

**TOWN OF ORANGETOWN  
REGULAR TOWN BOARD MEETING  
TUESDAY, MAY 29, 2007**

This Regular Town Board Meeting was opened at 7:33 p.m. Supervisor Kleiner presided. The Town Clerk called the Roll. Present were:

Councilman Denis O'Donnell  
Councilman Denis Troy  
Councilwoman Marie Manning  
Councilman Thomas A. Morr

Also present: Charlotte Madigan, Town Clerk  
John S. Edwards, First Deputy Town Attorney  
Suzanne Barclay, Exec Asst. to Supervisor  
Charles Richardson, Director of Finance  
Stephen Munno, Administrative Assistant  
Ron Delo, Director of Dept. Environmental Mgt. & Eng.  
Kevin Nulty, Chief of Police  
Robert Simon, Receiver of Taxes  
Mary McCloskey, Assessor's Office  
Rick Oliver, Building Department  
Rich Rose, Superintendent of Parks, Recreation and Buildings

Supervisor Kleiner led the Pledge of Allegiance to the Flag.

Ron Delo, Director of the Dept. of Environmental Management & Engineering, gave his annual Stormwater Management report to the Town Board. In his report he explained that a major source of water pollution is run-off from both permeable and non-permeable surfaces. This report is important because many times the run-off can carry fertilizers and chemicals used on lawns, and other debris and trash into the drinking water supply. This is a government educational program and municipalities must obtain a Stormwater Discharge permit from the DEC. They are then given five years to phase in the implementation. This program began in 2003 and must be completed by January 2008. One major goal is to protect our water quality and in order to achieve this, the DEME has entered into agreements with the Cornell Cooperative Extension of Rockland and with Dvirka and Bartilucci, who are conducting Stormwater District Feasibility Studies and means of implementation. Part of this project will be to educate the public and the contractors within the Town.

The public portion was opened and there was no public comment.

**RESOLUTION NO. 376**

**RESCHEDULE PUBLIC HEARING  
STORMWATER MGMT/EROSION  
AND SEDIMENT CONTROL**

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

RESOLVED, that the public hearing to consider a proposed local law amending the Town Code by amending Chapter 43 "Zoning", Chapter 21 "Land Development Regulations" and Chapter 21A "Site Development Plan Approval" to establish minimum Stormwater management requirements and controls to protect and safeguard the general health, safety and welfare of the public residing within this jurisdiction is rescheduled to July 16, 2007, 8:00 p.m.

Ayes: Councilpersons Morr, Troy, O'Donnell, Manning  
Supervisor Kleiner  
Noes: None

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**RESOLUTION NO. 377****POLICE REGULATION/EMPLOYEE  
PARKING/DEPOT SQUARE/SPARKILL**

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

RESOLVED, that the trial Police regulation designating twenty (20) parking spaces in Depot Square, Sparkill, as reserved employee parking through a permit system is hereby extended for another six months.

Ayes: Councilpersons Troy, Manning, O'Donnell, Morr  
Supervisor Kleiner  
Noes: None

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**RESOLUTION NO. 378****SET PUBLIC HEARING/VEHICLES  
AND TRAFFIC/AHLMeyer DRIVE**

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

RESOLVED, that a public hearing to consider amending Local Law No. 3 of 1964 entitled "Vehicles and Traffic" to prohibit parking in the hamlet of West Nyack in the turn-around entrance to the "Manhattan Woods" residential subdivision on Ahlmeyer Drive is scheduled for June 25, 2007, 8:05 p.m.

Ayes: Councilpersons O'Donnell, Morr, Troy, Manning  
Supervisor Kleiner  
Noes: None

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**RESOLUTION NO. 379****AWARD BID/SEWER SYSTEM  
MAINTENANCE/NATIONAL WATER  
MAIN CLEANING SERVICES**

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

WHEREAS, the Director of the Dept. Environmental Management & Engineering, duly advertised for sealed bids for sewer system maintenance, which were received and publicly opened on May 2, 2007. The Director made this recommendation to the Town Board; a copy is labeled Exhibit 05-F-07, and made a part of these minutes. Now, Therefore, Be It

RESOLVED, that this bid is hereby awarded to National Water Main Cleaning Services, Newark, NJ, the sole bidder, in the amount of \$123,651.50 to be charged to Account No. G8197004/50454.

Ayes: Councilpersons Troy, O'Donnell, Manning, Morr  
Supervisor Kleiner  
Noes: None

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**RESOLUTION NO. 380****AUTHORIZE INTERMUNICIPAL  
AGREEMENT/COUNTY/CHERRY  
BROOK DRAINAGE**

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

RESOLVED, that the Supervisor is hereby authorized to execute an Intermunicipal agreement with the County of Rockland for funding by the County of \$473,600 for the County's

**Resolution No. 380 - Continued**

share of construction, easement and others costs related to the Cherry Brook Drainage Improvement Project, such amount to be finalized after completion of construction to the County's satisfaction.

Ayes: Councilpersons O'Donnell, Morr, Troy, Manning  
Supervisor Kleiner  
Noes: None

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**RESOLUTION NO. 381****AWARD BID/NEW FLATBED  
TRAILER/TRACY ROAD EQUIP**

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

WHEREAS, the Superintendent of Highways duly advertised for sealed bids for one new flatbed trailer, which were received and publicly opened on May 2, 2007. The Superintendent made this recommendation to the Town Board; a copy is labeled Exhibit 05-G-07, and made a part of these minutes. Now, Therefore, Be It

RESOLVED, that this bid is hereby awarded to Tracy Road Equipment, East Syracuse, NY, the lowest qualified bidder, in the amount of \$12,483 to be charged to Account No. D5130054/50400.

Ayes: Councilpersons O'Donnell, Manning, Troy, Morr  
Supervisor Kleiner  
Noes: None

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**RESOLUTION NO. 382****PARKS/RECREATION/SUMMER DAY  
CAMP BUSES/RINALDI TRANSPORTATION**

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

RESOLVED, that upon the recommendation of the Superintendent of Parks, Recreation and Buildings, the agreement between the Town of Orangetown and Rinaldi Transportation for Day Camp bus transportation is hereby extended for the Summer of 2007.

Ayes: Councilpersons Troy, O'Donnell, Manning, Morr  
Supervisor Kleiner  
Noes: None

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**RESOLUTION NO. 383****PERMISSION GRANTED/PARKS NATIONAL  
RECREATION & PARK ASSOC CONF**

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

RESOLVED, that permission is hereby granted to Richard L. Rose, Jr. to attend the 2007 National Recreation and Park Association conference from September 25-29, 2007 in Indianapolis, IN at a cost of \$1,141 to be charged to Acct. #A7020004 50441/50480.

Ayes: Councilpersons O'Donnell, Manning, Troy, Morr  
Supervisor Kleiner  
Noes: None

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**RESOLUTION NO. 384****APPOINT/TOWN ATTORNEY'S OFFICE  
LEGAL STENOGRAPHER/MARY FERRARA**

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

**Resolution No. 384 - Continued**

RESOLVED, that Mary Ferrara is hereby appointed to the position of Legal Stenographer in the Town Attorney's Office, permanent, with a mandatory probationary period of six months, from Eligible List #06201, grade 11-1, annual salary 42,970.00, effective June 4, 2007.

Ayes: Councilpersons O'Donnell, Morr, Troy, Manning  
Supervisor Kleiner  
Noes: None

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**RESOLUTION NO. 385****TOWN ATTORNEY'S OFFICE  
RESIGNATION/PATRICK LOFTUS**

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

RESOLVED, that with regret, the resignation of Deputy Town Attorney, Patrick Loftus, effective May 25, 2007 is hereby accepted.

Ayes: Councilpersons Troy, O'Donnell, Manning, Morr  
Supervisor Kleiner  
Noes: None

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**RESOLUTION NO. 386****APPOINT/DEPUTY TOWN ATTORNEY  
BARBARA GIONTA**

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

RESOLVED, that Barbara Gionta is hereby appointed to the position of Deputy Town Attorney in the Town Attorney's Office at an annual salary of \$39,199, effective June 5, 2007.

Ayes: Councilpersons Troy, O'Donnell, Manning, Morr  
Supervisor Kleiner  
Noes: None

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**RESOLUTION NO. 387****ACCEPT RETIREMENT/DOLORES  
ALTOMARE/BUILDING DEPT**

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

RESOLVED, that the retirement/resignation of Dolores Altomare, Building Department, is hereby accepted effective April 21, 2007.

Ayes: Councilpersons Morr, Troy, O'Donnell, Manning  
Supervisor Kleiner  
Noes: None

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**RESOLUTION NO. 388****PERMISSION GRANTED/POLICE DEPT  
FBI NATIONAL ACADEMY 2007 CONF**

Councilman Morr 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 FBI National Academy 2007 Conference from July 14-18, 2007 in Phoenix, AZ at a cost of \$1,635 to be charged to Account No. B3120064/50441/50480.

Ayes: Councilpersons Morr, Troy, O'Donnell, Manning  
Supervisor Kleiner  
Noes: None

**RESOLUTION NO. 389****SMK SUBDIVISION PERFORMANCE  
BOND/STEPHENS RD/RELEASE**

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

RESOLVED, that the release of the Performance Bond for SMK Subdivision (Stephens Road) in the amount of \$19,188.00 for property designated S/B/L/ 77.10-3-62 is hereby approved.

Ayes: Councilpersons Manning, Troy, O'Donnell, Morr  
Supervisor Kleiner  
Noes: None

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**RESOLUTION NO. 390****ACCEPT MINUTES**

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

RESOLVED, that the Executive Session minutes for May 7, 2007; Regular Town Board Meeting, Audit Meeting and Executive Session minutes for May 14, 2007; Special Town Board, Police Commission, minutes for May 19, 2007; and Executive Session minutes for May 21, 2007 are hereby accepted.

Ayes: Councilpersons O'Donnell, Manning, Troy, Morr  
Supervisor Kleiner  
Noes: None

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**RESOLUTION NO. 391****FIRE PREVENTION/PERMISSION  
GRANTED/FIRE BEHAVIOR ARSON  
AWARNNESS/PRINCIPLES OF FIRE  
INVESTIGATION**

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

RESOLVED, that permission is hereby granted to Doug Sampath, Fire Prevention, to attend Fire Behavior Arson Awareness and Principles of Fire Investigation at the Office of Fire Prevention and Control – Academy of Fire Science, Montour Falls, New York from August 20<sup>th</sup> – August 24, 2007 at a cost of \$325.00 to be charged to Account No. B3621174/50441/50480.

Ayes: Councilpersons O'Donnell, Morr, Troy, Manning  
Supervisor Kleiner  
Noes: None

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**RESOLUTION NO. 392****ADJOURNMENT/MEMORY/ENTER  
AUDIT**

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

RESOLVED, that the Town Board adjourned the Regular Town Board Meeting in memory of Frank Youngman, Orangetown Police Dept. and Leonard H. Bard, Cheryl Coopersmith, Chief Clerk of the Boards, father and entered the Audit Meeting at 7:58 p.m.

Ayes: Councilpersons Manning, Troy, O'Donnell, Morr  
Supervisor Kleiner  
Noes: None

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**Charlotte Madigan, Town Clerk**