

TOWN OF CLARKSTOWN
SPECIAL TOWN BOARD MEETING

Town Hall

7/6/10

7:30 P.M.

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

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

\*\*\*\*\*

Public Hearing #1 re: Proposed Local Law electing a Retirement Incentive Program as authorized by Chapter 105, Laws of 2010, for the Eligible Employees of the Town of Clarkstown. On motion of Co. Hoehmann, seconded by Co. Lasker, hearing opened 7:30 P.M. On motion of Co. Lasker, seconded by Co. Borelli, and unanimously adopted, hearing closed 7:30 P.M. RESOLUTION NO. (342-2010)

\*\*\*\*\*

Supervisor opened the meeting to public comments regarding agenda items.

Amy Durbin- Congers
Regarding agenda items #3a, b, c (res. nos. 345-2010 - 347-2010), asked what is a Principal Clerk Stenographer and if the positions were being refilled.

Supervisor Gromack
Regarding agenda items #3a, b, c (res. nos. 345-2010 - 347-2010), stated a job description would be made available and the positions were not being refilled at this time.

\*\*\*\*\*

RESOLUTION NO. (342-2010)
Co. Lasker offered and Co. Borelli seconded

RESOLUTION OF THE TOWN BOARD ADOPTING LOCAL LAW NO. 3 – 2010

WHEREAS, a proposed local law entitled,
“A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105, LAWS OF 2010, FOR THE ELIGIBLE EMPLOYEES OF THE TOWN OF CLARKSTOWN”
was introduced by Councilman George Hoehmann, at a Town Board meeting held on June 15, 2010, and
WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on June 15, 2010, directed that a public hearing be held on July 6, 2010, at 7:30 p.m., or as soon thereafter as possible, relative to such proposed local law, and

WHEREAS, notice of said hearing was duly prepared and published in the Journal News on June 24, 2010, and
WHEREAS, a copy of the proposed local law in final form was placed on the desks of the Supervisor and the Councilpersons at their office at the Clarkstown Town Hall, 10 Maple Avenue, New City, New York, on June 21, 2010, and

WHEREAS, the Town Board has, pursuant to law, held a public hearing to consider said proposed Local Law, which if adopted would make available to certain of the Town’s employees Part A of the State Retirement Incentive made available pursuant to Chapter 105 of the Laws of 2010;

NOW, THEREFORE, be it

RESOLVED, that Local Law No. 3 – 2010 entitled:

“A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 105, LAWS OF 2010, FOR THE ELIGIBLE EMPLOYEES OF THE TOWN OF CLARKSTOWN”

is hereby ADOPTED and passed by an affirmative vote of the Town Board of the Town of Clarkstown, the vote for adoption being as follows:

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

The Clerk of the Town of Clarkstown is hereby directed to file the local law pursuant to Section 27 of the Municipal Home Rule Law.

\*\*\*\*\*

RESOLUTION NO. (343-2010)
Co. Lasker offered and Co. Hausner seconded

RESOLVED, that the Town Board Minutes of June 15, 2010, is hereby accepted as submitted by the Town Clerk.

- On roll call the vote was as follows
Co. Lasker . . . . . Yes
Co. Hausner . . . . . Yes
Co. Hoehmann. . . . . Yes
Co. Borelli. . . . . Yes
Supervisor Gromack . . . . . Yes

\*\*\*\*\*

RESOLUTION NO. (344-2010)
Co. Hoehmann offered and Co. Hausner seconded

RESOLVED, that the Town Board of the Town of Clarkstown hereby ratifies and approves a Side Letter of Agreement (on file with Town Clerk) between the Town and the Town of Clarkstown Unit of the Civil Service

RESOLUTION NO. (344-2010) continued

Employees Association, Inc., dated June 30, 2010 and authorizes the Town Supervisor to execute same.

On roll call the vote was as follows  
Co. Lasker . . . . . Yes  
Co. Hausner . . . . . Yes  
Co. Hoehmann. . . . . Yes  
Co. Borelli. . . . . Yes  
Supervisor Gromack . . . . . Yes

\*\*\*\*\*

RESOLUTION NO. (345-2010)

Co. Lasker offered and Co. Borelli seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #10050 (NCP/T&E) Principal Clerk Stenographer – which contains the name of Josephine A. Walsh, NOW, therefore, be it

RESOLVED, that Josephine A. Walsh is hereby appointed to the position of (permanent) Principal Clerk Stenographer – Office of the Town Supervisor - at the current annual salary of \$48,266., effective and retroactive to July 5, 2010.

On roll call the vote was as follows  
Co. Lasker . . . . . Yes  
Co. Hausner . . . . . Yes  
Co. Hoehmann. . . . . Yes  
Co. Borelli. . . . . Yes  
Supervisor Gromack . . . . . Yes

\*\*\*\*\*

RESOLUTION NO. (346-2010)

Co. Lasker offered and Co. Borelli seconded

RESOLVED, that Ellen Burns – Senior Recreation Leader – Parks Board & Recreation - is hereby retired - effective and retroactive to July 5, 2010.

On roll call the vote was as follows  
Co. Lasker . . . . . Yes  
Co. Hausner . . . . . Yes  
Co. Hoehmann. . . . . Yes  
Co. Borelli. . . . . Yes  
Supervisor Gromack . . . . . Yes

\*\*\*\*\*

RESOLUTION NO. (347-2010)

Co. Lasker offered and Co. Borelli seconded

RESOLVED, that the resignation by (retirement) of Craig Alemi – Police Officer – Clarkstown Police Department – is hereby accepted – effective and retroactive to July 1, 2010.

On roll call the vote was as follows  
Co. Lasker . . . . . Yes  
Co. Hausner . . . . . Yes  
Co. Hoehmann. . . . . Yes  
Co. Borelli. . . . . Yes  
Supervisor Gromack . . . . . Yes

\*\*\*\*\*

RESOLUTION NO. (348-2010)

Co. Hausner offered and Co. Hoehmann seconded

RESOLUTION REFERRING PETITION OF NEW YORK CONGREGATION OF JEHOVAH’S WITNESSES FOR ABANDONMENT, AND/OR DEMAPPING OF A PORTION OF ROSE ROAD, WEST NYACK, NEW YORK, TO THE ROCKLAND COUNTY COMMISSIONER OF PLANNING AND THE CLARKSTOWN PLANNING BOARD

WHEREAS, an application has been made New York Congregation of Jehovah’s Witnesses that the Town Board and the Superintendent of Highways of the Town of Clarkstown take action pursuant to Section 205 of the Highway Law to declare that a certain portion of a right-of-way as described in the metes and bounds description attached as Schedule “A,” for the unimproved portion of Rose Road, West Nyack, New York, upon the grounds that same has never been used by the public and therefore the portion of said road may be deemed abandoned, and WHEREAS, said road appears on the Official Map of the Town of Clarkstown and said applicant has further requested that such allegedly abandoned road be deleted from same, and

WHEREAS, the Town Board of the Town of Clarkstown desires to consider the determination of abandonment pursuant to Section 205 of the Highway Law, and deletion of the portion of Rose Road from the Official Map of the Town of Clarkstown pursuant to Section 273 of the Town Law;

NOW, THEREFORE, be it

RESOLVED, that a copy of this Resolution be referred to the Rockland County Commissioner of Planning and the Clarkstown Planning Board for their report and recommendation, 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 the Planning Board is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review, and be it

FURTHER RESOLVED, that the Superintendent of Highways is hereby requested to investigate the allegations contained in the petition of by New York Congregation of Jehovah’s Witnesses and to render his report to the Town Board pursuant to Highway Law Section 205 on or before August 20, 2010.

RESOLUTION NO. (348-2010) continued

On roll call the vote was as follows  
 Co. Lasker . . . . . Yes  
 Co. Hausner . . . . . Yes  
 Co. Hoehmann. . . . . Yes  
 Co. Borelli. . . . . Yes  
 Supervisor Gromack . . . . . Yes  
 \*\*\*\*\*

RESOLUTION NO. (349-2010)  
 Co. Borelli offered and Co. Hoehmann seconded

RESOLVED, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:  
 BID#35-2010 – CONGERS/VALLEY COTTAGE AMBULANCE CORPS BUILDING  
 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  
 Clarkstown Authorized Purchasing Agent .

On roll call the vote was as follows  
 Co. Lasker . . . . . Yes  
 Co. Hausner . . . . . Yes  
 Co. Hoehmann. . . . . Yes  
 Co. Borelli. . . . . Yes  
 Supervisor Gromack . . . . . Yes  
 \*\*\*\*\*

RESOLUTION NO. (350-2010)  
 Co. Borelli offered and Co. Hoehmann seconded

RESOLVED, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:  
 BID#36-2010 – PURCHASE OF ONE (1) MINI TRANS BUS  
 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  
 Clarkstown Authorized Purchasing Agent .

On roll call the vote was as follows  
 Co. Lasker . . . . . Yes  
 Co. Hausner . . . . . Yes  
 Co. Hoehmann. . . . . Yes  
 Co. Borelli. . . . . Yes  
 Supervisor Gromack . . . . . Yes  
 \*\*\*\*\*

RESOLUTION NO. (351-2010)  
 Co. Lasker offered and Co. Hausner seconded

RESOLVED, that based upon the recommendation of the Authorized Purchasing Agent that  
 BID # 33-2010 – POLICE COMMUNICATIONS ROOM CHAIRS  
 is hereby awarded to: IDEAL SEATING, INC., 68939 M-103, WHITE PIGEON, MI 49099  
 PRINCIPAL: A PUBLIC CORPORATION  
 as per the item/price schedule on file in the Purchasing Department:

<u>Item Number</u>	<u>Description</u>	<u>Unit Price</u>
1.	Ideal Seating, Inc. Responder Chair (F40306) Color: Burgundy	<u>\$1,186.20/each</u>
Option One:	Adjustable headrest allows taller individuals extra support & provides articulation for adjusting pressure	<u>no charge</u>
Option Two:	Flip-Up Arm moves out of the way for easy exit/entry with extra gear	<u>no charge</u>
Option Three:	Leg Rest relieves fatigue during long shifts	<u>\$265.00/each</u>
Initial order will be for seven (7) chairs.		
2.	Ideal Seating, Inc. Guardian Chair (DA 1634) Color: Burgundy	<u>\$765.00/each</u>
Option One:	Adjustable Doheny loop arms feature easy push button width & height adjustment for maximum comfort and fit	<u>\$ 15.00/each</u>
Initial order will be for seven (7) chairs.		
Options may or may not be selected. Prices include all shipping, delivery and inside set-up		

On roll call the vote was as follows  
 Co. Lasker . . . . . Yes  
 Co. Hausner . . . . . Yes  
 Co. Hoehmann. . . . . Yes  
 Co. Borelli. . . . . Yes  
 Supervisor Gromack . . . . . Yes  
 \*\*\*\*\*

RESOLUTION NO. (352-2010)  
 Co. Hausner offered and Co. Borelli seconded

WHEREAS, resolution #306-2010 adopted by the Town Board on June 15, 2010 awarded Bid #30-2010 – Paper and  
 Plastics Supplies and  
 WHEREAS, Items 32-B and 32-C were calculated incorrectly, now therefore be it  
 RESOLVED, that resolution #306-2010 is amended to read as follows:  
 ITEM #32. BAGS-PLASTIC -POLY-OPAQUE  
 B. 15" x 9" x 23" 1.0 ML QTY 1,000 \$23.00 Borax

RESOLUTION NO. (352-2010) continued

C. 15" x 9" x 31" 1.0 ML QTY 500 \$16.90 Borax

On roll call the vote was as follows

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

\*\*\*\*\*

RESOLUTION NO. (353-2010)

Co. Lasker offered and Co. Hoehmann seconded

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE CLARKSTOWN CENTRAL SCHOOL DISTRICT CONCERNING UNIVERSAL PRE-KINDERGARTEN PROGRAM

WHEREAS, the Education Law makes provision for local School Districts to provide Universal Pre-Kindergarten Programs, and

WHEREAS, the Town of Clarkstown desires to be one of the sites designated by the Clarkstown Central School District to provide the Universal Pre-Kindergarten Program;

NOW, THEREFORE, be it

RESOLVED, that hereby authorizes the Supervisor to enter into an agreement with the Clarkstown Central School District, in a form approved by the Town Attorney, to provide the Universal Pre-Kindergarten Program at the Town of Clarkstown Street Community Center, New City, New York, during the 2010-2011 school year, and be it FURTHER RESOLVED, that the Clarkstown Central School District shall pay \$2,380 for each child duly enrolled in the Universal Pre-Kindergarten Program.

On roll call the vote was as follows

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

\*\*\*\*\*

RESOLUTION NO. (354-2010)

Co. Lasker offered and Co. Hoehmann seconded

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE NYACK SCHOOL DISTRICT CONCERNING UNIVERSAL PRE-KINDERGARTEN PROGRAM

WHEREAS, the Education Law makes provision for local School Districts to provide Universal Pre-Kindergarten Programs, and

WHEREAS, the Town of Clarkstown desires to be one of the sites designated by the Nyack School District to provide the Universal Pre-Kindergarten Program;

NOW, THEREFORE, be it

RESOLVED, that hereby authorizes the Supervisor to enter into an agreement with the Nyack School District, in a form approved by the Town Attorney, to provide the Universal Pre-Kindergarten Program at the Town of Clarkstown Street Community Center, New City, New York, during the 2010-2011 school year, and be it FURTHER RESOLVED, that the Nyack Central School District shall pay \$2,380 for each child duly enrolled in the Universal Pre-Kindergarten Program.

On roll call the vote was as follows

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

\*\*\*\*\*

RESOLUTION NO. (355-2010)

Co. Hoehmann offered and Co. Lasker seconded

RESOLUTION AUTHORIZING THE SUPERVISOR TO APPLY FOR A GRANT FROM THE HUDSON RIVER VALLEY GREENWAY COMMUNITIES COUNCIL ON BEHALF OF THE ROCKLAND FARM ALLIANCE, INC.

WHEREAS, by Resolution No. 319-2010, adopted June 15, 2010, the Town of Clarkstown entered into an agreement with the County of Rockland to grant a license to The Rockland Farm Alliance, Inc. to operate an agricultural operation on approximately five (5) acres of land on property owned by the County of Rockland and Town of Clarkstown, commonly known as Cropsey Farm; and

WHEREAS, The Rockland Farm Alliance, Inc. wishes to obtain a grant from The Hudson River Valley Greenway Communities Council for monetary assistance in carrying out the project, known as The Cropsey Community Farm, and has asked the Town of Clarkstown to be its sponsor for such grant; and

WHEREAS, as a prerequisite for applying for such grant, Clarkstown must be designated as a Greenway Community; and

WHEREAS, by Resolution No. 895-2002, adopted October 22, 2002, the Town Board of the Town of Clarkstown endorsed the designation of the Town of Clarkstown as a Greenway Community.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes the submission of an application to the Hudson River Valley Greenway for a grant in the amount of \$20,000.00 for the development of

RESOLUTION NO. (355-2010) continued  
the Cropsey Community farm; and be it

FURTHER RESOLVED, that the Supervisor is authorized to execute said application on behalf of the Town of Clarkstown and take all actions necessary to implement this resolution.

On roll call the vote was as follows  
Co. Lasker . . . . . Yes  
Co. Hausner . . . . . Yes  
Co. Hoehmann. . . . . Yes  
Co. Borelli. . . . . Yes  
Supervisor Gromack . . . . . Yes

\*\*\*\*\*

RESOLUTION NO. (356-2010)  
Co. Hoehmann offered and Co. Hausner seconded

WHEREAS, the Clarkstown Police Department has requested that credit cards be provided for reasons of convenience and cost used in conjunction with attendance by staff for training seminars, conferences, and travel associated with prisoner transportation. Charges to the cards will be limited to the cost of attendance and air travel. WHEREAS, the cards will be issued to the Chief of Police, two Police Captains and one Lieutenant responsible for travel arrangements of staff.

WHEREAS, each card will have a credit limit not to exceed \$10,000.

WHEREAS, Provident Bank has extended an offer to provide four credit cards at no annual fee.

RESOLVED, the Town Supervisor is authorized to enter into an agreement with Provident Bank for the issuance of Town credit cards for the Chief of Police, two Police Captains and one Lieutenant responsible for travel arrangements of staff.

On roll call the vote was as follows  
Co. Lasker . . . . . Yes  
Co. Hausner . . . . . Yes  
Co. Hoehmann. . . . . Yes  
Co. Borelli. . . . . Yes  
Supervisor Gromack . . . . . Yes

\*\*\*\*\*

RESOLUTION NO. (357-2010)  
Co. Hoehmann offered and Co. Hausner seconded

RESOLUTION AUTHORIZING AN AGREEMENT WITH POLICE REPORTS.US FOR WEB BASED ACCIDENT REPORTS

WHEREAS, Chief Peter T. Noonan, Clarkstown Police Department, (“CPD”) has recommended that the Town of Clarkstown (“Town”) enter into an Agreement with Police Reports.US to provide an online distribution of MV104A-NYS Accident Reports, and

WHEREAS, the said online database will allow the CPD to manage and access traffic accident reports in a more efficient manner and to provide the public with 24/7 access to said reports for a fee of \$5.00 per report, and

WHEREAS, PoliceReports.com will retain \$3.00 per report purchased and will reimburse the Town \$2.00 monthly per report purchased, and

WHEREAS, the CPD will control which reports are distributed online and the criterion for customized searches (the requirements for obtaining a report),

NOW, THEREFORE, be it

RESOLVED that based upon the recommendation of Chief Peter T. Noonan, CPD, the Chief is hereby authorized to enter into a Memorandum of Agreement with Police Reports.US, which agreement will be for a three year term and which will be cancelable at the option of the CPD at any time during the term of the agreement.

On roll call the vote was as follows  
Co. Lasker . . . . . Yes  
Co. Hausner . . . . . Yes  
Co. Hoehmann. . . . . Abstain  
Co. Borelli. . . . . Yes  
Supervisor Gromack . . . . . Yes

\*\*\*\*\*

RESOLUTION NO. (358-2010)  
Co. Hausner offered and Co. Lasker seconded

RESOLUTION AUTHORIZING THE SUPERVISOR TO FILE AN APPLICATION, AND ENTER INTO AN AGREEMENT WITH NEW YORK STATE, FOR A GRANT FOR THE CONSTRUCTION OF THE KAYAK AND CANOE LAUNCH AT WESTERN HIGHWAY, WEST NYACK, NEW YORK

WHEREAS, the New York State Office of Parks, Recreation and Historic Preservation has established funds for local governments to apply for a grant associated with the development of projects in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993, and

WHEREAS, the Clarkstown Parks and Recreation Commission has proposed the construction of a Kayak and Canoe Launch, with amenities, to be located on vacant Town land adjacent to the CSX Railroad tracks, located at Western Highway and west shore of the Hackensack River, West Nyack, New York, and

WHEREAS, the Superintendent of Recreation and Parks has recommended that the Town enter into an agreement with the State to apply for said grant;

WHEREAS, the Town Board of the Town of Clarkstown wishes to file an application with New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993, in a form approved by the Town Attorney, for a grant not to exceed \$135,000.00, to support the construction of the Kayak and Canoe Launch at Western Highway, West Nyack, New York, and

WHEREAS, upon approval of the application by the State, the Town shall execute an agreement for financial assistance for the project;

RESOLUTION NO. (358-2010) continued

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to apply to the New York State Office of Parks, Recreation and Historic Preservation, for a grant in the amount not to exceed \$135,000.00, and to enter into an agreement and any required supporting documents, in a form approved by the Town Attorney, to obtain funding to support the construction of the Kayak and Canoe Launch at Western Highway, West Nyack, New York.

On roll call the vote was as follows

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

\*\*\*\*\*

RESOLUTION NO. (359-2010)

Co. Hausner offered and Co. Lasker seconded

RESOLUTION AUTHORIZING THE SUPERVISOR TO FILE AN APPLICATION, AND ENTER INTO AN AGREEMENT WITH NEW YORK STATE, FOR A GRANT FOR THE DEVELOPMENT OF TRAILS AND OUTDOOR AMENITIES ON TOWN PROPERTY KNOWN AS THE DAVENPORT PRESERVE, NEW CITY, NEW YORK

WHEREAS, the New York State Office of Parks, Recreation and Historic Preservation has established funds for local governments to apply for a grant associated with the development of projects in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993, and

WHEREAS, the Clarkstown Parks and Recreation Commission has proposed the development of trails and outdoor amenities on Town property known as the Davenport Preserve, at Saw Mill Road and Buena Vista Road, New City, New York, and

WHEREAS, the Superintendent of Recreation and Parks has recommended that the Town enter into an agreement with the State to apply for said grant;

WHEREAS, the Town Board of the Town of Clarkstown wishes to file an application with New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993, in a form approved by the Town Attorney, for a grant not to exceed \$300,000.00, to support the development of trails and outdoor amenities on the Davenport Preserve property, and

WHEREAS, upon approval of the application by the State, the Town shall execute an agreement for financial assistance for the project;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to apply to the New York State Office of Parks, Recreation and Historic Preservation, for a grant in the amount not to exceed \$300,000.00, and to enter into an agreement and any required supporting documentation, in a form approved by the Town Attorney, to obtain funding to support the development of trails and outdoor amenities on Town property known as the Davenport Preserve, at Saw Mill Road and Buena Vista Road, New City, New York, and if appropriate.

On roll call the vote was as follows

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

\*\*\*\*\*

RESOLUTION NO. (360-2010)

Co. Borelli offered and Co. Hoehmann seconded

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF CLARKSTOWN ESTABLISHING THE ADJUSTED BASE PROPORTIONS FOR CERTIFICATION TO THE STATE BOARD OF REAL PROPERTY SERVICES

RESOLVED, that the Town Board of the Town of Clarkstown, in accordance with the provisions of Section 1903 of the Real Property Tax Law, hereby establishes the adjusted base proportions for the levy of taxes on the 2010 Assessment Roll for the Town of Clarkstown, and be it

FURTHER RESOLVED, that said figures for such proportions are on file with the Assessor.

On roll call the vote was as follows

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

\*\*\*\*\*

RESOLUTION NO. (361-2010)

Co. Borelli offered and Co. Hoehmann seconded

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF CLARKSTOWN ESTABLISHING THE BASE PERCENTAGES, CURRENT PERCENTAGES AND CURRENT BASE PROPORTIONS FOR CERTIFICATION TO NEW YORK STATE OFFICE OF REAL PROPERTY SERVICES

RESOLVED, that the Town Board of the Town of Clarkstown, in accordance with the provisions of Section 1903 of the Real Property Tax Law, hereby establishes the base percentages, current percentages and current base proportions for the levy of taxes on the 2010 Assessment Roll for the Town of Clarkstown, and be it

FURTHER RESOLVED, that said figures for percentages and proportions are on file with the Assessor.

On roll call the vote was as follows

- Co. Lasker . . . . . Yes

RESOLUTION NO. (361-2010) continued

Co. Hausner . . . . . Yes  
 Co. Hoehmann. . . . . Yes  
 Co. Borelli. . . . . Yes  
 Supervisor Gromack . . . . . Yes  
 \*\*\*\*\*

RESOLUTION NO. (362-2010)

Co. Hausner offered and Co. Hoehmann seconded

RESOLUTION AUTHORIZING CHANGE ORDER #2, CONTRACT "E" ELECTRICAL WORK, BID #48-2008, RENOVATIONS TO SEWER DEPARTMENT WAREHOUSE BUILDING, BURNSIDE AVENUE, CONGERS, NEW YORK

WHEREAS, the existing Sewer Department Warehouse located on Burnside Avenue, Congers, New York is currently undergoing renovations, and

WHEREAS, in the course of performing the electrical work, it was determined that an additional emergency exit lighting and additional electric outlets for the air compressor unit were required, and

WHEREAS, the Electrical Contractor has submitted the proposal for the correction of the un-suitable conditions, and

WHEREAS, the Town's Consultant for the project, H2M Engineers, has reviewed the proposal for the additional work and finds it acceptable, and

WHEREAS, the cost of the additional work is \$1,840.76.

NOW, THEREFORE, BE IT

RESOLVED, that Change Order #2, Contract "E" Electrical Work, for Bid #48-2008 is approved for the additional cost of \$1,840.76, and

BE IT FURTHER RESOLVED, that the total cost for Contract "E" Electrical Work shall not exceed \$130,499.87.

On roll call the vote was as follows  
 Co. Lasker . . . . . Yes  
 Co. Hausner . . . . . Yes  
 Co. Hoehmann. . . . . Yes  
 Co. Borelli. . . . . Yes  
 Supervisor Gromack . . . . . Yes  
 \*\*\*\*\*

RESOLUTION NO. (363-2010)

Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, the following has applied for a Certificate of Registration pursuant to Section 236-48 of the Town Code of the Town of Clarkstown :

CIOFFI SERVICE, INC., 27 Skyline Drive, Thiells, NY 10984, Jerry Cioffi, President

NOW, THEREFORE, be it

RESOLVED, that the following Certificate of Registration be issued:

No. 10-33 CIOFFI SERVICE, INC.

On roll call the vote was as follows  
 Co. Lasker . . . . . Yes  
 Co. Hausner . . . . . Yes  
 Co. Hoehmann. . . . . Yes  
 Co. Borelli. . . . . Yes  
 Supervisor Gromack . . . . . Yes  
 \*\*\*\*\*

RESOLUTION NO. (364-2010)

Co. Borelli offered and Co. Hausner seconded

RESOLUTION AUTHORIZING ACQUISITION OF FORECLOSED PARCELS FROM THE COUNTY OF ROCKLAND

WHEREAS, the Rockland County Commissioner of Finance has reserved two parcels from the May 2010 County Tax Auction after the Town had expressed interest in their acquisition for municipal purposes, and

WHEREAS, the parcels are identified as follows:

- 1.) 258 Old Haverstraw Road, Congers (35.15-1-33 fka 129-A-24.13) (which was the subject of Town Board Resolution 217-2010 of 4/13/10), and
- 2.) 21 Doscher Avenue, West Nyack (65.9-1-3 fka 88-C-35.1), and

WHEREAS, the Town Board wishes to acquire these two parcels after referrals and recommendations from the Director of Environmental Control and the Town Planner,

NOW, THEREFORE, be it RESOLVED, that the Town Board hereby requests that the Commissioner of Finance refer these two parcels to the Rockland County Legislature for transfer to the Town, and, be it further

RESOLVED, that the Town Board hereby authorizes the Town Attorney to pursue the consummation of the transfer of these parcels to the Town of Clarkstown.

On roll call the vote was as follows  
 Co. Lasker . . . . . Yes  
 Co. Hausner . . . . . Yes  
 Co. Hoehmann. . . . . Yes  
 Co. Borelli. . . . . Yes  
 Supervisor Gromack . . . . . Yes  
 \*\*\*\*\*

RESOLUTION NO. (365-2010)

Co. Hoehmann offered and Co. Lasker seconded

RESOLUTION AUTHORIZING THE INSTALLATION OF "DOG WASTE PROHIBITED" SIGNS

RESOLUTION NO. (365-2010) continued

WHEREAS, the Animal Control Officer has received complaints and requests from residents for the installation of "Dog Waste Prohibited" signs in the area of Farm Court, New City where violations of Town Code Chapters 125-4F (Nuisance by failure to curb and/or clean up) are frequently observed, and

WHEREAS, an inspection of the area involved has been conducted by the Code & Zoning Enforcement Officer resulting in findings that the complaints are substantiated, and

WHEREAS, controlling signage to better notify errant dog walker to facilitate enforcement and better protect the green space in the neighborhood has been recommended,

NOW, THEREFORE, be it RESOLVED, that the Superintendent of Highways is hereby authorized to install: Four 'Dog Waste Prohibited' signs at Farm Court, New City, two at the gateway to the subdivision at Primrose Lane and two at the planted cul-de-sac dead end.

On roll call the vote was as follows  
Co. Lasker . . . . . Yes  
Co. Hausner . . . . . Yes  
Co. Hoehmann . . . . . Yes  
Co. Borelli . . . . . Yes  
Supervisor Gromack . . . . . Yes  
\*\*\*\*\*

RESOLUTION NO. (366-2010)

Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, the Offices of the Building Inspector and Zoning Administrator have joined forces to inspect the current plethora of vacant, foreclosed, and/or abandoned properties in the Town, the owners or responsible parties of which have failed to perform required lawn and landscape maintenance pursuant to Town of Clarkstown Town Code Chapter 216-4, (Property Maintenance, Landscaping Maintenance) after appropriate notice and posting and

WHEREAS, appropriate diligence by Code Enforcement Officials has been performed as required pursuant to Chapter 216-9(A), and

WHEREAS, the properties currently in violation are identified as follows:

- 55 WEST BURDA PL, NEW CITY (50.16-3-6 f/k/a 166-A-2.21)
- 71 WEST BURDA PL, NEW CITY (50.12-2-48 f/k/a 167-A-7.13)
- 108 BUENA VISTA RD, NEW CITY (42.12-2-22 f/k/a 169-A-2.14)
- 29 BIRCHWOOD TERR, NANUET (58.9-1-61 f/k/a 16-B-4.32)
- 4 HICKORY HILL RD, VALLEY COTTAGE (59.7-2-34.4 f/k/a 123-C-16/4)
- 143 LAKE RD, VALLEY COTTAGE (53.13-1-40 f/k/a 138-A-3)

NOW, THEREFORE, be it RESOLVED, that subject to a five-day courtesy grace period through 7/13/10 and a final re-inspection by Code Officials, the Town Board hereby authorizes the Superintendent of Parks and Recreation, subject to more specific tasking and authorization subsequent to the aforementioned grace period and re-inspection, to dispatch a maintenance crew to perform the required trimming of grass, weeds, trees and shrubs on the above properties along with the associated debris removal, throughout the 2010 mowing season, after which the Superintendent will submit a bill of costs to the Town Attorney for the purpose of levying said costs incurred by the Town as a property tax lien on the property by the Town Assessor.

On roll call the vote was as follows  
Co. Lasker . . . . . Yes  
Co. Hausner . . . . . Yes  
Co. Hoehmann . . . . . Yes  
Co. Borelli . . . . . Yes  
Supervisor Gromack . . . . . Yes  
\*\*\*\*\*

The Supervisor opened the meeting for general public comments.

Guy Gervasi- West Nyack

Asked about the Retirement Incentive, can employees be forced to take it, and why the police are not included?

Supervisor Gromack

Stated the savings must be 50% over two years, based on the average of participating employees, who cannot be forced to take it, and that the police have a twenty year retirement, so are not part of the Retirement Incentive.

\*\*\*\*\*

With no one wishing to speak further, on motion of Co. Hoehmann , seconded by Co. Lasker, the Town Board moved into an executive session to discuss labor negotiations, 8:35 P.M. On motion of Co. Hoehmann, seconded by Co. Borelli, and unanimously adopted, the executive session was closed, 10:00 P.M.

\*\*\*\*\*

On motion of Co. Hoehmann, seconded by Co. Borelli, and unanimously adopted, the Town Board Meeting was adjourned, 10:00 P.M.

Respectfully submitted,

David Carlucci  
Town Clerk

TOWN OF CLARKSTOWN  
PUBLIC HEARING #1

Town Hall

7/6/2010

7:30 P.M.

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

Re: Proposed Local Law electing a Retirement Incentive Program as authorized by Chapter 105, Laws of 2010, for the Eligible Employees of the Town of Clarkstown.

\*\*\*\*\*

On motion of Co. Hoehmann, seconded by Co. Lasker, hearing opened 7:30 P.M.

There being no one wishing to be heard, on motion of Co. Lasker, seconded by Co. Borelli, and unanimously adopted, hearing closed 7:30 P.M.

Respectfully submitted,

David Carlucci  
Town Clerk

RESOLUTION NO. (342-2010)