TOWN OF ORANGETOWN REGULAR TOWN BOARD & AUDIT MEETING MARCH 10, 2003

The Regular Town Board Meeting was opened at 7:43 P.M. Superviso r Kleiner presided. The Town Clerk called the Roll. Presen t were:

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

Also present:

Charlotte Madigan, Town Clerk
Eliot Tozer, Deputy Supervisor
Thomas O'Connell, Deputy Town Attorney
Suzanne Barclay, Executive Assistant to Supervisor
Charles Richardson, Director of Finance
James Dean, Superintendent of Highways
Towned Sullivan, Police Contain

Terence Sullivan, Police Captain Robert Simon, Receiver of Taxes Mary McCloskey, Assessor's Office

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

* * *

Announcements

Highway Department Informational Meeting on East Washington Avenue Sidewalks - Tuesday, March 18, 7:00 p.m.. Pearl River Library.

Volunteer Services requested affordable Housing for their volunteers and would like to see this on the Rockland Psychiatric property.

Public Portion

Patricia Edelstein, Dorsey Ct., Orangeburg, concerned that filming in the Town of Orangetown needs regulations to address problems during filming. She suggests 2 visits, 2-week notice, remote parking and continuous Police presence.

Betsy Brenner, Dorsey Ct., Orangeburg, spoke safety factor and filming in area. She feels that paramedics, police cars and fire trucks would be hindered if filming was being done during an emergency.

Councilman O'Donnell asked Captain Sullivan to address this issue. Captai n Sullivan agreed that this could be a hazard.

Jeff Berman, Chairman of the Committee For Open Space, supports continued OP Zoning in the Mercedes area. However as an alternative, a portion of the property is to be for Senior Residential Housing, it would be acceptable based on itemized restrictions. Als o it would be necessary to protect open space, our water and buffers for the wetlands.

Eileen Larkin, Palisades spoke about the Sports Center on the Rockland Psychiatric Center property. She would like to know when the zone changes will take place. Mrs. Larkin commented that any development coming to the town needs to be addressed by present laws. Eilee n Larkin asked the Town Board to consider monetary aid to the Palisades Community Building. Supervisor Kleiner responded the Sports Center, Town Pool, parking and buffers need to be addressed before any zone changes are to be considered.

Ruth Weber, Tweed Blvd., Upper Grandview, monitors public officials, similar to a report card. She gives an A+ to Mr. Edward Miggins who attends to the Nike Site who keeps it from deterioration due to trash, vandalism etc.

Trish Moran, Pearl River, questioned the Comprehensive Plan status of edits from Saccardi & Schiff regarding the Mercedes property.

Supervisor Kleiner advised Mrs. Moran in the next few weeks the Comprehensive Plan should be final. However, the question remains that the Mercedes property is unique and must be considered

as such, hopefully before we adopt the plan. Presently the law indicates that for any zone changes, the Town Board must go back and change the Comprehensive Plan.

Councilman Troy and Councilman O'Donnell feel that we should move forward and not hold up the Comprehensive Plan because of the Mercedes property. The y are in agreement that the Mercedes property should be left OP zoning.

Tom Bertussi, Pearl River, says leave Mercedes as OP, supports a sports complex at Rockland Psychiatric Center, down zoning should have a pay back for Orangetown and Rockland Psychiatric Center should be developed slowly so that it would accommodate traffic along Veterans Memorial Dr.

RESOLUTION NO. 14 8 OPEN/P

H LL/REGULATIN G SNOWPLOWING

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

RESOLVED, that the public hearing to consider the adoption of a proposed local law Regulating Snowplowing in the Town of Orangetown is hereby opened:

 $Ayes: Councilperson \qquad \qquad s \ O'Donnell \,, \, Troy \,, \, Manning$

Supervisor Kleiner

Noes: Non e

The Town Clerk presented affidavit of publication and notice of posting, copies are labeled Exhibit 3-A-03 and made part of these minutes.

The public portion was opened and the following spoke:

James Dean, Superintendent of Highways explained the purpose and need of this law, particularly safety issues. Believe s we can be proactive if we have an active list of people to go by.

Kevin Duffy, Pearl River, questioned whether he must be licensed by Orangetown to plow his own driveway. Suggeste d plowing and reversal of plowing which clears the shoulders.

James Dean responded with, we do not have the traffic to beat down the snow.

Marty Oldenburger, Blauvelt has been plowing for 30+ years is against \$50 fee, believes this is selective enforcement.

Fran Oldenburger, Blauvelt opposed to law, "over legislation". I f you live outside of Orangetown but come to plow friends or family will it be legal?

Bob Nigula, against the law and \$50 fee. He does not charge for seniors who are in need. John Buonadonna, Pearl River, licensed in Rockland County. Recommend seach snowplowing

company or individual to have a Vi million-dollar insurance policy to protect themselves. He also commented that another town charges \$20 for six stickers and then \$1 each for any over six which covers snowplowing and landscaping.

A discussion took place between the Town Board members and all agreed.

Councilman Troy voted to reserve - this needs further investigation before adopting.

Councilman Fisher (by letter) believes this will only work if there is enforcement.

Councilman O'Donnell agree d that we should reserve for further investigation.

Councilwoman Manning is concerned about enforcement.

Supervisor Kleiner agrees that the Town should review and bring this up at a later date.

RESOLUTION NO. 14 9 CLOSE/P

H LL/REGULATIN G SNOWPLOWING

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

RESOLVED, that the public hearing to consider the adoption of a proposed local law Regulating Snowplowing in the Town of Orangetown is hereby closed:

Ayes: Councilperson s O'Donnell, Troy, Manning

Supervisor Kleiner

Noes: Non e

NOTICE OF POSTING: Notic e of public hearing to consider a proposed local law

Adding a new Chapter to the Code of the Town of Orangetown

"Regulating Snow Plowing"

•**XHIBIT** 3_A_^3_j|io|C)3

STATE	Œ	NEW	YORK)	
COUNT	D Y	F RO	CKLAI	${f Z}\!\!\!{ m D}$)	SS
TOWN	Œ	ORAI	NGETO	MM)	

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 *TOlVNofOFLANGETOlVN*, in the County of Rockland, State of New York.

That, on the 26t h day of Februar y

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. Tow n Hall Bulletin Board

3.

4.

5.

Charlotte Madigan

Town Clerk

Subscribed and sworn to before me

This 26t h da y of Februar y^ 2003

ROBERT R. SIWO N

Notary Public, State of New York

No. 01SIS005857

Residing In Rockland County

Ccmmis^n Expires December 21.2 . ^ i^



NOTICE OF HEARING

NOTICE IS HEREB Y GIVE N that a public hearing will be held by the Town Board of the Town of Orangetown at the Orangetown Town Hall, No. 26 Orangeburg Road, Orangeburg, New York 10962 on the 10"^ day of March, 2003 at 8:00 PM to consider a proposed local law adding a new Chapter to the Code of the Town of Orangetown entitled Regulating Snow Plowing within the Town of Orangetown.

A copy of the proposed local law may be examined by any interested party at the Office of the Town Clerk.

All interested persons will be given an opportunity to be heard.

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

Dated:

CHARLOTTE MADIGAN Town Clerk

t

JAMES K. RILEY Town Attorney Town of Orangetown

AFFIDAVIT OF PUBLICATION

from

^ e Journa l Neui s

STATE OF **^EW YOfiK** COUNTY OF WKTCf^STER

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duly sworn, says that he/she is the princ^ derk offhe Journal News, a newspaper pubEshed in the County of Westchester and State of New YoHk, and the notice c\ whsdi the annexed is a pnnted copy, was pubG^ied in the new^japer sicScated on the i[^] and *on* the dates chected below:

Year QQ(fi>

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Signed

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NOTICE OF HEARING

NOTICE I SHEREB Y GIVE N thai a publi c ihearing wil I be held by Ihe Town Boar do fth Town o f Orangetow n Tow n Hall, No. 26 Olangeburg Road Orangeburg, Ne w Yor K 1036 2. on the 10t h day of Man^, 200 3 ft at B:0 0 P M to consider a pro-J posed loca I la w adding a ne w Chapter t o th e Cod eo f Ihe Town o f Orangeburg n entitle d Regulating. - Snow; - Plowing Regulating. • - Snow; - - Plowing within the Tow no f Orange -

A cop y of the propose d local law may be examined by any interested party at the Office of the Town Clerk.

All intereste d person s wit l b e jiven a n opportunit y t o b e

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

Swom to befc | Dated: 2/2*2003

CHARLOTTE MADIGAN Town Clerk JAMES K.Rii£Y Town Attorney Town of Orangetown

-20. **Q** ^

N^iyPubBc, W(

r County

JACK L. SHARP Notary Public, State of New York No. 01SH6019087 Qualified in Rockland County Term Expires Feb. 1, 2007

EXHIBST

STATE OF NEW YORK)
COUNTY OF ROCKLAND) SS
TOWN OF OR\NGETOWN)

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 *TOIVN of ORANGETOWN*, in the County of Rockland, State of New York.

That, on the 26t h da y of Februar y

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 *TOUNNofORANGETOUNN*, New York.

- 1. Tow n Hall Bulletin Board
- 2.
- 3.
- 4.

Charlotte Madi ^an
Town Cler k

Subscribed and sworn to before me

This 26t h da y of Februar y, 2002

ROBERT R. SIMO N Notary Public, Sfafs of Now York No. 01SI5005857 Residing In Rockland County

Commission Expire's December 21,2 ^ £ ^

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NOTICE OF HEARING

NOTICE I S HEREB Y GIVE N that a public hearing will be held by the Town Boar d of the Town of Orangetown at the Orangetown Town Hall, No. 26 Orangeburg Road, Orangeburg, New York 10962 on the IO"" day of March, 2003 at 8:10 PM to consider a proposed local law adding a new Chapter to the Code of the Town of Orangetown entitled Regulating Landscapers and Tree Surgeons within the Town of Orangetown.

A copy of the proposed local law may be examined by any interested party at the Office of the Town Clerk.

All interested persons will be given an opportunity to be heard.

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

Dated:

CHARLOTTE MADIGA N Town Clerk

JAMES K. RILEY Town Attorney Town of Orangetown



AFFIDAVIT OF PUBLICATION

from

t/ht Journal Neuis

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NOTICE OF HEARING NOTICE I SHEREB Y GOMEN hata publichearingwilillbeer neldbythe Town Board of the / Town o f Orangetow n Town I Hall, No. 2 6 Orangebur g Road. V Hall, No. 26 Orangebur g Road, Orangeburg, Ne w Yor k 1082 on the IOI h day of March, 2003 at 8:1 0 P M to conside ra proposed local la w adding a ne w Chaptert o the Cod eo f the Town of Orangetown nentitle d Regulating Landscaper san d Tree Surgeons within the Town of Orangetown. Signed. A cop y o f th e propose d loca l law ma y b a examine d \ M an y Interested part y a t th e Offic e o f the Town Cleric All intereste d persoji s wil I b e Siven a n opportunit y t o b e Seard. By order of the Town Board of the Town of Orangetown. Swom to before me Dated: 2/2«2003 CHARLOTTE MADIGA N -20.**Q**] _day ç **tfHS** Town Attorne y Town o f Orangetown "^-H^^/^^v

Notary Pufafic, Weestolester County

JACK L. SHARP
Notary Pubiic, State of New York
MO.01SH60-19087
Qualified in Rockland County
Term Expires Feb. 1, 2007

RESOLUTION NO. 15 0 RESERVE/P

H LL/REGULATIN G SNOWPLOWING

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

RESOLVED, that this Town Board hereby reserves its decision on a Local Law Regulating Snowplowing in the Town of Orangetown.

Ayes: Councilperson s Troy, O'Donnell, Manning

Supervisor Kleiner

Noes: Non e

RESOLUTION NO. 15 1 OPEN/P

H LL/REGULATIN G LANDSCAPERS/TREE SURGEON S

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

RESOLVED, that the public hearing to consider the adoption of a proposed local law Regulating Landscapers and Tree Surgeons in the Town of Orangetown is hereby opened:

Ayes: Councilperson s O'Donnell, Troy, Manning

Supervisor Kleiner

Noes: Non e

The Town Clerk presented affidavit of publication and notice of posting, copies are labeled Exhibit 3-B-03 and made part of these minutes.

The public portion was opened and the following spoke:

James Dean, Superintendent of Highways explained the local law would give the ability to the Town Board to pull a license if contractor had many complaints (landscapers equipment and trucks causing dangerous traffic situations and removal of materials causing dangerous storm drain clogging). No longer can you stack leaves on roadways. Highway Dept. will pick up brush 7 times a year and will be on target.

Ruth Weber, Upper Grandview, has many concerns regarding the local law and urges the Town Board to Reserve on its decision. She feels this is an overkill of legislation. Senior shire people for various reasons, which may consist of yard work not necessarily landscaping. Time frame is legitimate but should include Sundays and holidays.

John Buonadonna, Pearl River, would like to see a combination of landscaping and snowplowing.

Donald Brenner, Orangeburg, wants to know how this law would affect utility companies and developers.

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RESOLUTION NO. 15 2 CLOSE/P

H LL/REGULATIN G LANDSCAPERS/TREE SURGEON S

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

RESOLVED, that the public hearing to consider the adoption of a proposed local law Regulating Landscapers and Tree Surgeons in the Town of Orangetown is hereby closed:

Ayes: Councilperson s O'Donnell, Manning, Troy

Supervisor Kleiner

Noes: Non e

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RESOLUTION NO. 15 3 RESERVE/P

H LL/REGULATIN G LANDSCAPERS/TREE SURGEONS

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

RESOLVED, that this Town Board hereby reserves its decision on a Local Law Regulating Landscapers and Tree Surgeons in the Town of Orangetown.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non e

RESOLUTION NO. 15 4 COMBIN

E AGENDA ITEMS

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

RESOLVED, that agenda items five (5) through twenty-one (21) are hereby combined as one.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non e

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RESOLUTION NO. 15 5 ADOPTED/AID

4^" OF JULY FIREWORKS

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

RESOLVED, that aid to the Pearl River Parks and Activity Committee for the annual Fourth of July Fireworks Display and Celebration on Friday, July 4, 2003 (rain date, July 5) by providing a band, 3 yards of sand, barricades, 4 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 celebrations account #A7550, and waive all permit fees, is hereby approved.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non e

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RESOLUTION NO. 15 6 RECEIVE/FILE/EASEMEN

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PR SCH/ GILBERT AV

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

RESOLVED, that an *Easement Agreement* between The Town of Orangetown and the Pearl River School District, together with Recording Certificate Instrument Id: 2002-00069579 recorded 11/21/02. (73.06, Block 1, Lot 1 - Pearl River Middle School - Gilbert Avenue), is hereby received and filed.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non e

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RESOLUTION NO. 15 7 RECEIVE/FILE/PERFORMANC E BOND/HEGARTY/PR GLEN II SUBDIVISION

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

RESOLVED, that upon the recommendation of the Town Attorney, receive and accept *Performance Bond No.* UB-0267078 of Hegarty Homes, Inc., as Principal, and Universal Bonding Insurance Company, as Surety, in favor of the Town of Orangetown, as Obligee, in the amount of \$51,144.00 in connection with Pearl River Glen n Subdivision (Section 69.09, Block 4, Lot 18) is hereby received and filed.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non e

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RESOLUTION NO. 15 8 RECEIVE/FILE/BARGAI

N &

SALE DEED/GUSSACK REALTY

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

RESOLVED, that upon the recommendation of the Town Attorney, accept and receive *Bargain and Sale Deed* for road widening, Route 303 and road widening, Bradley Hill Rd. Gussack Realty (formerly General Bearing Corp. Site) 616 Route 303, Blauvelt, NY, Section 65.18, Block 1, Lot 17 (part of) for road widening, is hereby received and filed.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non e

RESOLUTION NO. 15 9 RECEIVE/FILE/RELEAS

E OF

PUBLIC IMPROVEMENT LIEN/ COASTAL PIPELINE PRODUCTS

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

RESOLVED, that a *Release of Public Improvement Lien* dated 1/18/01 regarding Coastal Pipeline Products Corp. and Com-Tech, LLC, contractor (Route 340 Project, installation of sidewalks, curbing and drainage facilities), is hereby received and filed.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non e

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RESOLUTION NO. 16 0 RECEIVE/FILE/RESTRICTIV

COVENANT/ R & J INAYA T

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

RESOLVED, that a *Restrictive Covenant* of Rafiq Inayat and Jagwati Inayat, husband and wife, property owners of 187-189 Gilbert Avenue, Pearl River (Sect 73.05, Blk 1, Lot 91). This Covenant requires that the residence on the subject lot shall be maintained, occupied and used as a one or two-family residence only and that no part of the basement premises shall be converted into living space, is hereby received and filed.

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

Noes: Non e

RESOLUTION NO. 16 1 RECEIVE/FILE/LEAS

 \mathbf{E} AGREEMENT/MIGGINS/ **CARETAKER/NIKE**

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

RESOLVED, that the Lease Agreement (8/2002) between the Town of Orangetown and Edward and Mary Miggins, Custodian Caretaker of Nike Site Park, is hereby received and filed.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non e

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RESOLUTION NO. 16 2 ADOPTED/CERT.O

F REG. 2003/PLUMBERS'LICENSE

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

RESOLVED, that upon the recommendation of the Town Attorney and the Director of the Department of Environmental Management and Engineering, approval of a Certificate of Registration (Plumber's License) for 2003 is granted to the following:

> Cal Mart Enterprises, Inc. Ronald Filera Landscape Contractors, Inc. Monsey Excavating, Inc. Kevin Stokes Excavating, Inc. Victor Zugibe, Inc.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non

RESOLUTION NO. 16 3 APPOINT/GROUNDSWORKE

BLUE HILL/PARKS/J ROBINSON

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

RESOLVED, that John Robinson is appointed to the position of Groundsworker (Blue Hill), permanent, grade 9-5, annual salary \$42,439.00, effective March 17, 2003.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non e

RESOLUTION NO. 16 4 APPOINT/LEGA

L STENO TOWN ATT/B DARDINSKI

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

RESOLVED, that Barbara Dardinski is appointed to the position of Legal Steno in the Town Attorney's office, grade 11-1, annual salary \$37,901.00, effective March 24, 2003.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non e

RESOLUTION NO. 16 5 APPROVE/TA

X CERT/ PROVIDENT SVGS & LOAN

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

RESOLVED, that upon recommendation of the Town Attorney's Office and the Assessor, and upon prior approval of the South Orangetown School District, approve settlement of the tax certiorari *Provident Savings & Loan Association*, Tax Map No. 74.11-2-1, for the tax assessment years 1992; 1993; 1994; 1995; 1996; 1997; 1998; and 1999; as follows:

Section 74.11-21

Tax Years	FROM	TO
1992	\$516,100	\$490,300
1993	\$516,100	\$490,300
1994	\$516,100	\$490,300
1995	\$516,100	\$490,300
1996	\$516,100	\$490,300
1997	\$516,100	\$490,300
1998	\$516,100	\$490,300
1999	\$490,300	\$490,300

For a refund by the Town of \$1,339.00 and for a refund by the School of \$5,062.00. Interes t on the Town and School's liability as a result of decrease is waived if payment is made within sixty (60) days after a copy of the order based upon the settlement on the Town, is hereby approved.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non e

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RESOLUTION NO. 16 6 APPROVE/TA

X CERT/ PICKER PROPERTIES

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

RESOLVED, that upon recommendation of the Town Attorney's Office and the Assessor, and upon prior approval of the South Orangetown School District, approve settlement of the tax certiorari *Picker Properties, a New York Limited Partnership*,Tax Map No. 74.07-1-16, for the tax assessment years 1999; 2000; 2001; and 2002; as follows:

Section 74.07-1-16

Tax Years	FROM	TO
1997	\$8,223,600	\$7,791,038
1998	\$8,223,600	\$7,837,090
1999	\$8,223,600	\$7,124,104
2000	\$8,223,600	\$6,553,386
2001	\$8,223,600	\$5,795,170
2002	\$8,223,600	\$5,795,170

For a refund by the Town of \$75,288.00 and for a refund by the School of \$261,807.00. Interes t on the Town and School's liability as a result of decrease is waived if payment is made within sixty (60) days after a copy of the order based upon the settlement on the Town, is hereby approved.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non e

RESOLUTION NO. 16 7 APPROVE/TA

X CERT / HELLMAN/81 THIR D AV / CHARLES SMIT H

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

RESOLVED, that upon recommendation of the Town Attorney's Office and the Assessor, and upon prior approval of the Nyack Union Free School District, approve settlement of the tax certiorar i *Howard Hellmann as Successor to 81 Third Avenue Associates and/or Charles Smith and Others*, Tax Map No. 66.30-1-17, for the tax assessment years 1993, 1994,1995, 1996, 1997, 1998 and 1999; as follows:

Section 66.30-1-17

Tax Years	FROM	TO
1993	\$325,900	\$285,900
1994	\$325,900	\$285,900
1995	\$325,900	\$285,900
1996	\$325,900	\$285,900
1997	\$325,900	\$293,300
1998	\$293,300	\$293,300
1999	\$293,300	\$293,300

for a refund by the Town of \$1,498.00 and for a refund by the School of \$5,458.00. Interest on the Town and School's liability as a result of decrease is waived if payment is made within sixty (60) days after a copy of the order based upon the settlement on the Town, is hereby approved.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non e

* * *

RESOLUTION NO. 16 8 RECEIVE/FILE/ANNUA

FINANCIAL REPORT TAPPAN FIRE DISTRICT

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

RESOLVED, that the *Annual Financial Report for the Tappan Fire District* for the Fiscal Year Ending 12/31/02 is hereby received and filed.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non e

* * *

RESOLUTION NO. 16 9 ACCEP

T MINUTE S RTBM 2/24/03

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

RESOLVED, that the Regular Town Board and Audit minutes of February 23, 2003 are hereby accepted.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non

RESOLUTION NO. 17 0 ACCEP

T MINUTES STBM 3/5/03

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

RESOLVED, that the Special Town Board minutes of March 5, 2003 are hereby accepted.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non e

RESOLUTION NO. 17 1 PERMISSIO

N GRANTED SULLIVAN/MORSE POLICE DEPT

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

RESOLVED, that permission is granted to Captain Terence Sullivan and Lieutenant George Morse to attend Graduation Ceremony from FBI Academy for Lieutenant Anthony Mercurio in Quantico, Virginia from March 20 - March 21, 2003 at a cost of \$410.00 to be charged to Account No. B3120164/441/480.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non e

* * *

RESOLUTION NO. 17 2 PUBLICIMPROVEMEN

T

BOND/JOY BUILDERS/ PLANNING BOARD

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

RESOLVED, that the issue of the release of the Public Improvement Bond for Joy Builders be referred to the Planning Board for review and possible action.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non e

* *

RESOLUTION NO. 173 ENTE

R AUDIT

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

RESOLVED, that this Town Board enters Audit Meeting at 10:00 P.M.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non e

^ ^ ^

RESOLUTION NO. 174 PA

Y VOUCHERS

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

RESOLVED, that the Finance Office is hereby authorized to pay vouchers for General Fund, Town Outside Villages, Blue Hill, Highway, Sewer, Capital Projects, and Risk Retention in the amount of \$904,688.28.

Ayes: Councilperson s Troy, Manning, O'Donnell

Supervisor Kleiner

Noes: Non

RESOLUTION NO. 175 PA

Y MANUAL & ESCROW CHECKS

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

;Jj ^ ^

RESOLVED, that the Finance Office is hereby authorized to pay Manual Checks in the amount of \$886.04.

Ayes: Councilperson s O'Donnell, Troy, Manning

Supervisor Kleiner

Noes: Non e

RESOLUTION NO. 176 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 10:07 P.M.

Ayes: Councilperson s Troy, O'Donnell, Manning

Supervisor Kleiner

Noes: Non

* * *

RESOLUTION NO. 177 RE-ENTE

R RTBM

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 11:12 P.M.

Ayes: Councilperson s Troy, O'Donnell, Manning

Supervisor Kleiner

Noes: Non e

* * *

RESOLUTION NO. 178 ADJOURNMENT/MEMOR

Y

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

RESOLVED, that this meeting is hereby adjourned at 11:12 P.M. in memory of Walter Murray, Kathleen (Kay) Duffy, Mario Perillo, and Clement Crisci.

Ayes: Councilperson s Troy, O'Donnell, NJarTning

Supervisor Kleiner

Noes: Non e

CHARLOTTE MADIGAN, TOWN CLERK

3/10/03 Date: 3/10/03 Warrant:

Approved for payment in the amount of \$439,815.7 9

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

Audit Board

Councilman Dr. Edward Fisher

Councilwoman Marie Manning[^]

Supe^rvisor Th6m Kleiner

Date: 3/5/03 Warrant: 3/5/03

Approved for payment in the amount of \$408,663.65

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

Councilman Denis Troy

Supervisor Thom Kleine

Date: 2/25/03 Warrant: 2/25/03

Approved for payment in the amount of \$56,208.84

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

Audit Board

Councilman Dr. Edward Fistier

Councilman Denis O'Donnell

Councilwoman Marie IVlanning

Councilman Denis Troy

Suaervisor Thom Kleiner

TOWN OF ORANGETOWN

MANUAL CHECKS

Audit Date: 3/10/03

Payee	Check#	Date	Amptitit		Description
U S POSTMASTE R	74B5	3/4/03	\$	551.04	GREENWASTE REMOVAL FLYERS
RICHART COLOR CO.	22994	3/5/03	\$	200.00	GREEN PAINT FR ST.PAT.PARADE
G F O.A.	22984	2/13/03	\$	135.00	NYS GFOA CONF. 3/19-21/03
		TOTAL	\$	886.04	

ESCROW RELEASES

-0-

Approval for Paymen t

886.04

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

Auditing Boar d

Counciltnan Dr. Fisher

Councilwoman Mannin g

ounclinan Troy

Supervisor Kleiner

Councilman/O'Donnell