

EXTRACT OF MINUTES
Meeting of the Town Board
of the Town of Orangetown,
County of Rockland, New York

A meeting of the Town Board of Orangetown, County of Rockland, State of New York,
was held at Town Hall, Orangeburg, New York, on April 26, 2004 at 8:00 o'clock P.M.

There were present: Supervisor Thom Kleiner
Councilman Denis O'Donnell
Councilman Denis Troy
Councilwoman Marie Manning
Councilman Thomas A. Morr, absent

Also present: Charlotte Madigan, Town Clerk
Teresa M. Kenny, Town Attorney

Councilman O'Donne11 offered the following resolution and moved its adoption:

RESOLUTION NO. 301 :

RESOLUTION OF THE TOWN OF ORANGETOWN, IN REGARD
TO THE AMENDMENT OF THE DEFINED BENEFIT SERVICE
AWARD PROGRAM FOR THE BLAUVELT FIRE PROTECTION
DISTRICT OF THE TOWN OF ORANGETOWN, CALLING A
SPECIAL ELECTION ON JUNE 8, 2004, DIRECTING
PUBLICATION OF NOTICES OF ELECTION AND DETERMINING
OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, by resolution adopted August 2, 1989, approved by Special Election Referendum on September 12, 1989, the Town Board of Orangetown has heretofore established a Defined Benefit Length of Service Award Program for the volunteer firefighters of the Blauvelt Fire Protection District of the Town of Orangetown; and

WHEREAS, the volunteer firefighters of the Blauvelt Volunteer Fire Company have sought the action of the Town Board of the Town of Orangetown to enact certain amendments to said Defined Benefit Service Award Program, subject to the approval of the voters of the Blauvelt Fire Protection District of the Town of Orangetown, now therefore be it RESOLVED as follow:

BOARD RESOLUTION OF THE TOWN BOARD OF THE TOWN OF ORANGETOWN, COUNTY OF ROCKLAND, NEW YORK, ADOPTED APRIL 26, 2004, AUTHORIZING THE AMENDMENT EFFECTIVE APRIL 1, 2004 OF THAT CERTAIN BOARD RESOLUTION, WHICH WAS ADOPTED AUGUST 2, 1989, AND PASSED BY SPECIAL ELECTION REFERENDUM ON SEPTEMBER 12, 1989, AND WHICH ESTABLISHED A DEFINED BENEFIT SERVICE AWARD PROGRAM FOR THE VOLUNTEER FIREFIGHTERS OF THE BLAUVELT VOLUNTEER FIRE DEPARTMENT, WHICH PROGRAM PRESENTLY COSTS ELEVEN THOUSAND ONE HUNDRED EIGHTY-THREE AND 70/100 (\$11,183.70) DOLLARS ANNUALLY; BY LOWERING THE ENTITLEMENT AGE FROM AGE SIXTY-FIVE (65) TO AGE SIXTY-TWO (62); BY INCREASING, FROM THIRTY (30) YEARS TO FORTY (40) YEARS, THE MAXIMUM TOTAL YEARS OF SERVICE; BY INCREASING FROM SIX HUNDRED AND 00/100 (\$600.00) DOLLARS TO EIGHT HUNDRED AND 00/100 (\$800.00) DOLLARS, THE

MAXIMUM MONTHLY BENEFIT; BY DECREASING THE ESTIMATED ANNUAL COST OF SUCH PROGRAM FROM SEVENTY THOUSAND ONE HUNDRED NINETY-SEVEN AND 80/100 (\$70,197.80) DOLLARS TO FIFTY THOUSAND TWO HUNDRED THIRTY-ONE AND 88/100 (\$50,231.88) DOLLARS, BASED ON THE EXISTING NUMBER OF FIREFIGHTERS; BY DECREASING THE ESTIMATED MAXIMUM ANNUAL COST PER PARTICIPANT OF SUCH PROGRAM FROM ONE THOUSAND FOUR HUNDRED EIGHTY-FOUR AND 97/100 (\$1,484.97) DOLLARS TO ONE THOUSAND TWO HUNDRED TWENTY-FIVE AND 16/100 (\$1,225.16) DOLLARS, BASED ON THE EXISTING NUMBER OF FIREFIGHTERS; BY INCREASING THE ESTIMATED ANNUAL ADMINISTRATIVE FEE FROM FIVE HUNDRED TWENTY-FOUR AND 00/100 (\$524.00) DOLLARS TO NINE HUNDRED EIGHTY-SEVEN AND 00/100 (\$987.00) DOLLARS, BASED ON THE EXISTING NUMBER OF FIREFIGHTERS; BY STATING DEATH AND DISABILITY PAYMENTS TO BE AUTHORIZED TO COMMENCE UPON THE DATE OF AMENDMENT OF THE SERVICE AWARD PROGRAM AND REGULAR DEFINED BENEFIT AWARD PAYMENTS TO BE AUTHORIZED TO COMMENCE ONE YEAR THEREAFTER; APPROPRIATING SAID AMOUNTS THEREFOR AND STATING THAT THE FAILURE OF THE AMENDMENT TO BE APPROVED BY THE VOTERS OF THE TOWN OF ORANGETOWN BLAUVELT FIRE PROTECTION DISTRICT WILL IN NO WAY EFFECT THE PROVISIONS OF THE SERVICE AWARD PROGRAM PRESENTLY IN EFFECT;

and be it

RESOLVED FURTHER, the Town Board of the Town of Orangetown, acting as Commissioners for the Blauvelt Fire Protection District, hereby directs that a referendum be held on Tuesday, June 8, 2004, open to all the voters of said District to ascertain their approval of the aforesaid amendment to the Defined Benefit Service Award Program; and be it

RESOLVED FURTHER, The Town Attorney of the Town of Orangetown and the Town Clerk of the Town of Orangetown will work with the Officers of the Blauvelt Fire Protection District to insure compliance with the intent and letter of the law, and be it

RESOLVED FURTHER, the Blauvelt Fire Protection District shall conduct a mandatory referendum to determine whether the Town Board shall amend the service award program as hereinbefore provided, and be it

RESOLVED FURTHER, a Special Election of the qualified voters of the Blauvelt Fire Protection District, in the Town of Orangetown, County of Rockland, State of New York, (herein called "District"), shall be held at the Blauvelt Volunteer Fire Company Firehouse, 548 Western Highway, Blauvelt, New York, in said District on June 8, 2004, at 6:00 o'clock P.M. and the polls shall remain open until 9:00 P.M. or as much longer as may be necessary to enable the voters then present to cast their votes. The vote upon the Proposition to be submitted to the qualified voters shall be by paper ballot and the Town Clerk is hereby authorized and directed to have the necessary ballots prepared for use in voting. The Town Clerk is hereby authorized and directed to give notice of said Special Election by causing a notice in substantially the form annexed hereto to be published once at least thirty-four (34) days prior to the Special Election and not less than twenty-seven (27) days prior to the date of such Election in the Journal News a newspaper published in W. Nyack, NY,

New York, and having a general circulation within the District and hereby designated as the official newspaper of the District for such publication.

The following resident Fire Protection District electors, each of whom is a registered voter of the District, are hereby appointed to act as Chairman, Election Inspectors and Ballot Clerks at the Special Election:

<u>GEORGE THOMSON</u>	Chairman
<u>EVERETT M. CONKLIN</u>	Inspectors of
<u>MICHAEL MALM</u>	Election and
<u>DAVID HOGDAHL, SR.</u>	Ballot Clerks
<u>CHARLES SWEENEY</u>	

The Inspectors of Election shall meet at the Blauvelt Volunteer Fire Company Firehouse, 548 Western Highway, Blauvelt, New York, in the District prior to June 8, 2004 to commence preparation of the register for the June 8, 2004 Special Election. In preparing such register, the Inspectors of Election shall comply with the following procedure:

(a) They shall adopt, use or copy from, the registration list certified and supplied by the County Board of Elections the names appearing thereon of all persons residing in the Fire Protection District and qualified to vote in such forthcoming Fire Protection District election.

(b) The register for the Fire Protection District shall include as a minimum the space for the name of the voter, his or her address within the Fire Protection District and a space for his or her signature to be signed by the voter on election day. The Town Clerk shall furnish the Inspectors of Election, with all necessary registration books, papers, equipment and supplies.

The adoption of the foregoing resolution was seconded by

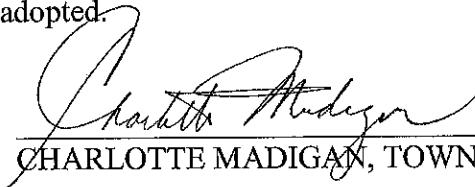
Councilwoman Manning and duly put to a vote on roll call which resulted as follows:

AYES: Councilpersons O'Donnell, Manning, Troy
Supervisor Kleiner

NOES: None

Absent: Councilman Morr

The resolution was declared adopted.



CHARLOTTE MADIGAN, TOWN CLERK