

**TOWN OF ORANGETOWN
REGULAR TOWN BOARD MEETING
FEBRUARY 23, 2004**

The 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

Also present: Charlotte Madigan, Town Clerk
Eliot Tozer, Deputy Supervisor
Suzanne Barclay, Executive Asst. to Supvr.
John Edwards, Deputy Town Attorney
Charles Richardson, Director of Finance
James Dean, Superintendent of Highways
Kevin Nulty, Chief of Police
Robert Simon, Receiver of Taxes
John Giardiello, Director, OBZPAE
Richard Rose, Superintendent of Parks, Rec. & Bldg. Maint.

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

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Public Portion

Trish Moran, Pearl River, is in favor of Ron Delo being a consultant for DEME. She is very pleased with the crossing guard at the Pearl River Middle School. She questioned when the traffic study would be completed and will it be available to the public.

Jeff Leif, Palisades, requested particular persons in neighborhoods be appointed to dig out fire hydrants after snowstorms.

Genevieve Coffey, Pearl River, questioned the Planning Board's legal ads having conflicting information. She is concerned about down flow of water causing flooding. She also questioned the survival of trees in new subdivisions.

Peter Durdan, Pearl River, His Spring Valley Church is looking for a new location in RPC.

Ed O'Dea, Pearl River, concerned about the delay of the Recreation Center in RPC.

Fran Oldenburger, Blauvelt, agrees with the time schedule by the Town Board regarding RPC. This is a lengthy process and it needs to be done right.

Watson Morgan, Blauvelt, does not believe the STEJ building should be 50'.

Ruth Vezzitti, Tappan, spoke about the hiring of Ron Delo.

Betsy Brenner, Orangeburg, questioned Ron Delo's hiring by the Town. If he is working two jobs with Rockland County, wouldn't he and Orangetown be in jeopardy?

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RESOLUTION NO. 161

CLOSE PUBLIC PORTION

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

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RESOLUTION NO. 162**AUTHORIZE CONTRACT
RON DELO/DEME**

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

RESOLVED, that a contract with Ron Delo is authorized for consulting services at a rate of \$80.00 per hour for two days per week up to sixteen hours, effective March 1, 2004.

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

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RESOLUTION NO. 163**RE-APPOINT/ACABOR
BERNARD ALBIN**

Councilman Troy offered the following resolution, which was seconded by Councilman O'Donnell and was adopted with Supervisor Kleiner abstaining:

RESOLVED, that Bernard Albin is re-appointed to the Architecture and Community Appearance Board of Review for a term of three years, effective February 23, 2004.

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

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RESOLUTION NO. 164**APPOINT/ACABOR/CHAIR
BERNARD ALBIN**

Councilman Troy offered the following resolution, which was seconded by Councilman O'Donnell and was adopted with Supervisor Kleiner abstaining:

RESOLVED, that Bernard Albin is appointed Chairman of the Architecture and Community Appearance Board of Review.

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

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RESOLUTION NO. 165**RE-APPOINT/ACABOR
FRANK FRANCBANDERA**

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

RESOLVED, that Frank Francabandera is re-appointed to the Architecture and Community Appearance Board of Review, effective February 23, 2004.

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

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RESOLUTION NO. 166**RE-APPOINT/ACABOR
DANIEL C. HLAVAC**

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

Resolution No. 166 – Continued

RESOLVED, that Daniel C. Hlavac is re-appointed to the Architecture and Community Appearance Board of Review, effective February 23, 2004.

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

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RESOLUTION NO. 167**RE-APPOINT/ACABOR
THOMAS MIGGE**

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

RESOLVED, that Thomas Migge is re-appointed to the Architecture and Community Appearance Board of Review, effective February 23, 2004.

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

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RESOLUTION NO. 168**APPOINT/ACABOR
STUART WALVISCH**

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

RESOLVED, that Stuart Walvisch is appointed to the Architecture and Community Appearance Board of Review, effective February 23, 2004.

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

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RESOLUTION NO. 169**RE-APPOINT/HABOR
MARGARET RASO**

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

RESOLVED, that Margaret E. Raso is re-appointed to the Historic Areas Board of Review for a term of five years, effective February 23, 2004 through December 31, 2008.

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

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RESOLUTION NO. 170**RE-APPOINT/HABOR
CAROLYN TAPLEY**

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

RESOLVED, that Carolyn Tapley is re-appointed to the Historic Areas Board of Review for a term of five years, effective February 23, 2004 through December 31, 2008.

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

RESOLUTION NO. 171**RE-APPOINT/PLANNING BOARD
BRUCE BOND**

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

RESOLVED, that Bruce Bond is re-appointed to the Planning Board for a term of seven years, effective February 23, 2004 through December 31, 2010.

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

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RESOLUTION NO. 172**APPOINT/CHAIR/PLANNING BOARD
BRUCE BOND**

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

RESOLVED, that Bruce Bond is appointed Chair to the Planning Board.

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

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RESOLUTION NO. 173**RE-APPOINT/ZBA
ENNIO MUNNO**

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

RESOLVED, that Ennio Munno is re-appointed to the Zoning Board of Appeals, effective February 23, 2004.

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

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RESOLUTION NO. 174**APPROVE AID/PEARL RIVER PARK
& ACTIVITY/JULY 4, 2004**

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

RESOLVED, that the request of the Pearl River Parks and Activity Committee for the annual 4th of July Fireworks Display and Celebration on Sunday, July 4, 2004 (rain date July 5th, 2004) by providing a band, three yards of sand, barricades, four port-o-sans (2 handicapped accessible), trash receptacles (clean-up and pick-up) and use of sound system and personnel to assemble same, to be charged to Acct. A7550/50457, and all permit fees waived is approved.

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

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RESOLUTION NO. 175**COMBINE AGENDA ITEMS**

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

Resolution No. 175 – Continued

RESOLVED, that agenda items twelve (12) through twenty-three (23) are hereby combined.

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

Noes: None

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RESOLUTION NO. 176

**ADOPT/POLICE REGULATIONS STOP
SIGN/GREENBUSH RD & HIGHVIEW
AVE/ORANGEBURG**

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

RESOLVED, that Police Regulation for a six (6) month trial period, installation of a "Stop" sign at the intersection of Greenbush Road and Highview Avenue in Orangeburg for traffic heading north and south.

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

Noes: None

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RESOLUTION NO. 177

**ADOPT/POLICE REGULATIONS
NO PARKING ANYTIME/EAST
WASHINGTON AVE/N WILLIAM ST
JOHN STREET/PEARL RIVER**

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

RESOLVED, that Police Regulation for a six (6) month trial period, installation of a "No Parking Any Time" sign on the north side of East Washington Avenue from North William Street to John Street in Pearl River.

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

Noes: None

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RESOLUTION NO. 178

**ADOPT/POLICE REGULATIONS
NO PARKING/N MOISON/ERIE ST
BLAUVELT**

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

RESOLVED, that Police Regulation for a six (6) month trial period, installation of a "No Parking" sign on the west side of North Moison Road from Erie Street for a distance of 360'.

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

Noes: None

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RESOLUTION NO. 179

**PERMISSION GRANTED/POLICE
BASIC SCHOOL RESOURCE
OFFICER COURSE/HOLMDEL NJ**

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

Resolution No. 179 – Continued

RESOLVED, that permission is granted for one police officer to attend Basic School Resource Officer Course, Holmdel, NJ, March 29-April 2, 2004 for a cost of \$475.00 to be charged to Account no. B3120/0441 and \$17.50 charged to Account no. B3120/0480, for a total of \$492.50.

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

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RESOLUTION NO. 180**PERMISSION GRANTED/POLICE
FBI SWAT SCHOOL/FT DIX NJ**

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

RESOLVED, that permission is granted for six officers to attend FBI SWAT School, Fort Dix, NJ, April 12-16, 2004, \$2,624.25 to be charged to Account no. B3120/0441 and \$70.00 charged to Account no. B3120/0480, for a total of \$2,694.25.

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

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RESOLUTION NO. 181**PERMISSION GRANTED/POLICE
TACTICAL EMERGENCY MEDICAL
SCHOOL/WOODBRIDGE VA**

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

RESOLVED, that permission is granted for one police officer to attend Tactical Emergency Medical School in Woodbridge, VA, March 14- 17, 2004 for a cost of \$483.00 to be charged to Account no. B3120/0441 and \$70.00 charged to Account no. B3120/0480, for a total of \$553.00.

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

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RESOLUTION NO. 182**APPROVE/ANIMAL CONTROL
OFFICERS SALARIES**

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

RESOLVED, that upon the recommendation of the Finance Director, the salaries of the Animal Control Officers will be \$13.90 per hour beginning on January 1, 2004 and increase by 3.25% per year in 2005 and 2006, consistent with the existing contract with CSEA employees.

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

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RESOLUTION NO. 183**PERMISSION GRANTED/TOWN
CLERK/NYS TOWN CLERKS CONF
SARATOGA SPRINGS NY**

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

Resolution No. 183 – Continued

RESOLVED, that permission is granted for Town Clerk, Charlotte Madigan, to attend the NYS Town Clerks Conference, Saratoga Springs, April 18-21, 2004 at a cost of \$874.00 to be charged to Acct. A1410/0441.

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

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RESOLUTION NO. 184**APPROVE/ELECTION INSPECTORS
AND POLLING PLACES**

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

RESOLVED, that upon the recommendation of the Town Clerk, the lists of Election Inspectors and Polling Places for the March 2, 2004 primary, labeled Exhibit 2-E-04, and made a part of these minutes, are hereby approved.

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

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RESOLUTION NO. 185**RECEIVE/FILE/ANNUAL FIRE
DISTRICTS TREASURER'S REPORT**

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

RESOLVED, that the Annual Fire Districts Treasurer's Report for Central Nyack Fire District and Pearl River Fire District are received and filed in the Town Clerk's Office.

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

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RESOLUTION NO. 186**ACCEPT MINUTES**

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

RESOLVED, that the Regular Town Board Meeting minutes of January 26, 2004 and February 9, 2004; Audit Meeting minutes of January 26, 2004 and February 9, 2004; Executive Session minutes of February 2, 2004 and Special Town Board Meeting minutes of February 6, 2004 are hereby accepted.

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

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RESOLUTION NO. 187**APPROVE/DEPUTY TOWN
ATTORNEYS SALARIES**

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

RESOLVED, that upon the recommendation of the Town Attorney, a salary of \$33,676 each for the Deputy Town Attorneys, Robert Magrino, Kevin Mulhearn and William Reddy, are hereby approved.

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

Noes: None

RESOLUTION NO. 188

ADJOURNMENT/MEMORY

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

RESOLVED, that this meeting is hereby adjourned at 9:12 p.m. in memory of Timothy O'Sullivan, Blauvelt.

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

Noes: None

Charlotte Madigan, Town Clerk