

**TOWN OF ORANGETOWN
SPECIAL TOWN BOARD MEETING
EXECUTIVE SESSION
January 29, 2001**

This Special Town Board Meeting was opened at 7:10 P.M. Supervisor Kleiner presided. The Town Clerk called the roll.

Present were: Councilman Robert Bergman
Councilman Edward Fisher
Councilman Denis O'Donnell
Councilman Denis Troy

Also Present: Charlotte Madigan, Town Clerk
Eliot Tozer, Deputy Supervisor
Thomas O'Connell, Deputy Town Attorney
Brian Shortt, Confidential Assistant to Supervisor
James Dean, Superintendent of Highways
Brian J. Kenney, Assessor

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RESOLUTION NO. 74

EXECUTIVE SESSION

Councilman Fisher offered the following resolution, which was seconded by Councilman O'Donnell and was unanimously adopted:

RESOLVED, that this Town Board enters executive session to discuss particular litigation and particular personnel matters.

Ayes: Councilman Fisher, O'Donnell, Bergman, Troy
Supervisor Kleiner
Noes: None

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RESOLUTION NO. 75

ADJOURNMENT

Councilman Fisher offered the following resolution, which was seconded by Councilman O'Donnell and was unanimously adopted:

RESOLVED, that this Town Board Executive Session adjourns at 7:40 P.M.

Ayes: Councilman Fisher, O'Donnell, Bergman, Troy
Supervisor Kleiner
Noes: None



CHARLOTTE MADIGAN, TOWN CLERK

**TOWN OF ORANGETOWN
REGULAR TOWN BOARD MEETING
JANUARY 29, 2001**

The Regular Town Board Meeting was opened at 7:40 P.M. Supervisor Kleiner presided. The Town Clerk called the roll. Present were:

Councilman Robert Bergman
Councilman Edward Fisher
Councilman Dennis O'Donnell
Councilman Denis Troy

Also present:

Charlotte Madigan, Town Clerk
Eliot Tozer, Deputy Supervisor
Thomas O'Connell, Deputy Town Attorney
Brian Shortt, Confidential Assistant to Supervisor
Charles Richardson, Director of Finance
James Dean, Superintendent of Highways
Robert Beckerle, Dir., Dept of Environmental Mgt. & Eng.
Terrence Sullivan, Police Captain
Robert Simon, Receiver of Taxes
Mary McCloskey, Assessor's Office
John Giardiello, Director, OBZPAE
Richard L. Rose, Jr., Supt., Parks-Rec & Bldg. Maint.

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The Pledge of Allegiance to the Flag was led by the Town Board.

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Supervisor Kleiner noted that there will be a Comprehensive Plan Meeting with Saccardi & Schiff on Tuesday, January 30, 2001, 7:30 P.M., in the new courtroom.

The Supervisor presented Certificate of Achievement for Excellence in financial reporting to the Finance Department.

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The public portion was opened and the following spoke:

Paul Melone, Tappan, spoke on the purchase of Tappan Memorial Park and the lost opportunity to purchase adjoining available property to enlarge the park, purchased by the Fire Department, and snow not cleared at entrances to the park with six foot mound at the path entrance.

Gail Raffaele, Tappan, questioned the need for Finance Director to attend conference, asked for action on a Code of Ethics and Campaign reform, include request for additional safety in resolution on Rockland Psychiatric Center. She asked that the meeting be also adjourned in memory of Diane Beljean, former Town Board member.

Hector May spoke in favor of purchase of Rockland Psychiatric Center property. He believes money can be raised with cooperation of Government, business and philanthropy. He suggested forming a committee to achieve this.

Mrs. McCarthy, Tappan, re January 18th meeting she hasn't received copy of wall plans from Mr. Beckerle or letter from Supervisor's office stating that the Town would hold the bond in case Mr. Herskowitz did not pay for the damages to her property.

Eileen Larkin, Palisades, re newspaper article on Mrs. Hall being homeless, lost her home because of unpaid taxes. She feels that the Town should set up procedure to prevent this from happening again. She praised George & Marge Raboni for their kindness and care of Frannie Hall. Mrs. Larkin pointed out that George Raboni is an Orangetown Police Officer.

Anthony Zacharakis, requested the items for discussion to be placed on a Regular Town Board Agenda, this would include building permits, the water course, Ryerson Estates and Route 303.

Ruth Weber, Upper Grand View Association, discussed building permits, open space and the importance of building permits and how it effects the homeowner.

Georgia Lippsett, Orangeburg, distressed by the Frannie Hall article in the Rockland County Times, congratulated Officer Raboni, but would hope in the future that something could be done to prevent this.

Councilman Bergman addressed the revitalization of downtown Pearl River, reiterating the importance of diagonal parking. Mr. Bergman mentioned that the safety issues, including calming strategies, for traffic would be addressed. Mr. Bergman read a letter from the County discussing the diagonal parking, and also discussed the following issues with the Town Board:

- 1. Creation of a capital projects account
- 2. Retention of O & R. Utilities to relocate electric wires
- 3. Traffic Calming strategies required (Traffic Advisory Board to be consulted)
- 4. Secure engineering drawings from Town Engineer for diagonal parking.

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RESOLUTION NO. 76

GRANT PERMISSION/FINANCE DIRECTOR

Councilman Fisher offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that permission is hereby granted to Charles Richardson, Director of Finance, to attend the New York State Government Finance Officers Association Annual Conference and Training session, March 28-30, in Albany, New York, at a total cost of \$640.00, to be charged to accounts A/1310/0441 and A1310/0480.

Ayes: Councilmen Fisher, Troy, Bergman, O'Donnell
 Supervisor Kleiner
 Noes: None

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RESOLUTION NO. 77

ACCEPT MINUTES

Councilman O'Donnell offered the following resolution, which was seconded by Councilman Bergman and was unanimously adopted:

RESOLVED, that the Regular Town Board minutes of January 16, 2001, and Special Town Board minutes of January 15, 16, and 22, 2001, and Audit minutes of January 22, 2001 are hereby accepted.

Ayes: Councilmen O'Donnell, Bergman, Fisher, Troy
 Supervisor Kleiner
 Noes: None

RESOLUTION NO. 78

**SET P/H ROCKLAND CO
CONSORTIUM TOWNS &
VILLAGES**

Councilman O'Donnell offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that February 13, 2001, 8:00 P.M., is hereby set for a public hearing on Rockland Consortium of Towns and Villages Community Development Block Citizen Viewpoint on 2001 Block Grant Funds.

Ayes: Councilmen O'Donnell, Troy, Bergman, Fisher
Supervisor Kleiner

Noes: None

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RESOLUTION NO. 79

**APPOINT/DEPUTY SUPT
HIGHWAYS/YANNAZZONE**

Councilman O'Donnell offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that Michael Yannazzone is hereby appointed to the position of Deputy Superintendent of Highways with a \$2,400.00 stipend.

Ayes: Councilmen O'Donnell, Troy, Bergman, Fisher
Supervisor Kleiner

Noes: None

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RESOLUTION NO. 80

COMBINE AGENDA ITEMS

Councilman Bergman offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

Resolved, that agenda items five (5) through nine (9) are hereby combined as one.

Ayes: Councilmen Bergman, Troy, Fisher, O'Donnell
Supervisor Kleiner

Noes: None

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RESOLUTION NO. 81

**ADVERTISE/HEAVY DUTY
TRUCK/HIGHWAY**

Councilman Bergman offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for one (1) New Heavy Duty Four Wheel Drive Truck with Accessories, and, Be It

RESOLVED FURTHER, that bids are to be received by 10:30 A.M., Wednesday, February 22, 2001, and be publicly opened and read aloud at 11:00 A.M., and, Be It

(continued on page 4)

RESOLUTION NO. 81 (continued)

RESOLVED FURTHER, that a report of all bids received and recommendation concerning the award is to be made at a regular Town Board Meeting.

Ayes: Councilmen Bergman, Troy, Fisher, O'Donnell
Supervisor Kleiner
Noes: None

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RESOLUTION NO. 82

**GRANT PERMISSION SUPT
PARKS/REC/ROSE**

Councilman Bergman offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that permission is hereby granted to Richard Rose, Superintendent of Parks, Recreation & Building Maintenance to attend the 2001 New York State Recreation and Park Society Conference, in Ellenville, New York, March 18-21, at no cost to the Town.

Ayes: Councilmen Bergman, Troy, Fisher, O'Donnell
Supervisor Kleiner
Noes: None

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RESOLUTION NO. 83

**ADVERTISE/TURF EQUIPMENT
BLUE HILL GOLF COURSE**

Councilman Bergman offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for Turf Equipment for Blue Hill Golf Course and the Parks Department, and, Be It

RESOLVED FURTHER, that bids are to be received by 10:30 A.M., February 21, 2001, and be publicly opened and read aloud at 11:00 A.M., and, Be It

RESOLVED FURTHER, that a report of all bids received and recommendation concerning the award is to be made at the regular Town Board Meeting of February 26, 2001.

Ayes: Councilmen Bergman, Troy, Fisher, O'Donnell
Supervisor Kleiner
Noes: None

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RESOLUTION NO. 84

**ADVERTISE/CHEMICALS &
FERTILIZERS BLUE HILL
GOLF COURSE & PARKS**

Councilman Bergman offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for Chemicals and Fertilizers for Blue Hill Golf Course and the Parks Department, and, Be

(continued on page 5)

RESOLUTION NO. 84 (continued)

It

RESOLVED FURTHER, that bids are to be received by 10:30 A.M., February 21, 2001, and be publicly opened and read aloud at 11:10 A.M., and, Be It

RESOLVED FURTHER, that a report of all bids received and recommendation concerning the award is to be made at the regular Town Board Meeting of February 26, 2001.

Ayes: Councilmen Bergman, Troy, Fisher, O'Donnell
Supervisor Kleiner

Noes: None

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RESOLUTION NO. 85

**APPROVE CERTIFICATE
REGISTRATION/2001**

Councilman Bergman offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that Certificate of Registration (Plumber's License) for 2001 for Kevin Stokes, Excavating, Inc., Chestnut Ridge, NY is hereby approved.

Ayes: Councilmen Bergman, Troy, Fisher, O'Donnell
Supervisor Kleiner

Noes: None

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RESOLUTION NO. 86

ADOPT/POLICE REG

Councilman O'Donnell offered the following resolution, which was seconded by Councilman Bergman and was unanimously adopted:

RESOLVED, that Police Regulation for a six month trial period, installation of "No Standing" signs on the east side of North Middletown road from the Clarkstown town line to New York State Route 304 entrance ramp is hereby approved.

Ayes: Councilmen O'Donnell, Bergman, Fisher, Troy
Supervisor Kleiner

Noes: None

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RESOLUTION NO. 87

**ADOPT/MEMORIALIZING
RESOLUTION/OPPOSITION
PARDON/ROSENBERG**

Councilman Troy offered the following resolution, which was seconded by Councilman O'Donnell and was unanimously adopted:

WHEREAS, the Town of Orangetown and Rockland County suffered a great loss on October 20, 1981 with the murder of two police officers, Sergeant Edward O'Grady and Patrolman Waverly Brown, and a security guard Peter Paige, and

(continued on page 6)

RESOLUTION NO. 87 (continued)

WHEREAS, the community feels that every perpetrator of this horrible crime should be brought to justice and receive a just punishment, and

WHEREAS, Susan Rosenberg was implicated as a collaborator in this crime, but never tried, and in prior actions of the terrorists, known as the Weather Underground and the Black Liberation Army, and

WHEREAS, she was arrested in 1983 with 14 automatic weapons and hundreds of pounds of explosives, and

WHEREAS, in the interest of judicial expediency, the U.S. Attorney decided to not prosecute her for charges related to the Brinks robbery and instead she was tried and convicted only for weapons possession charges, and

WHEREAS, President William J. Clinton, in a scandalous act, elected to pardon Susan Rosenberg in 2001 against the pleas of the U.S. Attorney for the Southern District of New York and the families of the murder victims, and

WHEREAS, Orangetown residents, particularly those who serve in law enforcement, are shocked and upset by the decision of the President to grant this pardon, Now, Therefore, Be It

RESOLVED, that the Town Board of the Town of Orangetown, through this memorializing resolution, respectfully requests that Rockland County District Attorney Michael Bongiorno and all other appropriate officials review this case and determine whether prosecution of Ms. Rosenberg for her role in the Brinks robbery, or any other action, would be possible and appropriate at this time, and, Be It

FURTHER RESOLVED, that the Town Clerk is authorized to transmit certified copies of this resolution to:

- President George W. Bush
- United States Attorney General-Designee John Ashcroft
- United States Attorney for New York Mary Jo White
- Rockland County District Attorney Michael Bongiorno
- Rockland County Executive C. Scott Vanderhoef
- Rockland County Town Supervisors
- Rockland County Village Mayors

Ayes: Councilmen Troy, O'Donnell, Bergman, Fisher
 Supervisor Kleiner
 Noes: None

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RESOLUTION NO. 88

**ADOPT/MEMORIALIZING
RESOLUTION/ROCKLAND
CHILDREN'S PSYCHIATRIC
CENTER & ROCKLAND
PSYCHIATRIC CENTER**

Councilman Fisher offered the following resolution, which was seconded by Councilman O'Donnell and was unanimously adopted:

WHEREAS, the Town of Orangetown has been the host to the Rockland Psychiatric Center (RPC) and the Rockland Children's Psychiatric Center (RCPC) for decades, and

(continued on page 7)

RESOLUTION NO. 88 (continued)

WHEREAS, the Town has grave concerns over the security of the facility,
and

WHEREAS, the Governor of New York State in his Executive Budget, has indicated he will close the Middletown Psychiatric Center and move those patients to RPC, and

WHEREAS, the consequent increase in patients may exacerbate the existing problems, and

WHEREAS, the Governor’s plan also calls for the consolidation of both RCPC and RPC into one location, and

WHEREAS, this Town Board of the Town of Orangetown is concerned that this consolidation could be detrimental to the care of the children at RCPC, and

WHEREAS, the State of New York did not formally notify any official of the Town of Orangetown about either of these actions before they were announced to the press, Now, Therefore, Be It

RESOLVED that the Town Board respectfully requests that the decision to move patients from the Middletown facility be reconsidered in light of the difficulties the Town of Orangetown is already experiencing with the existing population, and, Be It

RESOLVED FURTHER, that the Town Board respectfully requests that prior to any final decision being made or announced, the Governor, the Mental Health Commissioner, and their appropriate deputies meet with the Town Board to discuss the implications of this decision, and, Be It

RESOLVED FURTHER that the Town Board respectfully requests that before any consolidation of RPC and RCPC is implemented, a thorough analysis be conducted on the impact such consolidation would have on the well-being and rehabilitation of the children at the facility, and, Be It

RESOLVED FURTHER that the Town Clerk is authorized to transmit copies of this resolution to the following:

- New York State Governor George Pataki
- New York State Mental Health Commissioner James Stone
- New York State Senator Thomas Morahan
- New York State Assemblyman Sam Colman
- New York State Assemblyman Alex Gromack
- Rockland County Executive C. Scott Vanderhoef
- Rockland Psychiatric Center Director James Bopp

Ayes: Councilmen Fisher, O'Donnell, Bergman, Troy
Supervisor Kleiner

Noes: None

RESOLUTION NO. 89

**APPOINT/PLANNING BOARD
CHAIR/HOPKINS**

Councilman O'Donnell offered the following resolution, which was seconded by Councilman Troy and on roll call was adopted:

(continued on page 8)

RESOLUTION NO. 89 (continued)

RESOLVED, that Tim Hopkins is hereby appointed as chairman of the Planning Board, effective January 30, 2001 through December 31, 2001.

Ayes: Councilmen O'Donnell, Troy, Bergman, Fisher
Abst.: Supervisor Kleiner
Noes: None

Gail Raffaele, Tappan, re canvassing other members to see if they would be interested in being the chairperson.

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Ruth Weber, Upper Grand View, asked what kind of chemicals are being used on the Golf Course, and requested further explanation at the next public meeting.

Supervisor Kleiner noted that the Town received pesticide law notification from the State today and it will be circulated.

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RESOLUTION NO. 90

**APPOINT/SENIOR CITIZENS
ADVISORY COMM**

Councilman Fisher offered the following resolution, which was seconded by Councilman Bergman and was unanimously adopted:

RESOLVED, that Mary Brennan is hereby appointed as a member of the Senior Citizens Advisory Committee for the year 2001.

Ayes: Councilmen Fisher, Bergman, O'Donnell, Troy
Supervisor Kleiner
Noes: None

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New Business:

Councilman Troy re question from Wald Senior Housing on Senior Citizens groups

Councilman O'Donnell re status of amending the law regarding replacement of a deteriorated stone wall or railroad ties in the Critical Environmental Areas without the expense of going before the boards.

Supervisor Kleiner re law may not be retroactive unless grandfathered in and needs the Town Attorney to give his opinion on this.

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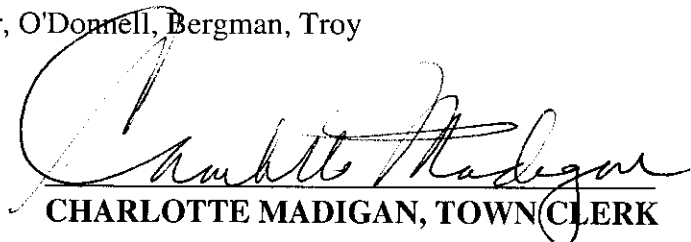
RESOLUTION NO. 91

ADJOURNMENT/MEMORY

Councilman Fisher offered the following resolution, which was seconded by Councilman O'Donnell and was unanimously adopted:

RESOLVED, that this meeting is hereby adjourned at 9:10 P.M. in memory of Hugh Drain, Pearl River, New York, Diane Beljean former Town Board member, and Frank E. Toscani, Pearl River, New York.

Ayes: Councilmen Fisher, O'Donnell, Bergman, Troy
Supervisor Kleiner
Noes: None


CHARLOTTE MADIGAN, TOWN CLERK