

**TOWN OF ORANGETOWN
SPECIAL TOWN BOARD MEETING
EXECUTIVE SESSION
OCTOBER 22, 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
Councilman Edward Fisher
Councilman Denis O'Donnell
Councilman Denis Troy arrived at 7:25 PM

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

* * *

RESOLUTION NO. 578

EXECUTIVE SESSION

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

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

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

* * *

RESOLUTION NO. 579

ADJOURNMENT

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

RESOLVED, that this Town Board Executive Session adjourns at 7:37 P.M., to the Workshop meeting.

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


CHARLOTTE MADIGAN, TOWN CLERK

**TOWN OF ORANGETOWN
REGULAR TOWN BOARD MEETING
OCTOBER 22, 2001**

The Regular Town Board Meeting was opened at 7:39 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
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 Highways
Robert Beckerle, Dir., Dept of Environmental Mgt. & Eng.
Kevin Nulty, Chief of Police
Robert Simon, Receiver of Taxes
Mary McCloskey, Assessor's office
John Paci, Building Inspector
Richard L. Rose, Jr., Supt., Parks-Rec. & Bldg. Maint.

* * *

The Pledge of Allegiance to the Flag was led by Jenna, granddaughter of Eileen and the late Jack Lyman.

* * *

Kevin Nulty, Chief of Police, thanked the Town Board. He introduced the Auxiliary Police Officers. He spoke on Mr. Lyman's dedication and read the plaque hanging in Town Hall in his honor.

Police Chief Nulty presented the Jack Lyman Award to Orangetown Police Auxiliary Wallace Horisse, Jr., and to Rich Padilla in recognition of their outstanding service and dedication to the community. He gave a brief background on both and thanked them.

Police Chief Nulty introduced the Lyman family, and thanked Eileen for her support.

The Supervisor and Town Board congratulated the two recipients, and thanked the auxiliaries for their service to the Town.

* * *

The meeting resumed after a short break.

* * *

Supervisor Kleiner presented The Rockland Municipal Planning Federation Certificates of Completion to the following:

Tom Sullivan, ZBA
Suzanne Barclay, Planning Board
Lynn Greene, Building Dept.
John Giardiello, Director, OBZPAE
John Foody, Planning Board
John Duffy, Chairman, Zoning Board

Councilman O'Donnell acknowledged George Leahy, English teacher at the Nanuet High School, and AOH Historian, and his students. The Town Board thanked them for attending the meeting.

* * *

Supervisor Kleiner advised that on October 24th from 4:00 – 8:00 P.M. there will be an open house presentation on the Tappan Zee Bridge/I-287 Transportation Corridor Environmental Review Process. There will be a comprehensive plan meeting on the 23rd, at 7:30 P.M., and the Palisades Civic Association is having a candidate's night at 7:30 P.M. He said the comments received from the County on the 303 study will be circulated.

* * *

Supervisor Kleiner spoke on the services for Kevin Reilly, FDNY, killed in the World Trade disaster.

* * *

The public portion was opened and the following spoke:

Mrs. McCarty, Tappan, re Kingsridge Bond, damage to her property, unfinished fence.

Councilman Troy re when builder will complete the punch list, and Town's deadline?

Tom Brennan, member of Pearl River Excelsior Fire Engine Co. and Commissioner of the Pearl River Fire District, re facility on Hillside and Route 304, would like to enter into a lease with the Town on a piece of property 100' to the north and 250' to the west, so they can clean it up and put in picnic tables and a gazebo.

The Town Board agreed and Councilman Bergman asked Town Attorney's office to draft a contract lease after receipt of the tax map and survey with metes and bounds for this property.

Eileen Larkin, Palisades, will arrange to have candidate's night short. She questioned the Rockland County Planning Board's requirement of an Environmental Assessment Form on Route 303 when there are different plots and dealing with different uses on 303. A discussion re Town Board as lead agency and SEQRA determination ensued.

Fran Oldenburger, Blauvelt, re important information on Indian Point and Planning for Emergencies available at libraries. The Countryside Exchange Fellows came to many similar conclusions as the Open Space ADHOC, and they noted that Orangetown was a beautiful area.

* * *

RESOLUTION NO. 580

AWARD/COLLECTION TRANSPORTATION/DISPOSAL RESIDENTIAL RECYALABLES

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

Whereas, the Town Clerk duly advertised for sealed bids for the Collection, Transportation and Disposal of Residential Recyclables in the Unincorporated Portion of the Town of Orangetown, which were received and publicly opened on August 21, 2001, and

Whereas, these bids were referred to the Superintendent of Highways, for

(continued on page 3)

RESOLUTION NO. 580 (continued)

recommendation and report, a copy is labeled Exhibit 10-E-2001 and made a part of these minutes, Now, Therefore, Be It

RESOLVED, that upon recommendation of the Superintendent of Highways, the contract for the Collection, Transportation and Disposal of Residential Recyclables in the Unincorporated Portion of the Town of Orangetown is hereby awarded to Cono Recycling, Congers, NY, the only qualified bidder, for once a week pickup, in the amount of \$3.30 per month per Dwelling Unit for the first thirty (30) months, and \$3.45 per month per Dwelling Unit for the second thirty (30) months.

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

* * *

RESOLUTION NO. 581**COMBINE AGENDA ITEMS**

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

RESOLVED, that agenda items two (2) through eight (8) are hereby combined as one.

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

* * *

RESOLUTION NO. 582**AMEND/AWARD TRAFFIC
SIGNAL/W WASHINGTON AVE
PEARL RIVER/VERDE
ELECTRIC**

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

RESOLVED, that Resolution No. 309/2001 is hereby amended to change the amount of the contract award to Verde Electric from 85,000.00 to \$90,000.00 for Traffic Signal Installation, West Washington Avenue, Pearl River.

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

* * *

RESOLUTION NO. 583**WAIVE/FEES DOMINICAN
SISTERS**

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

RESOLVED, that building permit fees in the amount of \$941.00 for Dominican Sisters of Sparkill for the renovation of former chapel space are hereby waived.

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

RESOLUTION NO. 584**APPROVE AID/ROTARY CLUB
PEARL RIVER**

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

RESOLVED, that aid to the Rotary Club of Pearl River for their annual Share Christmas and Holidays event on December 14, 2001 by providing Town Showmobile, Sound System, Police Escort, Police Assistance, Barricades, refuse cans pick up and clean up, two Port-o-Johns, waiver of all permit fees, and closing of South Main Street from Central Avenue to Franklin Avenue, with the Rotary Club providing a certificate of insurance covering use of Showmobile and Sound System, to be charged to account A7550 is hereby approved.

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

* * *

RESOLUTION NO. 585**DECLARE SURPLUS ITEMS
AUCTION**

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

RESOLVED, that lists from Police Department, Parks and Recreation, and two (2) computer monitors from the Town Attorney's office are hereby declared surplus for the auction scheduled for November 3, 2001 on Town Hall grounds, copies are labeled Exhibit 10-F-01 and made a part of these minutes.

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

* * *

RESOLUTION NO. 586**ADVERTISE/OPERATION
CONCESSION STAND
BATTING CAGES/VETS
MEMORIAL PARK**

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

RESOLVED, that the Town Clerk is hereby authorized to advertise for sealed Requests for Proposals for the operation of the concession stand and batting cages at Veteran's Memorial Park, and, Be It

RESOLVED FURTHER, that sealed requests for proposals are to be received by 10:30 A.M. on Tuesday, November 13, 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 will be made at the November 26th Town Board meeting.

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

* * *

RESOLUTION NO. 587**RECEIVE/FILE/COVENANT
PETER KARP**

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

RESOLVED, that Declaration of Covenant dated January 13, 2000 for Peter Karp, Tax Map No. 75.05/1/17 (Orangetown Lot) and Tax Map No. 75.29/1/8 (Piermont Lot), ZBA #97-82; ZBA #98-86; ZBA #99-69, and recorded in the Rockland County Clerk's office on February 8, 2000 is hereby received and filed

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

* * *

RESOLUTION NO. 588**ACCEPT/WORK PROPOSAL
ANNE DRIVE/CONTEMPRA
TAPPAN CONDOMINIUM**

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

RESOLVED, that upon the recommendation of the Town Attorney, the work proposal of Fesco Fenco Corporation of West Nyack in the amount of \$10,900.00 for remediation work on the emergency access road, Anne Drive, at Contemptra, Tappan Condominium, to be charged to Account #MS 193049 50457 is hereby accepted, and, Be It

RESOLVED FURTHER, that work will be monitored by the Town's consulting engineer, Howard L. Lampert, P.E.

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

* * *

RESOLUTION NO. 589**PAY VOUCHERS**

Councilman Fisher 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, Blue Hill, Sewer, Risk Retention, Capital Projects, and Utilities in the amount of \$559,994.87.

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

* * *

RESOLUTION NO. 590**PAY MANUAL CHECKS/
RELEASE ESCROW**

Councilman Fisher 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 in the amount of \$8,835.00 and Escrow Checks in the amount of \$15,680.00 for a total amount of \$24,515.00, as per attached schedule.

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

* * *

RESOLUTION NO. 591**ADJOURNMENT/AUDIT**

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

RESOLVED, that the Audit meeting is hereby adjourned at 9:55 P.M.

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

* * *

RESOLUTION NO. 592**RE-ENTER EXECUTIVE
SESSION**

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

RESOLVED, that the Town Board hereby re-enters executive session to discuss particular contract items for the Police Department

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

* * *

RESOLUTION NO. 593**RECONVENE/RTBM**

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

RESOLVED, that the regular Town Board meeting is hereby reconvened.

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

* * *

Budget discussion took place. There was no New Business.

* * *

RESOLUTION NO. 594

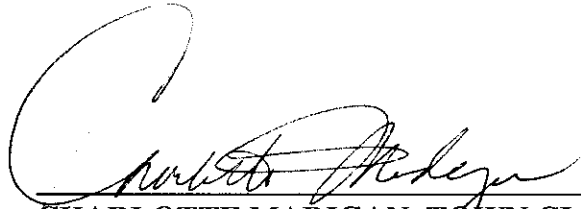
ADJOURNMENT/MEMORY

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 10:39 P.M. in memory of Kevin Reilly (FDNY), William Lum, Jr., and Marguerite Izzo.

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

* * *


CHARLOTTE MADIGAN, TOWN CLERK