

NOTICE OF POSTING: NOTICE OF PUBLIC HEARING TO REPEAL THE PROVISIONS THAT ESTABLISHED ENERGY STAR AS THE ENERGY EFFICIENCY STANDARD APPLICABLE CHAPTER 6 - BUILDING CONSTRUCTION & ADMINISTRATION ENERGY EFFICIENCY.

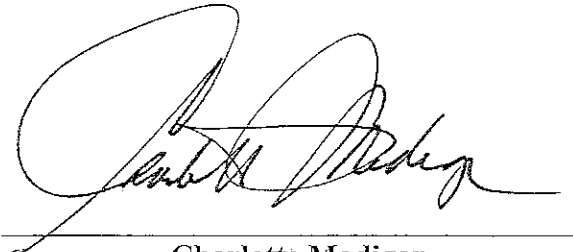
STATE OF NEW YORK }  
COUNTY OF ROCKLAND } SS.  
TOWN OF ORANGETOWN }

Charlotte Madigan being duly sworn upon her oath, deposes and says;

That, she is, at all times hereinafter mentioned was, duly elected, Qualified and acting Town Clerk of the *TOWN Of ORANGETOWN*, in the County of Rockland, State of New York.

That, on the 16th day of March 2012, she caused to be conspicuously posted and fastened up a notice, a true copy of which is annexed hereto and made a part of hereof, in the following places, at least one of which is a public place within the *TOWN Of ORANGETOWN*, New York.

- 1. Town Hall Bulletin Boards
- 2.
- 3.
- 4.
- 5.



Charlotte Madigan  
Town Clerk

Subscribed and sworn to before me

This 16th day of March, 2012



DONNA A. MORRISON  
Notary Public, State of New York  
No. 01MO5081099  
Qualified in Rockland County  
Commission Expires June 30, 2015

75111

**NOTICE OF PUBLIC HEARING**

**NOTICE IS HEREBY GIVEN** that, pursuant to Section 130 of the Town Law of the State of New York, and pursuant to resolution of the Town Board of the Town of Orangetown, adopted March 15, 2012, a public hearing will be held by the Town Board of the Town of Orangetown at the Orangetown Town Hall, 26 Orangeburg Road, Orangeburg, New York 10962, on the 29<sup>th</sup> day of March, 2012 at 8:00 P.M., to consider a proposed Local Law amending the Town Code of the Town of Orangetown, Chapter 6, entitled "Building Construction and Administration Energy Efficiency".

The proposed Local Law, if adopted, would repeal the provisions of the Town Code (previously adopted by Local Law No. 3-2009) that establish ENERGY STAR as the energy efficiency standard applicable to new residential construction, with the effect being that the energy efficiency provisions and requirements of the N.Y.S. Fire Prevention and Building Code shall be the applicable provisions and requirements of such construction in the Town of Orangetown.

A copy of the proposed Local Law may be examined by any interested party at the Office of the Town Clerk.

All interested persons will be given an opportunity to be heard.

By order of the Town Board of the Town of Orangetown.

Dated: March 15, 2012  
Orangeburg, New York

**CHARLOTTE MADIGAN**  
Town Clerk

**JOHN S. EDWARDS, ESQ.**  
Town Attorney  
Town of Orangetown

**AFFIDAVIT OF PUBLICATION**

FROM

**The Journal News**

Florence Bonilla being duly sworn says that he/she is the principal clerk of The Journal News, a newspaper published in the County of Westchester and State of New York, and the notary public annexed is a printed copy, was published in the newspaper area(s) on the date(s) below:

Note: the code to the left of the run dates indicates the zone(s) that the ad was published. (See

**ZONE**  
RK                      **DATE**  
                                 03/20/2012

Signed \_\_\_\_\_ *JL*

Sworn to before me

I, \_\_\_\_\_ *and* \_\_\_\_\_ day of March 20 12

Jessie L Araujo Bonanza  
Notary Public, Westchester County

**NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that, pursuant to Section 130 of the Town Law of the State of New York, and pursuant to resolution of the Town Board of the Town of Orangetown, adopted March 15, 2012, a public hearing will be held by the Town Board of the Town of Orangetown at the Orangetown Town Hall, 25 Orangeburg Road, Orangeburg, New York 10962, on the 29th day of March, 2012 at 8:00 P.M., to consider a proposed Local Law amending the Town Code of the Town of Orangetown, Chapter 6, entitled "Building Construction and Administration: Energy Efficiency".

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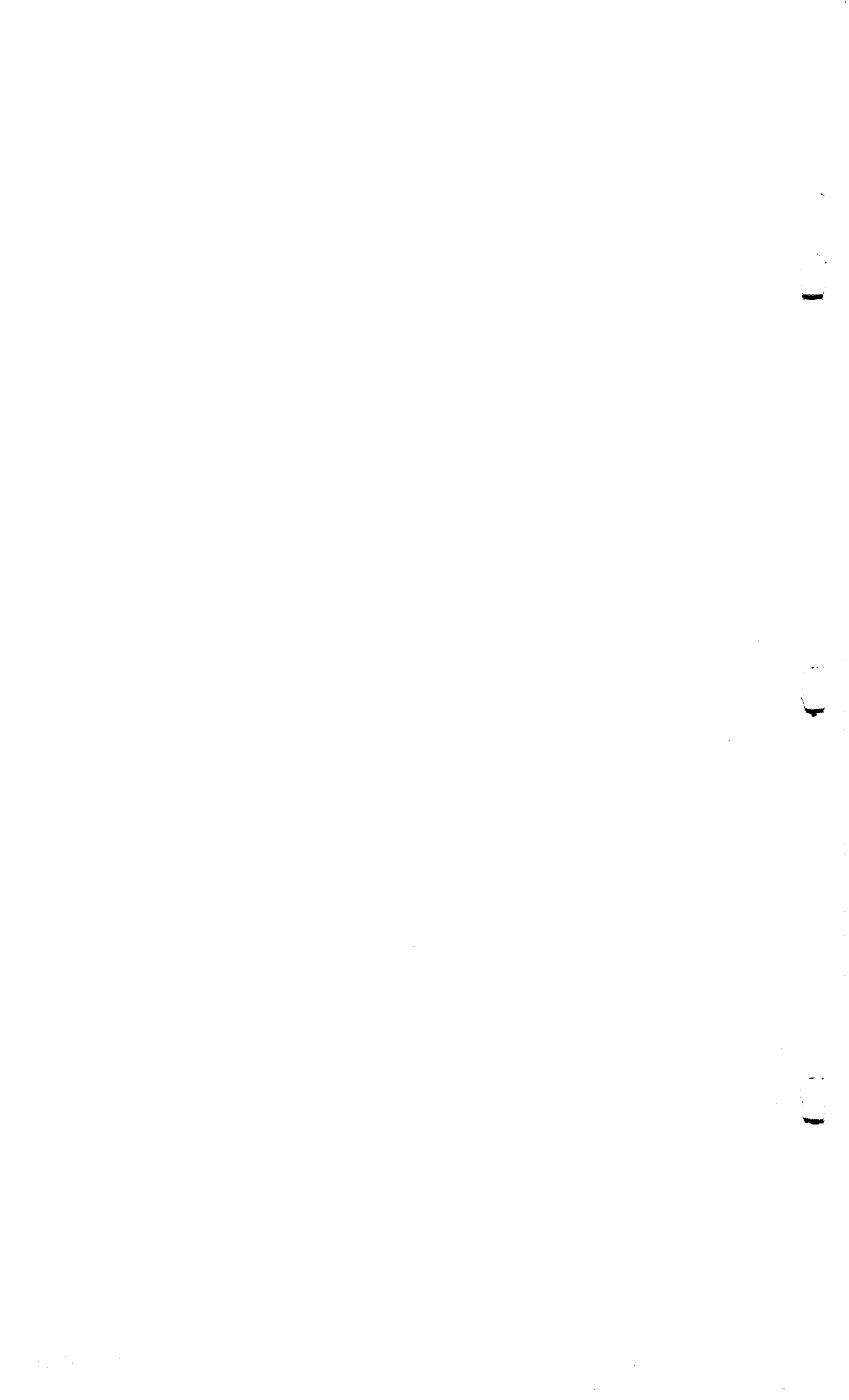
A copy of the proposed Local Law may be examined by any interested party at the Office of the Town Clerk, No. 01A, All interested persons will be given an opportunity to be heard.

By order of the Town Board of the Town of Orangetown.  
Dated: March 15, 2012  
Orangeburg, New York  
**CHARLOTTE MADRAM**  
Town Clerk  
**JOHN S. EDWARDS, ESQ.**  
Town Attorney  
Town of Orangetown

**JESSIE L ARAUJO**  
Notary Public, State of New York  
No. 01A  
Qualified in Westchester County

- Legend:**
- Northern Area (AN):**  
Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff Manor, Buchanan, Chappaqua, Crompond, Cross River, Croton Falls, Croton on Hudson, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincoln Dale, Millwood, Mohegan Lake, Montrose, Mount Kisco, North Salem, Ossining, Peekskill, Pound Ridge, Purdys, Shenorock, Shrub Oak, Somers, South Salem, Verplanck, Waccabuc, Yorktown Heights, Brewster, Carmel, Cold Spring, Garrison, Lake Peekskill, Mahopac, Mahopac Falls, Putnam Valley, Patterson
  - Central Area (AC):**  
Ardsley, Ardsley on Hudson, Dobbs Ferry, Elmsford, Greenburg, Harrison, Hartsdale, Hastings, Hastings on Hudson, Hawthorne, Irvington, Larchmont, Mamaroneck, Pleasantville, Port Chester, Purchase, Rye, Scarsdale, Tarrytown, Thornwood, Valhalla, White Plains
  - Southern Area (AS):**  
Bronxville, Eastchester, Mount Vernon, New Rochelle, Pelham, Tuckahoe, Yonkers
  - Greater Westchester (GW or LGW):**  
Includes Northern area, Southern area and Central area. (See details below each area)
  - Westchester Rockland (WR):**  
Includes Greater Westchester area and Rockland area.
  - Rockland Area (JN or RK):**  
Blauvelt, Congers, Garnerville, Haverstraw, Hillburn, Monsey, Nanuet, New City, Nyack, Orangeburg, Palisades, Pearl River, Piermont, Pomona, Sloatsburg, Sparkill, Spring Valley, Stony Point, Suffern, Tallman, Tappan, Thiells, Tomkins Cove, Valley Cottage, West Haverstraw, West Nyack

- Review Press Express (XBV):**  
Bronxville, Eastchester, Scarsdale, Tuckahoe
- Sound Shore Express (XSS)**  
Purchase, Port Chester, Rye, Harrison, Mamaroneck, Larchmont, New Rochelle, Pelham
- White Plains Express (XWP)**  
Elmsford, Hartsdale, Hawthorne, Valhalla, White Plains
- Yorktown and Cortlandt Express (XYC)**  
Amawalk, Buchanan, Cortlandt Manor, Croton-on-Hudson, Granite Springs, Jefferson Valley, Mohegan Lake, Montrose, Ossining, Peekskill, Shrub Oak, Yorktown Heights
- Northern Westchester Express (XNW)**  
Armonk, Bedford, Bedford Hills, Briarcliff Manor, Chappaqua, Cross River, Goldens Bridge, Katonah, Millwood, Mount Kisco, North Salem, Pleasantville, Pound Ridge, Purdy's, Somers, South Salem, Thornwood, Waccabuc
- Rockland Express (XRK)**  
Blauvelt, Congers, Garnerville, Haverstraw, Hillburn, Monsey, Nanuet, New City, Nyack, Orangeburg, Palisades, Pearl River, Piermont, Pomona, Sparkill, Spring Valley, Tappan, Thiells, Tomkins Cove, Sloatsburg, Suffern, Stony Point, Valley Cottage, West Haverstraw, West Nyack
- Express Putnam (LHPN)**  
Baldwin Place, Brewster, Carmel, Cold Spring, Garrison, Lake Peekskill, Mahopac, Putnam Valley, Patterson
- Express Rivertowns (LHRT)**  
Ardsley, Dobbs Ferry, Hastings, Irvington, Tarrytown
- Express Yonkers/Mount Vernon (LHYM)**  
Mount Vernon, Yonkers

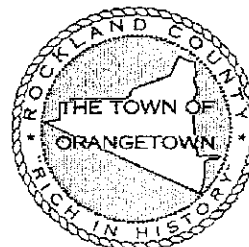


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TOWN OF ORANGETOWN  
FINANCE OFFICE MEMORANDUM

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TO: THE TOWN BOARD  
FROM: CHARLIE RICHARDSON, *FINANCE DIRECTOR*  
SUBJECT: TONIGHTS'S AUDIT MEMO  
DATE: 3/29/2012  
CC: ANN MAESTRI, CHARLOTTE MADIGAN, DEPARTMENT HEADS



The audit for tonight has one warrant with 232 invoices that total to \$427,654.85. Items of interest include:

1. Bauer-Crowley (p4) - \$9,806 for a \$500,000 crime policy with the Hartford insurance company (this covers employee theft, and computer and funds transfer fraud.)
2. Blue Hill GC, LLC (p7) - \$19,167 for monthly golf pro services.
3. Business Automation Services (p10) - \$16,740 for the second and final payment for computer software for the Building department, Fire Prevention and Receiver's Office.
4. CDW (pp11-13) - \$11,668 for various pieces of hardware and software including a Drobo backup drive.
5. CSEA Employee Benefit Fund (p15) - \$24,561 for March dental and vision benefits for non-police.
6. Frontline Communications (p19) - \$17,000 for two months of fiber line costs for the Town and the Police Department.
7. Steven Gentile (p20) - \$4,286 for 207c benefits for pay period 8.
8. Goosetown Enterprises (pp21-22) - \$6,642 for Emergency Operations Center pre-wiring and labor as well as other work for the Police Department..
9. Hoselton Chevrolet (p22) - \$36,352 for two Impala vehicles for the Police Department.
10. NY Bituminous (pp 33- 34) - \$11,255 for road repair materials.
11. Orange and Rockland Utilities (p36) - \$13,914 for transmission costs for March for certain accounts.

12. Precision Concrete Cutting (p40) - \$12,755 for sidewalk work for the Highway Department in 2011.
13. Keneck Skibinski (p46) - \$8,431 for consulting services at DEME.
14. Slack Chemical Company (p46) - \$6,677 for chemical for odor control and dewatering sludge.
15. SOS Fuels (p48) - \$11,386 for fuel oil for heating various Town buildings.
16. Sprague Operating Resources (pp48-50) - \$38,942 for gasoline and diesel fuel for Town Departments.
17. State Comptroller (p53) - \$30,920 for February traffic fines due to the State.
18. United Water (pp 55- 57) - \$9,750 for monthly water bills for Town departments, primarily for sewer.
19. Verde Electric (p58) - \$7,000 for two traffic signal maintenance for February and March.
20. Verizon (pp58-61) - \$7,852 for telephone costs for various departments.
21. Wilson Elser et al (p64) - \$5,624 for monthly lobbying costs.

If you have questions, please let me know. Thanks.

**EXHIBIT**

03-D-12, 3/29/12

160999073.01

**BOND RESOLUTION**  
(SUBJECT TO PERMISSIVE REFERENDUM)

At a regular meeting of the Town Board of the Town of Orangetown, Rockland County, New York, held at Town Hall, in Orangeburg, New York, in said Town, on the 29th day of March, 2012, at 7:30 o'clock P.M., Prevailing Time.

The meeting was called to order by Supervisor Andrew Stewart, and upon roll being called, there were

PRESENT: Councilman Denis Troy  
Councilman Thomas Diviny  
Councilman Thomas Morr  
Councilman Paul Valentine

ABSENT: No one

The following resolution was offered by Councilman Diviny, who moved its adoption, seconded by Councilman Troy, to-wit:

BOND RESOLUTION DATED MARCH 29, 2012.

A RESOLUTION AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE PURCHASE OF HIGHWAY MACHINERY AND EQUIPMENT, FOR THE TOWN OF ORANGETOWN, ROCKLAND COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$890,000, AND AUTHORIZING THE ISSUANCE OF \$890,000 BONDS OF SAID TOWN TO PAY THE COST THEREOF.

WHEREAS, all conditions precedent to the financing of the object or purpose hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to authorize the financing thereof; NOW, THEREFORE,

BE IT RESOLVED, by the Town Board of the Town of Orangetown, Rockland County, New York, as follows:

Section 1. The purchase of highway machinery and equipment, for the Town of Orangetown, Rockland County, New York, including incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$890,000.

Section 2. The plan for the financing of the aforesaid maximum estimated cost is by the issuance of not exceeding \$890,000 bonds of said Town, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.



Section 4. The faith and credit of said Town of Orangetown, Rockland County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property in said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor of said Town, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. Upon this resolution taking effect, the same shall be published in full or summary form in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. This resolution is adopted subject to permissive referendum.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Councilman Diviny</u>	<u>VOTING</u>	<u>aye</u>
<u>Councilman Troy</u>	<u>VOTING</u>	<u>aye</u>
<u>Councilman Morr</u>	<u>VOTING</u>	<u>aye</u>
<u>Councilman Valentine</u>	<u>VOTING</u>	<u>aye</u>
<u>Supervisor Stewart</u>	<u>VOTING</u>	<u>aye</u>

The resolution was thereupon declared duly adopted.

\* \* \* \* \*

**CERTIFICATION FORM**

STATE OF NEW YORK            )  
  ) ss.:  
COUNTY OF ROCKLAND        )

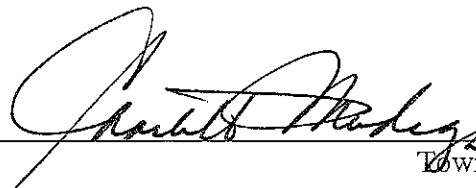
I, the undersigned Clerk of the Town of Orangetown, in the County of Rockland, New York (the "Issuer"), DO HEREBY CERTIFY:

- 1) That a meeting of the Issuer was duly called, held and conducted on the 29th day of March, 2012.
- 2) That such meeting was a special regular (circle one) meeting.
- 3) That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Board of the Issuer.
- 4) That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Board.
- 5) That all members of the Board of the Issuer had due notice of said meeting.
- 6) That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law".
- 7) That notice of said meeting (the meeting at which the proceeding was adopted) was given PRIOR THERETO in the following manner:

**PUBLICATION** (here insert newspaper(s) and date(s) of publication)

**POSTING** (here insert place(s) and date(s) of posting)  
Town's website - 3/21/12

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Issuer  
this 30th day of March, 2012.

  
\_\_\_\_\_  
Town Clerk


(CORPORATE SEAL)

NOTICE OF ADOPTION OF RESOLUTION

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Orangetown, Rockland County, New York, at a meeting held on the 29th day of March, 2012, duly adopted the resolution published herewith subject to a permissive referendum.

Dated: Orangeburg, New York,

March 30, 2012.

  
Town Clerk

BOND RESOLUTION DATED MARCH 29, 2012.

A RESOLUTION AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE PURCHASE OF HIGHWAY MACHINERY AND EQUIPMENT, FOR THE TOWN OF ORANGETOWN, ROCKLAND COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$890,000, AND AUTHORIZING THE ISSUANCE OF \$890,000 BONDS OF SAID TOWN TO PAY THE COST THEREOF.

WHEREAS, all conditions precedent to the financing of the object or purpose hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to authorize the financing thereof; NOW, THEREFORE,

BE IT RESOLVED, by the Town Board of the Town of Orangetown, Rockland County, New York, as follows:

Section 1. The purchase of highway machinery and equipment, for the Town of Orangetown, Rockland County, New York, including incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$890,000.

Section 2. The plan for the financing of the aforesaid maximum estimated cost is by the issuance of not exceeding \$890,000 bonds of said Town, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Town of Orangetown, Rockland County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property in said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor of said Town, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the

consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

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- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. Upon this resolution taking effect, the same shall be published in full or summary form in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. This resolution is adopted subject to permissive referendum.

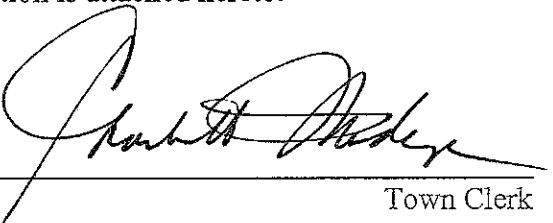
CERTIFICATION OF POSTING

STATE OF NEW YORK            )  
  ) ss.:  
COUNTY OF ROCKLAND        )

I, the undersigned Clerk of the Town of Orangetown, Rockland County, New York, DO  
HEREBY CERTIFY:

That on the 30th day of March, 2012, I caused to be posted on the official signboard  
maintained by me pursuant to subdivision 6 of Section 30 of the Town Law, a Notice of  
Adoption of a bond resolution adopted by the Town Board of said Town on the 29th day of  
March, 2012.

A true and correct copy of such Notice of Adoption is attached hereto.

  
\_\_\_\_\_  
Town Clerk

Sworn to before me this 30th day  
of March, 2012.

  
\_\_\_\_\_  
Notary Public

DONNA A. MORRISON  
Notary Public, State of New York  
No. 01MO5081099  
Qualified in Rockland County  
Commission Expires June 30, 2015