

**TOWN OF ORANGETOWN  
REGULAR TOWN BOARD MEETING  
MONDAY, DECEMBER 8, 2008**

This Town Board Meeting was opened at 7:37 p.m. Supervisor Kleiner presided and the Town Clerk called the Roll. Present were:

Councilman Denis Troy  
Councilwoman Marie Manning  
Councilwoman Nancy Low-Hogan  
Councilman Michael Maturo

Also present: Charlotte Madigan, Town Clerk  
Eliot Tozer, Deputy Supervisor  
John S. Edwards, Town Attorney  
Teresa M. Kenny, First Deputy Town Attorney  
Charles Richardson, Director of Finance  
James Dean, Superintendent of Highways  
Ron Delo, Director, Dept. of Environmental Mgt. & Eng.  
John Giardiello, P.E., Director, OBZPAE  
Mark Albert, acting Supt of Parks, Recreation & Buildings

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

**Public Comment**

Michael Mandel, Pearl River, requested the sunken problem of the secondary clarifier be rectified so the repair will not be needed again. He asked how three scheduled projects will be paid if the \$46.9 million bond is almost depleted. Natural products should be used for the golf courses, fields, etc. This will help the environment and the health of our residents. In these economic times, no new vehicles should have been purchased and the Town should not be hiring more people.

Tracy Hancock, Pearl River, said the Land Use Board members' decisions are crucial to the health and safety of residents, the prevention of flooding and pollution, the preservation of the character of our neighborhoods, the well being of our environment, the property values and the overall charm and beauty of our Town.

Eileen Larkin, Palisades, said many businesses in the Empire Zone program have continued to benefit from tax breaks despite failing to meet their job targets. These tax breaks are passed onto the property owners and other businesses, who do not have this designation. I request that you establish a committee to over see the existing Empire Zones.

Andrew Wiley, Pearl River, suggested that the Parks and Highway departments be combined, making a Department of Public Works, under the supervision of Jim Dean. Contractors and engineers should be made accountable for errors and over sites. He said a market rate should be done on the caretaker houses and then possibility a discount be given.

David Reiss, Nyack, said because of loud music complaints, some of the bars are not booking live music acts. This is directly hurting his livelihood as a musician as well as other people and the Village of Nyack. People will be discouraged from coming into the village which will eventually hurt the economics of Nyack.

**RESOLUTION NO. 784**

**CLOSE PUBLIC PORTION**

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

RESOLVED, that the public comment portion is hereby closed.

Ayes: Councilpersons Troy, Manning, Low-Hogan, Maturo  
Supervisor Kleiner  
Noes: None

\* \* \*

**RESOLUTION NO. 785****AWARD BID/CHEMICALS AND  
FERTILIZERS/PARKS**

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

WHEREAS, the Superintendent of Parks, Recreation and Buildings duly advertised for sealed bids for chemicals and fertilizers, which were received and publicly opened on November 25, 2008. The Superintendent made this recommendation to the Town Board; a copy is labeled Exhibit 12-A-08, and made a part of these minutes. Now, Therefore, Be It

RESOLVED that this bid is hereby charged to various park and golf course accounts and awarded as follows:

Fert-L Soil, Scotch Plains, NJ, in the amount of \$8,919.11 for Items 2, 11 and 19  
 Lesco, Inc., Cleveland, OH, in the amount of \$14,710.80 for Item 7  
 UAP Distributors, North Brunswick, NJ, in the amount of \$2,010.00 for Item 5  
 Harrell's Inc., Lakeland, FL, in the amount of \$8,134.50 for Item 22  
 Matrix Turf, Warners, NY, in the amount of \$11,316.00 for item 16  
 Terre Co., Clifton, NJ, in the amount of \$29,537.45 for Items 1, 14 and 18  
 Metro Turf, New Paltz, NY, in the amount of \$83,304.95 for Items 3, 4, 6, 8-10, 12, 13, 15, 17, 20 and 23.

Ayes: Councilpersons Maturo, Manning, Troy, Low-Hogan  
 Supervisor Kleiner

Noes: None

\* \* \*

**RESOLUTION NO. 786****APPOINT/RECREATION AND PARKS  
GROUNDWORKER/MICHAEL FALLON**

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

RESOLVED, that Michael Fallon is hereby appointed to the position of Groundswoker in the Department of Recreation and Parks, permanent with a mandatory six month probationary period, grade 9-1, annual salary \$43,636, effective December 15, 2008.

Ayes: Councilpersons Troy, Manning, Low-Hogan  
 Supervisor Kleiner

Noes: Councilperson Maturo

\* \* \*

**RESOLUTION NO. 787****APPROVE EXTENSION/CARETAKER  
AGREEMENTS/PARKS**

Councilwoman Low-Hogan offered the following resolution, which was seconded by Councilman Maturo and was unanimously adopted:

RESOLVED, that upon the recommendation of the Superintendent of Parks, Recreation and Buildings, extensions of the caretaker agreements at Blue Hill, Borst Park, and Nike Park House for the period of December 1, 2008 to November 30, 2009 with a 6% increase is hereby approved and the Supervisor is authorized to sign extensions of the caretaker agreements.

Ayes: Councilpersons Low-Hogan, Maturo, Troy, Manning  
 Supervisor Kleiner

Noes: None

\* \* \*

**RESOLUTION NO. 788****SET PUBLIC HEARING DATE  
HIGHVIEW AVENUE/ONE-WAY**

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

**Resolution No. 788 - Continued**

RESOLVED that on January 26, 2009 at 8:00 p.m., a public hearing is scheduled to consider a proposed local law making Highview Avenue, Orangeburg (from Western Highway to South Greenbush Avenue) a one-way street with traffic traveling east.

Ayes: Councilpersons Troy, Manning, Low-Hogan, Maturo  
Supervisor Kleiner

Noes: None

\* \* \*

**RESOLUTION NO. 789**

**SET DATE/JANUARY 5, 2009  
REORGANIZATIONAL/AUDIT  
WORKSHOP MEETING**

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

RESOLVED that the Reorganizational Meeting an Audit and a Workshop is scheduled for January 5, 2009 at 7:30 p.m.

Ayes: Councilpersons Troy, Low-Hogan, Manning, Maturo  
Supervisor Kleiner

Noes: None

\* \* \*

**RESOLUTION NO. 790**

**AWARD BID/TERRACE LANE SEWER  
EXTENSION PROJECT/COLONNELLI**

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

WHEREAS, the Director of the Dept. Environmental Management & Engineering, duly advertised for sealed bids for the Terrace Lane Sewer Extension Project, which were received and publicly opened on November 25, 2008. The Director made this recommendation to the Town Board; a copy is labeled Exhibit 12-B-08, and made a part of these minutes. Now, Therefore, Be It

RESOLVED, that this bid is hereby awarded to Colonnelli Bros., Inc., Hackensack, NJ, the lowest qualified bidder, in the amount of \$77,500, to be charged to Account No. G8197004-50452/50443.

Ayes: Councilpersons Maturo, Manning, Troy, Low-Hogan  
Supervisor Kleiner

Noes: None

\* \* \*

**RESOLUTION NO. 791**

**AUTHORIZE/CHANGE ORDER  
SECONDARY CLARIFIER NO. 3  
\$250,000/WWTP-06-1G/JETT  
INDUSTRIES**

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

RESOLVED that a change order in the amount of \$250,000 to Contract No. WWTP-06-1G, Jett Industries, Inc., for the following work to be performed to secondary clarifier No. 3 on a time and materials basis is hereby authorized.

Remove and replace support brackets for effluent launderers and level weirs  
Remove and replace sludge draw off line from tank center well to new 8" sludge line located outside tank walls.

**Resolution No. 791 - Continued**

Remove and replace upper surface of tank bottom slab to conform to elevations and slope required for proper operation of the tank with new rake arm assembly.

Ayes: Councilpersons Maturo, Manning, Troy, Low-Hogan  
Supervisor Kleiner  
Noes: None

\* \* \*

**RESOLUTION NO. 792****AWARD BID/INLAID PERFORM  
THERMOPLASTIC STAMPED  
ASPHALT/STENCIL COATING  
YONKERS PAVING**

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

WHEREAS, the Superintendent of Highways, duly advertised for sealed bids for inlaid perform thermoplastic stamped asphalt and stencil coating, which were received and publicly opened on October 8, 2008. The Superintendent made this recommendation to the Town Board; a copy is labeled Exhibit 12-C-08, and made a part of these minutes. Now, Therefore, Be It

RESOLVED, that this bid is hereby awarded to Yonkers Paving, Yonkers, NY, the lowest qualified bidder, in the amount of \$36,288, to be charged to Account No. D5112044/50457.

Ayes: Councilpersons Manning, Maturo, Troy, Low-Hogan  
Supervisor Kleiner  
Noes: None

\* \* \*

**RESOLUTION NO. 793****PERMISSION GRANTED/POLICE  
EAST COAST GANG INVESTIGATORS  
TRAINING CONFERENCE**

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

RESOLVED, that permission is hereby granted to two OPD detectives to attend the East Coast Gang Investigators Training Conference in Egg Harbor Township, NJ on October 13-17, 2008 at a cost of \$855.00 to be charged to Acct. B/3120/5044/50480.

Ayes: Councilpersons Maturo, Troy, Manning, Low-Hogan  
Supervisor Kleiner  
Noes: None

\* \* \*

**RESOLUTION NO. 794****DIPIETRANTONIO/DRAINAGE  
EASEMENT/RECEIVE/FILE**

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

RESOLVED, that upon recommendation of the Town Attorney's Office, the Department of Environmental Management and Engineering and the Superintendent of Highways, a Drainage Easement (7,085 square feet) from Dipietrantonio for 618 Blauvelt Road, Pearl River (S/B/L 69.14-2-6) along with authorization for the Town to execute all documents necessary to effectuate the acceptance of these easements is accepted, received and filed. Upon filing with the Rockland County Clerk's Office, the original shall be filed in the Town Clerk's Office.

Ayes: Councilpersons Troy, Low-Hogan, Manning, Maturo  
Supervisor Kleiner  
Noes: None

\* \* \*

**RESOLUTION NO. 795****ACCEPT MINUTES**

Councilwoman Low-Hogan offered the following resolution, which was seconded by Councilman Maturo and was unanimously adopted:

RESOLVED, that the November 17, 2008 Special Town Board Meeting; November 24, 2008 Regular Town Board Meeting; and December 1, 2008 Special Town Board Meeting minutes are hereby accepted.

Ayes: Councilpersons Low-Hogan, Maturo, Troy, Manning  
Supervisor Kleiner  
Noes: None

\* \* \*

**RESOLUTION NO. 796****APPROVE 2009 BINGO LICENSES**

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

RESOLVED, that 2009 Bingo Licenses are hereby approve for the following:

St. Margaret's Catholic Church  
St. Margaret's Church School Auxiliary  
St. Margaret's Church Parish Council  
Beth Am Temple

Ayes: Councilpersons Maturo, Troy, Manning, Low-Hogan  
Supervisor Kleiner  
Noes: None

\* \* \*

**RESOLUTION NO. 797****CERTIFICATE OF SUBSTANTIAL  
COMPLETION/FORCE MAIN/SEWER  
IMPROVEMENTS (FS-06-3C)/RECEIVE  
AND FILE**

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

RESOLVED, that the fully executed Certificate of Substantial Completion for the Force Main and Sewer Improvements (FS-06-3C) with Stacey Contracting, Inc. is received and filed in the Town Clerk's Office.

Ayes: Councilpersons Manning, Troy, Low-Hogan, Maturo  
Supervisor Kleiner  
Noes: None

\* \* \*

**RESOLUTION NO. 798****AWARD BID/CAST IRON CURB  
INLETS/CAMPBELL FOUNDRY CO  
EAST JORDON IRON WORKS**

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

WHEREAS, the Superintendent of Highways, duly advertised for sealed bids for cast iron curb inlets, which were received and publicly opened on October 23, 2008. The Superintendent made this recommendation to the Town Board; a copy is labeled Exhibit 12-D-08, and made a part of these minutes. Now, Therefore, Be It

RESOLVED, that this bid is hereby awarded based on price and compliance with our specifications to both Campbell Foundry Co., Harrison, NJ and East Jordon Iron Works, East Jordon, Michigan, to be charged to Account No. D510044/50451, as follows:

**Resolution No. 798 – Continued**

<b>CAMPBELL FOUNDRY CO., HARRISON, NJ</b>	<b>EAST JORDAN IRON WORKS, E. JORDAN, MI</b>
MANHOLE FRAME AND COVER, HEAVY DUTY, CAMPBELL FOUNDRY CO. PATTERN NO. 1012B OR EQUAL. THE WORD "SEWER" SHALL BE CAST IN LETTERS AT LEAST 1 1/2" IN HEIGHT.	
<b>\$405.00</b>	<b>\$342.00</b>
LEACHING BASIN FLAT FRAME AND FLAT GRATE, 26 X 26, CAMPBELL FOUNDRY CO. PATTERN NO. 2815 OR EQUAL.	
<b>\$255.00</b>	<b>\$228.00</b>
SEWER MANHOLE FRAME AND COVER, HEAVY DUTY, LOCKING TYPE. THE WORD "SEWER" SHALL BE CAST IN LETTERS AT LEAST 1 1/2" IN HEIGHT. CAMPBELL FOUNDRY CO. PATTERN NO. 2618 OR EQUAL.	
<b>\$650.00</b>	
HIGHWAY CATCH BASIN WITH CURB INLET, 42" X 48", WITH MODIFIED TYPE N6 CURB PIECE, CAMPBELL FOUNDRY CO. PATTERN NO. 2618 OR EQUAL.	
<b>\$570.00</b>	<b>\$628.00</b>
HIGHWAY CATCH BASIN WITH CURB INLET. 30" X 48", CAMPBELL FOUNDRY CO. PATTERN NO. 2617 OR EQUAL WITH 8" OR 6" CURB PIECE PATTERN NO. 2548, 2 7/8" OPENING.	
	<b>\$680.00</b>
SQUARE FRAME AND COVER, LIGHT DUTY SOLID, 25 1/4" X 25 1/4", CAMPBELL FOUNDRY CO. PATTERN NO. 2815 OR EQUAL.	
<b>\$255.00</b>	<b>\$315.00</b>
DROP INLET, SINGLE FRAME AND FLAT GRATE, HEAVY DUTY 49 1/2" X 30 1/4", CAMPBELL FOUNDRY CO. PATTERN NO. 3408 OR EQUAL.	
<b>\$535.00</b>	<b>\$590.00</b>
DROP INLET, DOUBLE FRAME AND FLAT GRATE, HEAVY DUTY, 48" X 45" CAMPBELL FOUNDRY CO. PATTERN NO. 3425 OR EQUAL.	
<b>\$715.00</b>	<b>\$680.00</b>
WATERTIGHT FRAME AND COVER, HEAVY DUTY ROUND FLANGE, CAMPBELL FOUNDRY CO. PATTERN NO. 6545 OR EQUAL.	
<b>\$575.00</b>	<b>\$575.00</b>
WATERTIGHT FRAME AND COVER, HEAVY DUTY, SQUARE FLANGE, CAMPBELL FOUNDRY CO. PATTERN NO. 1564 OR EQUAL.	
<b>\$1,588.00</b>	<b>\$620.00</b>
DROP INLET, SINGLE FRAME AND CONCAVE AND GRATE, HEAVY DUTY, 36" X 22" CAMPBELL FOUNDRY CO. PATTERN NO. 3400 OR EQUAL.	
<b>\$375.00</b>	<b>\$270.00</b>
SEWER MANHOLE FRAME AND COVER, HEAVY DUTY, LOCKING 1 1/2" 1460B	
<b>\$445.00</b>	<b>\$380.00</b>
DROP INLET, SINGLE FRAME AND FLAT GRATE, HEAVY DUTY 48" X 22" 3405	
<b>\$385.00</b>	<b>\$378.00</b>

Ayes: Councilpersons Maturo, Troy, Manning, Low-Hogan  
 Supervisor Kleiner  
 Noes: None

\*\*\*

**RESOLUTION NO. 799**

**DEME/AUTHORIZE MAINTENANCE MECHANIC I/GRADE CHANGE**

Councilman Maturo offered the following resolution, which was seconded by Councilwoman Low-Hogan and was unanimously adopted:

RESOLVED, that a grade change of the four positions of Maintenance Mechanic I in the Department of Environmental Management and Engineering, from grade 13 to grade 14, effective December 9, 2008 is hereby authorized.

Ayes: Councilpersons Maturo, Low-Hogan, Troy, Manning  
 Supervisor Kleiner  
 Noes: None

\*\*\*

**RESOLUTION NO. 800**

**ADJOURNED RTBM/ENTERED AUDIT**

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

RESOLVED that the Town Board adjourned the Regular Town Board Meeting and entered the Audit Meeting at 9:50 p.m.

Ayes: Councilpersons Maturo, Manning, Troy, Low-Hogan  
Supervisor Kleiner  
Noes: None

\* \* \*

**RESOLUTION NO. 801**

**PAY VOUCHERS**

Councilman Maturo 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 Village, Blue Hill, Broadacres, Highway, Sewer, Trust and Agency, Special District, Special Parking and Capital Projects Funds for a total amount of \$795,699.28.

Ayes: Councilpersons Maturo, Manning, Troy, Low-Hogan  
Supervisor Kleiner  
Noes: None

\* \* \*

**RESOLUTION NO. 802**

**ADJOURNED AUDIT/ENTERED EXECUTIVE SESSION**

Councilwoman Low-Hogan offered the following resolution, which was seconded by Councilwoman Manning and was unanimously adopted:

RESOLVED that the Town Board adjourned the Audit Meeting and entered the Executive Session at 9:02 p.m. to discuss contractual Police matters.

Ayes: Councilpersons Low-Hogan, Manning, Troy, Maturo  
Supervisor Kleiner  
Noes: None

\* \* \*

**RESOLUTION NO. 803**

**ADJOURNMENT**

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

RESOLVED, that the Town Board adjourned this meeting at 10:37 p.m.

Ayes: Councilpersons Maturo, Manning, Troy, Low-Hogan  
Supervisor Kleiner  
Noes: None

---

**Charlotte Madigan, Town Clerk**