

**TOWN OF ORANGETOWN
REGULAR TOWN BOARD MEETING
TUESDAY, NOVEMBER 13, 2007**

This Regular Town Board Meeting was opened at 7:35 p.m. Supervisor Kleiner presided and called the Roll. Present were:

Councilman Denis O'Donnell
Councilman Denis Troy
Councilwoman Marie Manning
Councilman Thomas A. Morr
Councilwoman-Elect Nancy Low-Hogan
Councilman-Elect Michael Maturo

Also present: Teresa Accetta-Pugh, Deputy Town Clerk
Eliot Tozer, Deputy Supervisor
Teresa Kenny, Town Attorney
Suzanne Barclay, Exec Asst. to Supervisor
Charles Richardson, Director of Finance
Ann Maestri, Supervisor of Fiscal Services
James Dean, Superintendent of Highways
Ron Delo, Director of Dept. Environmental Mgt. & Eng.
Kevin Nulty, Chief of Police
Judge Paul Phinney
Mary McCloskey, Assessor's Office
Paul Witte, Assistant Building Inspector
Rich Rose, Superintendent of Parks, Recreation and Buildings

Supervisor Kleiner led the Pledge of Allegiance to the Flag.

The Town Board congratulated James Dean, Superintendent of Highways, for his appearance in the November 2007 issue of "Superintendent's Profile and Product Service Directory".

River Road in Grandview will be one lane November 16-17th due to deck replacement of the Tappan Zee Bridge.

A meeting with Saccardi & Schiff and K. Hovnanian regarding RPC is scheduled for Friday, November 16th.

James Dean, Superintendent of Highways, gave a presentation regarding traffic calming techniques to the Traffic Advisory Board. Before techniques can be implemented, guidelines need to be addressed.

Public Comment

Roni Cummings & Tom Fitzmaurice, CSEA, is against creating Police Radio Dispatcher positions and requested the Town Board to reserve their decision until after contract negotiations are completed.

Jim Castagna, Sparkill, spoke about Depot Square being parkland and a submitted petition against Depot Square being transformed into a commuter lot.

Eileen Larkin, Palisades, questioned the selection process and principles of the insurance company for the Takeover Agreement regarding the soccer complex and asked if the radio dispatcher positions were posted?

Ben Roujansky, Orangeburg, thanked the Town Board for attending the Veteran's Ceremony at the Walkway of Heroes and requested information regarding the Sparkill ice skating rink.

RESOLUTION NO. 720

CLOSE PUBLIC PORTION

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

Resolution No. 720 - Continued

RESOLVED, that the public comment portion of this meeting is hereby closed.

Ayes: Councilpersons Troy, Manning, O'Donnell, Morr
Supervisor Kleiner

Noes: None

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RESOLUTION NO. 721**APPROVE EMPLOYEE ASSISTANCE PROGRAM/NYACK HOSPITAL**

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

RESOLVED, that the Employee Assistance program contract with Nyack Hospital in the amount of \$8,704.00 for the period October 1, 2007 through September 30, 2008 is hereby approved.

Ayes: Councilpersons Troy, Manning, O'Donnell, Morr
Supervisor Kleiner

Noes: None

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RESOLUTION NO. 722**ESTABLISH/POLICE RADIO DISPATCHER POSITIONS/TABLED**

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

RESOLVED, that the establishment of three Police Radio Dispatcher (Computer Aided-Dispatch) part-time positions at an hourly rate of \$22.00 per hour is hereby Tabled.

Ayes: Councilpersons Troy, Manning, O'Donnell, Morr
Supervisor Kleiner

Noes: None

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RESOLUTION NO. 723**APPROVE/POLICE/GOOSETOWN COMMUNICATIONS LEASE**

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

RESOLVED, that a five-year lease with Goosetown Communications for 12 Motorola radios at a total cost of \$540.00 per month for a total of \$32,400 over five years, to be charged to Acct. B3120164/5044 is hereby approved.

Ayes: Councilpersons O'Donnell, Morr, Troy, Manning
Supervisor Kleiner

Noes: None

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RESOLUTION NO. 724**APPROVE/POLICE/HECKLER & KOCH ARMORER'S SCHOOL**

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

RESOLVED, that permission is hereby granted to two police officers to attend Heckler & Koch Armorer's School in Ledgewood, NJ, on November 12-13, 2007 at a cost of \$1,180.00 to be charged to Acct. #B/3120/50441/50480.

Ayes: Councilpersons O'Donnell, Morr, Troy, Manning
Supervisor Kleiner

Noes: None

RESOLUTION NO. 725**ACCEPT MINUTES**

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

RESOLVED, that Regular Town Board Meeting, Audit Meeting minutes of October 22, 2007 and Special Town Board Meeting minutes of November 5, 2007 are hereby accepted.

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

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RESOLUTION NO. 726**COMBINE AGENDA ITEMS**

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

RESOLVED, that agenda items seven (7) through eleven (11) are hereby combined.

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

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RESOLUTION NO. 727**INTERMUNICIPAL AGREEMENT
VILLAGE OF PIERMONT
STORMWATER IMPLEMENTATION
RECEIVED/FILED**

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

RESOLVED, that an Intermunicipal Agreement between the Town of Orangetown and the Incorporated Village of Piermont for Phase II of Stormwater Implementation is received and filed in the Town Clerk's Office.

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

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RESOLUTION NO. 728**INTERMUNICIPAL AGREEMENT
VILLAGE OF SOUTH NYACK
STORMWATER IMPLEMENTATION
RECEIVED/FILED**

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

RESOLVED, that an Intermunicipal Agreement between the Town of Orangetown and the Village of South Nyack for Phase II of Stormwater Implementation is received and filed in the Town Clerk's Office.

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

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RESOLUTION NO. 729**DEME/NOTICE TO PROCEED/WJL
EQUITIES/CENTRAL AVE/E LEWIS
AVE/RECEIVED/FILED**

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

Resolution No. 729 - Continued

RESOLVED, that a Notice of Proceed to WJL Equities Corporation for Sewer Replacement of Central Ave and E. Lewis Ave is received and filed in the Town Clerk's Office.

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

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RESOLUTION NO. 730

**DEME/CHANGE ORDER NO. 1
 REALIFE LAND IMPR/SOCCER
 COMPLEX/RECEIVED/FILED**

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

RESOLVED, that Change Order No. 1 to Realife Land Improvement, Inc. for the Orangetown Soccer Complex, General Contract is received and filed in the Town Clerk's Office.

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

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RESOLUTION NO. 731

**DEME/CHANGE ORDER NO. 1-3
 CHERRY BROOK DRAINAGE
 IMPROVEMENT PROJECT
 RECEIVED/FILED**

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

RESOLVED, that Change Order Nos. 1, 2, and 3 for the Cherry Brook Drainage Improvement project is received and filed in the Town Clerk's Office.

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

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RESOLUTION NO. 732

**RELEASE PERFORMANCE BOND
 GIBBONS SUBDIVISION/BLAUVELT**

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

RESOLVED, that upon the recommendation of the Planning Board, the performance bond in the amount of \$21,948 for the Gibbons Subdivision on Blauvelt Road; Blauvelt (S/B/L 70.13-2-97) is hereby released to Dorothy Gibbons.

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

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RESOLUTION NO. 733

**QUIT CLAIM DEED/SCHUYLER RD
 POMONA PANORAMA ESTATES
 RECEIVED/FILED**

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

Resolution No. 733 - Continued

RESOLVED, that the Quit Claim Deed from Pomona Panorama Estates, Ltd. for property located on Schuyler Road, Blauvelt (S/B/L 65.15-1-12.1) is received and filed in the Town Clerk's Office.

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

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RESOLUTION NO. 734**APPROVE/AUTHORIZE
ASSIGNMENT & ASSUMPTION OF
LEASE/SPARKILL SKATING POND**

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

RESOLVED, that an assignment of the Town's lease with the United Water Company of New York (formerly Spring Valley Water Company, Inc.) for the premises known as the "Sparkill Skating Pond" to the Village of Piermont is hereby approved, and the Supervisor is hereby authorized to sign the Assignment and Assumption of Lease.

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

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RESOLUTION NO. 735**AMEND RESOLUTION NO. 641/2007
BID/SEWER REPLACEMENT/E
LEWIS AND CENTRAL AVE**

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

RESOLVED, that Town Board Resolution No. 641/2007 is hereby amended to read Account No. G8197004/50454/50452. This resolution awarded the bid for E. Lewis Ave., Pearl River and Central Ave., S. Nyack sewer replacement, in the amount \$199,000.

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

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RESOLUTION NO. 736**ENTER AUDIT**

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

RESOLVED, that the Town Board entered the Audit Meeting at 7:55 p.m.

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

Resolution No(s). 737 – 741 see Audit Meeting and Executive Session minutes.

RESOLUTION NO. 742**AUTHORIZE TAKEOVER
AGREEMENT/SELECTIVE
INSURANCE/SOCCER COMPLEX**

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

Resolution No. 742 - Continued

RESOLVED, that the Supervisor is hereby authorized to execute a Takeover Agreement between the Town of Orangetown and Selective Insurance Company of America to enable Selective Insurance to complete all remaining items of work related to the construction of the Town's soccer complex as described in the agreement.

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

RESOLUTION NO. 743

ADJOURNMENT

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

RESOLVED, that the Town Board adjourned this Regular Town Board Meeting at 9:17 p.m.

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

Teresa Accetta-Pugh, Deputy Town Clerk