

**TOWN OF ORANGETOWN
REGULAR TOWN BOARD MEETING
TUESDAY, OCTOBER 12, 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 (left at 8:15 p.m.)
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.
Charles Richardson, Director of Finance
Teresa M. Kenny, Town Attorney
John S. Edwards, First Deputy Town Attorney
James Dean, Superintendent of Highways
Ron Delo, Dept. Environmental Mgt. & Eng.
Kevin Nulty, Chief of Police
Robert Simon, Receiver of Taxes
Brian Kenney, Assessor
Mary McCloskey, Assessor's Office
Ed Cook, Building Inspector
Richard Rose, Jr., Supt. Parks-Rec. & Building Maint.

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

A public information meeting regarding the Pool and Community Center with Architect Joel Bargmann will be held Thursday, October 14, 6 – 8 p.m., at the Greenbush Auditorium. Cornell Cooperative will hold a Free Composting Class and Bin, on October 26, 7:00 p.m., Town Hall.

RESOLUTION NO. 668

**RPC/PROPERTY LEASE
VOLUNTEER HOUSING (OVESC)
RECEIVED/FILED**

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

RESOLVED, that the Supervisor is hereby authorized to sign a Property Lease between the Town of Orangetown and the Orangetown Volunteer Emergency Services Coalition, Inc. ("OVESC"), the original signed tonight to be received and filed in the Town Clerk's office. Lease of 11 houses at 108, 109, 110, 132, 133, 134, 135, 136, 137, 138 and 139 Blaisdell Road, Orangeburg for a period of five years commencing on October 12, 2004 for a base rent of one dollar (\$1) per year for the premises, to be used and occupied solely as housing units for volunteer emergency service personnel who are certified members of a volunteer fire or ambulance department/association located in, and providing emergency services to the Town of Orangetown.

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

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RESOLUTION NO. 669**OPEN PH CONTINUANCE/THE
POINTE/ZONE CHANGE**

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

RESOLVED, that the continuation of the public hearing to consider the request for a zone change for *The Pointe at Lake Tappan*, Veterans Memorial Parkway, Pearl River, from Office Park (OP) to Planned Adult Community (PAC) Floating Zone regarding SEQRA Declaration is hereby opened.

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

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Public comment:

Thomas Herten, Attorney for Mercedes, requested the Town Board to dismiss this action.
Donald Brenner, Attorney for ARC, does not agree with Mercedes and requested the Town Board to continue this public hearing at a later date.
Andrew Wiley, Pearl River, agrees with Mercedes to dismiss.

RESOLUTION NO. 670**CLOSE PH PUBLIC COMMENT**

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

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

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

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RESOLUTION NO. 671**THE POINTE/ZONE CHANGE
PH ADJOURN**

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

RESOLVED, that the Town Board adjourned this matter to be determined at a future date.

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

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Public Comment

Shelly Morgan, Tappan, what is sum total for Bonding issues and questioned sewer upgrades.
Andrew Wiley, Pearl River, The 6.9% increase is not indicative of the true increase. Against the Town increasing employees.
Jim Murphy, Pearl River, when will the clean up of 234 Cardean Place begin?

RESOLUTION NO. 672**CLOSE PUBLIC COMMENT**

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

RESOLVED, that the public portion is hereby closed.

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

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RESOLUTION NO. 673**COMBINE AGENDA ITEMS**

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

RESOLVED, that agenda items seven (7) through twenty-nine (29), except item no. 25 are hereby combined.

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

RESOLUTION NO. 674**DEME/SURPLUS VEHICLES
AVAILABLE FOR AUCTION**

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

RESOLVED, that following vehicles are surplus and available for auction:

<u>Model</u>	<u>Year</u>	<u>VIN</u>	<u>Mileage</u>	<u>Condition</u>
Ranger Pickup truck	1990	1FTCR11T3LUB78810	107,250	poor
Ford F600 dump truck	1983	1FDNF60H3DVA39487	27,831	poor
Chevrolet 20 van	1992	2GCEG2SH9N4a156690	115,898	poor
Chevrolet Caprice	1994	1GIBL52PXR151002	126,630	poor
Ford Crown Victoria	1996	2FALP71W2TX167542		wrecked
Ford Crown Victoria	1994	2FALP71W2RX198895	123,092	poor
GMC Generator - flatbed	1966	10672DHA22363	68,601	poor

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

RESOLUTION NO. 675**AWARD BID/INDUSTRIAL
SERVICE UNIFORMS/HWY**

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

WHEREAS, the Superintendent of Highways duly advertised for sealed bids for *industrial service uniforms*, which were received and publicly opened on September 29, 2004, and

Resolution No. 675 – Continued

WHEREAS, these bids were referred to the Highway Department, for recommendation and report, a copy is labeled Exhibit 10-A-04, and made a part of these minutes, Now, Therefore, Be It

RESOLVED, that the bid for *industrial service uniforms* is hereby awarded to American Wear Uniforms, East Orange, NJ, the sole bidder, at a cost of \$2.79 per employee, per week.

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

RESOLUTION NO. 676**ADVBID/CURB & SIDEWALK
CONSTRUCTION/RTE 340 /HWY**

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

RESOLVED, that the Superintendent of Highways is hereby authorized to advertise for sealed bids for curb and sidewalk construction on Route 340, Sparkill and Orangeburg and, Be It

RESOLVED FURTHER, that bids are to be received by 10:30 a.m., November 4, 2004, and be publicly opened and read aloud at 11:00 a.m., and Be It

RESOLVED FURTHER, that a report of all bids received and recommendation concerning the award is to be made a regular Town Board meeting.

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

RESOLUTION NO. 677**HWY/SURPLUS VEHICLES
AVAILABLE FOR AUCTION**

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

RESOLVED, that following vehicles are surplus and available for auction:

<u>Model</u>	<u>Year</u>	<u>VIN</u>
Aerial tar kettle	1989	1160
Dodge pickup	1989	1B7K26Z7KS121792
JCB	1988	14BT4048334350
Fiat-Allis front end loader	1985	576131
Ford street sweeper	1985	1FDWR74N6FVA14703
GMC dump truck	1983	1GDE6D1B3DV533430
Tarco leaf machine	1991	J22KA2000J00
Tarco leaf machine	1990	J23KA0647J00
Gledhill leaf machine	1978	46211GB
John Deere power unit	1993	0405DF150
Ford Crown Victoria	1997	2FALP71WXVX139104
Fwd Cab & Chassis Only	1987	1F9AB38R2HCFT1039
Dresser Roller	1989	R250003UO62185
GMC 6000 Dump Truck	1983	1GDE60189DV533402
Essick 93 series concrete mixer		

Ayes: Councilpersons Manning, Morr, Troy

Supervisor Kleiner
 Noes: None
 Absent: Councilperson O'Donnell

RESOLUTION NO. 678

**POLICE REGULATION/NO
 PARKING/WESTERN HWY/ST
 CATHARINE'S**

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

RESOLVED, that Police Regulation, installation of "No Parking" signs along the eastern side of Western Highway in front of St. Catharine's Church, Blauvelt is hereby adopted.

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

RESOLUTION NO. 679

**POLICE REGULATION/NO
 PARKING/DUTCH HILL RD**

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

RESOLVED, that Police Regulation, installation of "No Parking" signs for a distance of 35' on the north and south sides of the entrance to Union State Bank on Dutch Hill Road South, Orangeburg is hereby adopted.

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

RESOLUTION NO. 680

**PERMISSION GRANTED/PARKS
 2004 TURF & GROUNDS EXPO**

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

RESOLVED, that permission is granted to Stuart Sharples to attend the New York State Turfgrass Association 2004 Turf & Grounds Expo in Rochester, NY, November 15-17, 2004 at a cost of \$512.00 to be charged to Account No. E/7250/0441/0480.

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

RESOLUTION NO. 681

**PARKS/RECREATION/ SURPLUS
 VEHICLES AVAILABLE/AUCTION**

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

RESOLVED, that following vehicles are surplus and available for auction:

<u>Model</u>	<u>Year</u>	<u>VIN</u>
Chevrolet Caprice	1991	1G1BL5377MR144029
Wenger Showmobile	1973	1492731104
Ford Taurus	1993	1FACP57U2PG304999

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

RESOLUTION NO. 682**KATNIN CONSTRUCTION
HOFFMAN SUB/PERFORMANCE
BOND/RECEIVE/FILE**

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

RESOLVED, that upon the recommendation of the Town Attorney's Office, the Town Board of the Town of Orangetown accepts and receives: (i) the Performance Bond in the sum of \$20,340.00 from Katnin Construction, as Principal, in favor of the Town of Orangetown as Obligee, and (ii) the annexed Irrevocable Letter of Credit No. 2088 dated September 15, 2004, issued by Union State Bank in favor of the Town of Orangetown, as Beneficiary, in the amount of \$20,340.00 as collateral security for said Performance Bond and given in connection with that certain subdivision known as "Hoffman Subdivision", designated on the Tax Map for the Town of Orangetown as Section 69.05, Block 4, Lot 60. Said Performance Bond and Irrevocable Letter of Credit are to be filed in the Office of the Town Clerk.

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

RESOLUTION NO. 683**APPROVE AMENDMENT LEASE
AGREEM'T/AT & T CELLULAR**

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

RESOLVED, that the Second Amendment to the Cellular Telephone Company, d/b/a/ AT&T Wireless, Lease Agreement to permit an equipment upgrade consisting of the installation of two equipment cabinets at 26 Orangeburg Road, Orangeburg, NY with a monthly rent increase of \$300.00 is hereby approved.

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

RESOLUTION NO. 684**HERON'S GHYLL/ BEAVER CREEK
SUB/PERFORMANCE BOND
RECEIVE/FILE**

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

RESOLVED, that upon the recommendation of the Town Attorney's Office, accept, receive and file Performance Bond No. 57454 in the sum of \$222,234.00 from Heron's Ghyll Builders, Inc., as "Principal", Stephen J. Kelly and Joseph B. Montana, as "Co-Principal", and Nova Casualty Company, as "Surety", in favor of the Town of Orangetown, as "Obligee", in connection with a certain subdivision known as "Beaver Creek."

Bond No. 57454 represents a replacement of, and is given as a substitution for, that certain Performance Bond in the sum of \$222,234.00 from the prior owner of the Subdivision, Sawmill Construction Corporation, as Principal, in favor of the Town of Orangetown, as Obligee, which said latter Performance Bond is collateralized by an Irrevocable Letter of Credit No. 2059, dated December 20, 2002, issued by Provident Bank in favor of the Town of

Resolution No. 684 - Continued

Orangetown, as Beneficiary, in the sum of \$222,234.00; said Performance Bond and Letter of Credit being then in proper legal form and amount for filing, were accepted, received and filed via Town Board Resolution No. 106, adopted at its Regular Town Board Meeting of February 10, 2003.

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

RESOLUTION NO. 685

**SAWMILL CONSTRUCTION/
BEAVER CREEK SUB
PERFORMANCE BOND/RELEASE**

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

RESOLVED, that upon the recommendation of the Town Attorney's office, Sawmill Construction's Performance Bond in the sum of \$222,234.00 and the Provident Bank Letter of Credit No. 2059 dated December 20, 2002, given as collateral security is hereby released, which is presently being held and filed in the Town Clerk's Office subject to the Town receiving an appropriate receipt for same from Sawmill Construction Corporation and Provident Bank.

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

RESOLUTION NO. 686

**RPC/SUBDIVIDING PARCELS
73.11-1-2 AND 73.08-1-1**

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

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF ORANGETOWN
SUBDIVIDING TOWN TAX LOT NOS. 73.11-1-2 AND 73.08-1-1 INTO THREE
DISTINCT TAX LOTS IN CONNECTION WITH THE TOWN'S REDEVELOPMENT
OF THE LANDS OF THE ROCKLAND PSYCHIATRIC CENTER.**

WHEREAS, the Town of Orangetown is the owner in fee simple absolute of certain lands formerly a part of the Rockland Psychiatric Center bearing Tax Lot Nos. 73.08-1-1 and 73.11-1-2 on the Tax map of the Town of Orangetown; and

WHEREAS, the Town Board of the Town of Orangetown has heretofore determined as part of its Comprehensive Plan for the development of the Town, and in subsequent reviews, that the lands of the Rockland Psychiatric Center recently acquired by the Town should be developed with a mix of municipal and private commercial uses; and

WHEREAS, in the Town Board's judgment, the development of the recently acquired lands of the Rockland Psychiatric Center would benefit from the division of those lands into separate and distinct tax lots to facilitate their use and/or conveyance in furtherance of the Town's contemplated development; and

WHEREAS, the Town Board has determined that the division or re-division of Town owned lands by the Town is not subject to the Town's land use regulations, including the subdivision review and approval process; and

WHEREAS, the Town Board has determined that the division of two existing Town owned tax lots, *namely* Tax Lots 73.08-1-1 and 73.11-1-2 on the Tax Map of the Town of Orangetown, into three lots constitutes an unlisted action under the New York State **Resolution No. 686 – Continued**

Environmental Quality Review Act, and, further, that such action will not have a significant environmental impact;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby subdivides Tax Lots 73.08-1-1 and 73.11-1-2, as shown on the Tax Map of the Town of Orangetown, into three distinct Tax Lots in such a manner as to create from the two existing Tax Lots a third Tax Lot consisting of approximately 16.878 acres, with a metes and bounds description as set forth in Schedule "A" annexed hereto;

AND IT IS FURTHER RESOLVED, that the Town Assessor and the Town Attorney shall take all such actions, as may be necessary to effectuate this resolution, including, but not necessarily limited to, the assignment of new Tax Map designations and the filing of a new Tax Map or subdivision plat, if and as may be necessary, to reflect the new tax lots.

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Revised June 22, 2004

Schedule "A"
STEJ Parcel

All that certain plot, piece or parcel of land lying situate and being in the Town of Orangetown, County of Rockland and State of New York, being more particularly bounded and described as follows:

Beginning at a point on the northerly right-of-way line of Old Orangeburg Road, said point being the southeasterly corner of lands n/f Pascack Land Co. and designated as Tax Lot 73.11-1-2 on the Town of Orangetown Tax Maps, and running thence:

1. Along said northerly right-of-way of Old Orangeburg Road, S 84°23'03" W distant 119.30 feet; thence
2. Northwesterly, along a curve to the right having a radius of 35.00 feet and an arc length of 56.72 feet to a point of compound curvature; thence
3. Northerly, on a curve to the right having a radius of 115.00 feet and an arc length of 19.34 feet; thence
4. N 6°52'07" E distant 200.23 feet; thence
5. Northwesterly, on a curve to the left having a radius of 285.00 feet and an arc length of 211.28 feet; thence
6. N 35°36'22" W distant 81.38 feet; thence
7. Northeasterly, on a curve to the right having a radius of 65.00 feet and an arc length of 79.01 feet to a point of compound curvature; thence
8. Northeasterly, on a curve to the right having a radius of 115.05 feet and an arc length of 109.96 feet to a point of reverse curvature; thence
9. Northeasterly, on a curve to the left having a radius of 135.06 feet and an arc length of 71.92 feet to a point of compound curvature; thence
10. Northeasterly, on a curve to the left having a radius of 434.61 feet and an arc length of 144.03 feet; thence
11. N 39°18'20" E distant 66.52 feet; thence
12. S 53°26'16" E distant 24.46 feet; thence
13. N 36°33'44" E distant 48.05 feet; thence
14. S 75°40'44" E distant 110.46 feet; thence
15. Due east, 580.39 feet; thence
16. Due south, 743.60 feet; thence
17. Along said northerly right-of-way line of Old Orangeburg Road, S 86°20'03" W distant 353.41 feet; thence
18. Along the same, S 86°32'33" W distant 319.71 feet; thence
19. Along the same, S 86°51'03" W distant 143.09 feet, back to the point or place of BEGINNING.

Containing all of the land within the above described metes and bounds, being an area of 735,203 square feet or 16.878 acres.

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

RESOLUTION NO. 687**TAX CERTIORARI/ROCKHILL
BECKMANN APPRAISALS/RETAIN**

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

RESOLVED, that upon the recommendation of the Deputy Town Attorney and the Town Assessor, Beckmann Appraisals, Inc., Tappan, New York, is hereby retained to prepare a (pre-trial) preliminary appraisal for the certiorari property known as Rockhill Building Corp., 275 North Middletown Road, Pearl River, New York, (Section 68.12, Block 3, Lot 25) at a cost of \$5,000 to be charged to Account No. A1355/50485.

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

RESOLUTION NO. 688**TAX CERT/NYACK PLAZA
HOUSING & GOLD STAR/RETAIN
MacCARTNEY/MacCARTNEY
KERRIGAN & MacCARTNEY**

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

RESOLVED, that upon the recommendation of the Deputy Town Attorney and the Town Assessor, the law firm of MacCartney, MacCartney, Kerrigan & MacCartney is hereby retained to represent the Town of Orangetown regarding one tax certiorari proceeding (*Nyack Plaza Housing Assoc. & Gold Star Group, Inc.*, Index Nos: 4721/02, 4618/03, and 4194/04) challenging the Orangetown's real property equalization rate as applied in Court, which retainer agreement shall be in form and substance satisfactory to the Office of the Town Attorney, at the hourly rate of compensation of \$200.00 per hour for partners; \$125.00 per hour for associates; and \$75.00 per hour for paralegals, for an amount not to exceed \$25,000.00 for legal services which shall include, but not be limited to, legal research, statutory and case law analysis, court appearances, attendance at conferences/meetings, telephone discussions, and drafting of legal briefs, motions, papers and correspondence up to, but not including, the trial to be charged to Account No. A1420/50457.

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

RESOLUTION NO. 689**TAX CERTS/COMMERCIAL PROP
BECKMANN APPRAISALS/RETAIN**

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

RESOLVED, that upon the recommendation of the Deputy Town Attorney and the Town Assessor, Beckmann Appraisals, Inc., Tappan, New York, is hereby retained to prepare pre-trial preliminary appraisals for the following premises whose property tax assessments are the subject of pending Tax Certiorari proceedings:

303 Associates, LLC (Section 74.15, Block 1, Lot 12)
 Orangeburg Salisbury Corp. (Section 74.07, Block 1, Lots 10 and 15.1)
 USA Corporation (Section 74.11, Block 1, Lot 27)

Resolution No. 689 – Continued

ITW Minigrip, Inc. (Section 74.15, Block 1, Lot 13)
 U & A Construction Corp. (Section 70.19, Block 1, Lot 1)

at a flat fee charge of \$25,000.00 for professional services to be charge to Account No. A1355/50485.

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

RESOLUTION NO. 690

**TAX CERTIORARI/GOULD INVEST
 BECKMANN APPRAISALS/RETAIN**

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

RESOLVED, that upon the recommendation of the Deputy Town Attorney and the Town Assessor, Beckmann Appraisals, Inc., Tappan, New York, is hereby retained to prepare a restricted use (pre-trial) preliminary appraisal for the tax certiorari property known as *Gould Investors*, 292-302 Piermont Avenue, South Nyack, New York, (Section 66.78, Block 1, Lot 29) at a cost of \$5,000. In the event that a self-contained (full trial) appraisal is requested, an additional cost of \$5,000 shall be due upon completion of the report to be charged to Account No. A1355/50485.

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

RESOLUTION NO. 691

**WALSH/EASEMENT & MAINTEN
 AGRMT/RECEIVE/FILE**

Councilwoman Manning 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 Superintendent of Highways and the Department of Environmental Management and Engineering, the *Declaration of Easement and Maintenance Agreement* for the Walsh Subdivision, 241 North Highland Avenue, Pearl River, NY (Village of Chestnut Ridge) Town of Ramapo Tax Map Section 22, Lot 30 is hereby received and filed. The original document being retained in the Town Attorney's Office, which will arrange for the Grantor's Title Insurer to have the original of said documentation and other ancillary documents presently in our possession, recorded in the Rockland County Clerk's Office at the expense of the Grantor and for this Office, in turn, to obtain the necessary and required Owner's Title Insurance Policy affirmatively insuring title in the Town of Orangetown in the parcel described in said documentation.

Ayes: Councilpersons Manning, Morr, Troy

Supervisor Kleiner
 Noes: None
 Absent: Councilperson O'Donnell

RESOLUTION NO. 691A

**2005 DISTRICT BUDGETS
 RECEIVE/FILE**

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

RESOLVED, that the following 2005 District Budgets are received and filed in the Town Clerk's office.

Pearl River Fire District	Nyack Joint Fire District
Orangeburg Fire District	Blauvelt Volunteer Fire Company, Inc.
Sparkill-Palisades Fire District	Tappan Fire District
Central Nyack Fire District	

South Orangetown Ambulance Corps
 Nyack Community Ambulance Corps
 Rockland Paramedic Services, Inc.

Blauvelt Free Library

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

RESOLUTION NO. 692

**E MIGGINS/LEASE AGRMT/NIKE
 SITE/RECEIVE/FILE**

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

RESOLVED, that the *Lease Agreement* between the Town of Orangetown and Edward Miggins along with Homeowners Insurance policy for Custodian/Caretaker of Nike Site is received and filed in the Town Clerk's office.

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

RESOLUTION NO. 693

ACCEPT MINUTES

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

RESOLVED, that the Regular Town Board minutes of 9/27/04; Executive Session minutes of 9/27/04, 10/4/04; Audit Meeting minutes of 9/27/04 and Special Town Board meeting minutes of 9/27/04 are hereby accepted.

Ayes: Councilpersons Manning, Morr, Troy

Supervisor Kleiner
 Noes: None
 Absent: Councilperson O'Donnell

RESOLUTION NO. 694**APPROVE EMPLOYEE ASSISTANCE/NYACK HOSPITAL**

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

RESOLVED, that the Employee Assistance Contract with Nyack Hospital in the amount of \$7,627.00 for the period of October 1, 2004 through September 30, 2005 to be charged to Account No. A1622/50457 is hereby approved.

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

RESOLUTION NO. 695**POLICE REGULATION/OFF PAVEMENT PARKING/HUNT RD**

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

RESOLVED, that off pavement parking is hereby adopted on the north side of Hunt Road from a distance of 650' west of the intersection of Blaisdell Road for a distance of 1,135'.

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

RESOLUTION NO. 696**POLICE REGULATION/REMOVAL NO PARKING/BLAUVELT RD/VAN WYCK RD/THEO ROOSEVELT DR**

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

RESOLVED, that removal of "No Parking" signs on Blauvelt Road, Blauvelt from Bluefields Lane to Theo Roosevelt Drive on the north side and removal of "No Parking" signs on the north side from Van Wyck Road to Theo Roosevelt Drive, Blauvelt are hereby adopted.

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

RESOLUTION NO. 697**ADJOURNMENT/MEMORY**

Supervisor Kleiner offered the following resolution, which was seconded by Councilwoman Manning and was unanimously adopted:

RESOLVED, that this meeting hereby adjourned at 8:57 p.m. in memory of Frank O'Rourke, Tappan.

Ayes: Councilpersons Troy, Morr, Manning
 Supervisor Kleiner

Noes: None
Absent: Councilperson O'Donnell

Charlotte Madigan, Town Clerk