TOWN OF CLARKSTOWN
SPECIAL TOWN BOARD MEETING

Town Hall 04/03/12 8:00 PM

Present: Supervisor Alexander J. Gromack
Council Members Shirley Lasker, Frank Borelli,
George Hoehmann & Stephanie Hausner
Amy Mele, Town Attorney
Justin Sweet, Town Clerk

The Supervisor declared the Town Board meeting opened. Assemblage saluted the flag. Town Clerk read the roll call. Supervisor Gromack invited anyone wishing to speak on any agenda items to do so.

Ralph Sabatini, New City
He stated that some agenda items were not on posted on the Town website.

Michael Hull, Bardonia
Stated same as above.

Town Clerk Sweet stated he received and posted the agenda on the previous Friday. Whatever items were on the agenda at that time were publicized.

Supervisor Gromack stated that the Town makes the best effort to publish the resolutions on the website before the meetings, but additional items can be added at the last minute.

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RESOLUTION NO. (156-2012)
Co. Hoehmann offered and Co. Hausner seconded

WHEREAS, the Rockland County Youth Bureau has created a Rockland Environmental Corps which is staffed with Americorps members to participate in a service-oriented, educational and environmentally beneficial program and it has proposed to provide Americorps members under the direction of the Town Planner to participate in the collection of data for application within the Town of Clarkstown Geographic Information System (GIS) and work related to the implementation Town of Clarkstown Comprehensive Plan, and

WHEREAS, the Town will require assistance in collecting spatial data in the field and processing and applying this data into the GIS, and

WHEREAS, the Town will require assistance in researching and organizing information to aid in the implementation of the Town of Clarkstown Comprehensive Plan, and

WHEREAS, the Comprehensive Plan also calls for revisions to the Town Code, and the Town is currently working to update the Code and volunteers may be asked to do various task related to this process, and such task could include searching for specific wording or highlighting areas of repetition within the Code, and

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

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

NOW THREFORE BE IT 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, 2012, in a form approved by the Town Attorney, to utilize the service of not more than two (2) Americorps members to participate in the collection of data for application within the Town of Clarkstown Geographic Information System (GIS) and work related to the implementation Town of Clarkstown Comprehensive Plan, for a program total not to exceed 250 service hours for each member at a cost not to exceed $3,000, and

BE IT FURTHER RESOLVED that said fee shall constitute a proper charge to Account No. B-8020-409

RESOLUTION NO. (156-2012) continued

On roll call the vote was as follows:

Co. Lasker . . . . . Yes
Co. Borelli . . . . . Yes
Co. Hoehmann . . . . . Yes
Co. Hausner . . . . . Yes
Supervisor Gromack . . . . . Yes
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RESOLUTION NO. (157-2012)
Co. Hoehmann offered and Co. Hausner seconded

WHEREAS, Section 18 (b)of the Transportation Law provides for the appropriation of funds for the operation of bus transportation systems, and

WHEREAS, pursuant to Section 119-r of the General Municipal Law and Local Law No. 9-1974, the County of Rockland is authorized to contract for mass transportation services to be rendered to the people of the County of Rockland by a municipality for a fair and reasonable consideration;

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 for the period April 1, 2012 to March 31, 2013, in a form satisfactory to the Town Attorney, to provide for the operation of public transportation routes within the Town of Clarkstown.

On roll call the vote was as follows:

Co. Lasker . . . . . Yes
Co. Borelli . . . . . Yes
Co. Hoehmann . . . . . Yes
Co. Hausner . . . . . Yes
Supervisor Gromack . . . . . Yes

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RESOLUTION NO. (158-2012)
Co. Hoehmann offered and Co. Borelli seconded

WHEREAS, the Town of Clarkstown Police Department is responsible for the Administration of the Clarkstown YOUTH COURT program and

WHEREAS, the State of New York and County of Rockland have each recognized the need to assist local municipalities with such programs through the continuation of Division of Youth funding on a 50/50 funds basis;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Clarkstown hereby approves and supports the submission of the Clarkstown Police Department's grant application in the amount of Ten Thousand Eight Hundred Seventy Two dollars ($10,872.00) for 50/50% Division for Youth funding for 2012, and

FURTHER BE IT RESOLVED, that the Town of Clarkstown shall provide matching funds equal to or in excess of the monies reimbursed under the aforesaid grant, pursuant to the proposed budget submitted therewith.

On roll call the vote was as follows:

Co. Lasker . . . . . Yes
Co. Borelli . . . . . Yes
Co. Hoehmann . . . . . Yes
Co. Hausner . . . . . Yes
Supervisor Gromack . . . . . Yes
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RESOLUTION NO. (159-2012)
Co. Hoehmann offered and Co. Borelli seconded

WHEREAS, a certain veterans' organization has 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 ($500 for leasing or rental, and maintenance of meeting facility, $250 for patriotic observance) to the following veterans' organization for the year 2012:

William E. DeBevoise, Jr. American Legion Post 1682

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 2012 Account No. A 6510-401.

On roll call the vote was as follows:

Co. Lasker . . . . . Yes
Co. Borelli . . . . . Yes
Co. Hoehmann . . . . . Yes
Co. Hausner . . . . . Yes
Supervisor Gromack . . . . . Yes

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RESOLUTION NO. (160-2012)
Co. Lasker offered and Co. Borelli seconded

WHEREAS, JM ENTERPRISES, LLC, has commenced tax certiorari proceedings against the Town of Clarkstown affecting parcel designated as Tax Map No. 51.7-1-12, and more commonly known as 268 South Main Street, New City, New York for the year(s) 2010/11, and

WHEREAS, it is desirable to have a preliminary appraisal prepared for the purpose of negotiating and/or trying the aforesaid matter;

NOW, THEREFORE, be it

RESOLVED, that an appraiser be retained for the purpose of preparing such preliminary appraisal at a fee not to exceed $2,000.00; and such fee shall be charged to Account No. A 1420-439-1.

On roll call the vote was as follows:

Co. Lasker . . . . . Yes
Co. Borelli . . . . . Yes
Co. Hoehmann . . . . . Yes
Co. Hausner . . . . . Yes
Supervisor Gromack . . . . . Yes

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RESOLUTION NO. (161-2012)
Co. Lasker offered and Co. Borelli seconded

WHEREAS, HSBC BANK USA, NATIONAL, has commenced tax certiorari proceedings against the Town of Clarkstown affecting parcel designated as Tax Map No. 64.5-2-23, and more commonly known as 117 East Route 59, Nanuet, New York for the year(s) 2007/08, 2008/09, 2009/10 and 2010/11, and

WHEREAS, it is desirable to have a preliminary appraisal prepared for the purpose of negotiating and/or trying the aforesaid matter;

NOW, THEREFORE, be it

RESOLVED, that an appraiser be retained for the purpose of preparing such preliminary appraisal at a fee not to exceed $3,000.00; and such fee shall be charged to Account No. A 1420-439-1.

On roll call the vote was as follows:

Co. Lasker . . . . . Yes
Co. Borelli . . . . . Yes
Co. Hoehmann . . . . . Yes
Co. Hausner . . . . . Yes
Supervisor Gromack . . . . . Yes

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RESOLUTION NO. (162-2012)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that the resignation (by retirement) of John P. Tobin, 33 Benson Avenue, West Nyack, New York – Police Officer (Detective) – Clarkstown Police Department is hereby accepted – effective and retroactive to March 31, 2012.

On roll call the vote was as follows:

Co. Lasker . . . . . Yes
Co. Borelli . . . . . Yes
Co. Hoehmann . . . . . Yes
Co. Hausner . . . . . Yes
Supervisor Gromack . . . . . Yes

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RESOLUTION NO. (163-2012)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that the resignation (by retirement) of John F. Kolka, 141 Dara Lane, Stony Point, New York – Laborer – Sewer Department – is hereby accepted – effective and retroactive to March 30, 2012.

On roll call the vote was as follows:

Co. Lasker . . . . . Yes
Co. Borelli . . . . . Yes
Co. Hoehmann . . . . . Yes
Co. Hausner . . . . . Yes
Supervisor Gromack . . . . . Yes

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RESOLUTION NO. (164-2012)
Co. Lasker offered and Co. Hausner seconded

WHEREAS, the Rockland County Personnel Office has certified on March 12, 2012 that the position of Real Property Data Collector II #501017 – Assessor's Office (encumbered by Mary C. Kurisko) can be reclassified to the position of Real Property Appraiser,

NOW, therefore, be it

RESOLVED, that the position of Real Property Data Collector II Assessor's Office – is hereby reclassified to the position of Real Property Appraiser – effective April 9, 2012.

On roll call the vote was as follows:

Co. Lasker . . . . . Yes
Co. Borelli . . . . . Yes
Co. Hoehmann . . . . . Yes
Co. Hausner . . . . . Yes
Supervisor Gromack . . . . . Yes

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RESOLUTION NO. (165-2012)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that, Mary C. Kurisko, 7 Florus Crom Court, Stony Point, New York – is hereby appointed (promotional) (provisional) to the position of – Real Property Appraiser – Assessor's Office – at the current 2012 annual salary of $72,267., - effective April 9, 2012.

On roll call the vote was as follows:

Co. Lasker . . . . . Yes
Co. Borelli . . . . . Yes
Co. Hoehmann . . . . . Yes
Co. Hausner . . . . . Yes
Supervisor Gromack . . . . . Yes

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RESOLUTION NO. (166-2012)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that Thomas J. Isenbek, 23 Sunrise Drive, Stony Point, New York – is hereby appointed to the (promotional) (provisional) position of Real Property Data Collector II - Assessor's Office – at the current 2012 annual salary of $53,423, - effective April 9, 2012.

On roll call the vote was as follows:

Co. Lasker . . . . . Yes
Co. Borelli . . . . . Yes
Co. Hoehmann . . . . . Yes
Co. Hausner . . . . . Yes
Supervisor Gromack . . . . . Yes

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RESOLUTION NO. (167-2012)
Co. Lasker offered and Co. Hausner seconded

WHEREAS, the Rockland County Personnel Office has certified on March 7, 2012 that the position of Office Services Aide – can be approved,

NOW, therefore, be it

RESOLVED, that the position of Office Services Aide – is hereby approved – effective to April 23, 2012 and be it,

FURTHER RESOLVED, that the position of Clerk #501018 is hereby abolished.

On roll call the vote was as follows:

Co. Lasker . . . . . Yes
Co. Borelli . . . . . Yes
Co. Hoehmann . . . . . Yes
Co. Hausner . . . . . Yes
Supervisor Gromack . . . . . Yes

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RESOLUTION NO. (168-2012)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that Michele L. Morris, 8 Duane Avenue, New City, New York – is hereby appointed (promotional) (permanent) to the position of Office Services Aide – at the current 2012 annual salary of $37,066., effective – to April 23, 2012.

On roll call the vote was as follows:

Co. Lasker . . . . . Yes
Co. Borelli . . . . . Yes
Co. Hoehmann . . . . . Yes
Co. Hausner . . . . . Yes
Supervisor Gromack . . . . . Yes

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RESOLUTION NO. (169-2012)
Co. Lasker offered and Co. Hausner seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #12081 (NCP T&E) Senior Records Clerk (Personnel) - which contains the name of Dorothy O'Connell,

NOW, therefore, be it

RESOLVED, that Dorothy O'Connell, 5 Hannah Lane, Valley Cottage, New York – is hereby appointed to the (promotional) (permanent) position of Senior Records Clerk (Personnel) – Personnel Department – at the current 2012 annual salary of $69,604., - effective April 3, 2012.

On roll call the vote was as follows:

Co. Lasker . . . . . Yes
Co. Borelli . . . . . Yes
Co. Hoehmann . . . . . Yes
Co. Hausner . . . . . Yes
Supervisor Gromack . . . . . Yes

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RESOLUTION NO. (170-2012)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that Helen E. Milisits, 11 Timberline Drive, Nanuet, New York – is hereby appointed (promotional) (provisional)to the position of – Principal Account Clerk – Office of the Town Comptroller – at the current 2012 annual salary of $45,955., - effective April 23, 2012.

On roll call the vote was as follows:

Co. Lasker . . . . . Yes
Co. Borelli . . . . . Yes
Co. Hoehmann . . . . . Yes
Co. Hausner . . . . . Yes
Supervisor Gromack . . . . . Yes

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RESOLUTION NO. (171-2012)
Co. Lasker offered and Co. Hausner 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 , that David Gerlach, 36 Hilltop Drive, Monroe, New York – Motor Equipment Operator I – Highway Department – is hereby granted a Sick Leave of Absence – at one-half pay – effective April 3, 2012 thru May 3, 2012.

On roll call the vote was as follows:

Co. Lasker . . . . . Yes
Co. Borelli . . . . . Yes
Co. Hoehmann . . . . . Yes
Co. Hausner . . . . . Yes
Supervisor Gromack . . . . . Yes
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RESOLUTION NO. (172-2012)
Co. Hoehmann offered and Co. Borelli seconded

RESOLVED, that Kristy Miranda, 8 Nancy Drive, New City, Police Radio Dispatcher (CAD) – Police Departments is hereby granted, as per her request, a leave without pay, pursuant to the Family and Medical Leave Act – effective to April 3, 2012.

On roll call the vote was as follows:

Co. Lasker . . . . . Yes
Co. Borelli . . . . . Yes
Co. Hoehmann . . . . . Yes
Co. Hausner . . . . . Yes
Supervisor Gromack . . . . . Yes

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RESOLUTION NO. (173-2012)
Co. Hoehmann offered and Co. Lasker seconded

RESOLVED, that based upon the recommendation of the Authorized Purchasing Agent and the Director of Environmental Control that

BID #14-2012 – FURNISH AND DELIVER PRECAST CONCRETE
BOX CULVERT – LAKE NANUET DRIVE

RESOLUTION NO. (173-2012) continued

is hereby awarded to: LHV PRECAST, INC.
540 ULSTER LANDING ROAD
KINGSTON, NY 12401
PRINCIPAL: HENRY KILLIAN
JAMES WILLIS
ROBERT WILLIS

as per their proposed total cost not to exceed $59,205.25 and be it

FURTHER RESOLVED, that this purchase shall constitute a proper charge to account number H-8764-400-409-0-88-4, and be it

FURTHER RESOLVED, that it is the intent of the Town Board to fund this purchase with the issuance of Serial Bonds

On roll call the vote was as follows:

Co. Lasker . . . . . Yes
Co. Borelli . . . . . Yes
o. Hoehmann . . . . . Yes
Co. Hausner . . . . . Yes
Supervisor Gromack . . . . . Yes

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Mike Hirsch, New City
He felt the presentation regarding the ADA improvements on the various community centers was not done well. He feels the Town should hire someone as a construction manager, and he volunteered his services to help in that capacity on the ADA projects.

Steven Levine, Congers
Agrees with Mr. Hirsch about the poor presentation tonight and feels the Town should have an outside construction expert in an effort to save money. Also spoke about the late notification of this meeting and the agenda items.

Marge Hook, New City
Regarding the ADA improvements, she suggested that one building be totally renovated so people with special needs can have their meetings there.

The Town Board members explained that this would be discriminatory and illegal.

Michael Hull, Bardonia
He stated he felt the Board was dismissive of his earlier comments regarding agenda items.

Tom Nimick, New City
He stated he has seen a lot of deliberation at the workshop tonight but feels it creates a bad impression to have no discussion at Town Board Meetings before voting on resolutions.

There being no one further wishing to be heard on motion of Co. Hausner seconded by Co. Hoehmann the Special Town Board meeting was adjourned, time: 11:13 pm

Respectfully submitted,

Justin Sweet
Town Clerk