

RESOLUTION

NUMBER _____

(RE: NEGATIVE DECLARATION RE: A LOCAL LAW ESTABLISHING A MORATORIUM FOR SPECIAL PERMITS AND SUBDIVISIONS LARGER THAN THREE LOTS)

WHEREAS, the Town Board of the Town of Cortlandt has expressed its intent to consider, after conducting a Public Hearing hereon, a Local Law Establishing a Moratorium For Special Permits and Subdivisions Larger than Three Lots; and

WHEREAS, in accordance with the requirements of the New York State Environmental Quality Review Act (“SEQRA”), the Town Board must make a determination as to the Environmental Impact of this proposed action; and

WHEREAS, in accordance with 6 NYCRR, Part 617.6, the Town Board is the only Agency required to approve the proposed action, and is therefore the Lead Agency; and

WHEREAS, a short Environmental Assessment Form has been prepared, signed by the Supervisor, and accepted by the Town Board; and

WHEREAS, the Town Board has duly considered all of the environmental aspects of the proposed action;

NOW, THEREFORE, BE IT RESOLVED, based on a review of the Project, there appear to be no significant adverse environmental impacts; and

BE IT FURTHER RESOLVED, that based upon the Environmental Assessment Form submitted to and reviewed by the Town Board, that this is an Unlisted Action; and

BE IT FURTHER RESOLVED, that based upon the Environmental Assessment Form, the Town Board of the Town of Cortlandt does hereby **ADOPT** the attached **NEGATIVE DECLARATION** with respect to this matter.

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

**Adopted on October 18, 2022
At a Regular Meeting
Held at Town Hall**

(A Local Law Establishing a Moratorium for Special Permits and Subdivisions Larger than Three Lots)

Section 1: Legislative Intent

The Town Board has many zoning districts in the Town. Properties designated as R-80 are often located in environmentally sensitive areas. The Town Board believes it is in the Town's best interest to take a pause on special permits and larger subdivision applications in order to ensure that development is appropriate within areas zoned as R-80.

Section 2: Moratorium

No application shall be considered, nor approvals granted, by the Planning Board, Zoning Board of Appeals, or the Code Enforcement officials of the Town with respect to any applications for Special Permits or subdivisions larger than three (3) lots in R-80 Zones.

Section 3. Exemption

This moratorium shall not apply to any applications that have already been filed with the Planning Board or Zoning Board of Appeals.

Section 4. Duration

The moratorium herein shall be effective for nine (9) months from the effective date of this Local Law unless terminated earlier.

Section 5. Hardship

The Town Board retains unto itself the right to consider variances to this Local Law and to make all determinations with respect to its applicability and interpret and determine the same. Any issues with respect to the interpretation of and variances from this Law shall be determined by the Town Board upon written request of a property owner. This supersedes § 267 of the New York State Town Law as to variance process.

Section 6. Severability

If any section or subdivision, paragraph, clause, phrase of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

Section 7. Effective Date

This local law shall take effect immediately upon filing with the Secretary of State.

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

**Adopted October 18, 2022
At a Regular Meeting
Held at Town Hall**

DRAFT

DRAFT

RESOLUTION

NUMBER ____

**(AUTHORIZE THE TOWN SUPERVISOR TO EXECUTE A LICENSE AGREEMENT
WITH THE OWNER OF 86 CROTON AVENUE)**

WHEREAS, there has historically been a retaining wall located adjacent to 86 Croton Avenue; and

WHEREAS, this wall is located in the Town right-of-way; and

WHEREAS, the owner of 86 Croton Avenue has submitted documents to Code Enforcement regarding the construction of the retaining wall; and

WHEREAS, it is in the Town's best interests for there to be a license agreement to clarify each party's respective obligations;

NOW, THEREFORE, BE IT RESOLVED that the Supervisor is authorized to execute a license agreement with the owner of 86 Croton Avenue.

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

**Adopted October 18, 2022
At a Regular Meeting
Held at Town Hall**

DRAFT

RESOLUTION

NUMBER ____

(AUTHORIZE A LEASE AGREEMENT FOR FIELD USE AT ST. COLUMBANUS CHURCH)

WHEREAS, historically, Cortlandt American Little League (“CALL”) has used the baseball field at St. Columbanus; and

WHEREAS, Town representatives have met with members of CALL and the Parish about potential field and site improvements; and

WHEREAS, the Town and Parish have mutual interest in the Town directly leasing the field from the Church for a term of five years;

NOW, THEREFORE, BE IT RESOLVED that the Supervisor is authorized to execute a lease agreement with St. Columbanus Church for the use of the baseball field.

BE IT FURTHER RESOLVED that the Town is authorized to enter into an agreement with Cortlandt American Little League to use the field at St. Columbanus.

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

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

**Adopted October 18, 2022
At a Regular Meeting
Held at Town Hall**

DRAFT

RESOLUTION

NUMBER _____

RE: (AUTHORIZE CONTRACT WITH PROSAFETY FOR SAFETY TRAINING AND EVALUATION)

RESOLVED, that the Supervisor is hereby authorized to enter into a contract with Prosafety Services to provide training and safety evaluation for the Town of Cortlandt at a cost not to exceed \$3,500; and

BE IT FURTHER RESOLVED, that he Comptroller is authorized to amend the budget as necessary.

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

**Adopted on October 18, 2022
At a Regular Meeting
Held at Town Hall.**

DRAFT

RESOLUTION

NUMBER _____

**RE: (AUTHORIZE A CONTRACT WITH RESPECT TO THE
AFFORDABLE CARE ACT)**

BE IT RESOLVED, that the Town Board of the Town of Cortlandt does hereby authorize a contract with Corporate Plans Inc. at a cost of \$16,000.00 (SIXTEEN THOUSAND) for Affordable Care Act (ACA) Employees Tracking and Reporting services to in compliance with federal regulations.

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

**Adopted October 18, 2022
At a Regular Meeting
Held at Town Hall**

DRAFT

RESOLUTION

NUMBER 311-19

(RE: AUTHORIZE CONTRACTS WITH RESPECT TO SNOW PLOWING AND ICE CONTROL FOR THE 2022-2023 SEASON, BID#22-23)

WHEREAS, the Purchasing Director previously advertised for bids for SNOW PLOWING AND ICE CONTROL; and

WHEREAS, said bids were received and opened by the Purchasing Director on OCTOBER 13TH, 2022; and

WHEREAS, the LOWEST RESPONSIBLE BIDDER was GREEN DESIGN CONCEPTS LLC, 57 SOUTH PARLIMAN RD., LAGRANGEVILLE, NY 12540, whose bid was \$158.00 (Part A), \$195.00 (Part B), \$246.00 (Part C), and \$122.00 (Part D) per hour per vehicle; and

WHEREAS, the alternate LOWEST RESPONSIBLE BIDDER was MANZERS LANDSCAPING, 1060 LOWER SOUTH STREET, Peekskill, New York, whose bid was \$160.00 (Part A), \$175.00 (Part B), and \$160.00/\$175.00/\$200.00 (Part D, depending on vehicle) per hour, per vehicle, shall be awarded alternate for additional work as directed by DES; and

WHEREAS, it is the recommendation of the Departments that the bid be awarded to both bidders and services utilized by the Department based on cost, seasonal availability of equipment, and equipment proposed;

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor be, and hereby is, authorized to execute contracts in accordance with the bid specifications previously prepared.

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

**Adopted October 18, 2022
At a Regular Meeting
Held at Town Hall**

DRAFT

RESOLUTION

NUMBER _____

(RE: AUTHORIZE AN RFP FOR AGENDA MANAGEMENT SOFTWARE)

RESOLVED, that the Town Board of the Town of Cortlandt does hereby authorize the Director of Purchasing and the Town Clerk to request proposals for Agenda Management Software.

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

**Adopted on October 14, 2022
At a Regular Meeting
Held at the Town Hall**

DRAFT

RESOLUTION

NUMBER _____

**(AUTHORIZE THE TOWN SUPERVISOR TO EXECUTE A LICENSE AGREEMENT
WITH METRO NORTH FOR THE WINTER WONDERLAND FESTIVAL)**

WHEREAS, the Town has successfully hosted the Winter Wonderland Festival for the past several years; and

WHEREAS, Winter Wonderland takes place adjacent to the Cortlandt Train Station; and

WHEREAS, Metro North has allowed the Town to use its parking lot during Winter Wonderland; and

WHEREAS, the Town and Metro North wish to formalize their agreement;

NOW, THEREFORE, BE IT RESOLVED that the Supervisor is authorized to execute a license agreement with Metro North for the Winter Wonderland Festival.

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

**Adopted October 18, 2022
At a Regular Meeting
Held at Town Hall**

RESOLUTION

NUMBER _____

RE: (APPROVE ELECTRICAL REPAIRS AND GENERAL SERVICES FOR THE CORTLANDT SYNTHETIC ICE RINK)

WHEREAS, the Town Board of the Town of Cortlandt has previously approved Contract TE 2022.02 and TE 2022.03 covering the purchase and installation of a synthetic ice rink, sheds, storage building and site improvements; and

WHEREAS, to service the new buildings, repair and general electrical service work for the equipment and skating rink were required; and

WHEREAS, multiple proposals were received from Morabito Electric Inc., the Town's on-call electrical contractor totaling Forty-One Thousand Fifty-One Dollars and No Cents (\$41,051.00) which includes installation of conduit, panel upgrades, wiring and installation of electrical fixtures.

WHEREAS, design services to prepare electrical load letter and wiring schematics was requested and a proposal from Lynstaar Engineering P.C. was received in the amount of Nine Thousand Dollars (\$9000.00).

NOW, THEREFORE, BE IT RESOLVED, that the proposals from Morabito Electric Inc., be approved at a maximum amount not to exceed Forty-Five Thousand Dollars (\$45,000).

BE IT FURTHER RESOLVED, that the Comptroller is authorized to amend the budget and transfer expense associated with Lynstaar Engineering from the Engineering Consultant Line to the Capital Project Line.

BE IT FURTHER RESOLVED, that the Director of DOTS is hereby authorized to execute the proposals subject to approval of the same by the Town Attorney.

BE IT FURTHER RESOLVED, that the 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 October 18, 2022
at a Regular Town Board Meeting
Held at the Town Hall**

DRAFT

RESOLUTION

NUMBER _____

RE: (AUTHORIZE SANITARY SEWER FLOW MONITORING FOR PROPOSED ANNSVILLE CREEK SANITARY SEWER DISTRICT)

WHEREAS, Town Board Resolution 273-21 approved a consultant service contract with CPL Arch., Eng. & Plng., to evaluate and design a proposed sanitary sewer district for the Annsville Creek area; and

WHEREAS, the Consultant has recommended after discussion with Westchester County Department of Environmental Facilities and Town of Cortlandt DOTS and DES staff to perform a sanitary flow study to confirm capacity of the existing and receiving, Town and County sanitary infrastructure; and

WHEREAS, the Consultant solicited proposal from qualified firms and recommends award to Fred A. Cook Jr., Inc., P.O. Box 70, Montrose, NY 10548; and

WHEREAS, the total cost including contingency is Twenty-Five Thousand Dollars (\$25,000.00).

NOW THEREFORE BE IT RESOLVED, that the previous approved contract with CPL be amended to include the proposed sanitary sewer flow monitoring in the amount indicated above.

BE IT FURTHER RESOLVED, that all work is subject to the requirements of NYS Prevailing Wage and CPL shall furnish all lien releases to the Town associated with this work prior to their final payment.

BE IT FURTHER RESOLVED, that the cost of said services shall be levied back against the sewer improvement areas.

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 October 18, 2021
At a Regular Meeting
Held at the Town Hall**

DRAFT

RESOLUTION

NUMBER _____

(RE: AUTHORIZE NECESSARY REPAIRS TO THE SUNSET BASEBALL FIELD AND FACILITIES.)

WHEREAS, The Cortlandt Travel League, The Hendrick Hudson Baseball Program Coaches and residents have requested major upgrades to the field and fencing at the Sunset Park; and,

WHEREAS, the field is owned by the Town of Cortlandt with routine maintenance provided by the Town of Cortlandt DES Parks Staff; and,

WHEREAS, the Director of the Department of Environmental Services has evaluated the request and recommends the labor for the field repairs be undertaken by the Department of Environmental Services and the fence upgrades to be completed by a professional fence contractor.

NOW, THEREFORE, BE IT RESOLVED, that the Department of Environmental Services is authorized to undertake the repairs to the field and to select the lowest responsible bidder for the fencing at a cost not to exceed \$65,000 to complete the requested upgrades; and,

BE IT FURTHER RESOLVED, that Town Board hereby adopts a Negative Declaration; and

BE IT FURTHER RESOLVED, that the Comptroller is authorized to amend the 2022 budget to fund the project, as appropriate.

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

**Adopted on October 18, 2022
at a Regular Meeting
Held at the Town Hall**

DRAFT

RESOLUTION

NUMBER _____

**(RE: AUTHORIZE THE APPOINTMENT OF THE FOLLOWING SEASONAL EMPLOYEES
IN THE DEPARTMENT OF ENVIRONMENTAL SERVICES FOR THE YEAR 2022)**

NOW THEREFORE BE IT RESOLVED, the following seasonal employees will be appointed in the Department of Environmental Services, with a start date of (See Below) and an end date of 12/18/2022. This appointment is subject to completion of drug screening.

SANITATION	NAME	START DATE
	John Guida	08/19/2022

BE IT FURTHER RESOLVED, all temporary employees in the Department of Environmental Services shall be compensated at an hourly rate of pay of \$18.00.

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

**Adopted on October 18, 2022
at a Regular Meeting
Held at Town Hall**

DRAFT

RESOLUTION

NUMBER _____

(RE: AUTHORIZE AN INTERMITTENT LEAVE OF ABSENCE UNDER FMLA FOR AN EMPLOYEE IN DES -SANITATION OFFICE EFFECTIVE OCTOBER 18, 2022)

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

Employee ID # 103750 – Effective October 18, 2022 – October 18, 2023

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

**Adopted on October 18, 2022
at a Regular Meeting
Held at Town Hall**