

**TOWN OF ORANGETOWN
REGULAR TOWN BOARD MEETING
MONDAY, MARCH 14, 2005**

The Regular Town Board Meeting was opened at 7:43 p.m. Supervisor Kleiner presided. The Supervisor 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
Charles Richardson, Director of Finance
Suzanne Barclay, Exec Asst. to Supervisor
Teresa M. Kenny, Town Attorney
John S. Edwards, First Deputy Town Attorney
James Dean, Superintendent of Highways
Ron Delo, Director of Dept. Environmental Mgt. & Eng.
Kevin Nulty, Chief of Police
Robert Simon, Receiver of Taxes
Mary McCloskey, Assessor's Office
John Giardello, Director, OBZPAE
Rich Rose, Superintendent of Parks, Recreation and Buildings

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The Pledge of Allegiance to the Flag was led by the Boy Scouts.

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On Saturday, March 19th from 10 a.m. to 12 p.m. there will be a 50th Anniversary Celebration for Mel Liebmann (Mel's Army and Navy Store) and the Pearl River St. Patrick's Day parade will be held on Sunday, March 20th at 1:30 p.m.

Public Comment

Catherine Dodge, Orangeburg, Thanked Rich Rose for the excellent job on the Spring 2005 Recreation Programs handbook. She suggested use of a building at RPC to be used by seniors and the youths for activities other than sports.

Eileen Larkin, Palisades, all Orangetown residents should pay the same fee to use the Piermont pier. She suggested groups using the fields be able to purchase the land.

Andrew Wiley, Pearl River, is against the Town Board receiving full-time credit. He questioned the price of the land sold to GAA football and STEJ, the cost of paving the GAA parking lot and the engineering bid process.

Shelly Morgan, Tappan, is against the Patriots advertising for non-residents to play on Orangetown fields. Piermont pier's fee should be the same for all of Orangetown residents.

Bill Ambrose, Pearl River, believes he is representing the silent majority; thanked the Town Board for all their effort regarding recreation fields. These fields are important to the welfare of our youth.

Ruth Vezzetti, Tappan, questioned the estimates for the GAA lot and if this expense is a gift to them? She suggested non-resident athletics be charged an extra fee.

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RESOLUTION NO. 216

CLOSE PUBLIC COMMENT

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

Resolution No. 216 – Continued

RESOLVED, that the public comment portion is hereby closed.

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

Noes: None

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RESOLUTION NO. 217

**BLAUVELT FIRE/FIREFIGHTER
CIARAN M TRACEY/ELECTED**

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

RESOLVED, that the election of Ciaran M. Tracey to the position of Firefighter in the Blauvelt Volunteer Fire Company is hereby approved.

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

Noes: None

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RESOLUTION NO. 218

COMBINE AGENDA ITEMS

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

RESOLVED, that agenda items two (2) through ten (10) are hereby combined.

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

Noes: None

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RESOLUTION NO. 219

2005 COMMITTEES LIAISONS

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

RESOLVED, that the Town Board Liaisons for 2005 committees are designated as follows:

ACABOR	Marie Manning
Blue Hill Golf	Denis O’Donnell
Board of Assessment Review	Thom Kleiner
Board of Ethics	Thom Kleiner
Bureau of Fire Protection	Tom Morr
Cable TV Committee	Thom Kleiner
Citizens Advisory Committee (CDBG)	Thom Kleiner
Grievance Committee	Eliot Tozer
Historic Board of Review	Marie Manning
Housing Authority	Tom Morr
Open Space Committee	Tom Morr
Parks Development Advisory	Marie Manning

Resolution No. 219 – Continued

Pearl River Parking Advisory	Denis Troy
Planning Board	Marie Manning
Project Review Committee	Thom Kleiner
Safety Committee	Thom Kleiner
Sanitation Committee	Denis O'Donnell
Senior Citizens Committee	Denis Troy
Shade Tree Commission	Marie Manning
Substance Abuse Committee	Denis Troy
Traffic Advisory Board	Denis Troy
Volunteer Health Services	Denis O'Donnell
Youth Recreation Assessment Advisory Committee	Tom Morr
Zoning Board of Appeals	Denis O'Donnell

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

Noes: None

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RESOLUTION NO. 220

**MEL LIEBMANN PLAZA
WILLIAM ST/PR/MARCH 19TH**

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

RESOLVED, that Williams Street in Pearl River from Central Avenue to Franklin Avenue is hereby designated as Mel Liebmann Plaza for March 19 to commemorate Mel's Army Navy Store's 50th Anniversary.

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

Noes: None

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RESOLUTION NO. 221

**LOCAL ROADS/BRIDGES
SUMMIT/GRASSROOTS
CAMPAIGN/PERMISSION
GRANTED/HIGHWAY**

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

RESOLVED, that permission is granted to the Superintendent of Highways, James Dean, to attend "Local Roads and Bridges Summit and Grassroots Campaign" on March 22-23, 2005 in Albany, NY at a cost of \$159 to be charged to Acct. #A 5010/50441.

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

Noes: None

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RESOLUTION NO. 222**IMPLEMENTING WIRELESS
COMMUNICATIONS/LAW
ENFORCEMENT/PERMISSION
GRANTED/POLICE**

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

RESOLVED, that permission is granted to a police officer to attend the workshop entitled "Implementing Wireless Communications: Perspective on Interoperability from the Law Enforcement Community" on May 1-5, 2005 in Seattle, WA at no cost to the Town.

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

Noes: None

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RESOLUTION NO. 223**TRI-PARTIE APPEARANCE
TICKETS/ADOPTED**

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

RESOLVED, that in order to expedite tickets, reduce paperwork and streamline the efficient handling of alleged violations of the Orangetown Code and/or Nyack Code, the standard form appearance tickets for alleged violations of Orangetown ordinances and/or Village of Nyack ordinances, the tri-partite appearance tickets, Exhibit 3-F-05, is hereby adopted to be used by the Orangetown Police Department and the Village of Nyack Police Department.

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

Noes: None

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RESOLUTION NO. 224**PARKING METERS/PEARL
RIVER/MACKAY METERS
INC/AWARDED BID**

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

WHEREAS, the Chief of Police duly advertised for sealed bids for *Parking Meters in Pearl River*, which were received and publicly opened on December 2, 2004, and

WHEREAS, these bids were referred to the Police Department for recommendation and report, a copy is labeled Exhibit 3-G-05, and made a part of these minutes, Now, Therefore, Be It

RESOLVED, that the bids for *Parking Meters in Pearl River* is hereby awarded MacKay Meters, Inc. Award amount to be determined after plan is finalized.

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

Noes: None

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RESOLUTION NO. 225**AIA DOCUMENTS/MICHAEL
SALYER HOUSE/RECEIVE/FILE**

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

Resolution No. 225 – Continued

RESOLVED, that fully executed AIA Documents pertaining to the Rehabilitation of the Michael Salyer Stone House are received and filed in the Town Clerk's office.

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

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RESOLUTION NO. 226**BLAUVELT FIRE COMPANY
BOARD/PERMIT FEES WAIVED**

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

RESOLVED, that the request of the Blauvelt Volunteer Fire Company, to waive any or all board fees, permit fees, or fund payments to place a monument in front of the flagpole which already exists on the fire company's property is hereby approved.

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

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RESOLUTION NO. 227**ACCEPT MINUTES**

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

RESOLVED, that the Regular Town Board minutes, Audit Meeting minutes, Executive Session minutes of March 2, 2005 and Executive Session minutes of March 7, 2005 are hereby accepted.

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

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New Business

A discussion took place regarding the amendment to the PAC zone with respect to the number of apartment style dwelling units to be permitted with a single building, and reserving to the Town Board the right to review any proposed site development plan and/or proposed subdivision plat prior to the granting of preliminary approval of such plan and/or plat by the Town Planning Board.

Robert Magrino, Deputy Town Attorney, said pursuant to Law, The Hollows at Blue Hill Senior Housing was referred back to the Town Board to see if it substantially conforms to what was originally proposed.

John Giardello, Director, OBZPAE, explained to the Town Board why this was referred back to the Town Board and asked if there was any objection to the Planning Board serving as Lead Agency for SEQRA purposes.

Donald Brenner, Attorney, said his client is in a position to receive preliminary approval from the Planning Board but a continuance was granted because of this law. The Planning Board didn't have authority to grant preliminary approval until the Town Board looked at the layout. He feels this design is better than the original one that was presented. His client would like to build this project this year so every week is crucial.

Councilman O'Donnell asked if the 15th hole of the golf course was deeded to the Town?

Public Comment

Eileen Larkin, Palisades, asked the location of the community center?

Andrew Wiley, Pearl River, was the drainage study completed?

RESOLUTION NO. 228**THE HOLLOWS AT BLUE HILL
FINAL CONCEPT PLAN
APPROVED**

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

RESOLVED, that upon a referral by the Planning Board made March 9, 2005, pursuant to Section 4.612 of the Town Code, the Town Board, after review, finds that the proposed site plan for The Hollows at Blue Hill, tax lot Section 73.50 Block 1 Lot 53.2, prepared by Robert J. DeGiorgio, P.E. dated October 21, 2004 and last revised February 3, 2005 does not substantially deviate from the final concept plan presented to and reviewed by the Town Board as part of the Planned Adult Community zone change process.

Further RESOLVED, that the Town Board does not object to the Planning Board of the Town of Orangetown serving as Lead Agency for SEQRA purposes as to the aforementioned site plan.

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

RESOLUTION NO. 229**ADJOURNMENT/MEMORY**

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

RESOLVED, that this meeting is hereby adjourned at 8:50 p.m. in memory of Margaret Woods, Pearl River, Tom Meyers, Pearl River, Joe and Cecelia Hince, Pearl River, and David Seeger, Palisades.

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

Charlotte Madigan, Town Clerk