

**TOWN OF ORANGETOWN
REGULAR TOWN BOARD & AUDIT MEETING
FEBRUARY 24, 2003**

The Regular Town Board Meeting was opened at 7:37 P.M. Supervisor Kleiner presided. The Town Clerk called the Roll. Present were:

Councilman Edward Fisher
Councilman Denis O'Donnell
Councilman Denis Troy
Councilwoman Marie Manning

Also present:

Charlotte Madigan, Town Clerk
Eliot Tozer, Deputy Supervisor
James K. Riley, Town Attorney
Thomas O'Connell, Deputy Town Attorney
Suzanne Barclay, Executive Assistant to Supervisor
Charles Richardson, Director of Finance
James Dean, Superintendent of Highways
Robert Beckerle, Dir., Dept. Environmental Mgt. & Eng.
Kevin A. Nulty, Chief of Police
Robert Simon, Receiver of Taxes
Mary McCloskey, Assessor's Office
Richard L. Rose, Jr., Supt. Parks-Rec & Bldg. Maint.
Ed Cook, Deputy Building Inspector

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

* * *

Chief Nulty spoke of the loss of Mary Miggins. He discussed the importance of her work and her dedication to her job. She was a wife, a mother and a grandmother. Chief Nulty spoke of her loss to the community because of her dedication.

Chief Nulty introduced Michael A. Boysa, James K. Kelly and Christopher J. Tiemey as new Police Officers. Charlotte Madigan swore in the new Police Officers. The Town Board spoke of the process of hiring these officers and wished them well.

ANNOUNCEMENTS

Supervisor Kleiner announced that three (3) recreation proposals and sixteen (16) pool proposals were received. At this time the Town Board and other department heads are working through the proposals. He mentioned that he spoke with staff members from the Nyack Center, Martin L. King Center and other centers as to what these centers faced during the building process.

Last week Congressman Engel and other state representatives had a meeting about Indian's Point evacuation plan. The meeting took place before FEMA came out and said they have outstanding issues with the evacuation plan. Elected Officials say the metropolitan area is closer to Indian Point than any other power plant and the Elected Officials wish the State would take that into consideration.

PUBLIC PORTION

Eileen Larkin, Palisades questioned Rockland Psychiatric Center property spoke on housing, zone changes and the Recreation Center. Will the Pearl River Theatre be a burden on the Town? Nat Wasserstein, Pearl River, Pearl River Chamber of Commerce spoke regarding the Pearl River Theatre as to the development and merits. Will this burden the decision of the Rockland Psychiatric Center proposal.

Adam Lipson, Pearl River also spoke regarding price and the cost of refurbishing and has concerns regarding the retaining rights to this building, 49 year lease and the effect it will have in the future of Town (if the entire structure should be given to the Town).

Trish Moran, Pearl River spoke about an editorial page correction in the Our Town newspaper, (density, conditions and Rockland Psychiatric Center process). She asked what the date for the public hearing for the development of Rockland Psychiatric Center. Supervisor Kleiner

responded that there would be a public meeting not a public hearing before any development starts.

Greg McGee, Pearl River spoke about the need for a recreation center, he is in favor of movie theatre and leei about a 6,000 seat stadium.

Brian Miller, Pearl River, questioned whether the Theatre would be for movies or stage with line shows which would bring in people for the restaurants. However costs would be substantially different for a live Theatre.

Andrew Wiley, Pearl River, questioned when breakdowns of the STEJ proposal are available for public viewing.

Stu Comery, Pearl River, read letter from the Hockey Association regarding lack of ice space and the need to move forward in obtaining more ice/property/time and against a 6,000-seat stadium.

Donald Brenner, Orangeburg spoke about the Pearl River Theatre and on 2/14/03 at the proposal opening all material was not opened (price proposals) and 12/20/02 letter requesting exempt of certain documents. He questioned if all proposals included all information, which was requested.

Betsy Brenner, Orangeburg, spoke about the People's Counsel Meeting regarding the Pearl River Theatre structure was in excellent condition, only cosmetic (paint, some wallboard) needs to be done and bathrooms need to be handicap accessible.

Janet Hoffman, Blauvelt, spoke about the railroad and noise situations and that Ramapo has a TIP number to call regarding drug abuse problems and this is needed in Orangetown as well as nationwide.

* * *

RESOLUTION NO. 12 4 CLOSE

D PUBLIC PORTION

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

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

Ayes: Councilperson s Troy, O'Donneil, Fisher, Manning
Supervisor Kleiner

Noes: None * *

RESOLUTION NO. 12 5 MEMORIALIZIN

**G RESOL /
RAILROAD/QUIET ZONE**

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

A RESOLUTION

URGING FEDERAL, STATE AND RAILROAD OFFICIALS TO SUPPORT AND ASSIST ROCKLAND COUNTY'S EFFORT TO ESTABLISH A QUIET ZONE ON THE WEST SHORE (RIVER) FREIGHT RAIL LINE WITHIN ROCKLAND COUNTY, AND URGING THE FEDERAL RAILROAD ADMINISTRATION TO MAKE FINAL THEIR PROPOSED RULEMAKING ON THE USE OF LOCOMOTIVE HORNS AT FIGHTWAY RAIL GRADE CROSSINGS SO THAT COMMUNITIES MAY ESTABLISH QUIET ZONES AS PERMITTED IN THE RULEMAKING.

WHEREAS, CSX Railroad and Norfolk Southern Railroad acquired Conrail in 1999 ; and

WHEREAS, freight rail traffic on CSX's West Shore (River) Line since the takeover has dramatically and quickly increased more than 200% - from 17 to 52 trains per day; and

WHEREAS, federal and state regulations currently require all trains to sound their horns up to 1 mile before approaching and at each grade crossing; and

WHEREAS, residents in the Town of Orangetown have been adversely affected by the overwhelming noise pollution resulting from the increased number of train horns sounding at and before grade crossings in their communities; and

WHEREAS, CSX is expected to increase its freight rail traffic on the West Shore (River) Line; and

WHEREAS, a Quiet Zone in this rail corridor will allow for the effective elimination of train horns and thus provide much needed relief to the thousands of residents deeply affected by current freight train operations; and

oes: Non e

RESOLUTION NO. 12 8 AWARD/TUR

**F EQUIPMENT
BLUE HILL GOLF
COURSE/PARKS DEPT**

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

Whereas the Town clerk duly advertised for sealed bids for Blue Hill Golf Course & Parks Department, which were received and publicly opened on February 13, 2003, and

Whereas, these bids were referred to the Department of Parks, Recreation & Building Maintenance, for recommendation and report, a copy is labeled Exhibit 2-E-03 and made a part of these minutes, Now, Therefore, Be It

RESOLVED, that the bids for Turf Equipment for Blue Hill Golf Course and the Parks Department is hereby awarded to the lowest qualified bidders as follows:

Wilfred MacDonald, South Brunswick, NJ - \$18,950.00
Storr Tractor Co., Branchburg, NJ - \$25,984.00

Ayes: Councilperson s Troy, Manning, Fisher, O'Donnell
Supervisor Kleiner

Noes: None

RESOLUTION NO. 12 9 PERMISSIO

**N GRANTED
POLICE/OFFICER ADVANCE D**

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

RESOLVED, that permission is granted for one police officer to attend, "School Resource Officer! Advanced Course," at the Essex County Police Academy, in Cedar Grove, NJ on March 12-14, 2003 at a cost of \$345.00 to be charged to Account #B3120/0441-0480.

Ayes: Councilperson s Troy, O'Donnell, Fisher, Manning
Supervisor Kleiner

Noes: None

RESOLUTION NO. 13 0 PERMISSIO

**N GRANTED/POLICE /
ACCIDENT RECONSTRUCTION**

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

RESOLVED, that permission is granted for one police officer to attend a course entitled, "Accident Reconstruction," in New Braintree, MA on April 28 - May 9, 2003 at a cost of \$1,175.00 to be charged to Account #B3120/0441-0480.

Ayes: Councilperson s Troy, O'Donnell, Fisher, Manning
Supervisor Kleiner

Noes: None

* * *

RESOLUTION NO. 13 1 APPOIN

**T POLICE OFFICERS
BOYSA/KELLY/TIERNEY**

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

RESOLVED, that Michael A. Boysa, James J. Kelly and Christopher J. Tierney are hereby appointed on a pennanent basis from Eligible List Number 00220 Police Officer (OC), effective February 5, 2003.

Ayes: Councilperson s Troy, O'Donnell, Fisher, Manning
Supervisor Kleiner

Noes: None

EXHIBIT I)

^ ^

STATE OF NEW YORK)
COUNTY OF ROCKLAND)
TOWN OF ORANGETOWN)

SS.

Charlotte Madigan being duly sworn upon her oath, deposes and says;


That, she is, at all times hereinafter mentioned was, duly elected.
Qualified and acting Town Clerk of the *TOWN of ORANGETOWN*, in the County of
Rockland, State of New York.

That, on the 1 7 day of January 200 3
2003, she caused to be conspicuously posted and fastened up a notice, a true copy of
which is annexed hereto and made a part of hereof, in the following places, at least one of
which is a public place within the *TOWN of ORANGETOWN*, New York.

1. Town Hall Bulletin Board

3.


4.


Charlotte Madigan
Town Clerk

Subscribed and sworn to before me

This 17th h day of January y

2003


ROBERT R. SIMON
Notary Public, State of New York
No. 01S1C005857
Residing In Rockland County
Commission Expires December 21, 2012 ^ ^ ^

NOTICE TO BIDDERS

SEALED BIDS WILL BE RECEIVED by the Town Board of the Orangetown at the Town Clerk's Office, No. 26 Orangeburg Road, Orangeburg, New York until 10:30 A.M. on **FEBRUARY 13, 2003**, and publicly opened and read aloud at 11:00 A.M. on that day for furnishing **CHEMICALS AND FERTILIZERS**, in accordance with the Contract Documents on file with and which may be obtained at the Town Clerk's Office.

The Director of Parks, Recreation and Buildings will submit a report of all bids received and his recommendations concerning the awarding of a contract at a meeting of the Town Board on **FEBRUARY 24, 2003**.

The Town Board reserves the right to waive any informalities in the bidding and to reject any and all bids.

No bid will be accepted without a Non-collusion Statement as required pursuant to Section 103d of the General Municipal Law.

No Contract is deemed to have been created until approved by a Town Board Resolution and the Town Attorney, and until after it has been executed by the Supervisor of the Town of Orangetown, at the direction of the Town Board. All contracts are subject to appropriations approved by the Town Board, after having been provided for in the Town Budget.

Each proposal must be accompanied by a certified check of the bidder or by a bid bond satisfactory to the Town of Orangetown, duly executed by the bidder as principal, having surety thereon, a surety company approved by the Town of Orangetown in amount of **five percent (5%)**. Such checks or bid bonds will be returned to all except the three (3) lowest bidders within forty-eight (48) hours after the bids have been opened by the Town. The bid security of the three (3) lowest bidders will be returned after the accepted bidder has executed the contract and furnished the required performance bond and insurance.

The successful bidder upon failure or refusal to execute and deliver the contract and bond required within ten (10) days after it has received notice of the acceptance of the proposal, shall forfeit to the Town of Orangetown and as

> .

liquidated damage for such failure or refusal , the security deposited with this proposal.

Attorneys in Fact who sign bid bonds or contract bonds must file with each bond a certified copy of their Power of Attorney to sign said bonds.

No proposals will be accepted by facsimile.

Only qualified bidders who have adequate experience , finances, equipment and personnel will be considered in making awards.

By order of the Town Board of the Town of Orangetown.

RICHARD L. ROSE, JR. CHZYILOTT
DIRECTOR ' TOW

E MADIGAN
N CLERK

DATED: JANUARY 22, 2003

AFFIDAVIT OF PUBLICATION

for/77

t/ht Journal Neu i s

STATE OF NEW YOFIK
COUNTY OF WESTCHESTER

Northern Area

Amawalk
Annonk
BaldMmFlace .
^ ^ o r d
JBbrdi'Qts
^ ^ BcSff Manor
^Knanan
•Pbpaqta
WiWtir(AAc3
Cross (Over
CtotonF ^
CiQtDn on Hudson
GcUeasiBaige
Giarate Sptinss
JeSSeisonVaBsy
Kstonah
tincolncisls
MOwood
KSoh^ianLake
Montrose
Mount Kisco

NorthSaten
Osstning
Pe^ssldS
Pound RJdge
Purdys
Shenorock
StirubOafc
Someis
South Salem
Vetpfanck
Waccabuc
Yoridswn Haghts
Brewsts'
Cannei
Coki Spring
Gznison
Lake Peek^dH
Mahopac
M3t>{33c Falls
Putnam VaBey
Pat&sson

Central Area

Anid ^
Anisiey on Hudson
DabtsPeny
Bmsfotd
GieenLuijili
Hanison
Martsadie
Halmthotne
bvin^ton
Larctsnont

PteasanttfSe
Port Chests
PurdBse
Rye
Scatsdste
"lanyiw
Thomwood
V^BsBa
White Plains
Hastings on Hudson

Mount Vernon
Ybtduair
Tudc^we
Branxvaie

Eastciester
NewRochdle
Peltam

RoddandArea

Sulfeni
Bauvett
Congas
Gamendle
Kaverstraw
HQbom
Nanuet
New City
Nyack
Cvangebisg
PaRsades
Peari River

Pomona
Slocr^utg
Spaitdn
Spring V^iey
Stony Point
l^tSbnan
Tan^an
Thds
TomkinsCove
Valley Cottage
WestHaverstiaw
West Nyack

NOTICE T O BIDEES S -

SEAUD BID S Wia B E BE -
reIVED by the Town Board of
Me Town of Orangetown at the
Town Clerk's Office, No. 26 Or-
angebuij Road , Orangetown ,
Jlew Yoi i untl i 103 0 M m
EBBRUABV 13, 2003, and pub-
V?X, "K"/^ "A fw "aou a ai
Mm. on the date of

duly sworn, says that, S.S.K. & 2,111
News, a newspaper the'^'^DS?', "o, 1frt
State of New York. apMtht'^''? , ^ ?^
printed copy, was pi
left and on the date;

The Director of Pates. Hede -
ation and Buildings will submit
a report of all bids received and
his recommendation s concern -
ing the awarding of a contract
at ameeing of the Town Board
on FEBRUAR Y 24.2003 . c

The Town Board reserves the"
nght to waree any informaliUes"
m the biddmg and to reied anv"
and all bids.

No bid niU be accepted withi;
out a Non-Collusion Satement
as rMured pursuant to Section
IOM of the Genera l Municipal ,

N o contrac t i s deeme d t o
[have bee n create d un O ap :
proved by a Town Board Resou
lution and the Town Anomey]
and uijil after it has been exe
[Oiled by the Supervisor of the
lovm of Orangetown. at the di
rection of the Town Board. All
contracts are subject to appro
priations, approve d b y th e

X Town Board, after having been
— pgeidod for m the Tow n Bud -

Each proposa l must b e ac -
• companied by a certified check
of the bidder or by a bid bond,
satisfactory to the Tow n o f i
Orangetown, duly executed by
the bidder, as prindpal having
surety thereon, a surety com⁷ J
pany approved by the Town of i
Orangetown i n amount o f fiva t
permt S%). Such check s or
bid bond s will b e latumed t i r
all except the three (3) lowest
l bidden withi n forty-eight (44
hours after the bids have been
opened the the Town. The bid
l security of the three (3) lowest ;
bidders will b e retume d afte r
the accepte d bidde r ha s exe -
cuted th e contrac t an d fur -
nished th e reQuired-perfor -
mance bond and insurance.

The successfu l bidde r upoDui, "
^ilure o r tafusa l t o execut e
and delive r th e contrac t and, i
bond require d withi n te n (10), u
days after it has received notice —
of th e acceptanc e o f th e pro^A
posal, shall forfeit to the Town
Orangetown n an d a s liqui -
date d damag e fo r suc h bilur s
or rehsal, th a security depos
itad with this proposal. _

f^... «^*» . fla.frl< "
S w o r n t o XJBJO

this

No

Attorneys [n Fact who sign bid
bonds or contract bonds must
file with each bond a certified
copy of their Power of Attorney;
to sign each bonds.

No proposals will be accepted
by facsimile .

Only qualifie d bidder s who "
have adequat e experience , fi -
nances, equipment and person -
nel will b e considere d i n mak -
ing awards. . . u.

I B y order of the Town Board of
N| j -l +p n i l "« Town of Orangetown.

RICHARD L ROSE, JH.
DIRECTOR ,

Qua
Tei

CHARLOTTE MAOIGAN'
TOWNCLERK

IDATED: JANUARY 22,2003

,berng

I derk of The Journal
y of Westchester and
tile annexed is a
)er indicated on the

Year 0 - 3

1 12 13 14 15 16 17 18

S 30 31

Signed,

yruuil. y 20 03

lester County

wYork

ounty
i007

BID OPENING TIME: 11:00 AM DATE 02/13/03

CONTRACTOR
NAME
&
ADDRESS

*Simplex Fertilizer
Bakers, Pa.
(Pine Bush, NY.)*
*Trade Soil and Turf Supply Co.
Spartan, N.Y.*
*James, Inc.
Strongsville, Ohio*
James Co., N.Y.
*Pick Bakers
H. Brunswick, N.Y.*
*Whitely Subcontractors
H. Supply
H. Turf
H. Bakers, Ct.*

DATE RECEIVED	2/11/03	2/13/03	2/11/03	2/05/03	2/11/03	2/11/03
TIME RECEIVED	10:44am	10:02am	9:51am	9:52am	9:52am	9:45am
NON COLLUSION STATEMENT	✓	✓	✓	✓	✓	✓
BID BOND or CERTIFIED CHECK	✓	✓	✓	✓	✓	✓
10 Kegs (55# Keg)/ TOUCHE or Equal Turf Fungicide						
UNIT PRICE	230.45	NB	1145.00	244.60	1139.00	NB
TOTAL PRICE	11,522.50		11,450.00	12,230.00	11,396.00	
7 Cases (22# Case)/ Fungicide, ETTE SIGNATURE, or Equal						
UNIT PRICE	375.00	36.80	383.00	396.00	381.15	386.95
TOTAL PRICE	2625.00	2576.00	2681.00	2772.00	2668.05	2708.65
220 Bags (50# Bag)/ Pre-M Plus Fertilizer 25-5-10 or Equal						
UNIT PRICE	NB	NB	16.25	NB	11.40	NB
TOTAL PRICE			3575.00		2508.00	
5 Cases (48# Case)/ Turf & Ornamental Fungicide, MANCOZEB DG, or Equal						
UNIT PRICE	NB	NB	148.90	NB	138.72	131.50
TOTAL PRICE			744.50		693.60	657.50
5 Gallons/ Herbicide, BANVEL, or Equal	NB					
UNIT PRICE		86.96	1506.65	93.00	87.96	86.80
TOTAL PRICE		434.80	2511.10	465.00	439.80	434.00
50 Bags (50# Bag)/ Soil Amendment Fine Grind 1-0-1, SAND-AID, or Equal	NB					
UNIT PRICE		40.00			28.60	39.49
TOTAL PRICE		2000.00			1430.00	1974.50
						<i>District Superintendent T.B. T.A. Pick Rose</i>

BID OPENING TIME: 11:00 AM DATE 02/13/03

CONTRACTOR
NAME
&
ADDRESS

Simplex Brothers
Earth & Soil Supply
Scotts Plains, NJ
Barco
Horan
Bel Baker
John J. ...

DATE RECEIVED

TIME RECEIVED

NON COLLUSION
STATEMENT

BID BOND or
CERTIFIED CHECK

40 Cases (15 Gal/Case)/ Turf &
Ornamental Fertilizer with Chelated
Iron Plus

UNIT PRICE

TOTAL PRICE

100 Bags (50# Bag)/ Mini Fairway
Fertilizer 18-3-18, or Equal

UNIT PRICE

TOTAL PRICE

500 Bags (50# Bag)/ Starter Fertilizer
18-24-12 Standard Grade, or Equal

UNIT PRICE

TOTAL PRICE

20 Bags (50# Bag)/ NOVEX Fertilizer
18-2-19 Elite, or Equal

UNIT PRICE

TOTAL PRICE

40 Bags (50# Bag)/ NOVEX Greens
Fertilizer 12-0-24, or Equal

UNIT PRICE

TOTAL PRICE

30 Quarts/ Turf & Ornamental
Insecticide, BATTLE G.C., or Equal

UNIT PRICE

TOTAL PRICE

NB NB 25.50 NB 28.55

1820.00 1142.00

16.24 13.75 13.75 NB 13.48

6496.00 5100.00 5500.00 5392.00

8.24 NB 7.95 NB 8.70

4120.00 3975.00 4350.00

NB NB NB

31.00 19.76

620.00 395.20

NB NB NB

28.71 17.62

1148.40 704.80

105.00 NB 97.50 102.40 98.89

3,150.00 2925.00 3072.00 2966.70

30.50

1820.00

13.95

5580.00

11.95

5975.00

29.00

580.00

23.95

958.00

117.95

2653.88

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

BID OPENIN G TIME:

It0Q AM

DATE

02/13/03

CONTRACTOR

NAME

&

ADDRESS

8AH»0I»IO

HMEAECEIUEO

iteMCdILUSfOM

srAHmEur

ffiDB8KDor

»8TIREDCKEŞK

IDCa888[5Gal/Ca^/TurfC

Ornamental Fungode. DACDNU

WEATHERSTIR. or Equal

umpiucE

IOTALPmE

Hpafions/BANOLTurfFunipeiile.

IRqual

UmPHWE

MAIPHICE

20Gallan8/PRE-M3.3EC.0rEqual

UmPHWE

TOrALPfUCE

28 Ca^/ENDORSE TM. or Equal

UmPRICE

TompmE

OQGalkns/ZEROTOI

UmPBWE

nrAiPBWE

OEGaOons/PHOSGARD 0-20-25

j^mwE_

iiiSiI

sv^SSSS^?

3sf;^<S^<^5«:

::f2BiI

K^IbO^S

y^s^o

^H^

J-^U^

^4U^

JMdk

J^d..^^

3A/Ji.o7)

36/^ .£Z)

3A/^ .£Z^

3S/^, 6^

3 ^ ^ ^ , ^

^nst i^g

.UtY}>' J/±9^ . J??'/.^

J3.3ns-2)

16. UA.Sti /MM^id./S3fl.-S2%

^JJI^

AA

J5.99 fi6

3£^-

7U.^d

MIIM.

V V ^ ^ ^

W.si)

m. H

J^r.f^

mfD

I^-j^

5Srij?. e^ \M5^J?d

\^/44^AAfS'r.4^)

V^73^.^d

JC7d U/.9d

AA

W.^d

AXS-^

JMIJ2-

M^1.^

J^S4. od

mt id

• 43,0^ 3s:^d

ti6

AA

^ 4 ^

^19^./)d

^^^y: rO

^/62/z)

134.15

3756.20

943.50

943.50

43.37

2819.05

A-j^ ^ ^ ^ ^ s^ jny^

^4ld5.SZ> sfj 9^-^

6^/J^f.ft ^^9j^^-

Q-S-do ^l^lf-iS

STATE OF NEW YORK)
COUNTY OF ROCKLAND)
TOWN OF ORANGETOWN)

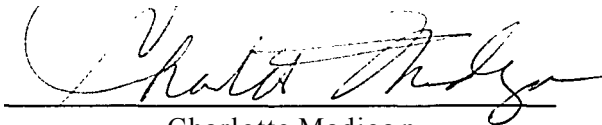
SS.

Charlotte Madigan being duly sworn upon her oath, deposes and says;

That, she is, at all times hereinafter mentioned was, duly elected.
Qualified and acting Town Clerk of the TOWN of ORANGETOWN, in the County of
Rockland, State of New York.

That, on the 17 day of JANUARY
2003, she caused to be conspicuously posted and fastened up a notice, a true copy of
which is annexed hereto and made a part of hereof, in the following places, at least one of
which is a public place within the TOWN of ORANGETOWN, New York.

1. Town Hall Bulletin Board
- 2.
- 3.


Charlotte Madigan
Town Clerk

Subscribed and sworn to before me

This 17 day of JANUARY, 2003

ROBERT R. SIMON
Notary Public, State of New York
No. 01SIS005857
Residing In Rockland County
Commission Expires December 21, 2004



t. .'-

NOTICE TO BIDDERS

f

SEALED BIDS WILL BE RECEIVED by the Town Board, of the Orangetown at the Town Clerk's Office, No. 26 Orangeburg Road, Orangeburg, New York until 10:30 A.M. on **FEBRUARY 13, 2003**, and publicly opened and read aloud at 11:15 A.M. on that day for furnishing **TURF EQUIPMENT: One (1) Triplex Mower, and One (1) Gear Driven Sprayer**, in accordance with the Contract Documents on file with and which may be obtained at the Town Clerk's Office.

The Director of Parks, Recreation and Buildings will submit a report of all bids received and his recommendations concerning the awarding of a contract at a meeting of the Town Board on **FEBRUARY 24, 2003**.

The Town Board reserves the right to waive any informalities in the bidding and to reject any and all bids.

No bid will be accepted without a Non-collusion Statement as required pursuant to Section 103d of the General Municipal Law.

f

No Contract is deemed to have been created until approved by a Town Board Resolution and the Town Attorney, and until after it has been executed by the Supervisor of the Town of Orangetown, at the direction of the Town Board. All contracts are subject to appropriations approved by the Town Board, after having been provided for in the Town Budget.

Each proposal must be accompanied by a certified check of the bidder or by a bid bond satisfactory to the Town of Orangetown, duly executed by the bidder as principal, having surety thereon, a surety company approved by the Town of Orangetown in amount of **five percent (5%)**. Such checks or bid bonds will be returned to all except the three (3) lowest bidders within forty-eight (48) hours after the bids have been opened by the Town. The bid security of the three (3) lowest bidders will be returned after the accepted bidder has executed the contract and furnished the required performance bond and insurance.

The successful bidder upon failure or refusal to execute and deliver the contract and bond required within ten (10) days after it has received notice of the acceptance of the proposal, shall forfeit to the Town of Orangetown and as

liquidated damage for such failure or refusal , the security deposited with this proposal.

Attorneys in Fact who sign bid bonds or contract bonds must file with each bond a certified copy of their Power of Attorney to sign said bonds.

No proposals will be accepted by facsimile.

Only qualified bidders who have adequate experience , finances, equipment and personnel will be considered in making awards.

By order of the Town Board of the Town of Orangetown.

RICHARD L. ROSE, JR. CHARLOTT
DIRECTOR TOW

E MADIGAN
N CLERK

DATED: JANUARY 22, 2003

AFFIDAVIT OF PUBLICATION

from

S3ie Journal Neuts

STATE OF NEW YORK
COUNTY OF WESTCHESTER

Northern Area

AmacctsSk	NotthSaie
Ajmonk	Ossining
BaichnnPlace	Pe^csidS
^lgfbd	Pound Ridge
^Bfbrdi^s	Puidys
^KicGff Manor	ShenoTDck
^Htenan	Shrub Oak
^BTP*T"	Somers
^amtponi	South Sal^n
Cross River	verpianck
Cretan P'sQs	Waccabuc
Croton on Hudswi	Yoridown Haghts
GoUens Bridge	Brewsta-
GiaruteSpfir^	Carmel
JeSersw VaBey	Cold Spring
Katonah	Garrison
Lsxstndaie	Laice Peek^dO
MOwood	Mahopac
MoheganLake	MahopacF^dls
Montrose	Putnam VaBey
Mount Kisco	Patterson

CoitialArea

Artfdey	PieasantvSe
Ardsey on Hudson	PortChestB-
OoUsPeny	Purchase
BrrgJuid	Rye
GreeiftuFgh	Scaisdale
Harison	Tanyt^wn
Hartsdale	Thomwood
Hamrthome	Valhalla
bvmgton	WIBtePiains
tarctanont	Hastings on Hudson
^^tnaronedc	

I^Sbuth&n Area

Mount Vernon	Eastches&f
Ysnkers	NewRochdle
Tuckahoe	Pelhani
Bronxvaie	

RoddandArea

SuRem	Pomona
Btauveit	Sloatsburg
Congers	SparciD
Gamervfle	SprrjgVaay
HaveisAaw	Stony Point
Hibom	taHman
Nanuet	Tappan
New City	Th^s
Nyack	TondndsCove
Orangeburg	Valley Cottage
Palisades	West Haversaaw
Pearl River	WestNyadc
Pierm^rt	

NOTICE TO BIDDERS

SEALED BID S WILL B E R E -
CaVED by the Town Board of,
the Town of Orangetown at the,
Town Clerk's Office, No. 26 Or-
angeburg Road, Orangetown,
New York until 11:00 A.M. on

being
lidy opened and read aloud atpai Clerk of Tfte JOURT^
11:15 A.M. on that day for- _X«r_i.i -^ _
nshina TUR EQUIPMENT: mtv Of Westchester and

One (1) Triple x Mower, en d. '
One (1) Gear Drive n Sprayer, In rfl the annexed IS3.
accordance wit h th e Cortrac t.
Documente o n fil ewit h handiajje r n d t Cated On th ©
which may be obtained at the ^^^ u.uA.tie= u w i i u i c

The Town Board reserve s the
right to waive any informalities
in the bidding and to reject any
and all bids.
The Directo r of Parlu, Recre-
ation and Buildings will submit
a repor t o f ai l n d s recatva d
and his recommendation s con-
cerning the awarding of a con-
tract at a meetin o of the Town ^ ^ N ^ ^ - « B M ^ a M B H . i _ i w _ ^ ^ . . ^ _
Board on FEBRUARY 24, 2003.

Year_ <?-3

1 2 3 4 5r 11 12 13 14t15 16 17 18

No bid will be accepted with-
out a Non-Collusion Statement" ^
as required pursuant to Section
105d a t t t i e Genera l Muna'pa l
Law.

19 20 21 22 23 30 31

X

Signed.

No contrac t i s deeme d t o
have bee n create d unt l i ap-^ Q
proved by a Town Board Reso-^
lution and t t i s Town Attorney,
and unt l afte r it has bee n exe --*
cuted by t t i e Superviso r of the
Town of Orangetown, at the di-
rection of the Town Board. All
contracts are subject t o appro-
f iations, approved by the
Town Board, after having bee n
provided for in the Town Bud-
get

Each proposa l mus t b e ao - /
companied by a caiti ed ched /
of the bidder or by a bid bond
satisfactory t o t t i e Tow n o f
Orangetown. d u l y execute d b y ^
Uie bidde r a s p n n a'pa l havin g
surely thereon, a suret y com-
rany approved by the Town of
Orangetown in amount t o f nvt

Ercxnt.(5%). Such.chadcs or:
E d bond s will b e returne d t o
all excep t the three (3) lowest
bidders withi n forty-eight (48)
hours afte r the bids have bee n
opened the the Town. The t f d
security of the three (3) lowest
bidders will b e returne d afte r
the accepte d bidde r has exe -
cuted th e .contract an d h j r -
nished th e require d p e r f b r -
manca bond and insurance.

The successfu l bidde r upo n
failure o r rehisa l t o execut e
end dePive r th e contrac t and
bond require d withi n t e n (10)
days afte r it has'rechsed notice
of t t i e acceptanc e o f th e pro-
posal, shall forfeit to the Town
of Orangetown an d a s liqui -
dated damag e fo r suc h failh j re

Sworn to before rra

O O ildat

this

Qcor refusal, th e security dep ^
(le d with this proposal. ^

Notary

JACK

Notary Public

Kif^A i B y order of the Town Board of
I M O . U I U i e Town of Orangetown .

Qualified in RQWRDLROSEJR

.DIRECTOR

Ier m hxp i CHARLOTT

E MADIGANI

TOWN CLERK .

DATED: JANUARY 22, 2003 " -

BID OPENING TIME:		11:15 AM		DATE		02/13/03	
CONTRACTOR NAME & ADDRESS		<i>Three Tractor Co Branchburg, NY</i>		<i>George Steinlager New Albany, NY</i>		<i>Whispering Willows South Hackensack, NJ</i>	

wxLmsxsm

Tmimmm

mummm

SfJlIXMEilf

SiDBSMDor

J/n/i^

Mu^/

/

/

^pfPS

~~9^ i~~

~~2358.31~~

^/3/63

?:^^

7

T

OiBtOTrqdexR^ Mower

TBTALPmE

%J^<9MJ%

s flS

One [0 tear Driven Sprayer

mkTM''''''''''

i^6

%jf,9sD.p)

jiU^-^U^e^ ^jW.ST>

l^9^ . si

Dist. T. Super

Rival

RESOLUTION NO. 13 2 AMEN

D RESOLUTION 39/03
S.H. HOMES I/PERFOR BOND

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

RESOLVED, that upon the recommendation of the Town Attorney's Office, release the S.H. Home s I Performance Bond No. 08569 in the amount of \$334,000 to the Town Attorney's Office to be forwarded by the Town Attorney , to the *New York State Insurance Department Liquidation Bureau*.

Ayes: Councilperson s Troy, O'Donnell, Fisher, Manning
Supervisor Kleiner
Noes: Non e

RESOLUTION NO. 13 3 ADOPTED/ADJUSTMENT S
HIGHWAY-PART TOWN
2003 BUDGET

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

RESOLVED, that upon the recommendation of the Finance Director, transfer \$15,000 in Town Outside Village Fund balance to Highway-Part Town with specific entries as follows is hereby approved:

Account Number	Amount	
B0599917	+\$15,00	0
B990179	+\$15,00	0
D0503104	+\$15,00	0
D0599904	-	\$15,000

Ayes: Councilperson s Troy, O'Donnell, Fisher, Manning
Supervisor Kleiner
Noes: Non e

* * *

RESOLUTION NO. 13 4 ADOPTED/APPOIN T SR
CLERK/TYPIST
JUSTICE DEPT/MCGRATH

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

RESOLVED, that Maureen McGrath is appointed to the position of Senior Clerk/Typist, contingent permanent, in the Justice Department, from Eligible List Number 02090F, grade 5-1, annual salary of \$28,925.00, effective February 25, 2003.

Ayes: Councilperson s Troy, O'Donnell, Fisher, Manning
Supervisor Kleiner
Noes: Non e

RESOLUTION NO. 13 5 ACCEP T MINUTE S

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

RESOLVED, that the Regular Town Board and Audit minutes of February 10 , 2003 are hereby accepted.

Ayes: Councilperson s Troy, O'Donnell, Fisher, Manning
Supervisor Kleiner
Noes: Non e

RESOLUTION NO. 13 6 ACCEP **T MINUTES**

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

RESOLVED, that the Special Town Board minutes of February 10, 2003 are hereby accepted.

Ayes: Councilperson s Troy, O'Donnell, Fisher, Manning
Supervisor Kleiner
Noes: Non e

* * *

RESOLUTION NO. 13 7 ADOPTED/APPOINT/BOAR **D OF**
ASSESSMENT REVIEW/MADISON

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

RESOLVED, that Elizabeth Mattison is hereby appointed to the Board of Assessment Review for a 5-year term, effective October 1, 2002 to October I, 2007.

Ayes: Councilperson s Troy, O'Donnell, Fisher, Manning
Supervisor Kleiner
Noes: Non e

* * *

RESOLUTION NO. 13 8 ENTE **R AUDIT**

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

RESOLVED, that this Town Board enters Audit Meeting at 9:45 P.M.

Ayes: Councilperson s Troy, O'Donnell, Manning, Fisher
Supervisor Kleiner
Noes: Non e

* * *

RESOLUTION NO. 13 9 PA **Y VOUCHERS**

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

RESOLVED, that the Finance Office is hereby authorized to pay vouchers for General Fund, Town Outside Villages, Blue Hill, EUghway, Sewer, Capital Projects, and Risk Retention in the amount of \$522,297.76.

Ayes: Councilperson s Troy, O'Donnell, Fisher, Manning
Supervisor Kleiner
Noes: Non e

RESOLUTION NO. 140 ENTE **R EXECUTIVE SESSION**

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

RESOLVED, that this Town Board enters executive session to discuss particular police litigation and other personnel matters at 10:01 P.M.

Ayes: Councilperson s Troy, O'Donnell, Fisher, Manning
Supervisor Kleiner
Noes: Non e

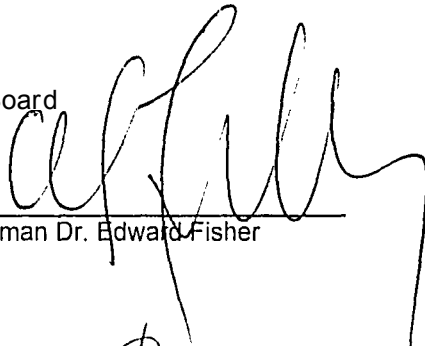
Date: 2/11/0 3

Warrant: 2/11/0 3

Approved for payment in the amount of \$135,796.72

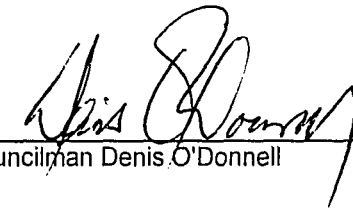
The above listed claims are approved and ordered paid
from the appropriations indicated

Audit Board



A large, stylized handwritten signature in black ink, appearing to read 'Ed Fisher', written over a horizontal line.

Councilman Dr. Edward Fisher



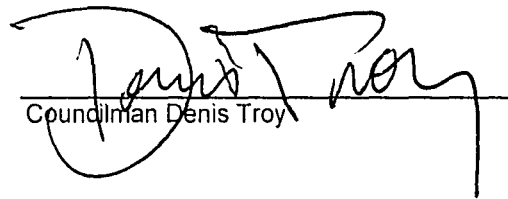
A handwritten signature in black ink, appearing to read 'Denis O'Donnell', written over a horizontal line.

Councilman Denis O'Donnell



A handwritten signature in black ink, appearing to read 'Marie Manning', written over a horizontal line.

Councilwoman Marie Manning



A handwritten signature in black ink, appearing to read 'Denis Troy', written over a horizontal line.

Councilman Denis Troy



A handwritten signature in black ink, appearing to read 'Thorn Kleiner', written over a horizontal line.

Supervisor Thorn Kleiner


Date: 2/24/0 3

Warrant: 2/24/0 3

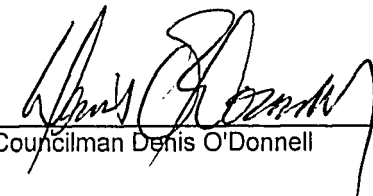
Approved for payment in the amount of \$386,501.0 4

The above listed claims are approved and ordered paid
from the appropriations indicated

Audit Board



Councilman Dr. Edward Fisher




Councilman Denis O'Donnell



Councilwoman Marie Manning L

> 

Councilman Denis Troy



Supervisor Thom Kleiner

RESOLUTION NO. 141 RE-ENTE

R RTB M

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

RESOLVED, that this Town Board re-enters the Regular Town Board meeting at 11:29 P.M.

Ayes: Councilperson s Manning, Troy, O'Donnell, Fisher
Supervisor Kleiner
Noes: Non e


RESOLUTION NO. 142 ADJOURNMENT/MEMOR

Y

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

RESOLVED, that this meeting is hereby adjourned at 11:33 P.M. in memory of Mary Miggins, Mary C. Riley, Dale Joseph Felici, Catherine Berchielli, Thomas Keegan and Norman Urquhart, Sr.

Ayes: Councilperson s Manning, Troy, O'Donnell, Fisher
Supervisor Kleiner
Noes: Non e


MM
HARLOTTE MADIGAN/TOWN CLERK