

**TOWN OF ORANGETOWN
REGULAR TOWN BOARD MEETING
MONDAY, MARCH 9, 2009**

This Town Board Meeting was opened at 7:37 p.m. Supervisor Kleiner presided and the Town Clerk called the Roll. Present were:

Councilman Denis Troy
Councilwoman Marie Manning
Councilwoman Nancy Low-Hogan
Councilman Michael Maturo

Also present: Charlotte Madigan, Town Clerk
Eliot Tozer, Deputy Supervisor
John Edwards, Town Attorney
Teresa M. Kenny, First Deputy Town Attorney
Charles Richardson, Director of Finance
Ron Delo, Director of the Dept. of Env'tl Management & Engineering
Kevin Nulty, Chief of Police
Robert Simon, Receiver of Taxes
John Giardiello, Director of OBZPAE
Mark Albert, Acting Supt of Parks, Rec & Building Maint

Charlotte Madigan, Town Clerk, led the Pledge of Allegiance to the Flag.

Summary of Public Comment:

Michael Mandel, Pearl River, commended the Town Board for the hiring freeze. He said one incident does not justify hiring court officers. Spending can be reduced by eliminating Town owned vehicles being taken home. He asked where the money for Siemen's escrow, performance and maintenance contracts is going to come from and why are the years 2003-2004 and 72° being used as baselines.

Genevieve Coffey, Pearl River, thanked Jim Dean, and his staff for a superb job this winter. She asked when the required non-existence swales abutting her property will be installed. The FAA Air Space design continues to have negative effects and residents, along with our elected officials should be contacting our new Senator, Kristian Gillibrand.

Sondra Reiss, Sparkill, asked the Town Board to extend the Sparkill zoning to include 617 Main Street. She said there is no demand for small office space while there is a healthy demand for rental apartments.

Eileen Larkin, Palisades, believes the Siemens' contract needs further discussion and she does not think the Town will benefit from it. She spoke about its Performance Bond and that the Town should have the opportunity to cancel at anytime.

Andrew Wiley, Pearl River, said it was inappropriate to receive a letter to honor Thom Kleiner from Friends of Nyack, a non-profit group, because they receive money from the Town. He spoke about two companies doing the same lighting upgrades and he said contracts and agreements should protect the Town.

Henry Rand and his wife, Beth Rand, Nyack, said half a million gallons of sewage spilled into the Hudson River in Nyack. They asked what kind of Risk Management Plan has been established. They are concerned that notification is not in place for such a disaster.

The Town Board and Ron Delo had a long discussion regarding the cause of the sewage spill, clean up procedures and future preventions. Delo said the Police and the contractor, working on the pump stations, were on site. The County Department of Health and the New York State Department of Conservation were notified. The area was disinfected and cleaned. He also stated he is still investigating what caused the pump station to break and he will report back to the Town Board.

RESOLUTION NO. 162

CLOSE PUBLIC PORTION

Councilwoman Manning offered the following resolution, which was seconded by Councilwoman Low-Hogan and was unanimously adopted:

Resolution No. 162 - Continued

RESOLVED, that the public comment portion is hereby closed.

Ayes: Councilpersons Manning, Low-Hogan, Troy, Maturo
Supervisor Kleiner

Noes: None

* * *

RESOLUTION NO. 163

**OPEN PH/POLICE REGULATIONS
VEHICLES AND TRAFFIC SECTION
39-5.1/FIRE LANES**

Councilman Maturo offered the following resolution, which was seconded by Councilwoman Low-Hogan and was unanimously adopted:

RESOLVED, that the public hearing to consider a proposed Local Law amending the Town Code of the Town of Orangetown entitled "Vehicles and Traffic", Section 39-5.1 entitled "Fire Lanes" with the current Section 39-5.1 being repealed in its entirety and replaced with a new Section 39-5.1 is hereby opened.

Ayes: Councilpersons Maturo, Low-Hogan, Troy, Manning
Supervisor Kleiner

Noes: None

Charlotte Madigan, Town Clerk, presented the Affidavit of Publication and the Notice of Posting; copies are labeled Exhibit 03-A-09 and made a part of these minutes.

The Town Code is being amended to organize it into an easy to follow Section that is comprehensive.

The public portion was opened and there were no public comments.

RESOLUTION NO. 164

**CLOSE PUBLIC PORTION/POLICE
REGULATIONS/VEHICLES AND
TRAFFIC SECTION 39-5.1/FIRE LANES**

Councilwoman Low-Hogan offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that the public comment portion is hereby closed.

Ayes: Councilpersons Low-Hogan, Troy, Manning, Maturo
Supervisor Kleiner

Noes: None

* * *

RESOLUTION NO. 165

**DESIGNATION OF LEAD AGENCY
POLICE REGULATIONS/VEHICLES &
TRAFFIC SECTION 39-5.1/FIRE LANES**

Councilwoman Low-Hogan offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that the Town of Orangetown hereby declares itself Lead Agency in this matter.

Ayes: Councilpersons Low-Hogan, Troy, Manning, Maturo
Supervisor Kleiner

Noes: None

RESOLUTION NO. 166**NEGATIVE SEQRA DECLARATION
POLICE REGULATIONS/VEHICLES &
TRAFFIC SECTION 39-5.1/FIRE LANES**

Councilwoman Low-Hogan offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that a negative SEQRA Declaration is hereby adopted.

Ayes: Councilpersons Low-Hogan, Troy, Manning, Maturo
Supervisor Kleiner
Noes: None

* * *

RESOLUTION NO. 167**ADOPT LL/POLICE REGULATIONS
VEHICLES & TRAFFIC SECTION 39-5.1
FIRE LANES**

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

RESOLVED, that a local law amending the Town Code of the Town of Orangetown entitled "Vehicles and Traffic", Section 39-5.1 entitled "Fire Lanes" with the current Section 39-5.1 being repealed in its entirety and replaced with a new Section 39-5.1, is hereby adopted.

Ayes: Councilpersons Troy, Manning, Low-Hogan, Maturo
Supervisor Kleiner
Noes: None

**LOCAL LAW NO. 2 OF 2009
TOWN OF ORANGETOWN**

Be it enacted by the Town Board of the Town of Orangetown that Local Law No. 9 of 1972 (Chapter 39 of the Code of the Town of Orangetown entitled "Vehicles and Traffic", Section 39-5.1 entitled "Fire Lanes") as amended by Local Law No. 4 of 2002 is hereby repealed in its entirety and replaced as follows:

§ 39-5.1. Fire lanes.

- A. The Chief of Police, upon the recommendation of the Fire Inspector, subject to the approval of the Town Board, shall designate a traffic lane or other area designated for use by fire or other emergency vehicles on any street or in any other public or private street, driveway, parking area or place in the event of an emergency. Fire and emergency access lanes shall be in those locations and of sufficient design as may be reasonably required by the public safety and welfare. The purpose of these lanes is to guarantee unimpaired ingress and egress in and around public parking areas and to and around all buildings located in these areas in the event of fire or other emergency, for police, fire and other emergency vehicles.
- B. Said lanes shall be installed by the property owner with acceptable signs and paint on the pavement provided by said property owner and installed and maintained by the property owner, and of an approved design of the Bureau of Fire Prevention, and under the guidance and direction of the Chief of the Bureau of Fire Prevention.
- C. Definitions: The words and phrases used in this Section shall have the meanings respectively ascribed to them by Chapter 71, Title 1, Article 1 of the Vehicle and Traffic Law of the State of New York.
- D. It shall be a violation of these regulations to park any vehicles or store any containers, receptacles or other material within any lanes or areas designated as a fire lane or fire zone by the Fire Inspector.
- E. All provisions of the New York State Fire Code shall apply to fire lanes.

F. Anything contained in this local law or any other applicable law to the contrary notwithstanding, any vehicle parked in violation of this regulation shall be towed away by the Police Department or the Fire Inspector and stored at the expense of the owner, which expenses shall be paid prior to the redemption of the vehicle. Any change in property name or ownership shall not affect fire lane designation unless the Fire Lanes Law is amended and such amendment removes the fire lane designation from that property.

G. In the Hamlet of Blauvelt

- BL 1. All interior roads of the property known as Bradley Industrial Park, 300 Bradley Corporate Drive (Section 65.18, Block 1, Lot 19), 500 Bradley Corporate Drive (Section 65.18, Block 1, Lot 21), 700 Bradley Corporate Drive (Section 65.18, Block 1, Lot 3) and 900 Bradley Corporate Drive (Section 65.18, Block 1, Lot 4), Blauvelt, New York are hereby designated as fire lanes.
- BL 2. All paved portions of 589-597 Route 303, Blauvelt, New York (Section 70.10, Block 3, Lot 11), except designated parking stalls duly marked with pavement markings, are hereby designated as fire lanes.
- BL 3. All paved portions of North Troop Realty, South Western Highway, Blauvelt, New York, (Section 76.14, Block 2, Lot 44) except designated parking spaces duly marked with pavement markings, are hereby designated as fire lanes.
- BL 4. Designate the apron of and the parking lot entrance to the Blauvelt Volunteer Fire Company (Section 70.14, Block 1, Lot 32) as a fire zone.
- BL 5. Fire lanes are designated along the Northerly and Westerly curbing along the stores located on the western side of Westshore Plaza, LLC, located at 580 Route 303, Blauvelt, New York (Section 70.14, Block 4, Lot 13).
- BL 6. On the property of the Korean Seventh Day Adventist Church located at 513 Route 303, Blauvelt, New York (Section 74.07 Block 1 Lot 12), there shall be fire lanes on the entire edge of the horseshoe drive/entryway then continuing on the southerly edge of the driveway continuing to the rear parking lot and on the southerly side of the Church not including designated parking spaces duly marked with pavement markings, and the southerly edge near the proposed residence continuing to the front parking lot of the church).

H. In the Hamlet of Orangeburg

- OB 1. Fire lanes shall be designated on the property of the Holiday Inn of Orangeburg, 329 Route 303 Orangeburg, New York, (Section 74.11, Block 2, Lot 25) as follows: the area along the front of the building on both sides of the entrance, except for the area directly in front of the doors and under the canopy, which shall be a no parking loading zone.
- OB 2. Fire zones shall be designated in the Orangeburg Shopping Center, Orangeburg, New York (Section 74.10, Block 1, Lot 67) for the entire length of Street No. 1 (as defined in Chapter 40) and the entire length of Street No. 2 (as defined in Chapter 40).
- OB 3. Fire lanes shall be designated on the property of Orangeburg Holdings, LLC at the site of Lowe's, 206 Route 303, Orangeburg, New York (Section 74.15, Block 1, Lot 3) as follows: The road designated as the fire department access road on the South side of the building, the west side of the building from the trash area south towards the fire department access road, the entire east side of the building except the designated loading area, and except designated parking spaces duly marked with pavement markings.
- OB 4. All paved portions of Chromolloy, 330 Blaisdell Road, Orangeburg, New York (Section 73.20, Block 1, Lot 1), except designated parking spaces duly marked with pavement markings, are hereby designated as fire lanes.
- OB 5. All paved portions of the property known as 1 Ramland Road, Orangeburg, New York (Section 73.20, Block 1, Lot 24), except designated parking spaces duly marked with pavement markings, are hereby designated as fire lanes.

- OB 6 All paved portions of the property known as Aluf Plastics Inc. located at 4-10 Glenshaw Street in Orangeburg, New York (Section 70.18, Block 2, Lot 16), except designated parking spaces duly marked with pavement markings, are hereby designated as fire lanes.
- OB 7. The paved portion of the parking lot in the north, against the building side, located on the property known as the Town of Orangetown Building Department located at 20 Greenbush Road, Orangeburg, New York (Section 74.11, Block 1, Lot 20) is hereby designated as a fire lane.
- OB 8 Fire lanes shall be designated on the property of Primagera ShopCent (a/k/a Plaza 2), 500 Route 303, located in Orangeburg, New York (Section 74.01, Block 1, Lot 6) as follows: the western section of the rear of the building identified as the "A" building in the Shopping Center is hereby designated as fire lane, except that designated parking spaces marked with pavement markings will not be designated as fire lanes.
- OB 9. Fire lanes are designated on the property of the Sisters of St. Dominic of Blauvelt known as Rosary Hall located at 496 Western Highway, Blauvelt, New York (Section 74.06 Block 3 Lot 1.2) at the intersection of the driveway from the fire hydrant continuing in a southerly direction along the easterly side of the driveway.
- OB 10. Fire lanes shall be designated on the property of U.S.A. Construction, 17 and 17A Greenbush Road, Orangeburg, New York (Section 74.11, Block 1, Lot 27) as follows: the entire service road on the north side of the Galaxy Gymnastics building (17A Greenbush Road) and the entrance road from Greenbush Road on the north side.
- OB 11. On the site of the property known as Barry Packaging Corp. d/b/a Innovative Plastics, 400 Route 303, Orangeburg, New York (Section 74.07 Block 1 Lot 28), there shall be fire lanes at the east side of the building continuing around the building to the West side of the building except designated parking spaces; and the easterly side of the parking lot along the fence except designated parking spaces.
- OB 12 All paved portions of the property of All American Diner d/b/a American Dream Diner located at 512 – 514 Route 303, Orangeburg, New York (Section 74.07, Block 1, Lots 4 and 5) except for designated parking spaces duly marked with pavement markings and except for the North side of the building.
- OB 13. On the site of Orangeburg Salisbury Corp. c/o World Wide Holding Corp., 125 Greenbush Road, Orangeburg, New York (Section 74.07, Block 1, Lot 15.1) that portion of the lot occupied by Student Bus Company, there shall be fire lanes designated on the access road located on the Northwest side of the lot from Greenbush Road for the entire length and the entire east side of the parking lot for the length of the southerly side of the building, and that portion of the parking lot located in the southern portion of the lot from the access road to the end, and continuing on the westerly side of the building.
- OB 14. On the site of Bethany-Mar Thoma Church, 94 Old Orangeburg Road, Orangeburg, New York (Section 74.09 Block 1 Lot 64) in the parking lot area extending twenty (20') feet wide from the East (front of the building) and beginning at Old Orangeburg Road extending one hundred sixty-eight (168') feet into the parking lot.
- OB 15. All paved portions of the property of the Onnuree Presbyterian Church, 10 Oak Street, Orangeburg, New York (Section 74.10, Block 1, Lot 28), except for designated and approved parking spaces duly marked with pavement markings.
- OB 16. The paved driveway of the South Orangetown Little League Complex, 200 Old Orangeburg Road, Orangeburg, New York (Section 73.12, Block 1, Lot 3.1) extending 311 feet north from Old Orangeburg Road to the concession stand.

I. In the Hamlet of Palisades

- PA 1. Fire lanes shall be designated on the north side of the entire length of Yadanza Court, Palisades, New York.

- PA 2. The entire driveway circle located near the main entrance to the Hotel/Conference Center of the IBM Palisades, 334 Route 9W, Palisades, New York (Section 78.13 Block 1 Lot 1) shall be designated as a fire lane except duly designated parking spaces.
- PA 3 The entire driveway circle located near the building entrance of Palisades Garden, Inc. (d/b/a The Esplanade at Palisades), 640 Oak Tree Road, Palisades, New York (Section 78.17 Block 2 Lot 1) shall be designated as a fire lane.

J. In the Hamlet of Pearl River:

- PR 1. Fire lanes shall be designated on the property known as of ShopRite of Pearl River, 56 North Middletown Road, Pearl River, New York (Section 69.13, Block 1, Lot 9) as follows: entire service road on the west side of the buildings, the entire service road on the northeast side of the building, and the entire service road on the south side of the building.
- PR 2. Fire lanes shall be designated on the property of Woodcrest Realty Company, West Washington Avenue, Pearl River, New York on the following street designations:
- (1) Access Road No. 1 off West Central Avenue.
 - (2) Access Road No. 2 off West Central Avenue.
 - (3) Single continuation of Access Road Nos. 1 and 2 through Woodcrest Realty Complex existing on West Washington Avenue.
- PR 3. Fire lanes shall be designated on the Concourse Level and all access roads to Blue Hill Plaza One and Two, Pearl River, New York (Section 73.05, Block 1, Lot 54).
- PR 4. All interior roads of the Somerset Drive Condominiums located in Pearl River, New York, (Section 69.05, Block 1, Lot 10), are hereby designated as fire lanes.
- PR 5. All paved portions of the Pearl River High School (Section 69.13, Block 3, Lot 2) located on Central Avenue in Pearl River, New York, except for designated parking spaces duly marked with pavement markings, are hereby designated as fire lanes.
- PR 6. All paved portions of the property now known as ARC, 56 East Central Avenue in Pearl River, New York (Section 68.20, Block 2, Lot 2), except designated parking spaces duly marked with pavement markings, are hereby designated as fire lanes.
- PR 7. Fire lanes shall be designated on the property of the Blue Hill Golf Course, Pearl River, New York, (Section 73.07, Block 1, Lot 9) as follows: the area on both sides of roadway directly in front of the main building, restaurant and putting areas.
- PR 8. Empower the Orangetown Police Department to enforce all fire, vehicle and traffic laws of the State of New York and the Town of Orangetown at the Estates of Pearl River Condominiums, (Section 68.12 Block 3 Lot 2) located at Crooked Hill Road in the hamlet of Pearl River.
- PR 9. Fire lanes shall be designated on the property of Dexter Plaza (Section 68.20, Block 1, lots .1/10 through .1/60) located in Pearl River, New York as follows: all paved portions located on the East and West sides of the building, except for designated and approved loading and parking spaces, which are to be duly marked with pavement markings.
- PR 10. Fire lanes shall be designated on the property of Northeast Properties containing the Shop-Rite Liquor Store, 50 North Middletown Road, Pearl River, New York (Section 69.13, Block 1, Lot 6), as follows: Entire service road on the west side of the building and the paved areas on the North and South Side not delineated by parking spots.
- PR 11. Fire lanes shall be designated on the property of the Rockhill Building 275 North Middletown Road, Pearl River, New York (Section 68.12 Block 3 Lot 25) as follows: the entire length of the driveway on the north side of the building, the entire length of the driveway on the south side of the building, and the entire rear

of the building, on the western side, is hereby designated as a fire lane, except that designated parking spaces marked with pavement markings will not be designated as fire lanes.

- PR 12. Fire lanes are designated on the property of Schuller, LLC containing CVS Pearl River, LLC located at 75 North Middletown Road, (Section 69.13 Block 1, Lot 22) Pearl River, New York as follows: the North side except the gated trash container area; the east side from beyond the drive through pharmacy; the east and west side of the parking located on the south side of the lot; the Southwest corner of the parking lot; and those portions of the driveway not designated parking spaces..
- PR 13. The entire length of the private driveway named Julia Lane in the Garden Hill Condominium located in Pearl River, New York, (Section 69.17 Block 1 Lots 59.1 through 59.11) is hereby designated as a fire lane.
- PR 14. Fire lanes are designated on the property known as The Hollows at Blue Hill located at Veterans Parkway, Pearl River, New York (Section 73.05, Block 1, Lot 53.2) as follows: On all paved areas other than designated striped parking spaces located on access roads known as Road "A" (Michael Roberts Court), Road "B" (Robert McPadden Circle), Road "C" (Kevin Reilly Street) and Fred Ill, Jr. Court. In addition, the unpaved grass crete area on the West side of Building #6.
- PR 15. All paved portions of the property known as TD Bank located at 105 East Central Avenue, Pearl River, New York (Section 68.16 Block 6 Lot 45) except designated parking spaces duly marked with pavement striping and except the four drive-through lanes.
- PR 16. Fire lanes are designated on the property of Mayfair Apartments located at 207-230 Holt Drive, Pearl River, New York (Section 69.13 Block 1 Lot 4) as follows: the driveway on the South side of Holt Drive extending 75 feet South from Holt Drive on both sides leading to the parking area; and 94 feet West from the South West corner of the driveway directly behind building #208; and the driveway on the North side of Holt Drive extending 92 feet North on both sides leading to the parking area.
- PR 17. Fire lanes are designated on the property of Cortland Garden Apartments located at 46-62 East Crooked Hill Road, Pearl River, New York (Section 68.12 Block 2 Lot 6) on the West side of the driveway beginning at East Crooked Hill Road and extending three hundred thirty-two (332') feet into the complex. The East side of the driveway extending one hundred forty-one (141') feet from the North-West corner of the building South. In addition, the East and West sides of the parking circle and the entire area thirty-five (35') feet in front of the Southwestern most building in the complex.
- PR 18. The driveway of the Georgian Court Apartments 20-29 South Middletown Road, Pearl River, New York (Section 69.13, Bloc 1, Lot 16) extending 288 feet east from South Middletown Road and the entire width of the driveway.
- PR 19. All paved portions of the property of Blue Hill Development LLC (Promenade at Blue Hill) 582 Veterans Memorial Drive, Pearl River, New York (Section 73.05, Block 1, Lot 53), except for designated and approved parking spaces duly marked with pavement markings.
- PR 20. All paved portions of the property of Pearl River Associates at 100 North Middletown Road, Pearl River, New York (Section 69.13, Block 1, Lot 3), except for designated and approved parking spaces duly marked with pavement markings.
- PR 21. All paved portions of the property of Blue Hill Plaza Inn, Inc. (Pearl River Hilton) at 500 Veterans Memorial Drive, Pearl River New York (Section 73.10, Block 1, Lot 1), except for designated and approved parking spaces, and the area directly in front of the loading dock area extending 25 feet west from the loading dock. All parking spaces and the loading dock area are to be duly marked with pavement markings.

K. In the Hamlet of Sparkill

- SP 1. Fire lanes are designated on the property of the Our Lady of the Rosary Convent of the Dominican Sisters of Sparkill at 175 Route 340, Sparkill, New York on the inner part of the circle near the building's main entrance from both sides of the fire hydrant, and continuing in a northerly direction to the gate, and the road leading to the loading docks except designated parking spaces.

L. In the Hamlet of Tappan

- TA 1. Fire lanes shall be designated on the property known as Woodstock Home Design, 115 Route 303, Tappan, New York, (Section 77.07, Block 2, Lot 1) on the following street designations:
- (1) Main access road.
 - (2) North secondary road to north parking lot.
- TA 2. Signs shall be erected along the frontage to the north and south of the Tappan Fire District's Western Highway firehouse on 300 Western Highway, Tappan, New York (Section 74.18 Block 2 Lot 35) to alert traffic that there is a firehouse immediately ahead, and fire zone markings shall be painted in front of the truck bay access on Western Highway.
- TA 3. Fire lanes shall be designated on both sides of Birch Tree Lane, Tappan, New York.
- TA 4. Fire lanes shall be designated on the entrance and exit road of Contempra Circle and the entire right side (outer edge) of the one-way roadway Contempra Circle of Tappan, Route 303, Tappan, New York (Section 77.11, Block 1, Lots 37 through 45), and those portions of the left side (inner edge) of the one-way circle not marked or designated as parking, and the access road from Ann Drive to Contempra Circle, and along the west side of Ann Drive 20 feet from the gate at the northern end of said Ann Drive.
- TA 5. All paved roads, except designated parking spaces at the property known as Noble Ninth, 120 Western Highway in Tappan, New York (Section 77.06, Block 3, Lot 23), are hereby designated as fire lanes.
- TA 6. Fire lanes shall be designated on the property of the Orangetown Jewish Center, 8 Independence Drive, Tappan, New York (Section 74.14 Block 1 Lot 4) as follows: the south side of the driveway and on the west side of the driveway to the front door of the building including the U-shaped drive with the crosswalk.
- TA 7. All paved portions except designated parking spaces at the property of State Line Family Restaurant, Inc., 96 Route 303, Tappan, New York (Section 74.11 Block 1 Lot 35) are hereby designated as fire lanes.
- TA 8. Fire lanes shall be designated on the property of Imperial Sports One, Inc., 64 Route 303 South, Tappan, New York (Section 74.15 Block 1 Lot 42) on the entire perimeter (North South East and West sides) of the building.
- TA 9. The driveway located on the West side of the building of Pulmuone USA located at 30 Rockland Park Road, (Section 77.16 Block 1 Lot 3) Tappan, New York is hereby designated a fire lane.
- TA 10. Fire lanes are designated along the East wall of the building of the Interdenominational Christian Fellowship Church located at 23 Stephens Road, Tappan, New York (Section 77.10 Block 3 Lot 57).
- TA 11. The entire driveway access road of the Bul Kwang Meditation Center located at 104 Route 303 in Tappan, New York (Section 77.07 Block 1 Lot 2) is a fire lane except designated parking spaces.
- TA 12. All paved portions of the property of Orangetown Plaza, Inc. 3-37 Route 303, Tappan, NY (Section 77.15, Block 1, Lot 34), except for designated and approved parking spaces duly marked with pavement markings.
- M. WHEN EFFECTIVE: This local law shall take effect immediately upon publishing, posting and upon filing a copy with the Secretary of State as required by law.

RESOLUTION NO. 168**AID/PEARL RIVER PARKS AND
ACTIVITY COMMITTEE/JULY 4TH
BAND**

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

RESOLVED, that the request of the Pearl River Parks and Activity Committee for \$500 towards the cost of the band to perform at the 4th of July Fireworks Display and Celebration (Acct. No. A755004/50457) is hereby approved.

Ayes: Councilpersons Troy, Maturo, Manning, Low-Hogan
Supervisor Kleiner
Noes: None

* * *

RESOLUTION NO. 169**AID/NYACK CHAMBER OF
COMMERCE/SPRINGFEST**

Councilwoman Manning offered the following resolution, which was seconded by Councilwoman Low-Hogan and was unanimously adopted:

RESOLVED, that the request of the Nyack Chamber of Commerce for the use of the Showmobile on April 26 for Springfest and at a rental charge of \$300 (Acct. No. A755001/50020) is hereby approved.

Ayes: Councilpersons Manning, Low-Hogan, Troy, Maturo
Supervisor Kleiner
Noes: None

* * *

RESOLUTION NO. 170**AID/DENNIS P MCHUGH
FOUNDATION/ANNUAL RUN**

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

RESOLVED, that the request of the Dennis P. McHugh Foundation for six portable toilets (two handicapped accessible) for their 5th Annual Run for Fun and Family Fair to be held on May 16, 2009 in Piermont (Acct. No A755004/50457) is hereby approved.

Ayes: Councilpersons Troy, Maturo, Manning, Low-Hogan
Supervisor Kleiner
Noes: None

* * *

RESOLUTION NO. 171**AID/DOMINICAN COLLEGE/FIRE IN
THE SKY FESTIVAL**

Councilwoman Manning offered the following resolution, which was seconded by Councilman Maturo and was unanimously adopted:

RESOLVED, that the request of Dominican College for the use of the showmobile for the Fire in the Sky Festival at Dominican College, to be held on September 13, 2009 at a rental charge of \$300 (Acct. No. A755001/50020) is hereby approved.

Ayes: Councilpersons Manning, Maturo, Troy, Low-Hogan
Supervisor Kleiner
Noes: None

* * *

RESOLUTION NO. 172

APPROVE/PARKS DEPT/BLUE HILL GOLF COURSE/BUDGET TRANSFERS

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

RESOLVED, that the following budget transfers for the Parks Department and Blue Hill Golf Course are hereby approved.

| Fund | Dept | Line Item | Account Number | | Current Budget | Change | Revised Budget |
|-----------|-----------|-----------------------|----------------|-------|----------------|-----------|----------------|
| Blue Hill | Blue Hill | Capital Equipment | E7520002 | 50200 | \$ 50,000 | \$ 15,000 | \$ 65,000 |
| Blue Hill | Blue Hill | Equipment Repairs | E7520004 | 50452 | \$ 8,000 | (3,000) | \$ 5,000 |
| Blue Hill | Blue Hill | Landscape Supplies | E7520004 | 50460 | \$ 50,000 | (7,000) | \$ 43,000 |
| Blue Hill | Blue Hill | Chemicals | E7520004 | 50449 | \$ 135,000 | (5,000) | \$130,000 |
| | | | | | Net | \$ - | |
| General | Parks | Contracts | A7110004 | 50457 | \$ 60,000 | \$ 2,040 | \$ 62,040 |
| General | | Sale of Real Property | A0266000 | 42660 | \$ - | \$ 2,040 | \$ 2,040 |

Ayes: Councilpersons Troy, Manning, Low-Hogan, Maturo
 Supervisor Kleiner
 Noes: None

* * *

RESOLUTION NO. 173

APPROVE/2009 PROJECT GRADUATION

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

RESOLVED, that upon the recommendation of the Finance Director, the following payments for Project Graduation are hereby approved and a total in the amount of \$7,000.00 is to be charged to Account number A4211/50457:

| | | | |
|---------------------------|---------|--------------------------|---------|
| Nanuet High School - | \$1,250 | Tappan Zee High School - | \$2,500 |
| Nyack High School - | \$1,250 | Albertus Magnus - | \$ 300 |
| Pearl River High School - | \$2,500 | | |

Ayes: Councilpersons Maturo, Troy, Manning, Low-Hogan
 Supervisor Kleiner
 Noes: None

* * *

RESOLUTION NO. 174

DECLARE VEHICLES SURPLUS BUILDING DEPARTMENT

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

RESOLVED, that the following vehicles are declared surplus to the needs of the Building Department:

| Model | Year | VIN/Serial# |
|-----------------|------|-------------------|
| Ford, Crown Vic | 96 | 2FALP71W4TX167543 |
| Ford, Crown Vic | 96 | 2FALP71W4TX167544 |
| Chevy, Caprice | 94 | 1G1BL52P6RR150008 |
| Chevy, Caprice | 94 | 1G1B152W0RR155356 |

Ayes: Councilpersons Manning, Troy, Low-Hogan, Maturo
 Supervisor Kleiner
 Noes: None

RESOLUTION NO. 175**POLICE PERMISSION GRANTED
INCIDENT RESPONSE TO
TERRORIST BOMBINGS**

Councilwoman Low-Hogan offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that permission is hereby granted to one police officer to attend the Incident Response to Terrorist Bombings in Scocorro, NM, March 10-13, 2009 at a cost of \$170 to be charged to Acct. No. B/3120/50441.

Ayes: Councilpersons Low-Hogan, Troy, Manning, Maturo
Supervisor Kleiner
Noes: None

* * *

RESOLUTION NO. 176**PEARL RIVER GLENN II SUBDIVISION
EHRHARDT RD (69.09-4-18)
EASEMENTS/ACCEPT/RECEIVE/FILE**

Councilwoman Manning offered the following resolution, which was seconded by Councilwoman Low-Hogan and was unanimously adopted:

RESOLVED, that upon recommendation of the Town Attorney's Office, the Department of Environmental Management and Engineering and the Superintendent of Highways, the 20' Sanitary Sewer Easement and a Drainage Easement across a portion of Lot 4 in the Pearl River Glenn II Subdivision (Tax Lot Section 69.09 Block 4 Lot 18), Ehrhardt Road, Pearl River, NY is hereby accepted, received and filed in the Rockland County Clerk's Office and the Supervisor is authorized to execute all documents necessary to effectuate the acceptance of this deed. The originals will be filed and maintained in the Town Clerk's Office, upon receipt from the Rockland County Clerk's Office.

Ayes: Councilpersons Manning, Low-Hogan, Troy, Maturo
Supervisor Kleiner
Noes: None

* * *

RESOLUTION NO. 177**RELEASE PERFORMANCE BOND
HEGARTY HOMES INC/TROOP
WOODS SUBDIVISION (70.14-2-47)**

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

RESOLVED, that upon recommendation of the Planning Board (PB 2009-06), the Town Highway Department, the Department of Environmental Management and Engineering, and the Town Attorney's Office, the Board hereby authorizes the release of the Hegarty Homes, Inc. Performance Bond related to the "Troop Woods Subdivision (70.14-2-47)" in the amount of \$413,005.25, which was posted with the Town pursuant to Town Board Resolution 2005-751, subject to the developer depositing the sum of \$15,800.00 with the Town to provide Final As-Built Plans, Monumentation, and Pump Station Cleaning/Training manuals, and any other improvements required by the Town.

Ayes: Councilpersons Manning, Troy, Low-Hogan, Maturo
Supervisor Kleiner
Noes: None

* * *

RESOLUTION NO. 178**VALLEY ESTATES SUBDIVISION
MONSIGNOR BRADY CT (70.09-3-12)
DEEDS/EASEMENTS/TITLE POLICY
RECEIVE/FILE**

Councilwoman Manning offered the following resolution, which was seconded by Councilman Maturo and was unanimously adopted:

Resolution No. 178 - Continued

RESOLVED, that upon recommendation of the Town Attorney, the following original documents for the Valley Estates Subdivision, Monsignor Brady Court, Blauvelt, NY (70.09-3-12) are received and filed in the Town Clerk's Office,:

1. Deed to Town of Orangetown of Road Widening Strip, Monsignor Brady Court, and Sanitary Sewer Easement (filed in the Rockland County Clerk's Office as Instr No. 2008-54689)
2. Title Insurance Policy to the above Road Widening Deed
3. Declaration of Covenant for Maintenance of Drainage Facilities (filed in the Rockland County Clerk's Office as Instr No. 2008-54684)

Ayes: Councilpersons Manning, Maturo, Troy, Low-Hogan
Supervisor Kleiner

Noes: None

* * *

RESOLUTION NO. 179

**INTERMUNICIPAL AGREEMENT
COUNTY OF ROCKLAND/CHERRY
BROOK DRAINAGE/RECEIVE/FILE**

Councilwoman Low-Hogan offered the following resolution, which was seconded by Councilman Troy and was unanimously adopted:

RESOLVED, that the executed Intermunicipal Agreement between the County of Rockland and the Town of Orangetown for the Cherry Brook Drainage Improvement Project on Central Avenue and Gilbert Avenue, Pearl River is received and filed in the Town Clerk's Office.

Ayes: Councilpersons Low-Hogan, Troy, Manning, Maturo
Supervisor Kleiner

Noes: None

* * *

RESOLUTION NO. 180

**HANSEN SUBDIVISION/EHRHARDT RD
69.05-4-45/RECEIVE/FILE**

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

RESOLVED, that the following documents for the Hansen Subdivision, Ehrhardt Road, Pearl River (69.05-4-45) are received and filed in the Town Clerk's Office:

1. Deed to Town of Orangetown of Road Widening Strip along Ehrhardt Road, which was recorded in the Rockland County Clerk's office as Instr No. 2007-00066841.
2. Title Insurance Policy.

Ayes: Councilpersons Manning, Troy, Low-Hogan, Maturo
Supervisor Kleiner

Noes: None

Under new business, Councilwoman Low-Hogan announced, there is one position available on the Zoning Board Appeals and anyone interested may submit a resume.

RESOLUTION NO. 181

ENTER AUDIT

Councilwoman Low-Hogan offered the following resolution, which was seconded by Councilwoman Manning and was unanimously adopted:

Resolution No. 181 - Continued

RESOLVED, that the Town Board entered the Audit Meeting at 9:10 p.m.

Ayes: Councilpersons Low-Hogan, Manning, Troy, Maturo
Supervisor Kleiner

Noes: None

* * *

RESOLUTION NO. 182**PAY VOUCHERS**

Councilwoman Low-Hogan offered the following resolution, which was seconded by Councilwoman Manning and was unanimously adopted:

RESOLVED, that the Finance Office is hereby authorized to pay vouchers for General Fund, Town Outside Village, Blue Hill, Broadacres, Highway, Sewer, Trust and Agency, Special District, Special Parking and Capital Projects Funds in the amount of \$1,708,171.19.

Ayes: Councilpersons Low-Hogan, Manning, Toy, Maturo
Supervisor Kleiner

Noes: None

* * *

RESOLUTION NO. 183**PAY MANUAL CHECK**

Councilwoman Low-Hogan offered the following resolution, which was seconded by Councilwoman Manning and was unanimously adopted:

RESOLVED, that the Finance Office is hereby authorized to pay three (3) manual checks in the amount of \$5,551.15.

Ayes: Councilpersons Low-Hogan, Manning, Troy, Maturo
Supervisor Kleiner

Noes: None

* * *

RESOLUTION NO. 184**ENTER EXECUTIVE SESSION**

Councilman Maturo offered the following resolution, which was seconded by Councilwoman Manning and was unanimously adopted:

RESOLVED, that the Town Board entered Executive Session at 9:13 p.m.

Ayes: Councilpersons Maturo, Manning, Troy, Low-Hogan
Supervisor Kleiner

Noes: None

Resolution No(s). 185 and 186 see Executive Session.

RESOLUTION NO. 187**POLICE/SUSPEND WITH PAY
EMPLOYEE NO. 1083 AND 2734**

Councilwoman Manning offered the following resolution, which was seconded by Councilwoman Low-Hogan and was unanimously adopted:

RESOLVED, that Employee No. 1083 and Employee No. 2734 of the Orangetown Police Department are hereby suspended with pay, pending disciplinary proceedings.

Ayes: Councilpersons Manning, Low-Hogan, Troy, Maturo
Supervisor Kleiner

Noes: None

* * *

RESOLUTION NO. 188

ADJOURNMENT

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

RESOLVED, that the Town Board adjourned at 11:30 p.m.

Ayes: Councilpersons Troy, Manning, Low-Hogan, Maturo
Supervisor Kleiner

Noes: None

Charlotte Madigan, Town Clerk