

**MINUTES OF THE REGULAR MEETING OF THE RAMAPO TOWN BOARD HELD
ON AUGUST 18, 2011**

The Town Board of the Town of Ramapo convened in **Regular Session** on Thursday, August 18, 2011 in the Edwin Wallace Auditorium of Ramapo Town Hall, 237 Route 59, Suffern, New York 10901.

Supervisor Christopher P. St. Lawrence called the meeting to order and **Town Clerk, Christian G. Sampson** called the roll. The following board members were present and answered to their names:

Present:	Supervisor	Christopher P. St. Lawrence
	Councilman	Daniel Friedman
	Councilman	Yitzchok Ullman
	Councilman	Patrick J. Withers
	Town Attorney	Michael L. Klein
	Town Clerk	Christian G. Sampson
Absent:	Councilwoman	Frances M. Hunter

Councilman Withers led the assembled group in the Pledge of Allegiance.

**APPROVAL OF LICENSE AGREEMENT: USE OF PARKS & RECREATION
MAINTENANCE BUILDING – ALEXANDER BROADCASTING, INC. (WRCR)**

The following resolution was **moved by Councilman Withers, seconded by Councilman Friedman** and adopted by all board members present with Councilwoman Hunter being absent:

RESOLUTION NO. 2011-513

WHEREAS, the Town is currently constructing a maintenance building for the Parks and Recreation Department at the Fireman’s Memorial Drive Recreation Facility, and

WHEREAS, Alexander Broadcasting, Inc. d/b/a WRCR Radio, 75 West Route 59, Suite 20 & 21, Nanuet, New York 10954 has requested to utilize a portion of the above premises for its broadcasting studio, and

WHEREAS, the Town is willing to grant a license agreement for the use of a portion of the above facility subject to the following:

Term: Five (5) years with one five (5) year option
Space: 650 square feet
Fee: Year 1: \$1,200 per month (includes utilities and taxes)
Year 2 through 5: previous year’s rate plus C.P.I.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Ramapo that it hereby agrees to grant a license agreement to Alexander Broadcasting, Inc. for use of a portion of the above maintenance building subject to the terms set forth above, and

BE IT FURTHER RESOLVED that the Supervisor is hereby authorized to execute a license agreement with Alexander Broadcasting, Inc. in a form approved by the Town Attorney’s Office.

AUTHORIZATION TO COMMENCE ACTION: DAMAGE TO POLICE VEHICLE

The following resolution was **moved by Councilman Withers, seconded by Councilman Ullman** and adopted by all board members present with Councilwoman Hunter being absent:

RESOLUTION NO. 2011- 514

WHEREAS, a Town Police vehicle was damaged in an accident involving a vehicle operated and owned by Bennet A. Parnes, and

WHEREAS, the Town’s Police vehicle was damaged in the amount of \$1,246.30, and

WHEREAS, the above accident was due solely to the negligence of Bennet A. Parnes, and **WHEREAS**, the Town Attorney's Office by letter dated March 31, 2011, requested payment for the repair of the a Town Police vehicle and Bennet A. Parnes declined to make payment,

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Ramapo that it hereby authorizes the Town Attorney's Office to commence an action against Bennet A. Parnes to recover the cost of repair to the Town vehicle.

AUTHORIZATION TO RECOVER INSURANCE REIMBURSEMENT: AMBULANCE SERVICES

The following resolution was **moved by Councilman Withers, seconded by Councilman Ullman** and adopted by all board members present with Councilwoman Hunter being absent:

RESOLUTION NO. 2011 – 515

WHEREAS, the Town, through its Ambulance District, provides ambulance services to Town residents, and

WHEREAS, the Town bills insurance companies whose insured received ambulance services, and

WHEREAS, the following persons listed on Schedule A received payment from their insurance companies but failed to reimburse the Town for the cost of the provision of ambulance services, and

WHEREAS, the Town Attorney's office has requested authority to commence actions in Ramapo Justice Court to recover the insurance reimbursements received by the above persons,

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Ramapo that it hereby authorizes the Town Attorney's office to commence action in Ramapo Justice Court, or other Court of appropriate jurisdiction, to recover insurance reimbursement for ambulance services against the person listed on the attached Schedule A.

SCHEDULE A

Last Name	First Name	City	State	Zip
CADET	JEAN	SPRING VALLEY	NY	10977
CASSEUS	JEAN RICHARD	PINE BUSH	NY	12566
CHAM	SOLANGE	SUFFERN	NY	10901
CLERJEUNE	MARIE G.	SPRING VALLEY	NY	10977
FOSTER	DELROY	SPRING VALLEY	NY	10977
HENDERSON	LOUISE	SPRING VALLEY	NY	10977
JOSEPH	JEAN	SPRING VALLEY	NY	10977
LADSON	KEVIN	SPRING VALLEY	NY	10977
MIKULKA	STANLEY	STONY POINT	NY	10980
PAGAN	MARGOT	NEW CITY	NY	10956
SIMEON	PIERRE	SPRING VALLEY	NY	10977
SIMON	PARENT OR GUARDIAN OF STANLEY	SPRING VALLEY	NY	10977

ACCEPTANCE OF SEWER EASEMENT: RIO VISTA MONTEBELLO, LLC

The following resolution was **moved by Councilman Withers, seconded by Councilman Ullman** and adopted by all board members present with Councilwoman Hunter being absent:

RESOLUTION NO. 2011 - 516

WHEREAS, the Village of Montebello Planning Board has approved a site plan for Rio Vista Montebello, LLC located in the vicinity of Montebello Road, and

WHEREAS, the Village Planning Board, as a condition of approval, required a dedication of a sanitary sewer easement, and

WHEREAS, the Department of Public Works has reviewed said sewer easement and recommends its acceptance,

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Ramapo that it hereby accepts the sewer easement for dedication, subject to recording.

AUTHORIZATION FOR INJUNCTION ACTION: 5 WHISPER LANE

The following resolution was **moved by Councilman Withers, seconded by Councilman Ullman** and adopted by all board members present with Councilwoman Hunter being absent:

RESOLUTION NO. 2011 – 517

WHEREAS, Anthony Mallia, Director of Building, Planning and Zoning, has advised the Town Board that the premises located at 5 Whisper Lane has been converted from a single family house to a dormitory without any approvals, and

WHEREAS, despite a pending action in Ramapo Justice Court the violation remains unabated,

WHEREAS, Michael L. Klein, Town Attorney, has requested authorization to commence an action in Supreme Court, Rockland County against the owner and occupants of the above premises to enjoin continued occupancy in violation of the Town's Zoning Law and Fire Prevention Law,

NOW THEREFORE BE IT RESOLVED by the Town Board of the Town of Ramapo that it hereby authorizes the Town Attorney's Office to commence an action in Supreme Court, Rockland County to enjoin the continued occupancy of 5 Whisper Lane in violation of the Town's Zoning Law and Fire Prevention Law.

APPROVAL OF CHANGE ORDER: INSTALLATION OF TURF FIELD – TURCO GOLF, INC.

The following resolution was **moved by Councilman Withers, seconded by Councilman Friedman** and adopted by all board members present with Councilwoman Hunter being absent:

RESOLUTION NO. 2011 – 518

WHEREAS, the Town Board, by Resolution No. 2010 – 540, approved an agreement with Turco Golf, Inc. of 212 Orange Avenue, Suffern, New York 10901 for a natural turf playing field system for Fireman's Memorial Drive Project in the amount of \$796,510.63, and

WHEREAS, the Town Board by Resolution No. 2010-726 approved Change Order No. 1 and increased the contract amount to \$1,011,418.01, and

WHEREAS, the Town Board by Resolution No. 2011-77 approved Change Order No. 2 and increased the contract amount to \$1,531,481.46, and

WHEREAS, the Town Board by Resolution No. 2011-167 approved Change Order Nos. 3 & 4 and increased the contract amount to \$1,821,852.80, and

WHEREAS, the Town Board by Resolution No. 2011-290 approved Change Order No. 5 and increased the contract amount to \$2,084,862.01, and

WHEREAS, the Town Board, by Resolution No. 2011 – 394, approved Change Order No. 6 and increased the contract amount to \$2,358,759.07, and

WHEREAS, Holt Construction Corp. 50 E. Washington Avenue, Pearl River, New York 10965, the construction manager for the above project, has recommended that the following Change Orders be approved:

Change Order No. 7	Installation of synthetic turf, field maintenance and repair, transition training period.	\$144,476.31
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NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Ramapo that Change Order No.7 is hereby approved and the contract amount for the above project is hereby increased from \$2,358,759.07 to \$2,503,235.38.

Source of Funds: 7197H14.34460

APPROVAL OF CHANGE ORDERS : PARKS & RECREATION MAINTENANCE BUILDING - HOLT CONSTRUCTION CORP.

The following resolution was **moved by Councilman Withers, seconded by Councilman Friedman** and adopted by all board members present with Councilwoman Hunter being absent:

RESOLUTION NO. 2011 – 519

WHEREAS, the Town Board by Resolution No. 2011-214 approved an agreement with Holt Construction Corp., 50 East Washington Avenue, Pearl River, New York 10905, for construction of a recreation office/maintenance building, in the amount of \$3,530,614.00, and

WHEREAS, the Town Board, by Resolution No. 2011 – 368, approved Change Order No. 1 and increased the contract amount to \$3,938,715.90, and

WHEREAS, Michelle Antosca, Director of Parks and Recreation, has recommended that the following change order be approved:

Change Order No. 2	Furnish and install audio system	\$33,898.94
Change Order No. 3	Premium time labor to complete stone work	\$12,383.18

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Ramapo that Change Order Nos. 2 and 3 are hereby approved and the contract amount is hereby increased from \$3,938,715.90 to \$3,984,998.02.

Source of Funds: 5197H34.34460

AMENDMENT OF 2011 TOWN BUDGET: RECEIPT OF DONATION FROM AMERICAN RECYCLING TECHNOLOGIES – D.A.R.E.

The following resolution was **moved by Councilman Withers, seconded by Councilman Ullman** and adopted by all board members present with Councilwoman Hunter being absent:

RESOLUTION NO. 2011- 520

WHEREAS, the Town of Ramapo received a donation from American Recycling Technologies, Inc. in the amount of \$875.00 towards the Town of Ramapo's DARE program, and

WHEREAS, receipt of said funds is not reflected in the 2011 Town Budget,

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Ramapo that the Department of Finance is hereby authorized to amend the 2011 Town Budget as follows:

Increase Revenues AB.227053 (DARE donations) by \$875.00, and
Increase Appropriations 3120AB.3414 (DARE Supplies) by \$875.00

to reflect receipt of the above donation for the second quarter of 2011.

AMENDMENT OF 2011 TOWN BUDGET: RECEIPT OF NEW YORK S.T.E.P. GRANT

The following resolution was **moved by Councilman Ullman, seconded by Councilman Friedman** and adopted by all board members present with Councilwoman Hunter being absent:

RESOLUTION NO. 2011 – 521

WHEREAS, the Town is in receipt of a New York S.T.E.P. Grant in the amount of \$5,579.82, and

WHEREAS, receipt of said funds is not reflected in the 2011 Town Budget,

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Ramapo that the Department of Finance is hereby authorized to amend the 2011 Town Budget as follows:

Increase Revenues: AB.233892 (Traffic Safety) by \$5,579.82 and
Increase Appropriations: 3120AB.3136 (STEP Grant) by \$5,579.82

to reflect receipt of the above Grant.

SEPTEMBER 28, 2011 TOWNBOARD MEETING DATE CHANGE

The following resolution was **moved by Councilman Ullman, seconded by Councilman Withers** and adopted by all board members present with Councilwoman Hunter being absent:

RESOLUTION NO. 2011 – 522

WHEREAS, Ramapo Town Board Resolution No. 2011 – 35, adopted at the Re-Organization Meeting of January 12, 2011, established Regular Town Board Meetings of the Town of Ramapo to be held on the second and fourth Wednesdays of every month (with the Town Board workshops held on the Monday Preceding those meetings), and

WHEREAS, the Ramapo Town Board would like to **make the following change to the Town Board Meeting scheduled for September 28, 2011:**

CANCEL**Meeting**

Wednesday

September 28, 2011

8:00 pm

SCHEDULE**Meeting**

Tuesday

September 27, 2011

8:00 pm

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Ramapo that the date of the September 28, 2011 Town Board Meeting be changed as stated above.

POLICE MATTERS

See attached DISCUSSION SUMMARY

DECLARATION OF SURPLUS: HANDGUN – POLICE DEPARTMENT

The following resolution was **moved by Councilman Withers, seconded by Councilman Friedman** and adopted by all board members present with Councilwoman Hunter being absent:

RESOLUTION NO. 2011 – 523

WHEREAS, Town Police Officer Patrick Reynar retired in 2010, and

WHEREAS, Patrick Reynar has requested to purchase his former Sig Saur 357 semiautomatic handgun (Serial # U683982), and

WHEREAS, Lt. William Gravina has advised that the handgun is surplus and the value is \$500.00,

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Ramapo that it hereby declares the above handgun surplus and agrees to its purchase by Patrick Reynar subject to compliance with all applicable laws governing disposal of Police weapons.

OPEN PERIOD FOR PUBLIC PARTICIPATION

The following person addressed the Board this afternoon:

- 1. Robert Romanowski** – 177 Maple Avenue, Monsey NY – discussed various parking signs in his neighborhood that are not being adhered to

CLOSE PERIOD FOR PUBLIC PARTICIPATION

The following resolution was **moved by Councilman Withers, seconded by Councilman Friedman** and adopted by all board members present with Councilwoman Hunter being absent:

RESOLUTION NO. 2011- 524

RESOLVED by the Town Board of the Town of Ramapo that the Open Period for Public Participation held this morning, August 18, 2011, be hereby **closed at 12:10PM.**

EXECUTIVE SESSION

The Town Board moved into Executive Session at **12:13PM** and returned to the Town Board Meeting held this afternoon at **1:14PM.**

COUNCIL MEMBERS' COMMENTS

Councilman Friedman – commented on value of Total Station program; voiced complaints regarding speeding in area of Ramapo High School

SUPERVISOR'S REPORT

There was no report given this afternoon

ADJOURNMENT

The following resolution was **moved by Councilman Withers, seconded by Councilman Friedman** and adopted by all board members present with Councilwoman Hunter being absent:

RESOLUTION NO. 2011- 525

RESOLVED by the Town Board of the Town of Ramapo that the Regular Meeting of the Ramapo Town Board held this morning, August 18, 2011, be hereby **adjourned at 1:27PM.**

Respectfully submitted,

Christian G. Sampson
Town Clerk

Attachment: Police Matters – Discussion summary



**Attachment to the Regular Meeting of the Ramapo Town Board
held on August 18, 2011
Police Matters
Discussion Summary**



11:20 a.m. - Meeting called to order by Supervisor St. Lawrence, moved by Councilman Withers, seconded by Councilman Friedman, carried unanimously.

Present:

Supervisor Christopher P. St. Lawrence
 Councilwoman Frances Hunter (absent)
 Councilman Yitchok Ullman
 Councilman Patrick Withers
 Councilman Daniel Friedman
 Chief Peter Brower
 Capt. Thomas Cokeley
 Capt. Brad Weidel
 Lt. William Gravina
 Town Clerk, Chris Sampson
 Director of Personnel, Linda Condon
 Director of Finance, Nat Oberman
 Director of Purchasing, Mona Montal
 Town Attorney, Michael Klein
 Director of IT, Teresa Reeck
 Renee Partridge

Pledge of Allegiance

Agenda Item # 1 – K-9 Officer Andres Sanchez

Chief Brower thanked the Supervisor and the Town Board for this program. He further thanked Councilwoman Hunter and Dr. Goldstein for attending the graduation. He reminded the Board that PO Sanchez and K-9 Cerbie had 18 weeks of training at the Orange County Sheriff's Dept. Chief Brower also stated that it appears to be an excellent program. Chief Brower noted that PO Sanchez and K-9 Cerbie will be recognized at the 9/8/11 ceremony, and the Vahaviolas family will attend and place the badge on K-9 Cerbie.

Agenda Item # 2 – Retirement of K-9 Shea

Chief Brower discussed the retirement ceremony of K-9 Shea. This will be tabled for a future date.

Agenda Item # 3 – Status of Tasers

Chief Brower thanked the Supervisor and the Town Board for the purchase of the Tasers. He advised that every member of the department (with a few exceptions due to illness or line of duty injuries – they will be trained as soon as they return) have received training. Chief Brower stated that they have not been field tested, but the Board will be apprised if that event occurs. He further stated that they have had positive feedback from the P.B.A. and that he believes this will be a tool in their arsenal that may prevent the use of lethal force.

Agenda Item # 4 – Cops Grant

Chief Brower thanked Councilman Withers for his input, specifically for contacting Congressman Engel to procure funding for this grant. The Chief further stated that Sgt. Sammarone is also working toward this end. The Chief is cautiously optimistic that with Councilman Withers involvement we should receive some funding for new officers.

Agenda Item # 5 – R.E.A.C.T

Chief Brower advised the Board regarding costs for our R.E.A.C.T. team. He also stated that we have 7 officers, 1- Lt., 2- Sgts., and 4 officers

To date we have spent:

\$39,000 for equipment. He further advised that it costs \$7,000 to outfit an officer.

\$11,000 for overtime

30 days of comp time (comp time is accrued for training)

The Supervisor asked the Chief to ascertain if we get any reimbursement from the County for R.E.A.C.T. He also inquired how many of our officers teach at the police academy. The Chief advised that he will look into this.

Agenda Item # 6 –Traffic and Community Safety Initiative

Chief Brower complimented Councilman Friedman for spearheading this initiative. The Chief recognizes that the Hillcrest and Monsey areas have specific needs due to population density. Councilman Friedman set up a meeting with Rabbi Horowitz, Community Outreach, to discuss community safety issues. The Chief feels we have a strong possibility of educating the residents, both children and parents in an attempt to prevent some of these tragic accidents.

Councilman Friedman spoke to this issue. He also spoke of the tragic incident in Brooklyn, (a young boy was killed and mutilated), as well as educating the community in reference to hitchhiking, talking to strangers, and predators.

Supervisor St. Lawrence thanked Councilman Withers for working on the Cops Program. He also complimented Councilman Friedman for his efforts in the Safety Initiative. He further stated that this police department has a great background in being proactive to these types of incidences. He cited some of them: keeping predators away from public swimming pools, public safety initiative when there were children who were killed or injured getting off the school busses, pedestrian safety program, rescuing our youth coalition, etc.

The Chief advised that our community policing officer, our dare officer, Sgt. Colbath and PO Procter were also part of that meeting. The Chief believes that collectively we will make an impact on this situation.

Agenda Item # 7 – Request for Traffic Light at DeBaun and Exit at Town Hall

Chief Brower advised that he received a request for placing a traffic light at Debaun Ave. and Route 59 (Ramapo Town Hall entrance). He further advised that he wrote a letter on behalf of Mr. Aaron Berger (owner of the 222 building) but he would like the approval of the Board as well as the legal department. The Supervisor stated that he is in agreement. He further stated that there is a plan being developed to divert traffic from the corner of Airmont Rd. and Rt. 59 as well. The Chief will forward his letter to the Board and the legal department for their comments or suggestions.

Agenda Item # 8 –Complaint 5 Whisper Lane, Monsey

The Chief had a few reports that he will forward to the Town Attorney. He also stated that the officers are aware of the current situation.

Agenda Item # 9 – Status of Ford Fusion

Chief Brower noted that Councilman Friedman was instrumental in purchasing Hybrid vehicles for the department. The Chief advised that we have 2 Ford Fusions on order, one is in the process of being built, the other should be shipped during the week of 8/29/11. He will advise when they are received.

Michael Klein advised that retired Sgt. Pat Reynar is requesting to purchase his firearm. Discussion followed between Lt. Gravina and the Supervisor. It was noted that the weapon must be declared surplus and that the cost of the weapon including the transfer fees handled through a licensed firearms dealer cannot exceed \$500.

It was recommended by Chief Brower to proceed with the above referenced matter.

Public Comments

Supervisor St. Lawrence opened public comments.

Robert Romanowski of 177 Maple Ave., Monsey, NY.
Mr. Romanowski spoke regarding traffic enforcement.

He spoke of several locations where “no parking” signs and “no left” turns signs have been removed:

Sunrise Dr. and Monsey Blvd. (No Parking here to corner)
Park Lane – from Maple Ave. to Sunrise Dr.
Jeffrey Place and Maple Ave.
Maple Ave. eastbound (No Left Turn)

He is requesting that the Town look into these matters. He also stated that there are many parking violations at the above locations.

Supervisor St. Lawrence had Mr. Romanowski clarify his locations.
Mr. Romanowski advised Chief Brower that “No Parking” occurs in the morning – (7-9).

A motion to close public comments by Councilman Withers, seconded by Councilman Friedman, carried unanimously.

Board Member Comments

Councilman Friedman acknowledged that the benefits of the “Total Station” have already been seen. He cites that we are already saving tax payer dollars, and he is very pleased that it is being utilized.

He also cited that school will be reopening soon and he requested that the Speed Trailer be set up by Ramapo High School as well as other local schools. The Chief advised that he will speak with the appropriate officers to facilitate its use.

12:13p.m – Councilman Withers moved to go into Executive Session to discuss disciplinary matters, seconded by Councilman Friedman, carried unanimously.

1:14p.m. - Councilman Withers moved to come out of Executive Session, Councilman Friedman seconded, carried unanimously.

Next meeting is tentatively scheduled for September 22, 2011.