

**TOWN OF ORANGETOWN
REGULAR TOWN BOARD MEETING
TUESDAY, OCTOBER 25, 2011**

This Town Board Meeting was opened at 7:33 p.m. Supervisor Whalen presided and the Deputy Town Clerk called the Roll. Present were:

Councilman Denis Troy
Councilwoman Nancy Low-Hogan
Councilman Michael Maturo
Councilman Thomas Diviny

Also present: Teresa Accetta-Pugh, Deputy Town Clerk
John Edwards, Town Attorney
AnnMarie Hahr, Executive Assistant to the Supervisor
Charles Richardson, Director of Finance
James Dean, Superintendent of Highways
Robert Simon, Receiver of Taxes
John Giardiello, Director of OBZPAE

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

Mary Cardenas, Town Historian, spoke about the traveling exhibit, "Down to the Hudson: The Sparkill Creek". The exhibit gives a history of this creek that starts and ends in Orangetown. The exhibit will travel to schools, libraries and the County offices.

The Town Board presented a Proclamation to the Blauvelt Lions Leo Club for all their involvement in community service projects. The Leos are involved in park and local road cleanups; cooking and feeding the homeless; midnight and breakfast runs to New York City; food drives for local pantries; charity fund raisers; and blood drives and flu clinics.

Summary of Public Comments:

Mike Mandel, Pearl River, said \$500 a month car stipend to the Commissioner of DEME is disgraceful. He is in favor of eliminating the use of all Town vehicles. He commended the Town Board and Larry Costello for the golf course renovations being under budget.

Eileen Larkin, Palisades, asked the Town Board to reconsider the \$500 stipend for the Commissioner of DEME. She is against overriding the 2% tax cap. All departments and the unions have to make concessions.

Larry Vail, Tappan and member of ACABOR, recommended building project plans be reviewed by ACABOR early in the application process.

JoAnne Hodges, Pearl River, is concerned with students walking to school, without sidewalks, along Townline Road.

Watson Morgan, Blauvelt, spoke about the RPC chapel using existing utility poles instead of putting up temporary poles. He, also, said a summons should be issued to anyone who puts leaves on the streets.

RESOLUTION NO. 570

CLOSE PUBLIC COMMENTS

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

RESOLVED, that the public portion is hereby closed.

Ayes: Councilpersons Maturo, Low-Hogan, Troy, Diviny
Supervisor Whalen
Noes: None

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RESOLUTION NO. 571

**APPROVE AID/SHOWMOBILE ROTARY
CLUB OF PEARL RIVER/SHARED
CHRISTMAS**

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

Resolution No. 571 - Continued

RESOLVED, that aid to the Rotary Club of Pearl River, for use of the Showmobile, sound system, personnel to operate same, trash receptacles, barricades and rental of two-port-o-johns to be used for the annual "Share Christmas and Holiday" program to be held on Friday, December 9, 2011, with a rain date of December 16, 2011 is hereby approved. The requesting organization will provide a certificate of insurance listing the Town of Orangetown as additionally insured and pay the rental fee of \$350.00.

Ayes: Councilpersons Maturo, Diviny, Troy, Low-Hogan
Supervisor Whalen
Noes: None

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RESOLUTION NO. 572**ADOPT-A-ROAD/PEARL RIVER
TEACHERS ASSOCIATION**

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

RESOLVED, that the Adopt A Road application submitted by the Pearl River Teachers Association, for the section of East Central Avenue between the Shop Rite entrance and Oriole Street, and Colonial Court is hereby approved.

Ayes: Councilpersons Troy, Maturo, Low-Hogan, Diviny
Supervisor Whalen
Noes: None

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RESOLUTION NO. 573**APPOINT COURT CONSTABLE
GERALDINE CONWAY**

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

RESOLVED, that Geraldine M. Conway is hereby appointed to the position of Court Constable(pt) in the Justice Department, from eligible list # 07132/ 61-613, salary \$20. per hour, effective October 26, 2011.

Ayes: Councilpersons Troy, Diviny, Low-Hogan, Maturo
Supervisor Whalen
Noes: None

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RESOLUTION NO. 574**APPOINT INFORMATION SERVICES
& EQUIPMENT SPECIALIST
ANTHONY BEVELACQUA**

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

RESOLVED, that provisional employee, Anthony Bevelacqua, is hereby appointed to permanent, in the title of Information Services & Equipment Specialist (Network System), from Eligible List Number 11005/11005, effective October 12, 2011.

Ayes: Councilpersons Troy, Diviny, Low-Hogan, Maturo
Supervisor Whalen
Noes: None

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RESOLUTION NO. 575**APPOINT REAL PROPERTY
VALUATION ASSISTANT
HUGH DAVIES**

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

Resolution No. 575 - Continued

RESOLVED, that provisional employee, Hugh J. Davies, is hereby appointed to permanent, in the title of Real Property Valuation Assistant, from Eligible List Number 11045/69-194, effective October 12, 2011.

Ayes: Councilpersons Troy, Diviny, Low-Hogan, Maturo
 Supervisor Whalen
 Noes: None

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RESOLUTION NO. 576

**SET PUBLIC HEARING DATE
 BLAUVELT VOLUNTEER FIRE
 COMPANY, INC.**

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

RESOLVED, that a public hearing for November 9, 2011 at 8:05 PM is scheduled to authorize the Supervisor to sign a contract between the Town of Orangetown and the Blauvelt Volunteer Fire Company, Inc.

Ayes: Councilpersons Troy, Maturo, Low-Hogan, Diviny
 Supervisor Whalen
 Noes: None

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RESOLUTION NO. 577

**APPROVE EASEMENT/622 ROUTE
 303/SUNCAP PROPERTIES GROUP**

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

RESOLVED, that upon the recommendation of the Town Attorney's Office, the Department of Environmental Management and Engineering and the Superintendent of Highways, the Supervisor is hereby authorized to execute all documents necessary to effectuate the acceptance of the Sanitary Sewer Easement for 622 Route 303, Sunicap Properties Group.

Ayes: Councilpersons Diviny, Maturo, Troy, Low-Hogan
 Supervisor Whalen
 Noes: None

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RESOLUTION NO. 578

**APPROVE CHANGES/2012
 TENTATIVE BUDGET**

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

RESOLVED, that following changes to the 2012 Tentative Budget are hereby approved:

	Account #		Tentative	Preliminary	Change
Perm Staff Corrections					
Justice	A.1110	011	\$ 180,797	\$ 178,064	\$ (2,733)
Assessor	A.1355	011	\$ 260,199	\$ 260,609	\$ 410
Engineer	A.1440	011	\$ 312,380	\$ 313,841	\$ 1,461
Building Maint	A.1620	011	\$ 295,747	\$ 295,508	\$ (239)
Park Maint	A.7110	011	\$ 487,060	\$ 489,101	\$ 2,041
Blue Hill	E.7250	011	\$ 684,016	\$ 684,373	\$ 357
Broadacres	ER.7251	011	\$ 163,332	\$ 165,512	\$ 2,180
Sewer Plant	G.8130	011	\$1,546,952	\$ 1,554,077	\$ 7,125
Total					\$ 10,602
PT Staff Correction					
Fire Prev	B.3621	013	\$ 23,000	\$ 41,778	\$ 18,778

Debt Changes

Landfill Interest	V.9710	700	\$ 45,300	\$ 39,354	\$ (5,946)
Blue Hill Interest	E.9710	700	\$ 59,325	\$ 40,482	\$ (18,843)
EFC Principal	V.9790	600	\$1,170,000	\$ 1,260,000	\$ 90,000
EFC Interest	V.9790	700	\$ 989,030	\$ 1,048,856	\$ 59,826
EFC Fees	V.1380	457	\$ 125,000	\$ 115,000	\$ (10,000)
					\$ 115,037

Expenditure Reductions

Snow Chemicals	D.5142	449	\$ 400,000	\$ 355,000	\$ (45,000)
Soc Sec/Medicare	9030	800	\$2,028,000	\$ 1,984,500	\$ (43,500)
MTA Tax	1980	457	\$ 106,310	\$ 97,110	\$ (9,200)
Risk /Insurance	1910	457	\$1,102,000	\$ 1,011,000	\$ (91,000)
Audit	1310	457	\$ 103,540	\$ 98,900	\$ (4,640)
Crossing Guards	B.3126	019	\$ 165,000	\$ 150,000	\$ (15,000)
Outside Counsel	A.1420	457	\$ 133,575	\$ 125,000	\$ (8,575)
IT Training	A.1682	441	\$ 6,000	\$ -	\$ (6,000)
Street Lighting	B.5182	455	\$ 450,000	\$ 442,000	\$ (8,000)
					\$(230,915)

Revenue Increases

Town Clerk Licenses	A.2590		\$ 23,000	\$ 30,000	\$ 7,000
Fire Inspections	B.1561		\$ 45,000	\$ 63,000	\$ 18,000
Property Tax Int. & Penalty	1090		\$ 55,000	\$ 80,000	\$ 25,000
					\$ 50,000

Ayes: Councilpersons Troy, Diviny, Low-Hogan, Maturo
Supervisor Whalen

Noes: None

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RESOLUTION NO. 579

SET PUBLIC HEARING DATE LOCAL LAW OVERRIDING 2% TAX CAP

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

RESOLVED, that a public hearing is scheduled for November 9, 2011, 8:00 p.m. to approve a local law overriding the 2% tax cap.

Ayes: Councilpersons Troy, Maturo, Low-Hogan, Diviny
Supervisor Whalen

Noes: None

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RESOLUTION NO. 580

APPROVE CONTRACT/O'CONNOR, DAVIES, MUNNS & DOBBINS/AUDIT SERVICES

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

RESOLVED, that a three year contract, with O'Connor Davies, Munns & Dobbins, et al., for audit services for fiscal years 2011, 2012, and 2013, at a cost of \$98,900.00 per year (This is the same cost as for 2010) is hereby approved.

Ayes: Councilpersons Maturo, Troy, Low-Hogan, Diviny
Supervisor Whalen

Noes: None

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RESOLUTION NO. 581**ACCEPT MINUTES**

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

RESOLVED, that the September 27, 2011 Regular Town Board Meeting, Audit Meeting and Executive Session minutes; and October 4, 2011 Police Commission and Executive Session minutes are hereby accepted.

Ayes: Councilpersons Troy, Diviny, Low-Hogan, Maturo
Supervisor Whalen
Noes: None

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RESOLUTION NO. 582**2012 PRELIMINARY BUDGET
RECEIVED AND FILED**

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

RESOLVED, that the 2012 Preliminary Budget is received and filed in the Town Clerk's Office.

Ayes: Councilpersons Troy, Low-Hogan, Maturo, Diviny
Supervisor Whalen
Noes: None

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RESOLUTION NO. 583**AMEND RESOLUTION NO. 441/2011
PUBLIC HEARING/2012
PRELIMINARY BUDGET**

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

RESOLVED, that Town Board Resolution No. 441/2011 is hereby amended to set the public hearing on the Preliminary Budget for 8:10 pm on November 9th to be held at Town Hall, Orangeburg, New York. At the conclusion of the hearing, the Town Board may by resolution adopt a final budget, either accepting or amending the Preliminary Budget and said budget may become the legally adopted budget for the Town of Orangetown for the year commencing January 1, 2012.

Ayes: Councilpersons Low-Hogan, Troy, Maturo, Diviny
Supervisor Whalen
Noes: None

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RESOLUTION NO. 584**TOWN COUNCIL/SUPPORT CHRIST
CHURCH RESTORATION GRANT**

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

WHEREAS, the Town Council recognizes Orangetown's rich historical status and wishes to protect our historical assets for future generations,

WHEREAS, Sparkill's Christ Church received widespread publicity for its 2010 published history "Freely Given, documenting the Church's 1848 founding by famed architect Charles Babcock and its seminal status of Episcopalian representation in Rockland County,

WHEREAS, the Town Council recognizes the inherent value of historical recognition to our community understands of the present and our connection to the region,

Resolution No. 584 - Continued

BE IT RESOLVED, that the Town Council supports and endorses the application of Christ Episcopal Church in Sparkill for the Restoration of Christ Church Phase 1 Environmental Protection Fund grant and furthermore directs the Town Supervisor to submit to the New York State Office of Parks, Recreation, and Historic Preservation a supporting letter to this effect.

Ayes: Councilpersons Maturo, Low-Hogan, Troy, Diviny
Supervisor Whalen

Noes: None

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RESOLUTION NO. 585**ENTERED AUDIT**

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

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

Aye: Councilpersons Diviny, Maturo, Troy, Low-Hogan
Supervisor Whalen

Noes: None

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RESOLUTION NO. 586**PAY VOUCHERS**

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

RESOLVED, that the Finance Office is hereby authorized to pay vouchers for the General Fund, Town Outside Village, Blue Hill, Broadacres, Highway, Sewer, Capital Projects, Risk Retention, and Special Parking Funds in the amount of \$614,790.72.

Ayes: Councilpersons Diviny, Maturo, Troy, Low-Hogan
Supervisor Whalen

Noes: None

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RESOLUTION NO. 587**ENTER EXECUTIVE SESSION**

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

RESOLVED, that the Town Board entered Executive Session at 9:15 p.m.

Aye: Councilpersons Maturo, Troy, Low-Hogan, Diviny
Supervisor Whalen

Noes: None

Resolution Nos. 588 and 589 see Executive Session.

RESOLUTION NO. 590**ADJOURNMENT/MEMORY**

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

RESOLVED, that the Town Board adjourned, in memory of Ennio Munno, Pearl River; Dorothy Robinson, Pearl River; Louis Badalato, Pearl River; Benjamin Lawson, Jr, Piermont; Dawn Nostrand Finn, Blauvelt; Andrew Klopchin, Nyack; William Raftery, Jr, Pearl River; John Duffy, Blauvelt; Thomas Kitson, Sparkill and James Finnegan, Pearl River ; at 10:03 p.m.

Aye: Councilpersons Low-Hogan, Troy, Maturo, Diviny
Supervisor Whalen

Noes: None

Teresa Accetta-Pugh, Deputy Town Clerk