

**TOWN OF ORANGETOWN
REGULAR TOWN BOARD MEETING
MONDAY, JUNE 12, 2006**

This Regular Town Board Meeting was opened at 7:43 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
Councilman Denis O'Donnell

Also present: Charlotte Madigan, Town Clerk
Eliot Tozer, Deputy Supervisor
Teresa Kenny, Town Attorney
John S. Edwards, First Deputy Town Attorney
Suzanne Barclay, Exec Asst. to Supervisor
Charles Richardson, Director of Finance
Ron Delo, Director of Dept. Environmental Mgt. & Eng.
Kevin Nulty, Chief of Police
John Giardello, Director, OBZPAE
Rich Rose, Superintendent of Parks, Recreation and Buildings

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

Supervisor Kleiner said the Special Election for the ball fields will be held, Tuesday, June 13th from 6:00 a.m. to 9:00 p.m.
The Town Board will be meeting with the potential developers of RPC.

RESOLUTION NO. 454

**OPEN CONTINUANCE PH/SKYVIEW
PLAZA DEVELOPMENT/THE MEWS
AT PEARL RIVER/PAC ZONE
CHANGE**

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

RESOLVED, that the continuance of a public hearing from February 14, 2006 to consider the request for a zone change for Skyview Plaza Development Corporation, the Mews at Pearl River, 21 E Central Avenue, Pearl River (68.16-6-62), from a Community Shopping (CS) Zone District to a Planned Adult Community (PAC) Floating Zone, pursuant to Local Law No. 1, 2004, Subsection 4.6.1 of Chapter 43 of the Town Code is hereby opened.

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

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The Town Clerk presented proof of publication and posting, copies are labeled Exhibit 6-A-06, and made a part of these minutes.

Public portion

Pat Murphy-Stark, representing the Pearl River Theater Development Corp, gave a history of the theater. The theater committee has met with groups around the country. She said the Town Board's challenge has been met and there are two viable plans and introduced the two possible investors. She said if the Town Board denies the zone change, this will send a message for the future of the Pearl River Theater Development Corp.

Joe Beckerle, Beckerle Productions, suggested a combination of running movies as well as providing stage space for live entertainment with a coffee house or café on the first floor. He spoke about the purchase price, renovations and other costs. He requested the Town Board not to grant the PAC zone change.

Hal Mintz, Woodcliff Films, synopsis is to demolish the theater and build a three-story five-theater multiplex and performance arts center with upscale concessions. An estimated project cost would be around \$4 million. He said the purchase price must be accepted before any plans go through.

Michael O'Sullivan, Pearl River Chamber President, urged the Town to join them with this endeavor. To date the Chamber has covered all costs associated with this project.

Michael Fury, Pearl River Theater Development Corp President, believes this is a golden opportunity to revitalize downtown Pearl River but one million dollars is outrageous for an unusable building. An appraiser should value the property and if not a proper price then condemnation should take place. He asked Mr. Lane, a town resident, to step forward and help this historic endeavor to go through.

RESOLUTION NO. 455

**CLOSE PH/SKYVIEW PLAZA
DEVELOPMENT/THE MEWS AT
PEARL RIVER/PAC ZONE CHANGE**

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

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

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

Noes: None

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RESOLUTION NO. 456

**TOWN BOARD DECISION/SKYVIEW
PLAZA DEVELOPMENT/THE MEWS
AT PEARL RIVER/PAC ZONE
CHANGE**

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

RESOLVED, that this matter is hereby taken off the calendar with an update given to the Town Board each week and when the times comes to place back on the calendar with at least a three (3) week public notice is given.

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

Noes: None

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RESOLUTION NO. 457

**OPEN CONTINUANCE PH/CHERRY
BROOK DRAINAGE/EMINENT
DOMAIN**

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

RESOLVED, that the 8:10 p.m. continuance of public hearings from April 10, 2006, May 8, 2006, and May 22, 2006 regarding the Cherry Brook Drainage Improvement Project is hereby opened. The purpose of this hearing is to outline the project's purpose, proposed location and alternate locations, if any, and to present other pertinent information, including maps and property descriptions of the properties to be acquired and adjacent parcels. This project involves, insofar as concerns the Eminent Domain Procedure Law, the Town's proposed acquisition of certain property interests including temporary and permanent easements, in certain private properties within the

Resolution No. 457 - Continued

Town, so that the Town can insert and/or repair and/or enlarge underground pipes and other apparatus that will improve the flow and removal of water in order to alleviate flooding and poor drainage.

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

Supervisor Kleiner explained this action is to give the Town Eminent Domain authority, in order for this project to move forward.

Public Comment

John Brennan, Pearl River, requested that a decision not be made until all property owners know specifically what will be done to their property and for the Town to be sure this project will solve the problems. He believes not all persons were notified, so the Town needs to be clearer in identifying the problems, otherwise money will be poorly spent.

Roger Ackermann, Pearl River, spoke about not receiving any notice and a pre-existing easement that doesn't show on the map. He questioned water being able to run up hill and swales in different yards?

Doris Pearson, Pearl River, asked if Lederle could contribute more funds to a comprehensive drainage study?

Carol Dornbush, Pearl River, is against Eminent Domain and said her neighbors were not notified. She thought that last week would have been a time of communication.

Gail Raffaele, Tappan, asked if the engineers will be responsible, if this project doesn't work?

Mark McCabe, Pearl River, said sometimes what engineers' say will work, really doesn't or may need modifications. He does not believe this project will help the drainage.

Stan Taylor, Pearl River, is not sure if this will work because of large pipes going into small pipes.

David Allen, Pearl River, was not notified but heard from neighbors.

Eileen Larkin, Palisades, asked who will hold the engineers responsible, if this project doesn't work and if LMS & Stearns & Wheler have performance bonds?

Ron Delo, Director, Dept. Environmental Mgt. & Eng., said both LMS and Stearns & Wheler carry insurance and will have an engineer on site full-time. The detention basin will handle a 100-year storm. Most severe bottlenecks are being addressed in this project, which is the most cost effective way to solve the majority of problems. Six to eight weeks is needed in order to get a detailed survey completed. Once completed, he will sit down and speak with each property owner to let them know specifically if their property is needed and what will be done.

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RESOLUTION NO. 458**CHERRY BROOK DRAINAGE
EMINENT DOMAIN/LEAD AGENCY**

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

RESOLVED, that the Town Board declares itself Lead Agency in this matter.

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

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RESOLUTION NO. 459**CHERRY BROOK DRAINAGE
EMINENT DOMAIN/NEGATIVE
SEQRA DECLARATION**

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

Resolution No. 459 - Continued

RESOLVED, that a negative SEQRA Declaration is hereby adopted, a copy is labeled Exhibit 6-B-06, and made a part of these minutes.

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

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RESOLUTION NO. 460

**APPROVE/ADOPT EDPL
DETERMINATION AND FINDINGS WITH
REGARD TO THE CHERRY BROOK
DRAINAGE IMPROVEMENT PROJECT**

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

WHEREAS, the Town Board, on May 8, 2006 and May 22, 2006, conducted a duly noticed public hearing pursuant to EDPL Sections 202 and 203, gave persons a reasonable opportunity to present oral and written statements and to submit other documents, and during and thereafter maintained and kept a record of the hearing pursuant to law, be it

RESOLVED that the Town Board hereby approves, adopts and makes "Determination and Findings", as set forth in Exhibit 6-C-06, which is hereby made a part of these minutes, and be it

FURTHER RESOLVED, that the Town Clerk for the Town of Orangetown is hereby directed to publish a brief synopsis of said Determination and Findings, to be drafted by the Town Attorney, in the official Town newspaper as required and set forth in EDPL Section 204, and be it

FURTHER RESOLVED, that the Town Clerk for the Town of Orangetown is hereby directed to serve notice of said brief synopsis to the assessment record billing owner of all real properties to which a real property right may be acquired, in a format to be drafted by the Town Attorney which shall include all information required and set forth in EDPL Section 204.

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

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RESOLUTION NO. 461

**OPEN CONTINUANCE PH/PHASE I
CAPITAL IMPVT SEWER DISTRICT
WASTEWATER FACILITIES
EMINENT DOMAIN**

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

RESOLVED, that the 8:10 p.m. continuance of public hearings from April 10, 2006, May 8, 2006, and May 22, 2006 regarding the Cherry Brook Drainage Improvement Project is hereby opened. The purpose of this hearing is to outline the project's purpose, proposed location and alternate locations, if any, and to present other pertinent information, including maps and property descriptions of the properties to be acquired and adjacent parcels. This project involves, insofar as concerns the Eminent Domain Procedure Law, the Town's proposed acquisition of certain property interests including temporary and permanent easements, in certain private properties within the Town, so that the Town can insert and/or repair and/or enlarge underground pipes and other apparatus that will improve the flow and removal of water in order to alleviate flooding and poor drainage.

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

Public Comment

Gail Raffaele, Tappan, asked if Stearn & Wheler is being used on this project?

Rose Baldus, Tappan, is concerned about the recycle odor in her area. She brought this to the attention of the Town Board and Health Dept. and was told the Town needs to be notified.

Andrew Wiley, Pearl River, asked if pipes will be going beneath the reservoir and whether this has been addressed?

Eileen Larkin, Palisades, asked if this project affected Palisades?

RESOLUTION NO. 462**CLOSE PH/PHASE I CAPITAL IMPVT
SEWER DISTRICT WASTEWATER
FACILITIES EMINENT DOMAIN**

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

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

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

Noes: None

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RESOLUTION NO. 463**LEAD AGENCY/PHASE I CAPITAL
IMPVT SEWER DISTRICT
WASTEWATER FACILITIES
EMINENT DOMAIN**

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

RESOLVED, that the Town Board declares itself Lead Agency in this matter.

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

Noes: None

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RESOLUTION NO. 464**PHASE I CAPITAL IMPVT SEWER
DISTRICT WASTEWATER FACILITIES
EMINENT DOMAIN/NEGATIVE SEQRA
DECLARATION**

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

RESOLVED, that a negative SEQRA Declaration is hereby adopted.

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

Noes: None

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RESOLUTION NO. 465**APPROVE/ADOPT EDPL
DETERMINATION AND FINDINGS WITH
REGARD TO PHASE I OF THE CAPITAL
IMPROVEMENT PLAN FOR
THE TOWN OF ORANGETOWN
SEWER DISTRICT WASTEWATER
FACILITIES**

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

WHEREAS, the Town Board, on May 8, 2006 and May 22, 2006, conducted a duly noticed public hearing pursuant to EDPL Sections 202 and 203, gave persons a reasonable opportunity to

Resolution No. 465 – Continued

present oral and written statements and to submit other documents, and during and thereafter maintained and kept a record of the hearing pursuant to law, be it

RESOLVED that the Town Board hereby approves, adopts and makes "Determination and Findings", as set forth in Exhibit 6-D-06, which is hereby made a part of these minutes, and be it

FURTHER RESOLVED, that the Town Clerk for the Town of Orangetown is hereby directed to publish a brief synopsis of said Determination and Findings, to be drafted by the Town Attorney, in the official Town newspaper as required and set forth in EDPL Section 204, and be it

FURTHER RESOLVED, that the Town Clerk for the Town of Orangetown is hereby directed to serve notice of said brief synopsis to the assessment record billing owner of all real properties to which a real property right may be acquired, in a format to be drafted by the Town Attorney which shall include all information required and set forth in EDPL Section 204.

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

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RESOLUTION NO. 466**ASSIGN DETECTIVE DUTIES
PATRICK FRAWLEY/POLICE**

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

RESOLVED, that upon the recommendation of the Chief of Police, Patrick Frawley is hereby assigned to the duties of a Youth Detective, effective July 1, 2006 at a salary of \$97,943.00.

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

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RESOLUTION NO. 467**POLICE/REASSIGN ADMINISTRATIVE
LIEUTENANT/DONALD BUTTERWORTH**

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

RESOLVED, that upon the recommendation of the Chief of Police, Donald Butterworth is hereby reassigned to the position of Administrative Lieutenant, effective June 20, 2006 at a salary and other compensation to be negotiated.

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

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RESOLUTION NO. 468**POLICE/APPOINT POLICE LIEUTENANT
TERENCE J HUTMACHER**

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

RESOLVED, that upon the recommendation of the Chief of Police, Terence J. Hutmacher is hereby appointed from Rockland County Civil Service List #03151B to the position of Police Lieutenant, effective June 20, 2006 at a salary of \$121,315.00.

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

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RESOLUTION NO. 469**POLICE/ASSIGN DETECTIVE SERGEANT
DUTIES/GEORGE GARRECHT**

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

RESOLVED, that upon the recommendation of the Chief of Police, George Garrecht is hereby assigned the duties of a Detective Sergeant, effective June 20, 2006 at a salary of \$116,279.00.

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

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RESOLUTION NO. 470**POLICE/APPOINT POLICE SERGEANT
THOMAS SCHUTZ**

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

RESOLVED, that upon the recommendation of the Chief of Police, Thomas Schutz is hereby appointed from Rockland County Civil Service List #05115B to the position of Police Sergeant, effective June 20, 2006, at a salary of \$112,355.00.

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

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RESOLUTION NO. 471**COMBINE AGENDA ITEMS**

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

RESOLVED, that agenda items eighteen (18) through thirty-six (36), except item twenty-one (21) and thirty-four (34) are hereby combined.

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

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RESOLUTION NO. 472**AID/NEW YORK PHILOMUSICA/ANNUAL
SUMMER WINDS CONCERTS**

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

RESOLVED, that the request from New York Philomusica for funding in the amount of \$2,500 for their Annual Summer Winds Concerts in Tappan Memorial Park to be charged to Acct. #A7550/50457 is hereby approved.

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

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RESOLUTION NO. 473**APPROVE FIRE HYDRANT/SECOND
AVENUE /ROCKLAND HOSPITAL GUILD**

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

Resolution No. 473 - Continued

RESOLVED, that the installation of one (1) fire hydrant at the end of a cul-de-sac east of Second Avenue, approximately 445' north of Old Orangeburg Road to be paid for by the Rockland Hospital Guild is hereby approved.

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

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RESOLUTION NO. 474

APPROVE FIRE HYDRANTS/OLD ORANGEBURG RD/TOWN OF ORANGETOWN

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

RESOLVED, that the installation of two (2) fire hydrants on Old Orangeburg Road, to serve the soccer fields and the baseball fields to be paid for by the Town of Orangetown is hereby approved.

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

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RESOLUTION NO. 475

SET PH DATE/INTENT TO BE LEAD AGENCY/FELDI FAMILY LIMITED OAK TREE RD/TAPPAN

Councilman Troy offered the following resolution, which was seconded by Councilman Morr and on a roll call adopted:

RESOLVED, that the date of July 24, 2006, 8:00 p.m. is set for a public hearing to consider a zone change from LIO to R-15 submitted by the Feldi Family Limited Partnership for property located on Oak Tree Road, Tappan (S/B/L/ 77.15-3-20);

RESOLVED FURTHER, that the Town Board declares it's intent to be lead agency, circulation of required notice of such intent to all relevant agencies and refer to the Rockland County Department of Planning for general municipal law review under Section 239 is hereby directed.

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

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RESOLUTION NO. 476

PERMISSION GRANTED/NYS BUILDING OFFICIALS CONFER/ROCKLAND CTY DELEGATE/JOHN GIARDIELLO

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

RESOLVED, that permission is hereby granted to John Giardiello, Director of OBZPAE, to attend the New York State Building Officials Conference as the Rockland County Delegate, September 11-13, 2006 at no cost to the Town.

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

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RESOLUTION NO. 477**CHAPTER 30 SEWERS RULES AND REGULATIONS/SECTION 30-28 ESTABLISH FEES**

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

RESOLVED, that a fee of \$300.00 for a three-year permit as required in Chapter 30, Sewers - Rules and Regulations, Section 30-28 (Grease Interceptors, Oil/Water/Grit Separators) is hereby established.

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

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RESOLUTION NO. 478**APPROVE/2006 SEWERCERTIFICATE OF REGISTRATION**

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

RESOLVED, that upon the recommendation of the Town Attorney and the Director of the Department of Environmental Management and Engineering, a 2006 Certificate of Registration for Sewer Work is hereby approved for Bruce G. Riffard, 17 Park Road, Stony Point, NY and Rino Paving & Construction, Inc., 3 Hillside Avenue, Suffern, NY.

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

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RESOLUTION NO. 479**AWARD RFP/GREENBUSH OFFICES**

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

RESOLVED, that upon the recommendation of the Superintendent of Parks, Recreation and Building Maintenance and the Director of the OBZPAE, the RFP for Greenbush offices is hereby awarded to McLaren Engineering, at a cost of \$26,000 for design services and contract administration, plus \$7,500 for geotechnical investigations, if necessary, to be charged to Acct. H3620002/50200.

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

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RESOLUTION NO. 480**PERMISSION GRANTED/2006 NATIONAL RECREATION AND PARKS ASSOC CONFERENCE**

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

RESOLVED, that permission is hereby granted to Richard Rose, Superintendent of Parks, Recreation and Buildings, to attend the 2006 National Recreation and Parks Association Conference, from October 10-14, 2006 in Seattle, WA at a cost of \$1,319 to be charged to Acct. # 7020/0441/0480.

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

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RESOLUTION NO. 481**APPOINT/ACCOUNT CLERK/TYPIST
HELEN L CHEE/DEME**

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

RESOLVED, that Helen L. Chee is hereby appoint to the position of Account Clerk/Typist in the Department of Environmental Management and Engineering, probationary, from Eligible List No. 05063, grade 4-1, at an annual salary of \$31,507.00 effective June 26, 2006.

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

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RESOLUTION NO. 482**AUTHORIZE SMALL CLAIMS
SETTLEMENT/SANITARY SEWER
BACKUP**

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

RESOLVED, that the Town Attorney is authorized to settle a small claim in the amount of \$200.00 for damages resulting from a sanitary sewer back up.

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

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RESOLUTION NO. 483**APPROVE ELECTION INSPECTOR
JUNE 13, 2006 SPECIAL ELECTION**

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

RESOLVED, that upon the recommendation of the Town Clerk, the lists of Election Inspectors for the June 13, 2006 Special Election, a copy is labeled Exhibit 6-E-06 and made a part of these minutes, is hereby approved.

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

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RESOLUTION NO. 484**ACCEPT MINUTES**

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

RESOLVED, that the Regular Town Board Meeting, Audit Meeting, Executive Session minutes of May 8, 2006, Police Commission minutes of May 9th and May 15, 2006 and Audit Meeting, Executive Session minutes of May 22, 2006 are hereby accepted.

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

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RESOLUTION NO. 485**POLICE CAPTAIN'S AGREEMENT
TERENCE F SULLIVAN
RECEIVE/FILE/TOWN CLERK'S**

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

Resolution No. 485 - Continued

RESOLVED, that the Police Captain's Agreement between the Town of Orangetown and Terence F. Sullivan is hereby received and file in the Town Clerk's Office.

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

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RESOLUTION NO. 486**\$22,100,000 BOND ANTICIPATION
NOTES/SEWER SYSTEM
PURPOSES/RECEIVE/FILE**

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

RESOLVED, that the \$22,100,000 Bond Anticipation Notes for Sewer System Purposes, dated March 30, 2006, closing documents are hereby received and file in the Town Clerk's Office.

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

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RESOLUTION NO. 487**ORANGETOWN PUBLIC LIBRARY
DISTRICT LAW/SENATOR
MORAHAN & ASSEMBLYMAN
ZEBROWSKI**

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

RESOLVED, that the Town Board requests Senator Morahan and Assemblyman Zebrowski to introduce an amendment to the Orangetown Public Library District Law that will allow the four libraries to propose individual tax rates.

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

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RESOLUTION NO. 488**ORANGETOWN HOUSING
AUTHORITY/RESIGNATION
MICHAEL PERLMAN**

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

RESOLVED, that the resignation of Michael Perlman from the Orangetown Housing Authority is hereby accepted.

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

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RESOLUTION NO. 489**APPOINT/ORANGETOWN HOUSING
AUTHORITY/PAUL WHALEN**

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

Resolution No. 489 - Continued

RESOLVED, that Paul Whalen is hereby appointed to the Orangetown Housing Authority with a term expiring December 31, 2009, which fills Michael Perlman's vacancy.

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

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RESOLUTION NO. 490**SET PUBLIC HEARING DATE
SPECIAL PERMIT/ORANGEBURG
COMMONGS/MIXED USE**

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

RESOLVED, that the date of July 24, 2006, 8:05 p.m. is set for a public hearing to consider a special permit under Chapter 43 of the Town Code for the proposed mixed use development known as Orangeburg Commons (S/B/L 74.15-1-21) to be located on Route 303 next to Exit 6S of the Palisades Interstate Parkway.

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

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Public Portion (RTBM)

Michael Mandel, Pearl River, is against the ball field bond because he believes it will increase taxes too much and cause a hardship especially to seniors who do not have use of the ball fields. Andrew Wiley, Pearl River, spoke about the dollars spent to purchase RPC vs the cost to finish the fields.

Gail Raffaele, Tappan, asked about the contract with Cablevision and related increases? Eileen Larkin, Palisades, spoke about new a traffic light in Northvale and asked if New Jersey did a traffic study in New York?

RESOLUTION NO. 491**CLOSED PUBLIC COMMENT**

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

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

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

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RESOLUTION NO. 492**ADJOURNMENT/ENTER AUDIT
MEETING**

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

RESOLVED, that the Town Board adjourned this Regular Town Board Meeting and entered the Audit Meeting at 10:33 p.m.

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

Charlotte Madigan, Town Clerk