

**TOWN OF ORANGETOWN  
REGULAR TOWN BOARD MEETING  
MONDAY, JANUARY 10, 2005**

The Regular Town Board Meeting was opened at 7:37 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  
Eliot Tozer, Deputy Supervisor  
Suzanne Barclay, Executive Asst. to Supvr.  
Charles Richardson, Director of Finance  
Teresa M. Kenny, Town Attorney  
John S. Edwards, First Deputy Town Attorney  
James Dean, Superintendent of Highways  
Ron Delo, Dept. Environmental Mgt. & Eng.  
Robert Simon, Receiver of Taxes  
Kevin Nulty, Chief of Police  
Mary McCloskey, Assessor's Office  
John Giardello, Director, OBZPAE  
Richard Rose, Jr., Supt. Parks-Rec. & Building Maint.

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

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Councilman Troy said future rules for public speaking will be discussed at the next workshop meeting. He wants the public portion to be reduced from 5 to 3 minutes and not televise the public portion.

Supervisor Kleiner announced that the CDBG public hearing will take place January 24, 2005. A meeting, with John Saccardi, will be held this week for further comments from the Town Board regarding the RFP's for Rockland Psychiatric Center (RPC). The RFP's should go out in the near future.

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Public Comment

Andrew Wiley, Pearl River, questioned the resolution allowing Ron Delo to make & approve changes to the infrastructures between the Town and STEJ. Why are three people from DEME attending same meeting and why does LMS get the greater portion of Town business?

Catherine Dodge, Orangeburg, thanked the Highway Dept. for the new sidewalks from Route 303 to Greenbush Rd, which has helped with drainage. She is in favor of the public's participation at workshops and it should be televised.

Fran Oldenburger, Blauvelt, is also pleased with the sidewalks but requested the County to paint the edge so it can be seen, especially at night. The public portion should be televised. The Open Space Committee will meet the 4<sup>th</sup> Wednesday of the month.

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**RESOLUTION NO. 24**

**CLOSE PUBLIC COMMENT**

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

RESOLVED, that the public portion is hereby closed.

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

**RESOLUTION NO. 25****2005 SALARY INCREASE  
SUPERINTENDENT OF  
HIGHWAYS/OPEN PH**

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

RESOLVED, that the public hearing to consider the adoption/enactment of a proposed local law to increase the 2005 salary for the Superintendent of Highways is hereby opened.

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

Charlotte Madigan, Town Clerk, presented the Affidavit of Publication and the Notice of Posting; copies are labeled Exhibit 01-B-05, and made a part of these minutes.

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

**RESOLUTION NO. 26****2005 SALARY INCREASE  
SUPERINTENDENT OF  
HIGHWAYS/CLOSE PH**

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

**RESOLUTION NO. 27****2005 SALARY INCREASE  
SUPERINTENDENT OF  
HIGHWAYS/ADOPTED**

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

RESOLVED, that a local law considering the adoption/enactment of a proposed local law to increase the 2005 salary for the Superintendent of Highways is hereby adopted.

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

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**RESOLUTION NO. 28****CHAPTER 30 SEWERS-RULES &  
REGULATIONS/OPEN PH**

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

RESOLVED, that the public hearing to consider a proposed local law amending Town Ordinance of January 10, 1955 (currently known as Chapter 30 of the Code of the Town of Orangetown entitled "Sewers-Rules and Regulations" is hereby opened.

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

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Charlotte Madigan, Town Clerk, presented the Affidavit of Publication and the Notice of Posting; copies are labeled Exhibit 01-C-05, and made a part of these minutes.

*Ron Delo, Dept. Environmental Mgt. & Eng., gave an overview for the code change. The Town would take over the repair or replacement of the main sewer line to the property line or edge of the easement. The Town would only take over responsibility after it was installed properly. DEME inspects all new sewer lines on new homes. It is in the best interest of the Town to do repairs, which will ensure any process presently done by homeowners. This will not be on private property, only on the public portion.*

The public comment portion was opened and the following people spoke:

Andrew Wiley, Pearl River, asked if it will be in the best interest of the taxpayers?

Mary McCloskey, Blauvelt, is delighted the Town Board is considering passing this law.

Recently her family had to spend \$13,000 for this repair.

Donald Brenner, Orangeburg, asked if the Town is aware of what their responsibility entails? He feels this proposal would be very costly to the Town.

Tom Quinlan, Pearl River, repair was at street level but was cast iron not Orangeburg pipe. This may be more typical then thought and less cost to the Town.

**RESOLUTION NO. 29**

**CHAPTER 30 SEWERS-RULES  
& REGULATIONS /CLOSE PH**

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

RESOLVED, that the public comment portion is hereby closed.

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

Noes: None

**RESOLUTION NO. 30**

**CHAPTER 30 SEWERS-RULES &  
REGULATIONS /ADOPTED**

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

RESOLVED, that a proposed local law amending Town Ordinance of January 10, 1955 (currently known as Chapter 30 of the Code of the Town of Orangetown entitled "Sewers-Rules and Regulations" is hereby adopted.

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

Noes: None

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**RESOLUTION NO. 31**

**CHAPTER 31 SEWERS RENTS  
OPEN PH**

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

RESOLVED, that the public hearing to consider a proposed local law amending Sub-Section of Local Law No. 3, 1967 (currently known as Chapter 31 of the Code of the Town of Orangetown entitled "Sewer Rents" is hereby opened.

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

Noes: None

Charlotte Madigan, Town Clerk, presented the Affidavit of Publication and the Notice of Posting; copies are labeled Exhibit 01-D-05, and made a part of these minutes.

*Ron Delo, Dept. Environmental Mgt. & Eng., gave an overview for the code change. He explained the current surcharge rate for industrial waste, biochemical oxygen demand and total suspended solids would be deleted, so that a Town Board Resolution can change the rate. Thereby making the Town proactive in current costs. He recommends changing the rate from \$0.35 per pound to \$0.45 per pound.*

The public comment portion was opened and the following person spoke:  
Andrew Wiley, Pearl River, asked if this would only affect commercial businesses?

**RESOLUTION NO. 32**

**CHAPTER 31 SEWERS RENTS  
CLOSE PH**

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

RESOLVED, that the public comment portion is hereby closed.

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

**RESOLUTION NO. 33**

**CHAPTER 31 SEWERS RENTS  
ADOPTED**

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

RESOLVED, that a proposed local law amending Sub-Section of Local Law No. 3, 1967 (currently known as Chapter 31 of the Code of the Town of Orangetown entitled "Sewer Rents" is hereby adopted.

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

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**RESOLUTION NO. 34**

**DAVID CASTAGNA  
RESIGNATION/ZBA**

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

RESOLVED, that the resignation of David Castagna from the Zoning Board of Appeals, effective October 8, 2004 is hereby accepted.

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

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**RESOLUTION NO. 35**

**BARBARA HOF SOMMER  
GRADE CHANGE/JUSTICE**

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

**Resolution No. 35 – Continued**

RESOLVED, that upon the recommendation of the Judges in the Justice Department and in conformance with the adopted 2005 budget, a grade change from 10-13 to 12-8 for Barbara Hofsommer, Justice Department, at an annual salary of \$57,542, effective December 27, 2004 is hereby authorized.

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

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**RESOLUTION NO. 36****KATHLEEN O'HARA/SENIOR  
CLERK/TYPIST/JUSTICE**

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

RESOLVED, that upon the recommendation of the Judges in the Justice Department and in conformance with the adopted 2005 budget, Kathleen O'Hara is hereby appointed to the position of Senior Clerk/Typist in the Justice Department, grade 5-14, at an annual salary of \$43,675, effective December 12, 2004.

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

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**RESOLUTION NO. 37****DEME/DELO/FITZGERALD  
BHATTACHARYYA/NEW YORK  
WATER ENVIR'MT/PERMISSION  
GRANTED**

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

RESOLVED, that permission is hereby granted to Ronald C. Delo, William Fitzgerald and Jaya Bhattacharyya to attend the 77<sup>th</sup> Annual Meeting of the New York Water Environmental Association, on February 6-9, 2005 in New York City, at a cost of \$1,770 to be charged to Account #0441/8110/8121/8130.

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

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**RESOLUTION NO. 38****LMS/DEME/PHASE I ROOF  
REPAIRS/REPLACEMENT**

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

RESOLVED, that an agreement with Lawler, Matusky & Skelly Engineers, not to exceed \$19,500, for engineering services for design, bidding assistance and construction administration services for Phase I Roof Repairs/Replacement of certain DEME buildings as stated in their proposal letter of December 20, 2004 is hereby approved.

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

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**RESOLUTION NO. 39**

**MILEAGE REIMBURSEMENT**

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

RESOLVED, that the 2005 mileage reimbursement rate at 40.5 cents per mile, consistent with IRS regulations, is hereby approved.

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

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**RESOLUTION NO. 40**

**COMBINE AGENDA ITEMS**

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

RESOLVED, that agenda items twenty-three (23) through forty-eight (48) are hereby combined.

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

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**RESOLUTION NO. 41**

**BANKING DEPOSITORIES  
 DESIGNATED/FINANCE  
 DIRECTOR AUTHORIZATION**

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

RESOLVED, that the following banking depositories are designated for the Town of Orangetown and the Finance Director is authorized to open and close accounts, consistent with State Law.

Bank of New York	Union State Bank	Provident Bank
M & T Bank	Chase Manhattan Bank	Commerce Bank

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

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**RESOLUTION NO. 42**

**BANK DEPOSITORY  
 RECEIVER OF TAXES**

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

RESOLVED, that the JP Morgan Chase Manhattan Bank is designated as the banking depository for the Receiver of Taxes.

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

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**RESOLUTION NO. 43**

**RICHARD ROSE/PARKS  
 PERMISSION GRANTED**

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

**Resolution No. 43 – Continued**

RESOLVED, that upon the recommendation of the Superintendent of Parks, Recreation and Buildings, permission is granted to Richard L. Rose, Jr. to attend the 2005 New York State Recreation and Park Society Conference from April 10-13 at a cost of \$542.00, to be charged to Line Item A7020004/50441 and A7020004/50480, and allow the use of a Town vehicle.

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

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**RESOLUTION NO. 44**

**BLUE HILL/BROADACRES  
 GOLF COURSE 2005 RATES**

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, and the Blue Hill/Broadacres Golf Course Operations Advisory Committee, the 2005 golf course rates are approved as follows:

**Resident Rates:**

Weekdays--\$22.00 (21)  
 \*Weekdays After 4:00--\$14.00  
 Weekday Senior--\$18.00 (17)  
 \*Weekday Senior After 4:00--\$13.00  
 Weekday Youth--\$13.00  
 \*Weekday Youth-After 4:00--\$10.00  
 Weekend Reserved--\$29.00 (28)  
 Weekend--\$27.00 (26)  
 \*Weekend After 4:00--\$17.00  
 \*Weekend Senior after 4:00--\$14.00  
 \*Weekend Youth After 4:00--\$14.00

**Winter Rates:**

Resident--\$17.00  
 Non-Resident--\$33.00 (32)  
 Senior--\$13.00

**Carts:**

Senior 9 hole -- \$13.00  
 Senior 18 hole--\$26.00  
 Adult 9 hole -- \$16.00  
 Adult 18 hole -- \$32.00  
 “Single 9”- Senior--\$7.00  
 “Single 9”- Adult --\$8.00

**Non-Resident Rates:**

Weekdays--\$40.00 (39)  
 \*Weekdays After 4:00--\$25.00  
 Weekend--\$49.00 (48)  
 \*Weekend After 4:00--\$28.00  
 Seasonal Program--\$29.00 (28)

**Resident Permit Fees**

Adult - - \$40.00  
 Senior - - \$35.00  
 Youth - - \$20.00  
 Broadacres--\$60.00

**Tournament Rates:**

Resident--\$27.00 (26) Non-Resident--\$47.00 (46)

*\*\*\*These rates extend to 9-hole rates at Broadacres throughout the day.*

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

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**RESOLUTION NO. 45**

**REEL BLADE GRINDER/BLUE  
 HILL WILFRED MACDONALD  
 AWARD BID**

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

WHEREAS, the Superintendent of Parks, Recreation and Buildings duly advertised for sealed bids for a reel blade grinder for Blue Hill Golf Course, which were received and publicly opened on December 9, 2004, and

**Resolution No. 45 – Continued**

WHEREAS, these bids were referred to the Department of Parks, Recreation & Building Maintenance, for recommendation and report, a copy is labeled Exhibit 1-E-05, and made a part of these minutes, Now, Therefore, Be It

RESOLVED, that the bid for a *reel blade grinder* for Blue Hill Golf Course is hereby awarded to Wilfred MacDonald, Hackensack, NJ, the only qualified bidder, in the amount of \$28,700 to be charged to Account No. E7250/50200.

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

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**RESOLUTION NO. 46****GOOSETOWN ELECTRONICS  
5-YR LEASE AGREEMENT/POLICE**

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

RESOLVED, that a five year lease with Goosetown Electronics for 21 radios at a cost of \$11,340, including maintenance to be charged to Acct. #B3120164/50444 is hereby approved.

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

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**RESOLUTION NO. 47****DRISCOLL SUBDIVISION ROAD  
WIDENING DEED/RECEIVE/FILE**

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

RESOLVED, that upon recommendation of the Town Attorney, Director of the Department of Environmental Management and Engineering and the Superintendent of Highways, a copy of the executed deed from Desiree Driscoll and Patrick Driscoll, as Grantors, in favor of the Town of Orangetown, as Grantee to which is annexed Schedule A (8.50' wide Road Widening Strip to be conveyed to the Town of Orangetown, SBL: 68.12-2-5.1 and 5.2) is accepted, received and filed in the Town Clerk's Office and

RESOLVED FURTHER, the Town Attorney is authorized to forward original of said documentation to the Rockland County Clerk's Office for recording at the sole cost and expense of the Grantor.

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

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**RESOLUTION NO. 48****XEROX CORPORATION CERT  
BECKMANN APPRAISALS**

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

RESOLVED, that upon the recommendation of the Town Attorney and the Assessor, the Supervisor is authorized to enter into an agreement on behalf of the Town Board with Beckmann Appraisals, Inc., Tappan, New York, regarding the *Xerox Corporation* tax certiorari proceeding, relating to 614 Route 303, Blauvelt, New York, Tax Map Designation 70.06-1-2, according to the terms of Mr. Beckmann's letter dated November 23, 2004.

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

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**RESOLUTION NO. 49****STEVE'S DINNER/APPROVE  
PYMT/LIEN/CHARGE**

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

WHEREAS, the Town Board, on August 9, 2004, through Resolution 524, directed that vermin, nuisance, hazard, debris, litter and illegally parked or stored vehicle(s), as those terms are defined in Chapter 24C of the Town Code, be removed by the Town of Orangetown, its designee or agent, or a private contractor, at the property known and designated as: "Steve's Diner", 20 East Central Avenue, Pearl River, NY, Section 68.20, Block 1, Lot 14, and

WHEREAS, the Town Board, on August 9, 2004, through Resolution 523, adopted a negative SEQRA Declaration, a copy of which was labeled Exhibit 8-H-04 of the August 9, 2004 minutes, and

WHEREAS, the above directed action was performed at the Town's request by a private contractor known as Edge Landscaping, Inc., P.O. Box 883, Pearl River, NY, and

WHEREAS, the above private contractor has submitted an invoice to the Town of Orangetown for this service in the amount of \$890.00, be it

RESOLVED that the Town Board hereby ascertains that the cost of the work performed is \$890.00; that the Department of Finance is directed to pay this invoice and charge Account Number B3620174/50457; that said cost shall be assessed against the record owner of said real property; and that said assessment shall constitute a lien and charge on said real property until paid or otherwise satisfied or discharged and shall be collected in the same manner and at the same time as other Town charges, all of the above pursuant to Section 24C-15 of the Town Code.

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

Noes: None

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**RESOLUTION NO. 50****234 CARDEAN PLACE/APPROVE  
PYMT/LIEN/CHARGE**

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

WHEREAS, the Town Board, on August 9, 2004, through Resolution 519, directed that vermin, nuisance, hazard, debris, litter and illegally parked or stored vehicle(s), as those terms are defined in Chapter 24C of the Town Code, be removed by the Town of Orangetown, its designee or agent, or a private contractor, at the property known and designated as: Norman Thompson, 234 Cardean Place, Pearl River, NY, Section 68.12, Block 6, Lot 17, and

WHEREAS, the Town Board, on August 9, 2004, through Resolution 517, adopted a negative SEQRA Declaration, a copy of which was labeled Exhibit 8-F-04 of the August 9, 2004 minutes, and

WHEREAS, the above directed action was performed at the Town's request by a private contractor known as Edge Landscaping, Inc., P.O. Box 883, Pearl River, NY, and

WHEREAS, the above private contractor has submitted an invoice to the Town of Orangetown for this service in the amount of \$2,110.00, be it

RESOLVED that the Town Board hereby ascertains that the cost of the work performed is \$2,110.00; that the Department of Finance is directed to pay this invoice and charge Account Number B3620174/50457; that said cost shall be assessed against the record owner of said real property; and that said assessment shall constitute a lien and charge on said real property until paid or otherwise satisfied or discharged and shall be collected in the same manner and at the same time as other Town charges, all of the above pursuant to Section 24C-15 of the Town Code.

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

Noes: None

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**RESOLUTION NO. 51**

**DEERWOOD-WASHINGTON  
MANOR SUBD/HIDDEN TRAILS  
DEVELOPERS, INC.**

Councilman Troy offered the following resolution, which was seconded by Councilman O'Donnell 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 offer of dedication for the following enumerated documents in the Deerwood-Washington Manor Subdivision is hereby accepted:

- (1) Covenant, Conservation Easement and Indemnification Agreement from Hidden Trails Developers, Inc., as Grantor, in favor of the Town of Orangetown, as Grantee;
- (2) Drainage Easement from Hidden Trails Developers, Inc., as Grantor, in favor of the Town of Orangetown, as Grantee, affecting Lot 4 in the Deerwood-Washington Manor Subdivision; and
- (3) Declaration of Restrictive Covenant Against Further Subdivision from Hidden Trails Developers, Inc., as Grantor, in favor of the Town of Orangetown, as Grantee, affecting Lots 4 and 5 in the Deerwood-Washington Manor Subdivision.

BE IT RESOLVED FURTHER that the Town Attorney is hereby authorized to forward the originals of said documentation to the Rockland County Clerk's Office for recording at the sole cost and expense of the Grantor.

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

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**RESOLUTION NO. 52**

**TOWN BOARD MEETING  
CALENDAR CHANGE**

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

RESOLVED, that Workshop meeting scheduled for October 3, 2005 is hereby changed to October 5, 2004.

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

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**RESOLUTION NO. 53**

**2005 BINGO LICENSES**

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

RESOLVED, that the following Bingo Licenses for the year 2005 are hereby approved:  
St. Catharine's Catholic Church  
St. Margaret's Catholic Church  
St. Margaret's Church School Auxiliary  
St. Margaret's Church Parish Council

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

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**RESOLUTION NO. 54****THE SUPERVISOR'S ANNUAL  
REPORT/RECEIVE/FILE**

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

RESOLVED, upon the recommendation of the Supervisor and Town Assessor, *The Supervisor's Annual Report*, dated December 22, 2004, is hereby received and filed.

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

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**RESOLUTION NO. 55****FIRE DISTRICTS ANNUAL  
ELECTION RESULTS  
RECEIVE/FILE**

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

RESOLVED, that the following Fire Districts Annual Election results are hereby received and filed.

Tappan Fire District  
Pearl River Fire District  
Sparkill-Palisades Fire District  
Central Nyack Fire District  
Nyack Fire District  
Orangeburg Fire District

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

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**RESOLUTION NO. 56****LEASE AGRMT/CARETAKER  
BLUE HILL/STEVE BELLO  
RECEIVE/FILE**

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

RESOLVED, that the Lease Agreement with Town of Orangetown-Blue Hill Cottage, Steve Bello, Caretaker is hereby received and filed.

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

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**RESOLUTION NO. 57****CDBG PUBLIC HEARING DATE**

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

RESOLVED, that the date of January 24, 2005 at 8:05 p.m. is set for the CDBG Public Hearing.

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

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**RESOLUTION NO. 58****ACCEPT MINUTES**

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

RESOLVED, that the Executive Session minutes of December 6, 2004; Regular Town Board minutes, Executive Session minutes and Audit Meeting minutes of December 13, 2004 are hereby accepted.

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

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**RESOLUTION NO. 59****DEPEW HOUSE/WINDOWS  
ADVERTISE/BIDS**

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

RESOLVED, that the Museum Director is hereby authorized to advertise for sealed bids *for windows for the DePew House* and, Be It

RESOLVED FURTHER, that bids are to be received by 10:30 a.m., February 2, 2005, and be publicly opened and read aloud at 11:00 a.m., and, Be It

RESOLVED FURTHER, that a report of all bids received and recommendation concerning the award is to be made at a Regular Town Board Meeting.

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

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**RESOLUTION NO. 60****LABORER/DEME/ESTABLISH**

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

RESOLVED, that a new position of laborer in the Department of Environmental Management and Engineering, grade 9, effective January 11, 2005 is hereby established.

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

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**RESOLUTION NO. 61****MARK HOVESEPIAN  
LABORER/DEME/APPOINT**

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

RESOLVED, that Mark Hovesebian (transfer from the Highway Department) is hereby appointed to the Department of Environmental Management and Engineering to the position of laborer, grade 9-10, annual salary \$50,827, effective January 11, 2005.

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

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**RESOLUTION NO. 62****POLICE CROSSING GUARD  
POSITIONS/ESTABLISH**

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

RESOLVED, that eight (8) new Crossing Guard positions in the Police Department, \$20.00 hourly rate, effective January 11, 2005 are hereby established.

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

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**RESOLUTION NO. 63****NEW ROLLER/TRAILER/BID  
EDWARD EHRBAR/AWARD**

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

WHEREAS, the Superintendent of Highways duly advertised for sealed bids for *one (1) new roller with trailer*, which were received and publicly opened on January 6, 2005, and

WHEREAS, these bids were referred to the Highway Department for recommendation and report, a copy is labeled Exhibit 1-F-05, and made a part of these minutes, Now, Therefore, Be It

RESOLVED, that the bid for *one new roller with trailer* is hereby awarded to Edward Ehrbar, Inc., Pelham Manor, NY, the only qualified bidder, in the amount of \$43,454.07 to be charged to Account No. H5130012/50200.

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

\* \* \*

**RESOLUTION NO. 64****MEDIUM DUTY STAKE BODY  
TRUCK W/ACCESS/SCHULTZ  
FORD/AWARD**

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

WHEREAS, the Superintendent of Highways duly advertised for sealed bids for *one (1) new medium duty stake body truck with accessories*, which were received and publicly opened on December 15, 2004, and

WHEREAS, these bids were referred to the Highway Department for recommendation and report, a copy is labeled Exhibit 1-G-05, and made a part of these minutes, Now, Therefore, Be It

RESOLVED, that the bid for *one (1) new medium duty stake body truck with accessories* is hereby awarded to Schultz Ford of Nanuet, NY, the only qualified bidder, in the amount of \$42,139.00 to be charged to Account No. H5130012/50200.

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

\* \* \*

**RESOLUTION NO. 65****LIGHT DUTY 3-4 YARD DUMP TRUCK W/ACCESS/SCHULTZ FORD/AWARD**

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

WHEREAS, the Superintendent of Highways duly advertised for sealed bids for *one (1) new light duty 3-4 yard dump truck with accessories*, which were received and publicly opened on December 15, 2004, and

WHEREAS, these bids were referred to the Highway Department for recommendation and report, a copy is labeled Exhibit 1-H-05, and made a part of these minutes, Now, Therefore, Be It

RESOLVED, that the bid for *one (1) new light duty 3-4 yard dump truck with accessories* is hereby awarded to Schultz Ford of Nanuet, NY, the only qualified bidder, in the amount of \$42,849.00 to be charged to Account No. H5130012/50200.

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

\* \* \*

**RESOLUTION NO. 66****LIGHT DUTY TRUCK W/ACCESS SCHULTZ FORD/AWARD**

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

WHEREAS, the Superintendent of Highways duly advertised for sealed bids for *one (1) new light duty truck with accessories*, which were received and publicly opened on December 15, 2004,

WHEREAS, these bids were referred to the Highway Department for recommendation and report, a copy is labeled Exhibit 1-I-05, and made a part of these minutes, Now, Therefore, Be It

RESOLVED, that the bid for *one (1) new light duty truck with accessories* is hereby awarded to Schultz Ford of Nanuet, NY, the only qualified bidder, in the amount of \$44,855.00 to be charged to Account No. H5130012/50200.

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

\* \* \*

**RESOLUTION NO. 67****RON DELO/DEME/DESIGNATED SEWER INFRASTRUCTURE IMPROVMENTS**

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

RESOLVED, that Ron Delo, Director of Dept. Environmental Mgt. & Engineering is designated to identify, make and approve changes to the infrastructure improvements to be constructed for the benefit of the Town of Orangetown and for the ancillary benefit of S.T.E.J as described in the option contract between the Town and S.T.E.J, including but not necessarily limited to changes to the design and location of sewer improvements provided there is no cost impact on, and is otherwise in the best interest of the Town.

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

**RESOLUTION NO. 68**

**ADJOURNMENT/MEMORY**

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

RESOLVED, that this meeting hereby adjourned at 9:13 p.m. in memory of Michael Clark, past council member and Eileen Dowling, Pearl River.

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

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Charlotte Madigan, Town Clerk