TOWN OF ORANGETOWN
SPECIAL TOWN BOARD MEETING
EXECUTIVE SESSION
OCTOBER 9, 2001

This Special Town Board Meeting was opened at 7:12 P. M. Supervisor Thom Kleiner presided. The Town Clerk called the roll.

Present were: Councilman Robert Bergman arrived at 7:50 PM
Councilman Denis O'Donnell
Councilman Denis Troy

Councilman Edward Fisher was absent

Also Present: Charlotte Madigan, Town Clerk
Eliot Tolzer, Deputy Supervisor
Suzanne Barclay, Executive Asst. To Supervisor
James K. Riley, Town Attorney
Thomas O'Connell, Deputy Town Attorney
Charles Richardson Director of Finance
Brian Kenny, Assessor

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RESOLUTION NO. 549 EXECUTIVE SESSION

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

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

Ayes: Councilmen Troy, Councilman O'Donnell
Supervisor Kleiner

Noes: None

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RESOLUTION NO. 550 ADJOURNMENT

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

RESOLVED, that this Town Board Executive Session adjourns at 8:10 P.M., to the Workshop meeting.

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

Noes: None

CHARLOTTE MADIGAN, TOWN CLERK
TOWN OF ORANGETOWN
REGULAR TOWN BOARD MEETING
OCTOBER 9, 2001

The Regular Town Board Meeting was opened at 8:01 P.M. Supervisor Kleiner presided. The Town Clerk called the roll. Present were:

Councilman Robert Bergman
Councilman Dennis O’Donnell
Councilman Denis Troy

Councilman Edward Fisher was absent.

Also present:

Charlotte Madigan, Town Clerk
Eliot Tozer, Deputy Supervisor
James K. Riley, Town Attorney
Thomas O'Connell, Deputy Town Attorney
Teresa Kenny, Deputy Town Attorney
Suzanne Barclay, Confidential Assistant to Supervisor
Charles Richardson, Director of Finance
James Dean, Superintendent of Highways
Robert Beckerle, Dir., Dept of Environmental Mgt. & Eng.
Brian Kenney, Assessor,
Ed Cook, Building Inspector

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

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The Town Board discussed resolution on Military Leave regarding health benefits and pay.

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RESOLUTION NO. 551

EXTEND MILITARY LEAVE BENEFITS FOR TOWN PERSONNEL

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

WHEREAS, the recent “War on Terror” has resulted in a major call-up of military reserves; and

WHEREAS, it appears that the call-up will continue for the duration of this world crisis; and

WHEREAS, there is a very real likelihood that the employees of the Town of Orangetown will also be subject to such call-ups; and

WHEREAS, the State of New York has extended military leave time by an additional 30 days beyond the current provision of 30 days to employees of State departments and agencies, thus giving its employees 60 days military leave; and

WHEREAS, The Governor of the State of New York has also extended

(continued on page 2)
RESOLUTION NO. 551 (continued)

insurance benefits to reservists and National Guard members in the State work force who are activated in connection with the War on Terror crisis, which includes among other things that health insurance for covered employees and dependents shall continue at no cost to the employee for up to 12 months from the date of military activation minus any period the employee remains in full pay status; and

WHEREAS, it is the intent of the Town Board of the Town of Oragetown that the military leave policy with respect to health benefits and extended military leave be substantial equivalent to that of the State of New York and the County of Rockland; and

WHEREAS, it is the policy of the Town Board of the Town of Oragetown to support military reservists and National Guard members, Now, Therefore, Be It

RESOLVED, that the Town of Oragetown hereby establishes the following personnel policy for those Town employees that are Federally activated in connection with the War on Terror crises:

(1) Extension of military leave benefits for a period of sixty (60) work days.

(2) Extension of medical benefit for the employee and dependants, if any, for a period of one (1) year at no cost to the employee.

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

Noes: None

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Supervisor Kleiner spoke on the funeral service for Fred III, Jr. He noted the attendance of dignitaries, community, uniform persons, Oragetown Police Department, former President Clinton, and a representative of New York City Mayor Giuliani.

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The Rockland Psychiatric Center property was discussed regarding the use of the land as well as the description of the land. Broad Acres golf course was discussed and approximately 230 acres of open space will be available.

Supervisor Kleiner advised that the Comprehensive Plan - Draft Planning Proposals meeting is on October 23, 2001 at 7:30 P.M., and the schedule for the October 15th meeting (Route 303 Public Hearing and Budget Workshop). He also advised that the deadline on the tax relief extension is October 15th.

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The public portion was opened and the following spoke:

Councilman Bergman, ADHOC, spoke on 45 properties available for open space acquisition. The October 22nd meeting is to explain reasons for choice and will answer any questions. All committees and Catherine Dodge along with Rich Rose will be included in all decisions.

Paul Melone, spoke re Kelly's pub, closing of the bank’s parking lot, and Budweiser signs were removed. He thanked everyone for the improvements made. He asked if the Tappan Memorial Park entrance would be open while the work is being done? He offered signatures regarding Kelly's pub.
Hanna Stone, Pearl River, concerned re Performance Bond. Supervisor Kleiner responded that John Giardello, Director, OBZPAE, sent letter concerning ownership of fence. Councilman Troy requested the Town Board be cc of any letters sent by building or enforcement. A discussion took place regarding questions on performance bonds, and would like representatives of Department Heads to be present to answer questions.

Peggy Powers, Pearl River, landscaping is still not completed, questions on violations and ownership of the fence. She read letter on the events of the past five years and on variety of problems she and her husband have from these Boards and their decisions.

In response to Supervisor Kleiner, Town Attorney James Riley spoke re legal counsel at Board meetings indicating that late night meetings are not productive. In answer to Councilman O'Donnell's inquiry on providing legal help, Attorney Riley noted that legal advice is such only if the Boards are willing to accept it.

Mary McCloskey, Blauvelt, spoke re adult community for Rockland Psychiatric Center Lands, and requested that it be considered as part of any adult planning.

Mr. Berman spoke regarding acquisition of open space and the parcels available.

Fran Oldenburger, Blauvelt, re next meeting for Cablevision.

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RESOLUTION NO. 552  COMBINE AGENDA ITEMS

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

RESOLVED, that agenda items two (2) through seven (7), and nine (9) through twelve (12) are hereby combined as one.

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

Noes: None

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RESOLUTION NO. 553  GRANT PERMISSION SHARPLES

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

RESOLVED, that Stuart Sharples is hereby granted permission to attend the New York State Turfgrass Association conference in Syracuse, NY, November 13-15, 2001, at a cost of $228.70, to be charged to E7250004/50441, and is also allowed use of a Town vehicle.

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

Noes: None

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RESOLUTION NO. 554  AUTHORIZE/CHANGE ORDER SPARKILL CREEK

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

(continued on page 4)
RESOLUTION NO. 554 (continued)

RESOLVED, that a change order increase of $14,957.00 for the Sparkill Creek culvert project (FEMA) is hereby authorized.

Ayes: Councilmen Bergman, Troy, O’Donnell
Supervisor Kleiner

Noes: None

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RESOLUTION NO. 555

AUTHORIZE/PURCHASE
GENERATOR/PARKS & REC

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

RESOLVED, that, as an emergency appropriation, the purchase of one (1) Caterpillar Olympian Model G100F1 natural gas fueled, generator set rated at 100kw standby, 120/208 volts, three phase, 4 wire, 60 hertz at 0.8 power factor, in the amount of $20,420.00, from H. O. Penn Machinery Company, Inc., Newington, Ct., to be charged to A1620/50453 is hereby authorized.

Ayes: Councilmen Bergman, Troy, O’Donnell
Supervisor Kleiner

Noes: None

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RESOLUTION NO. 556

ADOPTED/POLICE REGS
NORTH MAIN/PEARL RIVER

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

RESOLVED, that Police Regulations for a six month trial period, installation of “Two Hour Parking” signs on the west side of North Main Street from Washington Avenue to Lewis Avenue, Pearl River, are hereby approved.

Ayes: Councilmen Bergman, Troy, O’Donnell
Supervisor Kleiner

Noes: None

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RESOLUTION NO. 557

ADOPTED/POLICE REG/OLD TAPPAN ROAD/TAPPAN

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

RESOLVED, that Police Regulations for a six month trial period, installation of “15 Minute Parking” signs on the south side of Old Tappan Road, Tappan, in front of stores are hereby adopted.

Ayes: Councilmen Bergman, Troy, O’Donnell
Supervisor Kleiner

Noes: None

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RESOLUTION NO. 558

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

RESOLVED, that October 29, 2001, 8:00 P.M., is hereby set for a public hearing to consider renewal of a five (5) year contract (expiring December 31, 2001) with the Blauvelt Volunteer Fire Company, Inc., for fire protection services for the Blauvelt Fire Protection District for a five (5) year period.

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

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RESOLUTION NO. 559

RESOLVED, that the 2002 Budget for the Pearl River Fire District is hereby received and filed.

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

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RESOLUTION NO. 560

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

RESOLVED, that the Town Clerk is hereby authorized to advertise for sealed bids (re-bid) for one new 24 Cubic Yard Trash Dump Trailer, and, Be It

RESOLVED FURTHER, that bids are to be received by 10:30 A.M., October 31, 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 recommendations concerning the award is to be made a regular Town Board meeting.

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

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RESOLUTION NO. 561

AWARD/PEARL RIVER TRUNK SEWER REHABILITATION

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

Whereas, the Town Clerk duly advertised for sealed bids for the Rehabilitation of a portion of the Pearl River Trunk Sewer, which were received and publicly opened on October 4, 2001, and

Whereas, these bids were referred to the Director of the Department of Environmental Management & Engineering, for recommendation and report, a copy is labeled Exhibit 10-A-2001 and made a part of these minutes, Now, Therefore, Be It

RESOLVED, that upon recommendation of the Director of the Department of Environmental Management and Engineering, contract for the Pearl River Trunk Sewer Rehabilitation Project, in the amount of $209,250.00, is hereby awarded to Pipeliner, Inc., Yorktown Heights, NY, the lowest qualified bidder, to be charged to the capital project account.

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

Noes: None

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RESOLUTION NO. 562

ADVERTISE BIDS/CORTWOOD SENIOR HOUSING

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

RESOLVED, that the Town Clerk is hereby authorized to advertise for sealed bids for Cortwood Senior Housing for 1) the demolition of a single family house; 2) grading and construction of parking lot; and, 3) installation of lighting in the parking lot, and, Be It

RESOLVED FURTHER, that bids are to be received by 10:30 A.M. November 1, 2001 and be publicly opened and read aloud at 11:00 A.M. A report of all bids received and recommendations concerning the award is to be made at a regular Town Board meeting.

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

Noes: None

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RESOLUTION NO. 563

APPROVE SETTLEMENT/TAX CERT/AMERICAN CYANAMID CO/LEDERLE

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

RESOLVED, that the Town Attorney is hereby authorized to execute the proposed stipulation of settlement on behalf of the Town to settle the tax year 2000/2001 proceeding by American Cyanamid Company against the Town of Orangetown and the Nanuet School District regarding the tax assessment for property described as Section 68.08, Block 1, Lot 1 on the Town of Orangetown tax map. The stipulation of settlement

(continued on page 7)
RESOLUTION NO. 563 (continued)

reduces the assessment by $61,450,157 and the stipulation provides that upon receipt of
the applicable refund by the property owner that both the 2000/2001 and 1994/1995 tax
year proceedings be discontinued.

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

Noes: None

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RESOLUTION NO. 564  REAPPOINT/BOARD OF
ASSESMENT REVIEW

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

RESOLVED, that Diane F. Jordan is hereby reappointed as member of the
Board of Assessment Review for a five (5) year term, effective October 1, 2001 through

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

Noes: None

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RESOLUTION NO. 565  ADJOURNMENT/MEMORY

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

RESOLVED, that this meeting is hereby adjourned at 9:35 P.M. in
memory of:

Captain Fred Ill, Jr., Pearl River (FDNY)
Dennis P. McHugh, Sparkill (FDNY)
Robert William McPadden (FDNY)
Battalion Chief Fred Scheffold, Jr., Piermont (FDNY)
Laura Pettus Longing, Pearl River
Weibin Wang, Orangeburg
Sean Fegan, Blauvelt
John Converse, Palisades
James Woods, Pearl River

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

Noes: None

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TOWN OF ORANGETOWN
AUDIT MEETING
OCTOBER 9, 2001

The Audit Meeting opened at 9:40 P.M. Supervisor Kleiner presided. The Town Clerk called the roll. Present were:

Councilman Robert Bergman
Councilman Denis O’Donnell
Councilman Denis M. Troy

Councilman Edward Fisher was absent

Also Present: Charlotte Madigan, Town Clerk
Eliot Tozer, Deputy Supervisor
James K. Riley, Town Attorney
Thomas O’Connell, Deputy Town Attorney
Suzanne Barclay, Confidential Assistant to Supervisor
Charles Richardson, Director of Finance
James Dean, Superintendent of Highway
Kevin A. Nulty, Chief of Police
Brian Kenny, Assessor
Edward Cook, for Director, OBZPAE

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RESOLUTION NO. 566 PAY VOUCHERS

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

RESOLVED, that the Finance Office is authorized to pay vouchers for General Fund, Town Outside Villages, Sewer, Highway, Utilities, Risk Retention, Capital Projects, Blue Hill and Medicare in the amount of $206,287.37.

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

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RESOLUTION NO. 567 PAY MANUAL CHECKS/ RELEASE ESCROW

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

RESOLVED, that the Finance Office is authorized to issue manual checks and Escrow Release in the amount of $9,825.00.

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

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RESOLUTION NO. 568

ADJOURNMENT

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

RESOLVED, that this Audit Meeting is hereby adjourned at 9:59 P. M.

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

[Signature]

CHARLOTTE MADIGAN, TOWN CLERK