successful Farmer's Market located in the hamlet of Verplanck during the Spring through Fall of 2020; and

**WHEREAS**, the Farmer's Market was hosted by Let It Shine, Inc.; and

**WHEREAS**, the Farmer's Market had previously operated on privately held land in Verplanck; and

**WHEREAS**, the Town of Cortlandt can provide a stable place for the Farmer's Market on Town-owned land near the Hudson River; and

**WHEREAS**, this will create synergy in the community and further enhance Verplanck's significance as a cultural hub and destination;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Supervisor is authorized to execute a license agreement for a Farmer's Market with Let It Shine, Inc. subject to the approval of the agreement by the Town Attorney's Office.

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

**Adopted February 9, 2021  
At a Regular Meeting  
Held via Zoom**