

**TOWN OF ORANGETOWN
WORKSHOP AGENDA
TUESDAY, NOVEMBER 16, 2010**

This Town Board Meeting was opened at ____ p.m.

Present were:

Supervisor	Paul Whalen
	Councilman Denis Troy
	Councilwoman Nancy Low-Hogan
Councilm	an Michael Maturo
Councilm	an Thomas Diviny

TOWN ATTORNEY

CERTIORARI/303 ASSOCIATES

- 1) Upon the recommendation of the Town Attorney's Office and the Assessor, approve and authorize Dennis D. Michaels, Deputy Town Attorney, to sign the Consent Judgment regarding the tax certiorari proceeding *303 Associates LLC v. The Assessor, et.al.*, Tax Map designation 74.15-1-12 for the tax assessment years 2005 through 2009 for a total refund by the County of \$1,069, for a total refund by the School District of \$14,529, and for a total refund by the Town of \$5,205. Interest on the Town's liability as a result of assessment decrease or refund is waived if payment is made within sixty (60) days after a copy of the order based upon the settlement is served on the Town.

CERTIORARI/ENTERPRISE RENT-A-CAR

- 2) Upon the recommendation of the Town Attorney's Office and the Assessor, approve and authorize Dennis D. Michaels, Deputy Town Attorney, to sign the Consent Judgment regarding the tax certiorari proceeding *Enterprise Rent-A-Car v. The Assessor, et.al.*, Tax Map designation 66.37-1-5 for the tax assessment years 2007 through 2009 for a total refund by the County of \$188, for a total refund by the School District of \$2,995, and for a total refund by the Town of \$708. Interest on the Town's liability as a result of assessment decrease or refund is waived if payment is made within sixty (60) days after a copy of the order based upon the settlement is served on the Town

CERTIORARI/DIRECT INVEST RTE 303 LLC

- 3) Upon the recommendation of the Town Attorney's Office and the Assessor, approve and authorize Dennis D. Michaels, Deputy Town Attorney, to sign the Consent Judgment regarding the tax certiorari proceeding *Direct Invest Rte 303 LLC v. The Assessor, et.al.*, Tax Map designation 65.18-1-9 for the tax assessment years 2009 through 2010 for a total refund by the County of \$3,202, for a total refund by the School District of \$45,864, and for a total refund by the Town of \$15,877. Interest on the Town's liability as a result of assessment decrease or refund is waived if payment is made within sixty (60) days after a copy of the order based upon the settlement is served on the Town

PARKS & RECREATION

**AWARD THE BID FOR CHEMICALS/
FERTILIZERS**

- 8) WHEREAS, the Superintendent of Parks and Recreation duly advertised for sealed bids for chemicals and fertilizers, which were received and publicly opened on November 10, 2010.

The bid is hereby awarded to the lowest qualified bidders as follows:

- Fert-L Soil, Scotch Plains, NJ—Item 14 totaling \$2,028.40
- John Deere Landscapes/Lesco, Inc., Cleveland, OH—Item 21 totaling \$5,849.00
- Agrium Advanced Tech, North Brunswick, NJ—Item 15 totaling \$655.60
- Harrell’s Inc., Lakeland, FL—Items 1, 6, 9 totaling \$22,351.00
- Matrix Turf, Warners, NY – Items 4, 19 totaling \$5,035.00
- Terre Co., Clifton, NJ – Items 5, 20, 23 totaling \$29,041.40
- Metro Turf, New Paltz, NY – Items 2, 3, 7, 10, 11, 12, 16, 22 totaling \$52,793.65
- Turf Products, Mountain Lakes, NJ – Items 8, 17, 18, 24 totaling \$25,886.00

TOWN CLERK

**OPEN PH/AMENDING CHAPTER 39 TOWN
CODE/FIRELANES**

- 9) RESOLVED, that the 8:00 p.m. public hearing to consider a proposed Local Law amending Chapter 39, Article 1, Section 39-5.1 entitled “Fire Lanes” of the Town Code is hereby opened. This proposed Local Law will add fire lanes in the Hamlets of Blauvelt, Orangeburg, Pearl River, Sparkill and Tappan.

Presentation: Affidavit of publication and notice of posting.

Designation of Lead Agency.

SEQRA Declaration.

Town Board decision on the aforementioned.

SET

**PUBLIC HEARING DATE/LL
DOG LICENSES**

- 10) Set Public Hearing on _____ at _____ PM for new local law regarding dog licenses.

ACCEPT MINUTES

- 11) RESOLVED, that the October 26, 2010 Regular Town Board Meeting, Audit Meeting and Executive Session minutes; the October 30, 2010 and November 1, 2010 Special Town Board Meeting minutes and the November 3, 2010 Police Commission, Public Hearing and Executive Session minutes are hereby accepted.

**EMPLOYEE ASSISTANCE PROGRAM
AGREEMENT/NYACK
HOSPITAL/RECEIVED/FILED**

- 12) RESOLVED, that the Employee Assistance Program Agreement between Nyack Hospital and the Town is received and filed in the Town Clerk's Office.

**NAURASHAUN CREST/ROCKHILL BUILDING
CORP/MCCANDLESS COURT/RECEIVE AND FILE**

- 13) RESOLVED, that the following original documents regarding Naurashaun Crest Subdivision, McCandless Court, West Nyack are received and filed in the Town Clerk's Office:

1. Quit Claim Deed from Schletter for McCandless Court (RC Inst #2010-12179).
2. Quit Claim Deed from Muckell for McCandless Court (RC Inst#2010-12181).
3. Quit Claim Deed from Rockhill Building McCandless Court (RC Inst#2010-12182).
4. 15' Drainage Easement from Rockhill Building (RC Inst#2010-12183).
5. Title Insurance Policy from Chicago Title (Policy#2006 1043670-McCall Abstract)

**ROCKHILL BUILDING CORP/CARTERET
GROUP/GREENE ST/TAPPAN/RECEIVE AND FILE**

- 14) RESOLVED, that the following original documents regarding Rockhill Building Corp/Carteret Group, Greene Street, Tappan are received and filed in the Town Clerk's Office:

1. Deed for Greene Street
2. Title Insurance Policy 2005C100795

**WWTPCIP/TIER I PUMPING STATION PS-06-
2E/FANSHAWE ELECTRIC COMPLETION
DOCUMENTS/RECEIVE AND FILE**

- 15) RESOLVED, that the following executed documents regarding the Tier I Pumping Station (PS-06-2E) and Fanshawe Electric are received and filed in the Town Clerk's Office:

1. Certificate of Substantial Completion
2. Contractor Release and Discharge
3. Certificate of Final Completion
4. Certificate and Release

**JUSTICE COURT/AUTHORIZATION OF PROSECUTING
AUTHORITY/RECEIVE AND FILE**

- 16) RESOLVED, that a letter from the District Attorney of the County of Rockland authorizing the Town Attorney and the Orangetown Police Department and/or any other sworn police officer who issues traffic infractions returnable in the Orangetown Justice Court to act as a prosecuting authority is received and filed in the Town Clerk's Office:

POLICE APPROVE EQUIPMENT LEASE GOOSETOWN

- 17) Approve equipment lease with Goosetown Enterprises in the amount of \$17,280 semi-annually for 60 months for 34 Motorola XPR6550 VHF portable radios and 30 Motorola XPR4550 XPR VHF mobile radios to be charged to account number B3120.443.16; contingent on appropriation of funds.

FINANCE APPROVE BUDGET TRANSFER

- 18) Transfer funds to capital projects and amend total project costs as follows:

Transfer \$9,989 from the General Fund to the Salyer House capital project and increase the final project cost to \$196,896.

Transfer \$1,256 from the General Fund to the Playground Equipment Replacement capital project and increase the final capital project cost to \$51,256.

Transfer \$4,490 from the General Fund to the Steps to a Healthier New York capital project and increase the final capital project cost to \$18,990.

Transfer \$435,538 from the Parks Trust Fund (\$300,000 was assumed in the bond resolution) to the RPC Playing Fields capital project and increase the final capital project cost to \$6,468,438.

APPROVE CLOSING CAPITAL PROJECTS

- 19) Close the following capital projects:

- Salyer House
- Playground Equipment Replacement
- Steps to a Healthier New York

Close the following capital projects and transfer unspent bond proceeds to the Debt Service Fund

- Sewer Reconstruction (Tratoras)
- Emergency Generators (Sewer)
- Municipal Swimming Facility/Community Center
- Highway Vehicles 2005
- Sewer Vehicles 2005
- Cherry Brook Drainage
- Highway Vehicles 2006
- Sewer Vehicles 2006

Close the following capital project and transfer unspent monies to the Pearl River Parking District:

- Pearl River Revitalization

ADJOURNMENT