

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

05/15/2007

8:00 P.M.

Present: Supervisor Alexander J. Gromack
 Council Members John Maloney, Ralph Mandia, Shirley Lasker, & Catherine Nowicki
 Amy Mele, Town Attorney
 David Carlucci, Town Clerk

Supervisor declared Town Board meeting opened. Assemblage saluted the flag.

YOUTH COURT GRADUATION: Presentation given by Detective Eileen Malloy to honor the following students of the 38th Graduating Class of the Youth Court:

Jessy Feinberg	Shudipto Rahman
Ross Gusler	Cassandra Rolnick
Maya Kantor	Justin Saffar
Haeyeon Kim	Amanda Wayne
Neil Munroe	Ross Weisman

Supervisor Gromack thanked Pat Barad for her 26 years of service to the Youth Court.

Public Hearing #1 re: Continued from 4/17/07 – Proposed local law to amend Town Code Chapter 251: Wireless Communication Facilities. On motion of Co. Nowicki, seconded by Co. Maloney, hearing opened 8:10 P.M. On motion of Co. Maloney, seconded by Co. Nowicki hearing continued to June 19, 2007. RESOLUTION NO. (271-2007) unanimously adopted.

Supervisor opened the meeting to public comments regarding agenda items.

Laurie Peek- West Nyack

Regarding agenda item #29, resolution no. (361-2007), ICLEI (International Council for Local Environmental Initiatives), urged the Board to sign the US Mayor's Climate Protection Agreement that Co. Lasker introduced. It would be a common sense investment.

Peggy Kurtz- Upper Nyack, Member of the Rockland Sierra Club

Regarding agenda item #29, resolution no. (361-2007), ICLEI (International Council for Local Environmental Initiatives), urged the Board to sign the US Mayor's Climate Protection Agreement that Co. Lasker previously introduced prior to ICLEI, which is a much watered down resolution. Asked the Board to join ICLEI and do a professional energy audit of town facilities. She asked for a vote today on the initial resolution, or reintroduce it at the June 19th meeting, and finds it hard to believe that the Board would want to go on record as voting against taking action on Global Warming. We should rise above temptation to partisan politics. Land use, emergency planning, flooding, and water supplies are all local issues which are likely to be severely impacted by global warming. We cannot wait for the federal government to act. There is a groundswell of local leadership on this issue. We cannot afford not to adopt the US Mayor's Climate Protection Agreement. Municipalities from around the country have been saving money by signing on to it. Submitted a letter, (on file with Town Clerk).

Brian Cocolicchio- New City

Regarding agenda item #29, resolution no. (361-2007), ICLEI (International Council for Local Environmental Initiatives), expressed disappointment in the Town Board. Wondered if it was a waste of time to have attended the Town Board Workshop on the US Mayor's Climate Protection Agreement. You might as well not have had the workshop. This is a lack of vision. You should try to adopt environmental technologies that will save money and energy. Think about how this can benefit the town.

Dorice Madronero- Suffern, President of the Rockland County Conservation Association

Regarding agenda item #29, resolution no. (361-2007), ICLEI (International Council for Local Environmental Initiatives), stated she hopes the Board considers the US Mayor's Climate Protection Agreement and should look at what health costs are involved here, not just how the budget looks now.

Kate Barry- Montebello

Regarding agenda item #29, resolution no. (361-2007), ICLEI (International Council for Local Environmental Initiatives), challenged the Town Board to step up to the plate and look at the type of world we want to leave behind. What do we want to be known for? Don't take the easy way out. Read letter from Rockland County Legislator Harriet Cornell urging Clarkstown to adopt the US Mayor's Climate Protection Agreement, which was signed by the Rockland County Legislature, (on file with Town Clerk).

Tom O'Reilly- Pearl River, Works in field of solar energy

Regarding agenda item #29, resolution no. (361-2007), ICLEI (International Council for Local Environmental Initiatives)- We need for the US Mayor's Climate Protection Agreement, stated Rockland's lakes have high acid levels. We have global warming right here. We have to think locally. This is a no brainer. We have to stop pollution now.

Co. Lasker

Regarding agenda item #29, resolution no. (361-2007), ICLEI (International Council for Local Environmental Initiatives)- I will vote for this legislation. ICLEI is a step in the right direction, but we have to make a stronger stand on the environment. This is an important first step. Read letters from residents in favor of US Mayor's Climate Protection Agreement, (on file with Town Clerk).

RESOLUTION NO. (271-2007)

Co. Maloney offered and Co. Nowicki seconded

RESOLUTION AUTHORIZING THE CONTINUATION OF A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED, "A LOCAL LAW TO AMEND CHAPTER 251 (WIRELESS COMMUNICATION FACILITIES) OF THE TOWN CODE OF THE TOWN OF CLARKSTOWN"

WHEREAS, on January 23, 2006, a public hearing was held to consider proposed amendments to Town Code Chapter 251, the "Wireless Communications Facilities Law," and said hearing was continued to February 13, 2007, April 17, 2007, and May 15, 2007, and

WHEREAS, the proposed local law has been amended to address certain concerns raised by interested parties, therefore, the Town Board hereby directs that the public hearing be continued on June 19, 2007;

NOW, THEREFORE, be it

RESOLVED, that the continuation of a public hearing, pursuant to §20 of the Municipal Home Rule Law, be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York on June 19, 2007, at 8:00 p.m. or as soon thereafter as possible, relative to such proposed local law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of said hearing, and that the Town Clerk cause the same to be published and posted as aforesaid and file proof thereof in the Office of the said Clerk, and be it

FURTHER RESOLVED, that the amended proposed local law is hereby re-referred to the Clarkstown Planning Board for report pursuant to Section 290-33 of the Zoning Local Law of the Town of Clarkstown and to the Rockland County Commissioner of Planning pursuant to Sections 239-1 and 239-m of the General Municipal Law for report.

On roll call the vote was as follows

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia. Yes
- Co. Nowicki. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (272-2007)

Co. Nowicki offered and Co. Maloney seconded

RESOLVED, that the Town Board Minutes of April 17, 2007 are hereby accepted as submitted by the Town Clerk.

On roll call the vote was as follows

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia. Yes
- Co. Nowicki. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (273-2007)

Co. Maloney offered and Co. Nowicki seconded

RESOLUTION AUTHORIZING PRODUCTION COMPANY TO FILM IN THE TOWN OF CLARKSTOWN

WHEREAS, 30fps PRODUCTIONS, a production company, has requested permission to film in the Town of Clarkstown, on April 22, 23, 24, 2007.

NOW, THEREFORE, be it

RESOLVED, that 30fps PRODUCTIONS, of 111 Glen Street, Glen Cove, NY 11542, is hereby authorized to film a TV commercial for Provident Bank, on Sunday, April 22, Monday April 23, Tuesday, April 24, 2007, (with Wednesday April 25, 2007 held in case of inclement weather) between the hours of 7:00 am to 7:00 pm at Provident Bank, 179 South Main Street, New City, NY 10956, upon the following conditions:

- (1) Permittee obtains permission from named party to film at the above mentioned site;
- (2) A permit fee of \$250.00 shall be paid by Permittee;
- (3) The Town shall be named as an additional insured on a Certificate of Insurance providing for not less than \$1,000,000.00 combined single limit for automobile liability and general public liability;
- (4) Permittee shall provide proof of Workers' Compensation and Disability Insurance as required by New York law;
- (5) Permittee shall agree in writing to indemnify and hold the Town of Clarkstown harmless from any and all claims, actions at law, liability, damages or injuries which may result from the permitted activity;
- (6) Permittee shall post a cash security deposit of not less than \$1,000.00 prior to the commencement of any filming activities;
- (7) Permittee shall pay for all required police protection, if any, as determined by the Chief of Police, which shall be reimbursed at a rate equal to the actual hourly cost, including fringe benefits, to the Town; and

RESOLUTION NO. (273-2007) continued

(8) Permittee shall not utilize public property for any filming, or storage of equipment, or parking of vehicles; however, if public property is used, Permittee shall pay a fee of \$250.00 per hour, for a minimum of two (2) hours, or \$750.00 per day; and be it

FURTHER RESOLVED, that this resolution shall be retroactive from 7:00 am, Sunday, April 22, 2007 and deemed the Filming Permit.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (274-2007)

Co. Maloney offered and Co. Nowicki seconded

RESOLUTION AUTHORIZING PRODUCTION COMPANY TO FILM IN THE TOWN OF CLARKSTOWN

WHEREAS, SWEET FLAME, LLC, a production company, has requested permission to film in the Town of Clarkstown.

NOW, THEREFORE, be it

RESOLVED, that SWEET FLAME, LLC, of 609 Greenwich Street, 7th Floor, New York, NY 10014, is hereby authorized to film an independent feature film entitled Sweet Flame, at the following locations and dates:

80 Massachusetts Avenue, Congers, NY May 10, 2007 - 8:00am-10:00pm
15 Stern Place, Congers, NY June 1, 2007 - 12:00pm-2:00pm, June 7, 2007 - 5:00pm-5:00am
76 South Conger Avenue, Congers, NY May 15, 16, 17, 2007 - 7:00am-7:00pm
Last Chance Saloon, Congers, NY June 3 & 9, 2007 - 5:00pm-5:00am
21 Beauregard Terrace, Congers, NY June 1, 2007 - 2:00pm-12:00am, June 2 & 8, 2007 - 12:00pm-12:00am
DeCicco's Marketplace, New City, NY June 6, 2007 - 5:00pm-5:00am

upon the following conditions:

- (1) Permittee obtains permission from named parties to film at the above mentioned sites;
(2) A permit fee of \$250.00 per site for a total of \$1,500.00 permit fee shall be paid by Permittee;
(3) The Town shall be named as an additional insured on a Certificate of Insurance providing for not less than \$1,000,000.00 combined single limit for automobile liability and general public liability;
(4) Permittee shall provide proof of Workers' Compensation and Disability Insurance as required by New York law;
(5) Permittee shall agree in writing to indemnify and hold the Town of Clarkstown harmless from any and all claims, actions at law, liability, damages or injuries which may result from the permitted activity;
(6) Permittee shall post a cash security deposit of not less than \$1,000.00 per site prior to the commencement of any filming activities;
(7) Permittee shall pay for all required police protection, if any, as determined by the Chief of Police, which shall be reimbursed at a rate equal to the actual hourly cost, including fringe benefits, to the Town; and
(8) Permittee shall not utilize public property for any filming, or storage of equipment, or parking of vehicles; however, if public property is used, Permittee shall pay a fee of \$250.00 per hour, for a minimum of two (2) hours, or \$750.00 per day; and be it

FURTHER RESOLVED, that this resolution shall be retroactive from 7:00 am, Wednesday, May 9, 2007 and deemed the Filming Permit.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (275-2007)

Co. Nowicki offered and Co. Lasker seconded

RESOLVED, that the Town Board of the Town of Clarkstown hereby ratifies and approves a Side Letter of Agreement between the Civil Services Employees' Association, Inc., Town of Clarkstown Unit and the Tow dated May 4, 2007.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (276-2007)
Co. Mandia offered and Co.Maloney seconded

WHEREAS, the County of Rockland, through its Office of Fire and Emergency Services, desires to enter into an agreement with the Town of Clarkstown to reimburse the Town for the purchase of Vesta Pallas/Magic equipment from Motorola, Inc., to upgrade the Town's 911 public safety answering point (PSAP) at the Police Department, and WHEREAS, the County of Rockland agrees to reimburse the Town of Clarkstown the sum of \$375,755.00 for the purchase of said equipment, and

WHEREAS, the Chief of Police recommends acceptance of this grant;
NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with the County of Rockland, in a form approved by the Town Attorney, to accept a grant of \$375,755.00 for the purpose of purchasing computer equipment to upgrade the Town's 911 public safety answering point (PSAP) system at the Police Department, for the period May 1, 2007 and shall terminate April 30, 2008.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (277-2007)
Co. Mandia offered and Co.Maloney seconded

WHEREAS, the County of Rockland wishes to financially assist the Town of Clarkstown in its law enforcement activities to ensure the Clarkstown Police Department's ability to protect the Citizens of Clarkstown and also to join all law enforcement agencies throughout Rockland County in the protection of all people against criminal activity and terrorism, and

WHEREAS, the County of Rockland has submitted an agreement to the Town of Clarkstown for reimbursement of the Town's purchase of communication equipment necessary to fight crime, for the period January 1, 2006 and termination on December 31, 2006, in the amount of \$150,000.00, and

WHEREAS, the Chief of Police recommends acceptance of this grant;
NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with the County of Rockland, in a form approved by the Town Attorney, to accept a grant of \$150,000.00 for the purpose of purchasing communication equipment for the Clarkstown Police Department, to assist the Town in its law enforcement activities, for the period January 1, 2006 and termination on December 31, 2006.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (278-2007)
Co. Mandia offered and Co.Maloney seconded

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF ROCKLAND CONCERNING THE COUNTY'S PURCHASE OF SPECIALIZED SEWER MAINTENANCE EQUIPMENT AND INSTALLATION OF FLOW METERS FOR USE BY THE TOWN OF CLARKSTOWN

WHEREAS, the County of Rockland ("County"), through the Rockland County Sewer District No. 1 ("Sewer District") intends to purchase specialized sewer maintenance equipment and to install new flow meters for use by the Town of Clarkstown, and

WHEREAS, the equipment will be used to improve maintenance of the sewers from the Town of Clarkstown that flow into the interceptor sewers owned and operated by the Sewer District, and

WHEREAS, it would be in the best interest of the Sewer District and the Town for the Town of Clarkstown to maintain and repair the sanitary sewer collection system in their jurisdiction and monitor their flows at pumping stations,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with the County of Rockland and Sewer District #1, in a form approved by the Town Attorney, whereby the Town of Clarkstown will have full use of the sewer maintenance equipment and flow meters purchased by the County and the Town's responsibility will be to maintain that equipment.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (279-2007)
Co. Mandia offered and Co.Maloney seconded

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF ROCKLAND, FOR PARTICIPATION IN THE ROCKLAND COUNTY NARCOTICS TASK FORCE

WHEREAS, the County of Rockland wishes to assist the Town of Clarkstown in its crime intelligence gathering and drug law enforcement activities, and
WHEREAS, the Town of Clarkstown wishes to provide the Rockland County Narcotics Task Force with two members of its Police Department for crime fighting activities, and
WHEREAS, the County of Rockland initiated a program by Resolution No. 162/07 to reimburse local municipalities for drug law enforcement activities, and the Legislature of Rockland County has provided funds in its 2007 Budget for the purpose of reimbursement of compensation for two Clarkstown Police Officers for said law enforcement;
NOW, THEREFORE, be it
RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with the County of Rockland, in a form approved by the Town Attorney, to accept financial assistance for the purpose of reimbursement of compensation for two Clarkstown Police Officers assigned to the County of Rockland, through its District Attorney's Office, in the total sum of \$140,000.00, for the period January 1, 2007 and terminating December 31, 2007.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (280-2007)
Co. Mandia offered and Co.Maloney seconded

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN INTER-MUNICIPAL AGREEMENT WITH THE COUNTY OF ROCKLAND, THROUGH THE SHERIFF'S DEPT., FOR REIMBURSEMENT FOR PARTICIPATION IN THE ROCKLAND COUNTY INTELLIGENCE CENTER

WHEREAS, two police officers from the Clarkstown Police Department have been assigned to work at the Rockland County Intelligence Center, throughout the calendar year 2007, and
WHEREAS, by Resolution No. 168 of 2007, the County of Rockland resolved to reimburse the Town of Clarkstown in the amount of \$140,000.00, upon execution of an inter-municipal cooperation agreement between the County of Rockland and the Town of Clarkstown, and
WHEREAS, Chief of Police Peter Noonan has recommended that the Town enter into such inter-municipal cooperation agreement;
NOW, THEREFORE, be it
RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into the inter-municipal cooperation agreement with the County of Rockland, in a form satisfactory to the Town Attorney, which after execution by the County, will result in the payment to the Town of Clarkstown in the amount of \$140,000.00, as reimbursement for two members of the Clarkstown Police Department having worked and to work at the Rockland County Intelligence Center Sheriff's Department for the period January 1, 2007 through December 31, 2007.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (281-2007)
Co. Mandia offered and Co.Maloney seconded

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF ROCKLAND, ACTING ON BEHALF OF THE YOUTH BUREAU/ROCKLAND COUNTY AMERICORPS, FOR SUMMER MEMBER PROGRAM (DEC AND PLANNING)

WHEREAS, the Rockland County Youth Bureau has created a Rockland Environmental Corps which is staffed with Americorps members to participate in a service-orientated, educational and environmentally beneficial program and it has proposed to provide Americorps members under the direction of the Town Planner and Deputy Director of Environmental Control to participate in mapping stream water outflows within the Town, and maintenance of streams and drainage facilities to control flooding and improve water quality, marking of catch basins to prevent dumping and locating and identifying other Town infrastructure, and
WHEREAS, Americorps members receive a minimal stipend while participating in the program which will be funded in part by the Town of Clarkstown, and
WHEREAS, the Town Planner and Deputy Director of Environmental Control have recommended this program for adoption in the Town of Clarkstown;
NOW, THEREFORE, be it

RESOLUTION NO. (281-2007) continued

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with the County of Rockland County, acting on behalf of the Youth Bureau/Rockland County Americorps, for the calendar year ending August 31, 2007, in a form approved by the Town Attorney, to utilize the service of not more than four (4) Americorps members for mapping stream water outflows within the Town, maintenance and conducting public outreach in connection with the Town's Comprehensive Plan Update, for a program total not to exceed 250 service hours for each member at a cost not to exceed \$4,360.00, which shall constitute a proper charge be charged to Account No. A 8730-409 and B 8020-409.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (282-2007)

Co. Mandia offered and Co.Maloney seconded

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF ROCKLAND, ACTING ON BEHALF OF THE YOUTH BUREAU/ROCKLAND COUNTY AMERICORPS, FOR SUMMER MEMBER PROGRAM (HIGHWAY DEPARTMENT)

WHEREAS, the County of Rockland Youth Bureau has created a Rockland Environmental Corps which is staffed with Americorps members to provide a litter patrol program for pickup of litter on Town roads and stream banks, and it has proposed to provide Americorps members under the direction of the Superintendent of Highways to participate in a service, educational and environmentally beneficial program which will remove litter from Town roads and streams, and

WHEREAS, Americorps members receive a minimal stipend while participating in the program which will be funded in part by the Town of Clarkstown, and

WHEREAS, the Superintendent of Highways has recommended this program for adoption in the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes the Supervisor to enter into an agreement with the County of Rockland, acting on behalf of the Youth Bureau/Rockland County Americorps, for the calendar year ending August 31, 2007, to participate in the Rockland County Youth Bureau's litter patrol service program utilizing the service of not more than four Americorps members, for a program total not to exceed 250 service hours for each member at a cost not to exceed \$4,360.00, to be charged to Account No. DB 5110-409-0.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (283-2007)

Co. Lasker offered and Co. Maloney seconded

WHEREAS, MedbillLtd.com acts as the service organization for the Town of Clarkstown to process insurance claims for basic and advanced life support services provided by volunteer ambulance corps and Rockland Paramedic Service, Inc.and

WHEREAS, it is necessary that the Town of Clarkstown have a limited scope audit to obtain reasonable assurance that MedbillLtd.com has the necessary controls and procedures in place to provide reliance that the billing is proper, THEREFORE, BE IT,

RESOLVED, that Supervisor Gromack is hereby authorized to enter into an agreement, in a form satisfactory to the Town Attorney, with Korn Rosenbaum, LLP Certified Public Accountants, with offices at Palisades Office Park, 26 Firemen's Memorial Drive, Pomona, New York, for a cost not to exceed \$5,000, to perform the limited scope audit referred to herein, as described in a proposal dated April 18, 2007.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (284-2007)
Co. Lasker offered and Co. Maloney seconded

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE NYACK HOUSING AUTHORITY ACCEPTING GRANT MONIES FOR REIMBURSEMENT TO THE TOWN FOR SERVICES TO BE RENDERED BY THE CLARKSTOWN POLICE DEPARTMENT

WHEREAS, the Village of Nyack Housing Authority has been awarded Drug Elimination Grant #140424 to reduce crimes associated with illegal drug dealings and use, and

WHEREAS, in furtherance of its objective, part of the plan to be utilized by the Nyack Housing Authority will require extra hours of service by personnel from the Clarkstown Police Department, not to exceed a cost of \$22,500.00, and

WHEREAS, the Town Board and the Clarkstown Police Department are desirous of supporting this Drug Elimination Plan,

NOW, THEREFORE, be it

RESOLVED, the Town Board hereby authorizes the Supervisor to enter into an Agreement with the Village of Nyack Housing Authority under its Drug Elimination Grant #140424 to accept reimbursement, not to exceed \$22,500.00, for personnel overtime by the Clarkstown Police Department and said agreement will be in a form approved by the Town Attorney.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (285-2007)
Co. Lasker offered and Co. Maloney seconded

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO A RENEWAL AGREEMENT CONCERNING TOWN OF CLARKSTOWN "ADOPT-A-ROAD" PROGRAM

WHEREAS, Chapter 626 of the Laws of 1991 (General Municipal Law, Article 13BB), authorizes and empowers towns to enter into "Adopt a Municipal Park, Shoreline or Roadway Programs" with volunteers or groups in an effort to reduce and remove litter from parks, shoreline, roadways and other public lands, and

WHEREAS, the following group wishes to continue to adopt the below segment of town road for an additional period of two (2) years, continuing from May 31, 2007 to May 31, 2009, as follows:

Sponsor: Blue Sky Lawn Care & Landscape, Inc., 505 Kings Highway, Valley Cottage, NY 10989

Roads: 1.14 mile segment on Lake Road from Kings Highway to Route 9W, Valley Cottage, and .75 mile segment from the Railroad Tracks in Valley Cottage to Crusher Road on Kings Highway, Valley Cottage and

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program, in that Blue Sky Lawn Care & Landscape, Inc. will continue to perform a public service in removing trash from above roadways that would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement, for a period of two (2) years continuing from May 31, 2007 to May 31, 2009, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt above segments, and to provide and coordinate services by Blue Sky Lawn Care & Landscape, Inc. to remove trash from the roadways.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (286-2007)
Co. Nowicki offered and Co. Lasker seconded

RESOLUTION GRANTING CERTIFICATES OF REGISTRATION PURSUANT TO SECTION 236-48 OF THE TOWN CODE

WHEREAS, the following have applied for Certificates of Registration pursuant to Section 236-48 of the Town Code of the Town of Clarkstown:

BELLEVILLE LANDSCAPING, INC.
84 North Rte. 9W, Suite D
Congers, NY 10920
James Miele, President

RESOLUTION NO. (286-2007) continued

ENVIRONMENTAL CONSTRUCTION, INC.
21 Kay Fries Drive
Stony Point, NY 10980
Susan Oelkers, President

L & L MECHANICAL SERVICES, INC.
24 West Dexter Plaza
Pearl River, NY 10965
Terrence T. Loughran, President

NOW, THEREFORE, be it

RESOLVED, that the following Certificates of Registration be issued:

- No. 07-22 BELLEVILLE LANDSCAPING, INC.
- 07-23 ENVIRONMENTAL CONSTRUCTION, INC.
- 07-24 L & L MECHANICAL SERVICES, INC.

On roll call the vote was as follows

Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia Yes
 Co. Nowicki Yes
 Supervisor Gromack Yes

RESOLUTION NO. (287-2007)

Co. Nowicki offered and Co. Maloney seconded

RESOLUTION AUTHORIZING FIRE LANE DESIGNATIONS AT EAST SPRING VALLEY FIRE DISTRICT

WHEREAS, the Chief Fire Safety Inspector of the Town of Clarkstown recommends implementing certain provisions of Local Law No. 9-1971, as amended, known as the VEHICLE AND TRAFFIC LOCAL LAW, more particularly designated as Chapter 278 Sec. 13, of the Code of the Town Clarkstown, at
 EAST SPRING VALLEY FIRE DISTRICT
 60 OVERLOOK BLVD.
 NANUET, NY 10954
 (164-A-1.4) (57.16-1-1.1)

By the installation of fire lane designated, and

WHEREAS, GAIL MOGGIO requested that the Town of Clarkstown designate said fire lanes:

NOW, THEREFORE, be it

RESOLVED, that pursuant to said Local Law No. 9-1971, as amended, the Town Board hereby directs that the aforementioned recommendations of the Chief Fire Safety Inspector with regard to the installation of conforming fire lane designations be installed by and at the expense of the owner of such property upon review and approval of the Traffic and Traffic Fire Safety Advisory Board of the Town of Clarkstown.

On roll call the vote was as follows

Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia Yes
 Co. Nowicki Yes
 Supervisor Gromack Yes

RESOLUTION NO. (288-2007)

Co. Nowicki offered and Co. Maloney seconded

RESOLUTION AUTHORIZING FIRE LANE DESIGNATIONS AT LOWE'S OF CLARKSTOWN

WHEREAS, the Chief Fire Safety Inspector of the Town of Clarkstown recommends implementing certain provisions of Local Law No. 9-1971, as amended, known as the VEHICLE AND TRAFFIC LOCAL LAW, more particularly designated as Chapter 278 Sec. 13, of the Code of the Town Clarkstown, at
 LOWE'S OF CLARKSTOWN
 OVERLOOK BLVD.
 NANUET, NY 10954
 (164-A-1.01) (57.12-1-1-47)

By the installation of fire lane designated, and

WHEREAS, STEVEN KOLITCH requested that the Town of Clarkstown designate said fire lanes:

NOW, THEREFORE, be it

RESOLVED, that pursuant to said Local Law No. 9-1971, as amended, the Town Board hereby directs that the aforementioned recommendations of the Chief Fire Safety Inspector with regard to the installation of conforming fire lane designations be installed by and at the expense of the owner of such property upon review and approval of the Traffic and Traffic Fire Safety Advisory Board of the Town of Clarkstown.

On roll call the vote was as follows

Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia Yes
 Co. Nowicki Yes
 Supervisor Gromack Yes

RESOLUTION NO. (289-2007)
Co. Lasker offered and Co. Maloney seconded

RESOLUTION AMENDING TOWN BOARD RESOLUTION 498-2006 FOR BID #27-2006; HAVERMILL ROAD DRAINAGE IMPROVEMENTS

WHEREAS, Town Board Resolution 498-2006 awarded bid #27-2006; Havermill Road Drainage Improvements to WJL Equities, Inc. and
WHEREAS, larger drainage structures were required than what was originally specified in the project drawings; and
WHEREAS, one (1) change order on contract has been reviewed and found acceptable by the Department of Environmental Control as follows:

- 1) Provide and install four (4) 5'-6" x 5'-6" catch basins in lieu of four (4) 5'-0" x 4'-6" catch basins originally specified \$11,605.94

NOW, THEREFORE, BE IT RESOLVED that the allowance for this project be increased from the original bid amount of \$113,760.32 to \$125,366.26 to reflect the additional cost of the change order; and
BE IT FURTHER RESOLVED that this shall continue to be a proper charge to account # H 8757 400 409 0 81 12
On roll call the vote was as follows

Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia. Yes
 Co. Nowicki. Yes
 Supervisor Gromack Yes

RESOLUTION NO. (290-2007)
Co. Lasker offered and Co. Maloney seconded

RESOLUTION AUTHORIZING CHANGE ORDER # 1 TO BID NO. 23-2007- ELECTRICAL SERVICES FOR THE INSTALLATION ONLY OF A NEW UPS SYSTEM FOR THE CLARKSTOWN POLICE DEPARTMENT

WHEREAS, Lt. Steve Morgan, Clarkstown Police Department, in a memo dated April 20, 2007, recommended additional electrical circuit work to be performed by All Bright Electric at the Clarkstown Police Department, which work is of the same nature as the original work authorized by the Town Board by Resolution No. 209/2007 dated March 20, 2007 and was not anticipated until work on the original project was begun; and
WHEREAS, said changes will cost \$6,231.00 and shall include all labor, material and equipment for the following:

- 1. Tracing and labeling of junction boxes to outlets and communications consoles; and
- 2. Purchase of materials to facilitate temporary electrical power to public safety equipment (phones, radios and CAD systems) during the installation of the new UPS system.

NOW, THEREFORE, be it
RESOLVED that the Town Board of the Town of Clarkstown hereby authorizes Change ORDER No. 1 as recommended by Lt. Steve Morgan, Clarkstown Police Department, to provide for additional work by All Bright Electric at the Clarkstown Police Department as described herein for an increase of \$6,231.00 and for a total cost for Bid No. 23-2007 of \$34,228.00. Said change order to be charged to Account No. H – 8758-400-409-0-82-1.

On roll call the vote was as follows

Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia. Yes
 Co. Nowicki. Yes
 Supervisor Gromack Yes

RESOLUTION NO. (291-2007)
Co. Nowicki offered and Co. Maloney seconded

RESOLVED, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:

BID #30-2007 – REFUSE PICK-UP SERVICE FROM TOWN FACILITIES

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple Avenue, New city, New York _____ A.M. on TO BE DETERMINED at which time bids will be opened and read, and be it
FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the office of the Authorized Purchasing Agent.

On roll call the vote was as follows

Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia. Yes
 Co. Nowicki. Yes
 Supervisor Gromack Yes

RESOLUTION NO. (292-2007)
Co. Nowicki offered and Co. Maloney seconded

RESOLVED, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:

BID #31-2007 – EMERGENCY COMMUNICATIONS TOWER AND SITE DEVELOPMENT

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple Avenue, New city, New York
_____ A.M. on TO BE DETERMINED at which time bids will be opened and read, and be it
FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the office of the
Authorized Purchasing Agent.

On roll call the vote was as follows

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia. Yes
- Co. Nowicki. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (293-2007)
Co. Nowicki offered and Co. Maloney seconded

RESOLVED, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:

BID #32-2007 – EMERGENCY COMMUNICATIONS BUILDING AND SITE DEVELOPMENT

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple Avenue, New city, New York
_____ A.M. on TO BE DETERMINED at which time bids will be opened and read, and be it
FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the office of the
Authorized Purchasing Agent.

On roll call the vote was as follows

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia. Yes
- Co. Nowicki. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (294-2007)
Co. Nowicki offered and Co. Maloney seconded

RESOLVED, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:

BID #33-2007 – CONSTRUCTION OF PARKING LOT FOR POLICE AND COURTS FACILITY ON PROPERTY OWNED
BY VERIZON NEW YORK INC. AT 36 MAPLE AVENUE, NEW CITY LEASED BY THE TOWN

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple Avenue, New city, New York
_____ A.M. on TO BE DETERMINED at which time bids will be opened and read, and be it
FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the office of the
Authorized Purchasing Agent.

On roll call the vote was as follows

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia. Yes
- Co. Nowicki. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (295-2007)
Co. Maloney offered and Co. Mandia seconded

RESOLVED, that based upon the recommendation of the Deputy Town Attorney-Purchasing and the
Superintendent of Recreation and Parks that

BID # 20-2007 – CLARKSTOWN CENTRAL WAREHOUSE RENOVATIONGENERAL CONSTRUCTION

is hereby awarded to: JMK ENTERPRISES
301 NORTH MAIN STREET, SUITE 1
NEW CITY, NY 10956
PRINCIPAL: JOHN KNUTSEN, SR.
JOHN KNUTSEN, JR.

as per their proposed total project cost not to exceed \$455,197.00 and be it

RESOLUTION NO. (295-2007) continued

FURTHER RESOLVED, that said award is subject to the receipt by the Purchasing Department of the following:

- a) Signed Contract Documents – four sets
- b) Performance Bond - 100% of project cost
- c) Labor and Materials Payment Bond - 100% of proposed project cost
- d) Certificate of Contractor's Liability and Property Damage Coverage, including a Save Harmless Agreement
- e) Certificate of Automobile Liability Coverage
- f) Certificate of Worker's Compensation insurance coverage
- g) Certificate of Worker's Disability Insurance coverage
- h) Evidence that the Contractor/Sub-contractor has entered into an Apprenticeship Agreement which has been registered with and approved by the NYS Commissioner of Labor in accordance with Article 23 of the New York Labor Law. The Town will consider the use of project labor agreements in Public Works Contracts involving multiple trades in furtherance of the Apprenticeship Policy

The Town of Clarkstown must be named as additional insured by way of policy endorsement on all liability policies, as they pertain to the project awarded and be it

FURTHER RESOLVED, that this project shall be under the supervision of the Clarkstown Recreation Department and be it

FURTHER RESOLVED, that said award shall constitute a charge to account number H-8751-400-409-0-75-16
On roll call the vote was as follows

Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia. Yes
 Co. Nowicki. Yes
 Supervisor Gromack Yes

RESOLUTION NO. (296-2007)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that based upon the recommendation of the Deputy Town Attorney-Purchasing and the Superintendent of Recreation and Parks that

BID # 20-2007 – CLARKSTOWN CENTRAL WAREHOUSE RENOVATION PLUMBING

is hereby awarded to: PEARL RIVER PLUMBING HEATING AND ELECTRIC
 D/B/A BERTUSSI'S
 60-70 DEXTER PLAZA
 PEARL RIVER, NY 10965

PRINCIPAL: THOMAS P. BERTUSSI
 JOHN BERTUSSI
 LOUIS BERTUSSI

as per their proposed total project cost not to exceed \$45,500.00 and be it

FURTHER RESOLVED, that said award is subject to the receipt by the Purchasing Department of the following:

- a) Signed Contract Documents – four sets
- b) Performance Bond - 100% of project cost
- c) Labor and Materials Payment Bond - 100% of proposed project cost
- d) Certificate of Contractor's Liability and Property Damage Coverage, including a Save Harmless Agreement
- e) Certificate of Automobile Liability Coverage
- f) Certificate of Worker's Compensation insurance coverage
- g) Certificate of Worker's Disability Insurance coverage

The Town of Clarkstown must be named as additional insured by way of policy endorsement on all liability policies, as they pertain to the project awarded and be it

FURTHER RESOLVED, that this project shall be under the supervision of the Clarkstown Recreation Department and be it

FURTHER RESOLVED, that said award shall constitute a charge to account number H-8751-400-409-0-75-16
On roll call the vote was as follows

Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia. Yes
 Co. Nowicki. Yes
 Supervisor Gromack Yes

RESOLUTION NO. (297-2007)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that based upon the recommendation of the Deputy Town Attorney-Purchasing and the Superintendent of Recreation and Parks that

BID # 20-2007 – CLARKSTOWN CENTRAL WAREHOUSE RENOVATION HVAC

RESOLUTION NO. (297-2007) continued

is hereby awarded to: PEARL RIVER PLUMBING HEATING AND ELECTRIC
D/B/A BERTUSSI'S
60-70 DEXTER PLAZA
PEARL RIVER, NY 10965
PRINCIPAL: THOMAS P. BERTUSSI
JOHN BERTUSSI
LOUIS BERTUSSI

as per their proposed total project cost not to exceed \$171,178.00 and be it

FURTHER RESOLVED, that said award is subject to the receipt by the Purchasing Department of the following:

- a) Signed Contract Documents – four sets
b) Performance Bond - 100% of project cost
c) Labor and Materials Payment Bond - 100% of proposed project cost
d) Certificate of Contractor's Liability and Property Damage Coverage, including a Save Harmless Agreement
e) Certificate of Automobile Liability Coverage
f) Certificate of Worker's Compensation insurance coverage
g) Certificate of Worker's Disability Insurance coverage

The Town of Clarkstown must be named as additional insured by way of policy endorsement on all liability policies, as they pertain to the project awarded and be it

FURTHER RESOLVED, that this project shall be under the supervision of the Clarkstown Recreation Department and be it

FURTHER RESOLVED, that said award shall constitute a charge to account number H-8751-400-409-0-75-16
On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia Yes
Co. Nowicki Yes
Supervisor Gromack Yes

RESOLUTION NO. (298-2007)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that based upon the recommendation of the Deputy Town Attorney-Purchasing and the Superintendent of Recreation and Parks that

BID # 20-2007 – CLARKSTOWN CENTRAL WAREHOUSE RENOVATION ELECTRICAL

is hereby awarded to: FRAN CORPORATION
D/B/A ALL BRIGHT ELECTRIC
100 SNAKE HILL ROAD
WEST NYACK, NY 10994
PRINCIPAL: HOWARD HELLMAN
JAMES JOHANNEMANN
DAVID J. STACK

as per their proposed total project cost not to exceed \$79,000.00 and be it

FURTHER RESOLVED, that said award is subject to the receipt by the Purchasing Department of the following:

- a) Signed Contract Documents – four sets
b) Performance Bond - 100% of project cost
c) Labor and Materials Payment Bond - 100% of proposed project cost
d) Certificate of Contractor's Liability and Property Damage Coverage, including a Save Harmless Agreement
e) Certificate of Automobile Liability Coverage
f) Certificate of Worker's Compensation insurance coverage
g) Certificate of Worker's Disability Insurance coverage

The Town of Clarkstown must be named as additional insured by way of policy endorsement on all liability policies, as they pertain to the project awarded and be it

FURTHER RESOLVED, that this project shall be under the supervision of the Clarkstown Recreation Department and be it

FURTHER RESOLVED, that said award shall constitute a charge to account number H-8751-400-409-0-75-16
On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia Yes
Co. Nowicki Yes
Supervisor Gromack Yes

RESOLUTION NO. (299-2007)

Co. Nowicki offered and Co. Maloney seconded

RESOLVED, that based upon the recommendation of the Authorized Purchasing Agent that

RESOLUTION NO. (299-2007) continued

BID #24-2007 – PAPER AND PLASTIC SUPPLIES

is hereby awarded to: BORAX PAPER PRODUCTS, INC.
 1390 SPOFFORD AVENUE
 BRONX, NY 10474

 PRINCIPAL: MARC BORAK, STEVEN DENMARK, PHYLLIS BORAK

 CENTRAL POLY CORP.
 18 DONALDSON PLACE
 P.O. BOX 4097
 LINDEN, NJ 07036

 PRINCIPAL: ANDREW HOFFER, AGNES SERHOFER

 PERKINS PAPER INC.
 206 WEMBLY ROAD
 NEW WINDSOR, NY 12553

 PRINCIPAL: GARY PERKINS, LARRY PERKINS, ALAN PERKINS

as per attached item/price schedule , (on file with Town Clerk).

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (300-2007)

Co. Nowicki offered and Co. Maloney seconded

RESOLVED, that based upon the recommendation of the Deputy Town Attorney-Purchasing and the Superintendent of Recreation and Parks that

BID # 27-2007 – SECURITY GUARD SERVICES TOWN PARKS

is hereby awarded to: TOP TEAM PROTECTIVE SERVICES INC.
 180-07 JAMAICA AVENUE
 HOLLIS, NY 11432

 PRINCIPAL: KINS JEROBOAN

as per their proposed total cost of \$22.50 per guard, per hour and be it

FURTHER RESOLVED, that said award is subject to the receipt by the Purchasing Department of the following:

- a) Signed Contract Documents – four sets
- b) Performance Bond - 100% of project cost
- c) Labor and Materials Payment Bond - 100% of proposed project cost
- d) Certificate of Contractor's Liability and Property Damage Coverage, including a Save Harmless Agreement
- e) Certificate of Automobile Liability Coverage
- f) Certificate of Worker's Compensation insurance coverage
- g) Certificate of Worker's Disability Insurance coverage

The Town of Clarkstown must be named as additional insured by way of policy endorsement on all liability policies, as they pertain to the project awarded and be it

FURTHER RESOLVED, that this project shall be under the supervision of the Clarkstown Recreation and Parks Department

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (301-2007)

Co. Nowicki offered and Co. Maloney seconded

RESOLUTION AUTHORIZING AWARD OF BID #34A-2006 FIBER OPTIC CABLE AND MAINTENANCE FOR THE CLARKSTOWN POLICE DEPARTMENT TO CABLEVISION LIGHTPATH, INC.

WHEREAS, the Town of Clarkstown solicited bids for Bid # 34-2006-Fiber Optic Cable and Maintenance for the Clarkstown Police Department on September 13, 2006, and

WHEREAS, only one bid was received from Cablevision Lightpath, Inc. ("Lightpath"), and

WHEREAS, as of March 20, 2007 Lightpath had failed to comply with the requirements of the Disadvantage Business Enterprises ("DBE") of the Department of Transportation (DOT) programs, and

WHEREAS, on that date the Town Board authorized the Purchasing Department to re-advertise for bids, and

RESOLUTION NO. (301-2007) continued

WHEREAS, Lightpath has now complied with the DBE requirements, thus allowing the Town to qualify for a DOT grant, and

WHEREAS, the Town has negotiated with Lightpath to reduce the amount bid to \$175,200.00, which negotiations are permitted under the controlling opinion by the NYS Comptroller (34 Opns St Comp, 1978 No. 78-739 p 139);

NOW, THEREFORE be it

RESOLVED, that based upon the recommendation of the Deputy Town Attorney-Purchasing that

BID #34A-2006-FIBER OPTIC CABLE AND MAINTENANCE FOR THE CLARKSTOWN POLICE DEPARTMENT is hereby awarded to:

CABLEVISION LIGHTPATH, INC.
200 Jericho Turnpike
Jericho, NY 11753

as per their proposed total project cost not to exceed \$175, 200.00, and be it

FURTHER RESOLVED, that said award is subject to the receipt by the Purchasing Department of the following:

- a) Signed Contract Documents – four sets
- b) Performance Bond - 100% of project cost
- c) Labor and Materials Payment Bond - 100% of proposed project cost
- d) Certificate of Contractor's Liability and Property Damage Coverage, including a Save Harmless Agreement
- e) Certificate of Automobile Liability Coverage
- f) Certificate of Worker's Compensation insurance coverage
- g) Certificate of Worker's Disability Insurance coverage
- h) Evidence that the Contractor has entered into a contract with a certified DBE sub-contractor in accordance

with the requirements of 49 CFR Part 26 and the bid documents herein, and be it

FURTHER RESOLVED, that this project shall be under the supervision of the Clarkstown Police Department, and be it

FURTHER RESOLVED, that said award shall constitute a proper charge to account number H8755-409-0-79-31.

On roll call the vote was as follows
 Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia. Yes
 Co. Nowicki. Yes
 Supervisor Gromack Yes

RESOLUTION NO. (302-2007)

Co. Lasker offered and Co. Maloney seconded

WHEREAS, Bruce Hoen, Auto Maintenance Supervisor and Ralph Lauria, Deputy Director of Operations, DEC, have provided additional lists of vehicles which are no longer needed and may have some residual value which can be recovered by offering same for sale at auction;

NOW, THEREFORE be it

RESOLVED, that the vehicles contained on the attached list are hereby declared surplus municipal property, and sale of same is authorized by auction to be conducted by Auctions International, 808 Borden Road, Cheektowaga, New York under the direction of the Town of Clarkstown Purchasing Department.

On roll call the vote was as follows
 Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia. Yes
 Co. Nowicki. Yes
 Supervisor Gromack Yes

RESOLUTION NO. (303-2007)

Co. Nowicki offered and Co. Maloney seconded

RESOLUTION DESIGNATING THE TOWN OF CLARKSTOWN STORMWATER MANAGEMENT OFFICER

WHEREAS, Local Law No.9-2006 was adopted by the Town Board of the Town of Clarkstown on May 9, 2006 and is a portion of what is now known as Chapter 249a STORMWATER MANAGEMENT of the Town Code, and WHEREAS, in compliance with the US EPA Phase II National Pollutant Discharge Elimination System (NPDES), the Town of Clarkstown as a Municipal Separate Storm Sewer System (MS4) under the Stormwater Management requirements of the NYS Department of Environmental Conservation, the Town must pass additional legislation for compliance by 2008, and

WHEREAS, this legislation requires the appointment of a Stormwater Management Officer by the Town Board for the purpose of administration and enforcement, the acceptance, review and forwarding of plans, oversight of inspection practices as well as to perform other responsibilities pursuant to Chapter 249a as may be necessary or delegate them to other employees or agents of the Town,

NOW, THEREFORE, be it RESOLVED, that the Director of the Department of Environmental Control is hereby designated the Stormwater Management Officer pursuant to Chapter 249a of the Town Code.

On roll call the vote was as follows
 Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia. Yes
 Co. Nowicki. Yes
 Supervisor Gromack Yes

RESOLUTION NO. (304-2007)
Co. Lasker offered and Co. Maloney seconded

RESOLUTION AUTHORIZING THE TOWN ATTORNEY TO SETTLE THE TOWN'S STATUTORY CLAIM

WHEREAS, a Town of Clarkstown police officer was injured in the performance of police duties, and
WHEREAS, pursuant to General Municipal Law § 207-c the Town continues to pay said officer's full salary, and
WHEREAS, pursuant to General Municipal Law § 207-c the Town has a derivative claim to recover the benefits paid from the party responsible for causing said officer's injury, and
WHEREAS, the insurer for the responsible party has offered to settle the Town's statutory derivative claim for the sum of Two Hundred Fifteen Thousand (\$215,000.00) Dollars and upon recommendation of the Town's insurance and claims manager and its deputy town attorney,
NOW, therefore, it is
RESOLVED, that the Supervisor is hereby authorized to sign a release to Farm Family Casualty Ins. Co., in full settlement of the Town's statutory derivative claim with that insurer.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (305-2007)
Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Gaetano U. Massa is hereby appointed to the position of Chairman – Zoning Board of Appeals – with an annual salary for the year 2007 of \$3,250., - with such appointment to be effective and retroactive to May 14, 2007 and to expire at 12:01 a.m. on January 1, 2008, and be it,
FURTHER RESOLVED, that Gaetano U. Massa, as Chairman of the Zoning Board of Appeals, shall be responsible for familiarizing all Zoning Board of Appeals Members with the following provisions of the Town Code:
Chapter 18 – Code of Ethics and
Chapter 42 – Certification of Board of Appeals and Planning Board Members, and be it,
FURTHER RESOLVED, that the Town Clerk is directed to forward a copy of this resolution to Gaetano U. Massa at his home address.

On roll call the vote was as follows

Co. Lasker Abstain
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (306-2007)
Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Nicole Doliner is hereby appointed to the position of Vice-Chairman – Zoning Board of Appeals – with an annual salary for the year 2007 of \$1,200., – with such appointment to be effective and retroactive to May 14, 2007 and to expire at 12:01 a.m. on January 1, 2008.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (307-2007)
Co. Maloney offered and Co. Mandia seconded

RESOLVED, that John Sullivan is hereby appointed to the position of Member – Zoning Board of Appeals – at the current 2007 annual salary of \$5,300., - term effective and retroactive to May 14, 2007 and to expire on May 13, 2012.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (308-2007)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Robert Milone is hereby appointed to the position of Member – Architecture and Landscape Commission – to fill the unexpired term of Maria Nakazawa – term effective and retroactive to May 14, 2007 and to expire on October 2, 2010 at the current 2007 annual salary of \$5,300.

On roll call the vote was as follows

Co. Lasker	Yes
Co. Maloney	Yes
Co. Mandia.	Yes
Co. Nowicki.	Yes
Supervisor Gromack	Yes

RESOLUTION NO. (309-2007)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Scott W. Milich is hereby appointed to the position of Member – Parks Board and Recreation Commission – at the 2007 annual salary of \$3,100., term effective and retroactive to May 14, 2007 and to expire on May 13, 2012.

On roll call the vote was as follows

Co. Lasker	Yes
Co. Maloney	Yes
Co. Mandia.	Yes
Co. Nowicki.	Yes
Supervisor Gromack	Yes

RESOLUTION NO. (310-2007)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Town Board hereby recognizes the appointment by the Parks Board and Recreation Commission of Jo Anne Pedersen to the position of (provisional) Superintendent of Recreation and Parks – Parks Board and Recreation Commission – at the 2007 annual salary of \$126,140., - effective and retroactive to April 23, 2007.

On roll call the vote was as follows

Co. Lasker	Yes
Co. Maloney	Yes
Co. Mandia.	Yes
Co. Nowicki.	Yes
Supervisor Gromack	Yes

RESOLUTION NO. (311-2007)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #07074 (NCP/T&E) Principal Clerk Stenographer which contains the name of Pamela McQuade, NOW, therefore, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Parks Board and Recreation Commission of Pamela McQuade to the (permanent) position of Principal Clerk Stenographer – Parks Board and Recreation Commission – at the 2006 annual salary of \$47,910. - effective and retroactive to April 23, 2007.

On roll call the vote was as follows

Co. Lasker	Yes
Co. Maloney	Yes
Co. Mandia.	Yes
Co. Nowicki.	Yes
Supervisor Gromack	Yes

RESOLUTION NO. (312-2007)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Ann Costello is hereby reappointed to the position of Member – Parks Board and Recreation Commission – at the 2007 annual salary of \$3,100., term effective and retro-active to August 16, 2006 and to expire on August 15, 2011.

On roll call the vote was as follows

Co. Lasker	Yes
Co. Maloney	Yes
Co. Mandia.	Yes
Co. Nowicki.	Yes
Supervisor Gromack	Yes

RESOLUTION NO. (313-2007)
Co. Maloney offered and Co. Mandia seconded

RESOLVED, that George Cebisch is hereby reappointed to the position of Member – Traffic & Traffic Fire Safety Advisory Board - at the 2007 annual salary of \$2,600. - term effective and retroactive to March 2, 2007 and to expire on March 1, 2012.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (314-2007)
Co. Maloney offered and Co. Mandia seconded

RESOLVED, that James J. Comer is hereby reappointed to the position of Member – Traffic and Traffic Fire Safety Advisory Board -at the 2007 annual salary of \$2,600., - term effective and retroactive to March 2, 2007 and to expire on March 1, 2012.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (315-2007)
Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has certified on April 18, 2007 that the position of Senior Groundswoker #501049 – Maintenance Department – can be reclassified to the position of Groundskeeper, Now, therefore, be it

RESOLVED, that the position of Senior Groundswoker – is hereby reclassified to the position of Groundskeeper – Maintenance Department – effective and retroactive to May 14, 2007.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (316-2007)
Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Julius J. Recine is hereby appointed to the position of Groundskeeper – Maintenance Department - at the 2006 annual salary of \$41,981., effective and retroactive to May 14, 2007.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (317-2007)
Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #03063 Highway Maintenance Supervisor II (Promotional) which contains the name of Joseph Profenna, Now, therefore, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Superintendent of Highways of Joseph Profenna to the position of (permanent) Highway Maintenance Supervisor II – Highway Department - at the 2006 annual salary of \$81,298.,effective and retroactive to April 23, 2007.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (318-2007)
Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #03063 Highway Maintenance Supervisor II (Promotional) which contains the name of Theodore J. Rickli,
Now, therefore, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Superintendent of Highway of Theodore J. Rickli to the position of (permanent) Highway Maintenance Supervisor II – Highway Department – at the 2006 annual salary of \$83,486., effective and retroactive to April 23, 2007.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (319-2007)
Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #06052A Highway Maintenance Supervisor I (Promotional) which contains the name of Stephen Kardian,
Now, therefore, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Superintendent of Highways of Stephen Kardian to the position of (permanent) Highway Maintenance Supervisor I – Highway Department – at the 2006 annual salary of \$66,340., effective and retroactive to April 23, 2007.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (320-2007)
Co. Maloney offered and Co. Mandia seconded

RESOLVED, that in accordance with Article XVIII, Section 3 (k) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., Kathleen Kiernan Real Property Data Collector II – Office of the Town Assessor – is hereby granted an extension of her Sick Leave of Absence – at one-half pay – effective and retroactive April 27, 2007 to May 27, 2007.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (321-2007)
Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Office has certified on April 18, 2007 that the position of GIS Coordinator I - Data Processing Department – can be created,
NOW, therefore, be it

RESOLVED, that the position of GIS Coordinator I – Data Processing Department – is hereby created – effective May 21, 2007 – and be it,

FURTHER RESOLVED, that the grade for the position of GIS Coordinator I - is hereby established at a grade 28.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (322-2007)
Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the hours for the position of (part-time) Legal Assistant – Office of the Town Attorney – (encumbered by John Davidson) – are hereby increased to 30 hours per week, effective and retroactive to April 30, 2007.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (323-2007)
Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Town Board adopts the following schedule of pay rate increases for Office Worker Students and Laborer Students effective May 21, 2007.

Year Round High School Student (Office Worker Students) Salary Increase: \$.50 per hour.

Year Round College Students (Office Worker Students) and Laborer Students. Salary Increase: \$.75 per hour.

Returning Seasonal College Students: Office Worker Students \$.75 per hour.
Laborer Students \$.75 per hour.

Office Worker Students starting salary (High School) \$7.50 to \$8.50 hr.
Office Worker Students starting salary (College) \$9.00 to \$11.00 hr.
Laborer Students (Over 18 years of age) \$9.00 to \$11.00 hr.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (324-2007)
Co. Maloney offered and Co. Mandia seconded

RESOLUTION AUTHORIZING INCREASING COMPENSATION TO MEMBERS OF THE BOARD OF ASSESSMENT REVIEW

WHEREAS, Cathy Conklin, Town Assessor, and members of the Board of Assessment Review have requested a review and increase in compensation paid to members for their service, and

WHEREAS, the Town Board has conducted a review and obtained information regarding compensation provided by other municipalities to members of their various boards of assessment review and believes that an increase is warranted for the chairman members of the Town of Clarkstown Board of Assessment Review;

NOW, THEREFORE, be it

RESOLVED, that compensation paid to the chairman and members of the Board of Assessment Review shall be increased effective as of May 1, 2007, from \$140 per day to \$175 per day that the Board meets, and be it

FURTHER RESOLVED, that the compensation paid pursuant to this resolution would be charged to Account No. A-1356-114.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (325-2007)
Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the resignation of Martus Granirer Deputy Town Attorney – is hereby accepted – effective July 2, 2007 – at the close of the business day.

On roll call the vote was as follows

Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (326-2007)
Co. Maloney offered and Co. Mandia seconded

RESOLUTION AUTHORIZING THE COST OF RECONSTRUCTION OF CORTLAND DRIVE, NEW CITY TO BE TREATED AS A CAPITAL PROJECT

WHEREAS, Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways is requesting that the cost of a drainage project on Cortland Drive, New City be determined to be a capital improvement, and
WHEREAS, Cortland Drive, New City is in such disrepair that it requires reconstruction and installation of new piping and catch basins, so that the project may be considered a capital project, and
WHEREAS, the Superintendent of Highways has estimated the cost as follows:

Paving:	450 tons @ \$79.00	=	\$35,550.00
Raising Structures:	14 @ \$225.00	=	\$ 3,150.00
Pipe:	850 linear ft. @ \$16.25	=	\$13,812.50
New Catch Basins:	9 units @ \$750.00	=	<u>\$ 6,750.00</u>
			\$59,262.50

and

WHEREAS, the work will be completed utilizing the Clarkstown Highway Department forces, materials from the following bids, NYS Bid 02866 Corrugated Polyethylene Pipe and Underdrain Tubing and Clarkstown Highway Department yard inventory from Bid #43-2002.

NOW THEREFORE, be it

RESOLVED, that Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways is hereby authorized to charge these costs to a capital account, and be it

FURTHER RESOLVED, that the cost of \$59,262.50 is hereby determined to be a proper charge to capital account H 8758-409-0-82-12, and it is the intent of the Board that this is to be funded by serial bonds.

On roll call the vote was as follows

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia. Yes
- Co. Nowicki. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (327-2007)
Co. Maloney offered and Co. Mandia seconded

RESOLUTION AUTHORIZING THE COST OF RECONSTRUCTION OF DANVILLE COURT, WEST NYACK TO BE TREATED AS A CAPITAL PROJECT

WHEREAS, Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways is requesting that the cost of a drainage project on Danville Court, West Nyack be determined to be a capital improvement, and
WHEREAS, Danville Court, West Nyack is in such disrepair that it requires reconstruction and installation of new piping and catch basins, so that the project may be considered a capital project, and
WHEREAS, the Superintendent of Highways has estimated the cost as follows:

Paving:	245 tons @ \$79.00	=	\$19,355.00
Raising Structures:	6 @ \$225.00	=	\$ 1,350.00
Pipe:	300 linear ft. @ \$16.25	=	\$ 4,875.00
New Catch Basins:	2 units @ \$750.00	=	<u>\$ 1,500.00</u>
			\$27,080.00

and

WHEREAS, the work will be completed utilizing the Clarkstown Highway Department forces, materials from the following bids, NYS Bid 02866 Corrugated Polyethylene Pipe and Underdrain Tubing and Clarkstown Highway Department yard inventory from Bid #43-2002.

NOW THEREFORE, be it

RESOLVED, that Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways is hereby authorized to charge these costs to a capital account, and be it

FURTHER RESOLVED, that the cost of \$27,080.00 is hereby determined to be a proper charge to capital account H8758-409-0-82-12, and it is the intent of the Board that this is to be funded by serial bonds.

On roll call the vote was as follows

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia. Yes
- Co. Nowicki. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (328-2007)
Co. Maloney offered and Co. Mandia seconded

RESOLUTION AUTHORIZING THE COST OF RECONSTRUCTION OF ELATH STREET, NEW CITY TO BE TREATED AS A CAPITAL PROJECT

WHEREAS, Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways is requesting that the cost of a drainage

RESOLUTION NO. (328-2007) continued

project on Elath Street, New City be determined to be a capital improvement, and WHEREAS, Elath Street, New City is in such disrepair that it requires reconstruction and installation of new piping and catch basins, so that the project may be considered a capital project, and

WHEREAS, the Superintendent of Highways has estimated the cost as follows:

Paving:	195 tons @ \$79.00	=	\$15,405.00
Raising Structures:	5 @ \$225.00	=	\$ 1,125.00
Pipe:	125 linear ft. @ \$16.25	=	\$ 2,031.25
New Catch Basins:	2 units @ \$750.00	=	<u>\$ 1,500.00</u>
			\$20,061.25

and

WHEREAS, the work will be completed utilizing the Clarkstown Highway Department forces, materials from the following bids, NYS Bid 02866 Corrugated Polyethylene Pipe and Underdrain Tubing and Clarkstown Highway Department yard inventory from Bid #43-2002.

NOW THEREFORE, be it

RESOLVED, that Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways is hereby authorized to charge these costs to a capital account, and be it

FURTHER RESOLVED, that the cost of \$20,061.25 is hereby determined to be a proper charge to capital account H8758-409-0-82-12, and it is the intent of the Board that this is to be funded by serial bonds.

On roll call the vote was as follows

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia. Yes
- Co. Nowicki. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (329-2007)

Co. Maloney offered and Co. Mandia seconded

RESOLUTION AUTHORIZING THE COST OF RECONSTRUCTION OF FARVIEW COURT, NEW CITY TO BE TREATED AS A CAPITAL PROJECT

WHEREAS, Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways is requesting that the cost of a drainage project on Farview Court, New City be determined to be a capital improvement, and WHEREAS, Farview Court, New City is in such disrepair that it requires reconstruction and installation of new piping and catch basins, so that the project may be considered a capital project, and

WHEREAS, the Superintendent of Highways has estimated the cost as follows:

Paving:	235 tons @ \$79.00	=	\$18,565.00
Raising Structures:	5 @ \$225.00	=	\$ 1,125.00
Pipe:	250 linear ft. @ \$16.25	=	\$ 4,062.50
New Catch Basins:	2 units @ \$750.00	=	<u>\$ 1,500.00</u>
			\$25,252.50

and

WHEREAS, the work will be completed utilizing the Clarkstown Highway Department forces, materials from the following bids, NYS Bid 02866 Corrugated Polyethylene Pipe and Underdrain Tubing and Clarkstown Highway Department yard inventory from Bid #43-2002.

NOW THEREFORE, be it

RESOLVED, that Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways is hereby authorized to charge these costs to a capital account, and be it

FURTHER RESOLVED, that the cost of \$25,252.50 is hereby determined to be a proper charge to capital account H8758-409-0-82-12, and it is the intent of the Board that this is to be funded by serial bonds.

On roll call the vote was as follows

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia. Yes
- Co. Nowicki. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (330-2007)

Co. Maloney offered and Co. Mandia seconded

RESOLUTION AUTHORIZING THE COST OF RECONSTRUCTION OF GEORGETOWN OVAL, NEW CITY TO BE TREATED AS A CAPITAL PROJECT

WHEREAS, Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways is requesting that the cost of a drainage project on Georgetown Oval, New City be determined to be a capital improvement, and WHEREAS, Georgetown Oval, New City is in such disrepair that it requires reconstruction and installation of new piping, so that the project may be considered a capital project, and

RESOLUTION NO. (330-2007) continued

WHEREAS, the Superintendent of Highways has estimated the cost as follows:

Paving:	750 tons @ \$79.00	=	\$59,250.00
Raising Structures:	24 @ \$225.00	=	\$ 5,400.00
Pipe:	875 linear ft. @ \$16.25	=	\$14,218.75
Milling:	2,600 yds. ² @ \$6.25	=	<u>\$16,250.00</u>
			\$95,118.75

and

WHEREAS, the work will be completed utilizing the Clarkstown Highway Department forces, materials from the following bids, NYS Bid 02866 Corrugated Polyethylene Pipe and Underdrain Tubing and Clarkstown Highway Department yard inventory from Bid #43-2002.

NOW THEREFORE, be it

RESOLVED, that Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways is hereby authorized to charge these costs to a capital account, and be it

FURTHER RESOLVED, that the cost of \$95,118.75 is hereby determined to be a proper charge to capital account H8758-409-0-82-12, and it is the intent of the Board that this is to be funded by serial bonds.

On roll call the vote was as follows

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia Yes
- Co. Nowicki Yes
- Supervisor Gromack Yes

RESOLUTION NO. (331-2007)

Co. Maloney offered and Co. Mandia seconded

RESOLUTION AUTHORIZING THE COST OF RECONSTRUCTION OF PALMER AVENUE, NANUET TO BE TREATED AS A CAPITAL PROJECT

WHEREAS, Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways is requesting that the cost of a drainage project on Palmer Avenue, Nanuet be determined to be a capital improvement, and

WHEREAS, Palmer Avenue, Nanuet is in such disrepair that it requires reconstruction and installation of new piping and catch basins, so that the project may be considered a capital project, and

WHEREAS, the Superintendent of Highways has estimated the cost as follows:

Paving:	350 tons @ \$79.00	=	\$27,650.00
Raising Structures:	10 @ \$225.00	=	\$ 2,250.00
Pipe:	150 linear ft. @ \$16.25	=	\$ 2,437.50
New Catch Basins:	2 units @ \$750.00	=	<u>\$ 1,500.00</u>
			\$33,837.50

and

WHEREAS, the work will be completed utilizing the Clarkstown Highway Department forces, materials from the following bids, NYS Bid 02866 Corrugated Polyethylene Pipe and Underdrain Tubing and Clarkstown Highway Department yard inventory from Bid #43-2002.

NOW THEREFORE, be it

RESOLVED, that Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways is hereby authorized to charge these costs to a capital account, and be it

FURTHER RESOLVED, that the cost of \$33,837.50 is hereby determined to be a proper charge to capital account H8758-409-0-82-12, and it is the intent of the Board that this is to be funded by serial bonds.

On roll call the vote was as follows

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia Yes
- Co. Nowicki Yes
- Supervisor Gromack Yes

RESOLUTION NO. (332-2007)

Co. Maloney offered and Co. Mandia seconded

RESOLUTION AUTHORIZING THE COST OF RECONSTRUCTION OF SVENSSON PLACE, NANUET TO BE TREATED AS A CAPITAL PROJECT

WHEREAS, Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways is requesting that the cost of a drainage project on Svensson Place, Nanuet be determined to be a capital improvement, and

WHEREAS, Svensson Place, Nanuet is in such disrepair that it requires reconstruction and installation of new piping and catch basins, so that the project may be considered a capital project, and

WHEREAS, the Superintendent of Highways has estimated the cost as follows:

Paving:	225 tons @ \$79.00	=	\$17,775.00
Raising Structures:	6 @ \$225.00	=	\$ 1,350.00
Pipe:	275 linear ft. @ \$16.25	=	\$ 4,468.75
New Catch Basins:	4 units @ \$750.00	=	<u>\$ 3,000.00</u>
			\$26,593.75

RESOLUTION NO. (332-2007) continued

and

WHEREAS, the work will be completed utilizing the Clarkstown Highway Department forces, materials from the following bids, NYS Bid 02866 Corrugated Polyethylene Pipe and Underdrain Tubing and Clarkstown Highway Department yard inventory from Bid #43-2002.

NOW THEREFORE, be it

RESOLVED, that Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways is hereby authorized to charge these costs to a capital account, and be it

FURTHER RESOLVED, that the cost of \$26,593.75 is hereby determined to be a proper charge to capital account H8758-409-0-82-12, and it is the intent of the Board that this is to be funded by serial bonds.

On roll call the vote was as follows

Co. Lasker	Yes
Co. Maloney	Yes
Co. Mandia	Yes
Co. Nowicki	Yes
Supervisor Gromack	Yes

RESOLUTION NO. (333-2007)

Co. Maloney offered and Co. Mandia seconded

RESOLUTION AUTHORIZING THE COST OF RECONSTRUCTION OF SYCAMORE DRIVE, NEW CITY TO BE TREATED AS A CAPITAL PROJECT

WHEREAS, Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways is requesting that the cost of a drainage project on Sycamore Drive, New City be determined to be a capital improvement, and

WHEREAS, Sycamore Drive, New City is in such disrepair that it requires reconstruction and installation of new piping and catch basins, so that the project may be considered a capital project, and

WHEREAS, the Superintendent of Highways has estimated the cost as follows:

Paving:	265 tons @ \$79.00	=	\$20,935.00
Raising Structures:	15 @ \$225.00	=	\$ 3,375.00
Pipe:	455 linear ft. @ \$16.25	=	\$ 7,393.75
New Catch Basins:	7 units @ \$750.00	=	<u>\$ 5,250.00</u>
			\$36,953.75

and

WHEREAS, the work will be completed utilizing the Clarkstown Highway Department forces, materials from the following bids, NYS Bid 02866 Corrugated Polyethylene Pipe and Underdrain Tubing and Clarkstown Highway Department yard inventory from Bid #43-2002.

NOW THEREFORE, be it

RESOLVED, that Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways is hereby authorized to charge these costs to a capital account, and be it

FURTHER RESOLVED, that the cost of \$36,953.75 is hereby determined to be a proper charge to capital account H 8758-409-0-82-12, and it is the intent of the Board that this is to be funded by serial bonds.

On roll call the vote was as follows

Co. Lasker	Yes
Co. Maloney	Yes
Co. Mandia	Yes
Co. Nowicki	Yes
Supervisor Gromack	Yes

RESOLUTION NO. (334-2007)

Co. Lasker offered and Co. Maloney seconded

RESOLUTION SETTING A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED, "A LOCAL LAW AMENDING CHAPTER 47 – DEPARTMENT OF PURCHASING OF THE TOWN CODE OF THE TOWN OF CLARKSTOWN

WHEREAS, Councilperson Lasker, a member of the Town Board of the Town of Clarkstown has introduced a proposed local law entitled,

"A LOCAL LAW AMENDING CHAPTER 47 – DEPARTMENT OF PURCHASING OF THE TOWN CODE OF THE TOWN OF CLARKSTOWN", and

WHEREAS, the purpose of this Local Law is to amend Chapter 47 – Department of Purchasing of the Town Code of the Town of Clarkstown, to clarify the Authorized Purchasing Agent's reporting responsibilities;

NOW, THEREFORE, be it

RESOLVED, that a public hearing, pursuant to §20 of the Municipal Home Rule Law, be held in the Auditorium of Clarkstown Town Hall, 10 Maple Avenue, New City, New York on June 19, 2007 at 8:00 p.m. or as soon thereafter as possible, relative to such proposed local law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of said hearing, and that the Town Clerk cause the same to be published and posted as aforesaid and file proof thereof in the Office of the said Clerk.

On roll call the vote was as follows

Co. Lasker	Yes
Co. Maloney	Yes
Co. Mandia	Yes
Co. Nowicki	Yes
Supervisor Gromack	Yes

RESOLUTION NO. (335-2007)
Co. Lasker offered and Co. Maloney seconded

RESOLUTION SETTING A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED, "A LOCAL LAW AMENDING CHAPTER 143 – FIRE PREVENTION" OF THE TOWN CODE OF THE TOWN OF CLARKSTOWN

WHEREAS, Councilperson Lasker, a member of the Town Board of the Town of Clarkstown has introduced a proposed local law entitled,

"A LOCAL LAW AMENDING CHAPTER 143 – (FIRE PREVENTION) OF THE TOWN CODE OF THE TOWN OF CLARKSTOWN"

and

WHEREAS, the purpose of this Local Law is to amend Chapter 143 "Fire Prevention" of the Town Code of the Town of Clarkstown, to clarify language and revise provisions regarding open burning, outdoor grills, false alarms and enforcement,

NOW, THEREFORE, be it

RESOLVED, that a public hearing, pursuant to §20 of the Municipal Home Rule Law, be held in the Auditorium of Clarkstown Town Hall, 10 Maple Avenue, New City, New York on June 19, 2007 at 8:00 p.m. or as soon thereafter as possible, relative to such proposed local law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of said hearing, and that the Town Clerk cause the same to be published and posted as aforesaid and file proof thereof in the Office of the said Clerk.

On roll call the vote was as follows

Co. Lasker	Yes
Co. Maloney	Yes
Co. Mandia.	Yes
Co. Nowicki.	Yes
Supervisor Gromack	Yes

RESOLUTION NO. (336-2007)
Co. Lasker offered and Co. Maloney seconded

RESOLUTION SETTING A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED, "A LOCAL LAW AMENDING CHAPTER 290 OF THE ZONING LOCAL LAW OF THE TOWN OF CLARKSTOWN CONCERNING SIGNS"

WHEREAS, Councilperson Lasker, a member of the Town Board of the Town of Clarkstown has introduced a proposed local law entitled,

"A LOCAL LAW AMENDING CHAPTER 290 OF THE ZONING LOCAL LAW OF THE TOWN OF CLARKSTOWN CONCERNING SIGNS"

and

WHEREAS, the purpose of this Local Law is amend Chapter 290 of the Zoning Local Law of the Town of Clarkstown so that it be consistent with Section 243 of the Town Code entitled "Sign Local Law of the Town of Clarkstown";

NOW, THEREFORE, be it

RESOLVED, that a public hearing, pursuant to §20 of the Municipal Home Rule Law, be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York on June 19, 2007 at 8:00 pm or as soon as possible, relative to such proposed local law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of said hearing, and that the Town Clerk cause the same to be published and posted as aforesaid and file proof thereof in the Office of said Clerk, and be it

FURTHER RESOLVED, that the proposed local law be referred to the Clarkstown Planning Board for report pursuant to Section 290-33 of the Zoning Local Law of the Town of Clarkstown and to the Rockland County Commissioner of Planning pursuant to Sections 239-1 and 239-m of the General Municipal Law for report, and be it

FURTHER RESOLVED, that for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Town Board determines that it shall act as the lead agency and the Planning Consultant, Robert Geneslaw, is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review.

On roll call the vote was as follows

Co. Lasker	Yes
Co. Maloney	Yes
Co. Mandia.	Yes
Co. Nowicki.	Yes
Supervisor Gromack	Yes

RESOLUTION NO. (337-2007)
Co. Lasker offered and Co. Maloney seconded

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER AMENDMENT TO THE TOWN OF CLARKSTOWN COMPREHENSIVE PLAN REGARDING THE NEW CITY HAMLET CENTER OVERLAY DISTRICT AND THE NEW CITY VISION PLAN

WHEREAS, the Town Board is considering the proposed New City Hamlet Center Overlay District and the New City Vision Plan affecting areas in New City, New York, which plans may be in conflict with the Town of Clarkstown Comprehensive Plan, adopted June 30, 1999;

NOW, THEREFORE, be it

RESOLUTION NO. (337-2007) continued

RESOLVED, that a public hearing, pursuant to Section 272-a of the Town Law, shall be held at the Auditorium of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, Rockland County, New York, in the Town of Clarkstown, on July 24, 2007, at 8:00p.m., or as soon thereafter as possible, to review and consider amendment of the Town 's Comprehensive Plan for zoning with respect to the New City Hamlet Center District and the New City Vision Plan referred to herein, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of such statutory hearing and that the Town Clerk cause the same to be published in the newspaper of general circulation and posted in the manner provided by law and file proof thereof in the Office of the Town Clerk, and be it

FURTHER RESOLVED, that the proposed amendment to the Comprehensive Plan is hereby referred to the Clarkstown Planning Board for its review and recommendations, and to the Rockland County Commissioner of Planning and the other municipalities and governmental bodies as required by Sections 239-1 and 239-m of General Municipal Law and other applicable provisions of law, and be it

FURTHER RESOLVED, for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Town Board determines that it shall act as lead agency and its consultant Behan Planning, LLC, is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review.

On roll call the vote was as follows

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia. Yes
- Co. Nowicki. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (338-2007)

Co. Lasker offered and Co. Maloney seconded

RESOLUTION REFERRING AND SCHEDULING A PUBLIC HEARING ON THE PROPOSED LOCAL LAW TO AMEND CHAPTER 151 (HAMLET CENTER OVERLAY DISTRICTS) OF THE TOWN CODE WITH RESPECT TO THE NEW CITY HAMLET CENTER OVERLAY DISTRICT

WHEREAS, Councilperson Lasker, a member of the Town Board of the Town of Clarkstown has introduced a proposed local law entitled,

“A LOCAL LAW AMENDING CHAPTER 151 (HAMLET CENTER OVERLAY DISTRICTS) OF THE TOWN CODE, KNOWN AS THE “NEW CITY HAMLET CENTER OVERLAY DISTRICT”

and

WHEREAS, the purpose of this Local Law is amend Chapter 151 of the Clarkstown Town Code to create the New City Hamlet Center Overlay District, and include design development guidelines for said district; NOW, THEREFORE, be it

RESOLVED, that a public hearing, pursuant to §20 of the Municipal Home Rule Law, be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York on July 24, 2007 at 8:00 pm or as soon as possible, relative to such proposed local law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of said hearing, and that the Town Clerk cause the same to be published and posted as aforesaid and file proof thereof in the Office of said Clerk, and be it

FURTHER RESOLVED, that the proposed local law be referred to the Clarkstown Planning Board for report pursuant to Section 290-33 of the Zoning Local Law of the Town of Clarkstown and to the Rockland County Commissioner of Planning pursuant to Sections 239-1 and 239-m of the General Municipal Law for report, and be it

FURTHER RESOLVED, that for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Town Board determines that it shall act as the lead agency and the Planning Consultant, Behan Planning, LLC, is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review.

On roll call the vote was as follows

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia. Yes
- Co. Nowicki. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (339-2007)

Co. Nowicki offered and Co. Maloney seconded

RESOLUTION GRANTING PERMISSION TO THE NEW CITY FIRE ENGINE COMPANY NO. 1, TO DISPENSE ALCOHOLIC BEVERAGES AT THE FIREHOUSE SITE, TO USE THE CLARKSTOWN SHOWMOBILE AND THE TOWN HALL PARKING LOT, AND TO TEMPORARY CLOSE A PORTION OF DEMAREST AVENUE, NEW CITY

WHEREAS, the New City Fire Engine Company No. 1 wishes to celebrate the arrival of its new Tower Ladder and has requested permission from the Town Board for the following:

1. Serve alcoholic beverages on June 9, 2007 from noon through 1:00 am on June 10, 2007, at the firehouse site;
2. Use of the Clarkstown Showmobile on June 9, 2007 from 3:00 p.m. till midnight, on Maple Avenue facing the firehouse;
3. Use of the Town Hall parking lot;

RESOLUTION NO. (339-2007) continued

4. Closing of Maple Avenue, from Demarest Avenue to Congers Road, on June 9, 2007 from noon through 1:00 a.m. on June 10, 2007;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby grants permission to dispense alcoholic beverages, in accordance with and subject to Section 93-2(A) of the Town Code of the Town of Clarkstown, for an event which shall be held at the New City Firehouse, 15 Maple Avenue, New City, New York, on June 9, 2007 from noon through 1:00 a.m. on June 10, 2007, at the firehouse site, and be it

FURTHER RESOLVED, that Town Board and the Parks Board and Recreation Commission grant permission for the use of the Clarkstown Showmobile, on June 9, 2007, and waive fee associated with said use, and be it

FURTHER RESOLVED, the Town Board hereby grants permission for the use of the Town Hall parking lot, subject to obtaining an insurance certificate naming the Town as an additional insured, and be it

FURTHER RESOLVED, that the Superintendent of Highways and Town Board grant permission for the closure of Maple Avenue, from Demarest Avenue to Congers Road, on June 9, 2007 from noon through 1:00 a.m. on June 10, 2007, subject to requirements of the Highway Department.

On roll call the vote was as follows

Co. Lasker	Yes
Co. Maloney	Yes
Co. Mandia	Yes
Co. Nowicki	Yes
Supervisor Gromack	Yes

RESOLUTION NO. (340-2007)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Resolution No. 222-2007, adopted by the Town Board on March 27, 2007, rescinding Resolution No. 174 as it pertains to the Friends of the Nyack Economic Assistance for the year 2007, is hereby rescinded.

On roll call the vote was as follows

Co. Lasker	Yes
Co. Maloney	Yes
Co. Mandia	Yes
Co. Nowicki	Yes
Supervisor Gromack	Yes

RESOLUTION NO. (341-2007)

Co. Maloney offered and Co. Mandia seconded

RESOLUTION RESCINDING TOWN BOARD RESOLUTION NO. 608-2006 AND AUTHORIZING THE SUPERVISOR TO ENTER INTO AN INTERMUNICIPAL AGREEMENT WITH THE BOARD OF COMMISSIONERS FOR THE VILLAGE OF NYACK WATER DEPARTMENT IN THE AMOUNT OF \$250,000 TO FURTHER FACILITATE THE HACKENSACK RIVER FLOOD MANAGEMENT PROJECT

WHEREAS, the Town is planning for the Hackensack River Flood Management project to help curb flooding along Route 59, West Nyack, New York 10994, and

WHEREAS, the Village of Nyack Board of Water Commissioners ("NBWC") has identified an impact from the Town's project which, under certain circumstances, may result in raising the existing flood elevations on the NBWC West Nyack Water Filtration Plant by approximately 0.2 feet in the event of a 100-year storm, and

WHEREAS, in order to mitigate against this potential impact the NBWC requires certain improvements around its treatment plant, and

WHEREAS, the Town Board by Resolution No. 608-2006, dated September 19, 2006, authorized the Supervisor to enter into an escrow agreement with the Village of Nyack Board of Water Commissioners in the amount of \$250,000.00 for the improvements around the water treatment plant, and

WHEREAS, as a result of lengthy discussions between the Town and the NBWC, NBWC has agreed to perform such work on its own behalf as may be necessary to protect and maintain its West Nyack water treatment plant and the Town, in turn, has agreed to pay out directly to the NBWC the total sum of \$250,000.00, previously held in escrow, in exchange for the NBWC's indemnifying and holding the Town harmless from any and all claims against the Town resulting from the NBWC work at its water treatment plant and releasing the Town from any and all claims resulting from the Town's completion of its work on the Hackensack River Flood Management Project on Route 59, West Nyack, New York, all of which plans will have been approved by the New York State Department of Environmental Conservation, the Army Corps of Engineers, and the Rockland County Drainage Agency before such work is commenced by the Town.

NOW, THEREFORE, be it

RESOLVED, that the Town Board Resolution No. 608-2006, dated September 19, 2006, is hereby rescinded, and be it

FURTHER RESOLVED, that the Town Supervisor is hereby authorized to enter into an agreement, in a form acceptable by the Town Attorney, with the Nyack Board of Water Commissioners, which shall provide, among other things, as follows:

- 1.) Payment of \$250,000.00 to the Village of Nyack Water Department in consideration of the NBWC taking full responsibility for maintaining and protecting its water treatment plant and property in West Nyack, New York;

RESOLUTION NO. (341-2007) continued

2.) The NBWC releasing the Town from any future claims the NBWC may have against the Town as a result of the Town completing the work on the Hackensack River Flood Management Project at Route 59, West Nyack, New York; and

3.) The NBWC's Indemnifying the Town and Holding the Town Harmless from any claims resulting from possible future damages resulting from the work performed by the NBWC at the subject water treatment plant.

On roll call the vote was as follows

Co. Lasker	Yes
Co. Maloney	Yes
Co. Mandia.	Yes
Co. Nowicki.	Yes
Supervisor Gromack	Yes

RESOLUTION NO. (342-2007)

Co. Nowicki offered and Co. Maloney seconded

WHEREAS, the Town of Clarkstown has received \$17,261.96 from Seized Property and 1,244.33 from D.A.R.E. donations,

NOW THEREFORE BE IT,

RESOLVED, to increase Account A-01-10-3320-0 (Seized Property) and increase Account A-3120-293-0 (Police-Law Enforcement Equipment) by \$17,261.96 and be it

FURTHER RESOLVED, to increase Revenue Account A-01-9-2705-0 (General-Gifts & Donations) and increase Expense Account A-3230-319-0 (D.A.R.E-Misc Supplies) by \$1,244.33 and

WHEREAS, various accounts require additional funding,

NOW THEREFORE BE IT,

RESOLVED, to decrease A-1010-204-0 (Councilmen-Office Machines) and increase A-1010-462-0 (Councilmen-Water) by \$500 and be it,

FURTHER RESOLVED, to decrease A-1345-204-0 (Purchasing-Office Machines) and increase A-1345-402-0 (Purchasing-Rental of Equipment) by \$1,600 and be it,

FURTHER RESOLVED, to decrease A-1410-204-0 (Town Clerk-Office Machines) and increase A-1410-402-0 (Town Clerk-Rental of Equipment) by \$1,306.50 and be it,

FURTHER RESOLVED, to decrease A-1420-204-0 (Town Attorney-Office Machines) and increase A-1420-402-0 (Town Attorney-Rental of Equipment) by \$5,000 and be it,

FURTHER RESOLVED, to decrease A-3140-414-0 (Canine-Conferences & Schools) and increase A-3140-293-0 (Canine-Law Enforcement Equipment) by \$4,800 and be it,

FURTHER RESOLVED, to decrease B-8020-367-0 (Planning-Photo Supplies) and increase B-8020-438-0 (Maintenance Agreements by \$316.

On roll call the vote was as follows

Co. Lasker	Yes
Co. Maloney	Yes
Co. Mandia.	Yes
Co. Nowicki.	Yes
Supervisor Gromack	Yes

RESOLUTION NO. (343-2007)

Co. Lasker offered and Co. Maloney seconded

RESOLUTION APPROPRIATING FUNDS TO VETERAM ORGANIZATIONS

WHEREAS, certain veteran organizations have requested monetary assistance from the Town of Clarkstown to defray rent costs, provide funds for parades, memorial services, and other activities;

NOW, THEREFORE, be it

RESOLVED, that in accordance with Section 64(13) of the Town Law, the Town Board hereby appropriates the annual sum of \$750.00 (\$500 for leasing and rental, and maintenance of meeting facility \$250 for patriotic observance) to the following veteran organizations for the year 2007:

- Disabled American Veterans - Chapter 98
- American Legion Naurashank - Post 794
- Jewish War Veterans of the U.S.A. - Post 720
- Jewish War Veterans of the U.S.A. - Post 756
- Korean War Veterans - Eagle Chapter
- Military Order of the Purple Heart - Chapter 120
- Veterans Memorial Association of Congers
- Veterans of Foreign Wars of U.S. - Post 851
- Veterans of Foreign Wars - Post 3773
- Veterans of Foreign Wars of the U.S. - Post 8749
- Veterans of Foreign Wars of the U.S. - Post 9215
- Vietnam Veterans of America - Chapter 333
- West Nyack Memorial Post - Post 126

and be it

FURTHER RESOLVED, that claims for such sums shall be made annually by the organization and submitted to the Town Board for audit and disbursement, and be it

FURTHER RESOLVED, that said funds will be charged against Account No. A 6510-401.

RESOLUTION NO. (343-2007) continued

On roll call the vote was as follows

Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia Yes
 Co. Nowicki Yes
 Supervisor Gromack Yes

RESOLUTION NO. (344-2007)

Co. Nowicki offered and Co. Mandia seconded

RESOLUTION AUTHORIZING ESTABLISHMENT OF POLICE DEPARTMENT CASH INVESTIGATIVE FUND

WHEREAS, the Police Chief has requested the temporary establishment of a Cash Investigative Fund for the use by the Clarkstown Police Department;

NOW THEREFORE, BE IT

RESOLVED, the Town Board hereby authorizes the temporary establishment of a \$6,000 Cash Investigative Fund for use by the Clarkstown Police Department Detective Bureau for investigative matters, subject to procedures securing accountability for the use of such funds; and be it

FURTHER RESOLVED, that the NYS Division of Criminal Justice Impact III Grant shall reimburse the Town in the amount of \$6,000.

On roll call the vote was as follows

Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia Yes
 Co. Nowicki Yes
 Supervisor Gromack Yes

RESOLUTION NO. (345-2007)

Co. Mandia offered and Co. Lasker seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MAY 15, 2007, AUTHORIZING THE CONSTRUCTION OF IMPROVEMENTS TO THE PARKS DEPARTMENT WAREHOUSE IN CONGERS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$770,925, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$770,925 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Clarkstown, in the County of Rockland, New York (herein called the "Town"), is hereby authorized to construct improvements to the Parks Department warehouse in Congers. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$770,925 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$770,925 serial bonds of the Town to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$770,925 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 12. (a)(2) of the Law, is fifteen (15) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or before such effective date if the Town Board has made a prior declaration of intent to issue indebtedness therefor. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and

RESOLUTION NO. (345-2007) continued

Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to cause to be published, in full, in "THE JOURNAL-NEWS," a newspaper having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law.

Section 8. The Town Clerk is hereby authorized and directed to cause said bond resolution to be published, in summary, after said bond resolution shall take effect, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

On roll call the vote was as follows

Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia Yes
 Co. Nowicki Yes
 Supervisor Gromack Yes

RESOLUTION NO. (346-2007)

Co. Mandia offered and Co. Lasker seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MAY 15, 2007, AUTHORIZING THE CONSTRUCTION OF CURB IMPROVEMENTS IN THE DELLWOOD SUBDIVISION, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$352,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$352,000 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Clarkstown, in the County of Rockland, New York (herein called the "Town"), is hereby authorized to construct curb improvements in the Dellwood subdivision. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$352,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$352,000 serial bonds of the Town to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$352,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said serial bonds are authorized to be issued, within the limitations of Section 11.00 a. 24 of the Law, is ten (10) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or before such effective date if the Town Board has made a prior declaration of intent to issue indebtedness therefor. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

- (c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt

RESOLUTION NO. (346-2007) continued

service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to cause to be published, in full, in "THE JOURNAL-NEWS," a newspaper having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law.

Section 8. The Town Clerk is hereby authorized and directed to cause said bond resolution to be published, in summary, after said bond resolution shall take effect, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

On roll call the vote was as follows

Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia Yes
 Co. Nowicki Yes
 Supervisor Gromack Yes

RESOLUTION NO. (347-2007)

Co. Mandia offered and Co. Lasker seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MAY 15, 2007, AUTHORIZING THE PREPARATION OF PLANS AND SPECIFICATIONS IN CONNECTION WITH THE PROPOSED NEW CITY DOWNTOWN REVITALIZATION, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$579,700, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$579,700 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Clarkstown, in the County of Rockland, New York (herein called the "Town"), is hereby authorized to prepare plans and specifications in connection with the proposed New City Downtown Revitalization. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$579,700 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$579,700 serial bonds of the Town to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$579,700 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 62 of the Law, is five (5) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or before such effective date if the Town Board has made a prior declaration of intent to issue indebtedness therefor. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

RESOLUTION NO. (347-2007) continued

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "THE JOURNAL-NEWS," a newspaper having a general circulation within said Town and hereby designated as the official newspaper of the Town for such publication.

On roll call the vote was as follows

Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia Yes
 Co. Nowicki Yes
 Supervisor Gromack Yes

RESOLUTION NO. (348-2007)

Co. Mandia offered and Co. Lasker seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MAY 15, 2007, AUTHORIZING THE ACQUISITION OF EQUIPMENT FOR USE BY THE POLICE DEPARTMENT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$69,559, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$69,559 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Clarkstown, in the County of Rockland, New York (herein called the "Town"), is hereby authorized to acquire equipment for use by the Police Department, consisting of Uninterruptible Power Supply equipment at the estimated maximum cost of \$27,997 and security cameras at the estimated maximum cost of \$41,562. The total estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$69,559 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$69,559 serial bonds of the Town to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$69,559 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 32 of the Law, is five (5) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or before such effective date if the Town Board has made a prior declaration of intent to issue indebtedness therefor. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt

RESOLUTION NO. (348-2007) continued

service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "THE JOURNAL-NEWS," a newspaper having a general circulation within said Town and hereby designated as the official newspaper of the Town for such publication.

On roll call the vote was as follows

Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia Yes
 Co. Nowicki Yes
 Supervisor Gromack Yes

RESOLUTION NO. (349-2007)

Co. Mandia offered and Co. Lasker seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MAY 15, 2007, AUTHORIZING AQUATIC IMPROVEMENTS TO FIVE PONDS AND CONGERS LAKE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$39,495, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$39,495 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Clarkstown, in the County of Rockland, New York (herein called the "Town"), is hereby authorized to make aquatic improvements to five ponds and Congers Lake, including treatments to improve water quality and to control algae and weed growth and related work. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$39,495 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$39,495 serial bonds of the Town to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$39,495 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 35 of the Law, is five (5) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or before such effective date if the Town Board has made a prior declaration of intent to issue indebtedness therefor. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of

RESOLUTION NO. (349-2007) continued

the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "THE JOURNAL-NEWS," a newspaper having a general circulation within said Town and hereby designated as the official newspaper of the Town for such publication.

On roll call the vote was as follows

Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia. Yes
 Co. Nowicki. Yes
 Supervisor Gromack Yes

RESOLUTION NO. (350-2007)

Co. Mandia offered and Co. Lasker seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MAY 15, 2007, AUTHORIZING THE CONSTRUCTION OF IMPROVEMENTS TO GERMONDS POOL, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$154,400, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$154,400 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Clarkstown, in the County of Rockland, New York (herein called the "Town"), is hereby authorized to construct improvements to Germonds Pool. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$154,400 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$154,400 serial bonds of the Town to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$154,400 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said serial bonds are authorized to be issued, within the limitations of Section 11.00 a. 61 of the Law, is fifteen (15) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or before such effective date if the Town Board has made a prior declaration of intent to issue indebtedness therefor. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

RESOLUTION NO. (350-2007) continued

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
 - (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,
- and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to cause to be published, in full, in "THE JOURNAL-NEWS," a newspaper having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law.

Section 8. The Town Clerk is hereby authorized and directed to cause said bond resolution to be published, in summary, after said bond resolution shall take effect, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

On roll call the vote was as follows

Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia. Yes
 Co. Nowicki. Yes
 Supervisor Gromack Yes

RESOLUTION NO. (351-2007)

Co. Maloney offered and Co. Mandia seconded

RESOLUTION AMENDING RESOLUTION NO. 16-2007 REGARDING EXPENSES FOR CONFERENCES

RESOLVED, that Resolution No. 16-2007, adopted by the Town Board on January 3, 2007 hereby amended as follows:

WHEREAS, the General Municipal Law authorities reimbursement of actual and necessary expenses incurred while attending a convention, conference or school conducted for the betterment of the municipality, and

WHEREAS, the Town Board deems it within the best interest of the municipality to establish limitation for the expenditures at the conferences;

NOW, THEREFORE, be it

RESOLVED, that the following limitations are in effect immediately:

1. Reimbursements for meals within New York City, Washington D.C., Chicago, Boston, San Francisco, Los Angeles and metropolitan areas with populations in excess of one million people are limited to \$15 for breakfast and \$40 for dinner plus \$10 per day incidental expenses.
2. Meals outside of New York City and like metropolitan areas as defined above to \$15 for breakfast and \$20 for dinner plus \$10 per day for incidental expenses.

and be it

FURTHER RESOLVED, that such reimbursement will be made on a per diem basis and may not exceed the above stated limits. Reimbursement for breakfast applies to out-of-town travel one hour or more prior to the start of the employee's regular work day. Reimbursement for dinner applies to out-of-town travel one hour or more after the end of the employees regular work day.

and be it

FURTHER RESOLVED, that attendees at conferences in excess of seven consecutive days will be handled on a individual basis based upon recommendations of the employee's Department Head and approval by the Town Supervisor.

and be it

FURTHER RESOLVED, that there is no imbursement for the following:

1. Alcoholic Beverages;
2. Sales tax for hotels within New York State;
3. Any additional cost for a spouse's lodging or meals at a conference.

On roll call the vote was as follows

Co. Lasker Yes
 Co. Maloney Yes
 Co. Mandia. Yes
 Co. Nowicki. Yes
 Supervisor Gromack Yes

RESOLUTION NO. (352-2007)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, by Resolution No. 984-2004, adopted December 21, 2004, the Town Board authorized the Supervisor to enter into an agreement with H2M Group to perform certain professional engineering services with respect to the upgrade of the Town warehouse facility located on Burnside Avenue in Congers, and

RESOLUTION NO. (352-2007) continued

WHEREAS, certain project design changes, including electrical service upgrade, requirement for as-built drawings, additional drainage engineering and design plan modifications increased the scope of the project; and

WHEREAS, H2M Group submitted a proposal to perform additional engineering services associated with the changes in project scope, which proposal was reviewed by the Assistant Superintendent of Recreation & Parks and the Deputy Director of Environmental Control, both of whom found the proposal reasonable in terms of scope and price; and

WHEREAS, Resolution No. 984-2004 was amended by Resolution No. 196-2007 authorizing the Town to retain H2M Group, 575 Broad Hollow Road, Melville, New York to perform professional engineering services in connection with the Warehouse Facility Upgrade, as per their proposals dated December 21, 2004 and February 15, 2007, for a total cost not to exceed \$133,980; and

WHEREAS, the H2M Group completed the design plans which were put out to bid and the Town will need additional services for the construction administration phase of this project and H2M Group has submitted a proposal to perform those services, and

WHEREAS, said proposal dated April 4, 2007 has been found to be reasonable in terms of scope and price by the Department of Recreation and Parks and the Department of Environmental Control,

NOW, THEREFORE, be it

RESOLVED, that Town Board Resolution No. 196-2007 is amended as follows:

RESOLVED, that the Town authorizes the Supervisor to enter into an Amended Agreement with H2M Group to perform the additional services for the Construction Phase of the Burnside Avenue Project as set forth in their proposal dated April 14, 2007 for costs not to exceed an additional \$39,500.

On roll call the vote was as follows

Co. Lasker	Yes
Co. Maloney	Yes
Co. Mandia.	Yes
Co. Nowicki.	Yes
Supervisor Gromack	Yes

RESOLUTION NO. (353-2007)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Town Board of the Town of Clarkstown adopted Resolution No. 761 on November 8, 2006, creating a "Special Board" consistent with Section 272-a of the Town Law of the State of New York, in order to prepare amendments to the Town Comprehensive Plan, and

WHEREAS, Richard Shoberg, one of the members of the Special Board, has informed the Town Board that he is resigning from said position, and

WHEREAS, the Town Board wishes to fill the vacant position with Christopher Carey;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby amends Resolution No 761 of 2006, by replacing the name of Richard Shoberg with Christopher Carey, as one of the members of the Special Board to prepare amendments to the Town Comprehensive Plan.

On roll call the vote was as follows

Co. Lasker	Yes
Co. Maloney	Yes
Co. Mandia.	Yes
Co. Nowicki.	Yes
Supervisor Gromack	Yes

RESOLUTION NO. (354-2007)

Co. Maloney offered and Co. Mandia seconded

RESOLUTION AUTHORIZING AN INCREASE IN FEES TO CONDUCT SEQRA REVIEW OF THE TOWN'S ACTIVE ADULT RESIDENCE ZONE BY TIM MILLER ASSOCIATES, INC.

WHEREAS, by Resolution No. 742-2006, adopted October 24, 2006, the Town Board authorized the Supervisor to enter into an agreement with Tim Miller Associates to conduct the SEQRA review of the Town's Active Adult Residence Zone, and

WHEREAS, the scope of the SEQRA review was significantly expanded over the course of Tim Miller Associates' retention, and

WHEREAS, Tim Miller Associates has submitted a budget modification request detailing the scope of the additional services, which has been reviewed by the Town Attorney and found to be acceptable;

NOW, THEREFORE, be it

RESOLVED, that the fees for said services shall not exceed \$50,450 without further authorization from the Town Board, and shall constitute a proper charge to Account No. H 8020-409-0 (Planning – Fees for Services).

On roll call the vote was as follows

Co. Lasker	Yes
Co. Maloney	Yes
Co. Mandia.	Yes
Co. Nowicki.	Yes
Supervisor Gromack	Yes

RESOLUTION NO. (355-2007)

Co. Lasker offered and Co. Nowicki seconded

RESOLUTION SETTING A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED, "A LOCAL LAW AMENDING CHAPTER 249a – STORMWATER MANAGEMENT OF THE TOWN CODE OF THE TOWN OF CLARKSTOWN

WHEREAS, Councilperson Lasker, a member of the Town Board of the Town of Clarkstown has introduced a proposed local law entitled,

"A LOCAL LAW AMENDING CHAPTER 249a –STORMWATER MANAGEMENT OF THE TOWN CODE OF THE TOWN OF CLARKSTOWN", and

WHEREAS, the purpose of this Local Law is to amend Chapter 249a 'Stormwater Management' of the Town Code of the Town of Clarkstown, to install Article II 'Erosion and Sediment Control' to meet the requirements of the SPDES (State Pollutant Discharge Elimination System) General Permit for stormwater discharges from MS4 (Municipal Separate Storm Sewer Systems) and for Construction Activities;

NOW, THEREFORE, be it

RESOLVED, that a public hearing, pursuant to §20 of the Municipal Home Rule Law, be held in the Auditorium of Clarkstown Town Hall, 10 Maple Avenue, New City, New York on June 19, 2007 at 8:00 p.m. or as soon thereafter as possible, relative to such proposed local law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of said hearing, and that the Town Clerk cause the same to be published and posted as aforesaid and file proof thereof in the Office of the said Clerk.

On roll call the vote was as follows

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia. Yes
- Co. Nowicki. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (356-2007)

Co. Lasker offered and Co. Nowicki seconded

RESOLUTION SETTING A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED, "A LOCAL LAW AMENDING CHAPTER 109 – BUILDING CONSTRUCTION ADMINISTRATION OF THE TOWN CODE OF THE TOWN OF CLARKSTOWN

WHEREAS, Councilperson Lasker, a member of the Town Board of the Town of Clarkstown has introduced a proposed local law entitled,

"A LOCAL LAW AMENDING CHAPTER 109 – BUILDING CONSTRUCTION ADMINISTRATION OF THE TOWN CODE OF THE TOWN OF CLARKSTOWN", and

WHEREAS, the purpose of this Local Law is to amend Chapter 109 – Building Construction Administration of the Town Code of the Town of Clarkstown to comply with the January 1, 2007 NYS Department of State mandated program for administration and enforcement of the Uniform Fire Prevention and Building Code pursuant to Title 19 NYCRR 1203.2(a).

NOW, THEREFORE, be it

RESOLVED, that a public hearing, pursuant to §20 of the Municipal Home Rule Law, be held in the Auditorium of Clarkstown Town Hall, 10 Maple Avenue, New City, New York on June 19, 2007 at 8:00 p.m. or as soon thereafter as possible, relative to such proposed local law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of said hearing, and that the Town Clerk cause the same to be published and posted as aforesaid and file proof thereof in the Office of the said Clerk.

On roll call the vote was as follows

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia. Yes
- Co. Nowicki. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (357-2007)

Co. Lasker offered and Co. Nowicki seconded

RESOLUTION SETTING A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED, "A LOCAL LAW ADOPTING THE PROVISIONS OF SECTION 581(c) OF THE REAL PROPERTY TAX LAW OF THE STATE OF NEW YORK"

WHEREAS, Councilperson Lasker, a member of the Town Board of the Town of Clarkstown has introduced a proposed local law entitled,

"A LOCAL LAW ADOPTING THE PROVISIONS OF SECTION 581(c) OF THE REAL PROPERTY TAX LAW OF THE STATE OF NEW YORK"

and

WHEREAS, the purpose of this Local Law is allow for residential condominium units in the Town of Clarkstown to be assessed and taxed equitably pursuant to Section 581(c) of the Real Property Tax Law, thus excluding converted condominium units from the assessment restrictions created by Section 581(a);

NOW, THEREFORE, be it

RESOLUTION NO. (357-2007) continued

RESOLVED, that a public hearing, pursuant to §20 of the Municipal Home Rule Law, be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York on June 19, 2007 at 8:00 p.m. or as soon thereafter as possible, relative to such proposed local law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of said hearing, and that the Town Clerk cause the same to be published and posted as aforesaid and file proof thereof in the Office of the said Clerk.

On roll call the vote was as follows

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia. Yes
- Co. Nowicki. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (358-2007)

Co. Lasker offered and Co. Mandia seconded

RESOLUTION REFERRING A PROPOSED LOCAL LAW TO AMEND CHAPTER 290 OF THE ZONING LOCAL LAW OF THE TOWN OF CLARKSTOWN TO ALLOW FOR A HOSPICE RESIDENCE BY SPECIAL PERMIT

WHEREAS, Councilperson Lasker, a member of the Town Board of the Town of Clarkstown has introduced a proposed local law entitled,

“A LOCAL LAW AMENDING CHAPTER 290 OF THE ZONING LOCAL LAW OF THE TOWN OF CLARKSTOWN”

and

WHEREAS, the purpose of this Local Law is allow, by special permit, a Hospice Residence under the Zoning Local Law of the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that the proposed local law be referred to the Clarkstown Planning Board for report pursuant to Section 290-33 of the Zoning Local Law of the Town of Clarkstown and to the Rockland County Commissioner of Planning pursuant to Sections 239-1 and 239-m of the General Municipal Law for report, and be it

FURTHER RESOLVED, that for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Town Board determines that it shall act as lead agency and its consultant Robert Geneslaw, is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review.

On roll call the vote was as follows

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia. Yes
- Co. Nowicki. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (359-2007)

Co. Lasker offered and Co. Mandia seconded

RESOLUTION AMENDING THE AMOUNT FOR ENGINEERING SERVICES FOR THE PEDESTRIAN LIGHTING SYSTEM FOR THE VALLEY COTTAGE DOWNTOWN IMPROVEMENTS – PHASE II PROJECT

Whereas, the Town Board of the Town of Clarkstown has, via resolution 321-2003, previously awarded a contract to Fellenzer Engineering LLP for engineering services related to the design of the pedestrian lighting system for the Valley Cottage Downtown Improvements – Phase II Project; and

Whereas, associated engineering services performed during the construction phase of said project are to be compensated for based on hourly rates agreed upon as part of the original contract; and

Whereas, it is necessary to increase the amount of said contract to cover the cost of said associated services;

Now, Therefore, Be It Resolved that the amount for engineering services for the pedestrian lighting system for the Valley Cottage Downtown Improvements - Phase II Project be increased from \$15,200.00 to \$16,200.00; and

Be It Further Resolved that no additional increase in the amount for said engineering services shall be permitted without further resolution of the Town Board; and

Be It Further Resolved that this shall be a proper charge to account # H-5111-400-409-0-4-17.

On roll call the vote was as follows

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia. Yes
- Co. Nowicki. Yes
- Supervisor Gromack Yes

RESOLUTION NO. (360-2007)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that based upon the recommendation of the Superintendent of Highways and the Authorized Purchasing Agent that

RESOLUTION NO. (360-2007) continued

BID #22-2007 – SEVEN DUMP BODIES WITH SALT SPREADING AND LIQUID APPLICATION ATTACHMENT

is hereby awarded to the lowest responsible bidder:

REED SYSTEMS, LTD
P.O. BOX 209
ELLENVILLE, NY 12428
PRINCIPALS: JAMES REED, JOAN REED

as per their low bid proposal of \$69,800.00 each unit for seven units and be it FURTHER RESOLVED, that said award shall constitute a proper charge to account # H-8758-400-409-0-82-2 not to exceed \$488,600.00

On roll call the vote was as follows
Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (361-2007)
Co. Maloney offered and Co. Mandia seconded

WHEREAS, ICLEI – Local Governments for Sustainability is an international association of local governments that have made a commitment to sustainable development, and

WHEREAS, the Town Board is in favor of promoting locally designed initiatives that can provide an effective and cost efficient way to achieve local, national and global sustainability objectives;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes membership by the Town of Clarkstown, with the ICLEI “Cities for Climate Protection” for the year 2007, at a fee of \$1,200.00, which fee shall be charged to Account No. A-1010-423.

On roll call the vote was as follows
Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

RESOLUTION NO. (362-2007)
Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Town Board hereby authorizes a Special Town Board Meeting for June 5, 2007, at 7:30 p.m., to be held at the Clarkstown Town Hall, Room 311, 10 Maple Avenue, New City, New York, for the purpose of awarding Bid No. 21-2007, and any other further business the Town Board may wish to consider.

On roll call the vote was as follows
Co. Lasker Yes
Co. Maloney Yes
Co. Mandia. Yes
Co. Nowicki. Yes
Supervisor Gromack Yes

The Supervisor opened the meeting for general public comments.

Steven Levine- Congers

Read letter, (on file with Town Clerk), regarding landfill material on Massachusetts Avenue in Congers.

Peggy Kurtz- Upper Nyack, Member of the Rockland Sierra Club

Asked to poll the Town Board members on how they feel about the US Mayors’ Climate Protection Agreement and will they reconsider to vote on it?

Supervisor Gromack

The Town Board had discussions about the town’s options and has done much regarding energy, in terms of, hybrid vehicles, wind energy, and setting up an in-house committee. We are developing options of how to make Clarkstown more environmentally efficient.

On motion of Co. Maloney, seconded by Co. Mandia, and unanimously adopted, Town Board Meeting was closed 8:46 P.M.

Respectfully submitted,

David Carlucci
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING #1

Town Hall

05/15/2007

8:10 P.M.

Present: Supervisor Alexander J. Gromack
Council Members John Maloney, Ralph Mandia, Shirley Lasker, & Catherine Nowicki
Amy Mele, Town Attorney
David Carlucci, Town Clerk

Re: Continued from 4/17/07 – Proposed local law to amend Town Code Chapter 251: Wireless Communication Facilities.

On motion of Co. Nowicki, seconded by Co. Maloney, hearing opened 8:10 P.M.

Steven Levine- Congers

Asked when the moratorium expires, stating if this proposal does not pass, then the moratorium should be extended. Requested that the town not tinker with zoning ordinances.

Amy Mele- Town Attorney

The moratorium expires shortly after the June 19, 2007 Town Board Meeting.

On motion of Co. Maloney, seconded by Co. Nowicki hearing continued to June 19, 2007. RESOLUTION NO. (271-2007) unanimously adopted.

Respectfully submitted,

David Carlucci
Town Clerk

RESOLUTION NO. (271-2007)