

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall 3/20/2007 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.

Supervisor Alexander J. Gromack asked all those assembled for a moment of silence in honor of New York State Assemblyman Kenneth P. Zebrowski, who faithfully served the people of Clarkstown and Rockland for over thirty years.

Public Hearing #1 re: Continued from 2/13/07 – Request of Cambridge Press to amend Zoning Local Law dealing with uses in the LO Zoning District. On motion of Co. Maloney, seconded by Co. Lasker, hearing opened 8:00 P.M. On motion of Co. Maloney, seconded by Co. Lasker, hearing continued to April 17, 2007. RESOLUTION NO. (151-2007)

Public Hearing #2 re: Petition of DePaulis for zone change (LO to RS) for property located at 343 Route 9W, Congers. On motion of Co. Nowicki, seconded by Co. Maloney, hearing opened 8:03 P.M. On motion of Co. Nowicki, seconded by Co. Lasker, closed 8:11P.M. RESOLUTION NO. (152-2007) unanimously adopted.

Public Hearing #3 re: Continued from 2/13/07 – Proposed local law to amend Local Law No. 2-1974 as amended, to create AAR (Active Adult Residential) Zoning District. On motion of Co. Lasker, seconded by Co. Mandia, hearing opened 8:11 P.M. On motion of Co. Nowicki, seconded by Co. Maloney, hearing continued to April 17, 2007. RESOLUTION NO. (153-2007)

Public Hearing #4 re: Proposed local law amending Chapter 42 (Planning Board & Board of Appeals) of the Clarkstown Town code to amend requirements for members of Planning & Zoning Boards to be consistent with State Law and Rockland Municipal Planning Federation. On motion of Co. Mandia, seconded by Co. Lasker, hearing opened 10:00 P.M. On motion of Co. Lasker, seconded by Co. Maloney, closed 10:01P.M. RESOLUTION NO. (154-2007) unanimously adopted.

Supervisor opened the meeting to public comments regarding agenda items, with no one wishing to be heard.

RESOLUTION NO. (151-2007)
Co. Maloney offered and Co. Lasker seconded

RESOLUTION AUTHORIZING THE CONTINUANCE OF THE PUBLIC HEARING WITH RESPECT TO A PETITION OF CAMBRIDGE PRESS TO AMEND THE ZONING LOCAL LAW DEALING WITH USES IN THE LO ZONING DISTRICT

WHEREAS, Cambridge Press has petitioned the Town Board of the Town of Clarkstown for a text amendment to the provisions of Section 290-12 and 290-11A, Table 8 of the Zoning Local Law of the Town of Clarkstown, to allow for broader distribution center uses than that currently permitted, and

WHEREAS, on March 20, 2007, a public hearing was held to consider such Local Law, and at such time it was determined by the Town Board that the hearing be continued to April 17, 2007;

NOW, THEREFORE, be it

RESOLVED, that the revised proposed Local Law is hereby 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 the Planning Consultant, Robert Geneslaw, 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 continuation of the 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 April 17, 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. (152-2007)
Co. Nowicki offered and Co. Lasker seconded

RESOLUTION AMENDING THE ZONING LOCAL LAW OF THE TOWN OF CLARKSTOWN
GUISEPPE DEPAULIS and LUCY DEPAULIS – MAP 35.20-1-16 – LO to RS

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on March 6, 2007, provided for a public hearing on March 20, 2007 at 8:00 P.M., to consider the application of Guiseppe DePaulis and Lucy DePaulis to amend the Zoning Local Law of the Town of Clarkstown by redistricting the property designated on the Clarkstown Tax Map as 35.20-1-16, more particularly described on attached Schedule "A", from the LO District to the RS District, and

RESOLUTION NO. (152-2007) continued

WHEREAS, notice of public hearing was duly published as required by law, referred to the Rockland County Department of Planning and the Clarkstown Planning Board, and the public hearing was commenced at the time and place specified in the notice, and

WHEREAS, on September 8, 2006, the Commissioner of Planning has reported that the property is surrounded by parcels within the RS Zone and no other parcels within the LO Zone are within close proximity, therefore they remanded the matter to the Town for local determination, and

WHEREAS, the Town Board of the Town of Clarkstown has reviewed the Environmental Assessment report prepared pursuant to SEQRA dated October 17, 2006, by its consultant Robert Geneslaw, and which the Board has discussed and considered in making its decision herein, and

WHEREAS, the Clarkstown Planning Board, by resolution dated November 15, 2006, determined that the proposed zone change would not be inconsistent with the Town's Comprehensive Plan, and will be appropriate in the area, as the property is entirely surrounded by the RS Zone;

NOW, THEREFORE, be it

RESOLVED, that based upon the October 17, 2006 report of Robert Geneslaw, acting as staff to the Town Board as lead agency, it is hereby determined that the proposed action to change the LO District to the RS District as described on attached Schedule "A", shall not have any significant impact on the environment and no further processing pursuant to the State Environmental Quality Review Act (SEQRA) is required, and that such action is consistent with the Town's Comprehensive Plan, and be it

FURTHER RESOLVED, that for reasons of public health, safety and welfare, the Zoning Local Law of the Town of Clarkstown be and it hereby is amended by redistricting the property designated on the Clarkstown Tax Map 35.20-1-16, situate in the Hamlet of Congers, from the LO District to the RS District, and be it

FURTHER RESOLVED, that the Director of the Department of Environmental Control is hereby directed to prepare an Amendment to the Zoning Map to show the District Zone Change provided herein and to distribute same as required by law.

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. (153-2007)

Co. Nowicki offered and Co. Maloney seconded

RESOLUTION AUTHORIZING THE CONTINUATION OF A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED, "A LOCAL LAW AMENDING LOCAL LAW NO. 2-1974 AS AMENDED CREATION OF THE AAR (ACTIVE ADULT RESIDENTIAL) ZONING DISTRICT

WHEREAS, a proposed local law entitled, "A LOCAL LAW AMENDING LOCAL LAW NO. 2-1974 AS AMENDED, CREATION OF THE AAR (ACTIVE ADULT RESIDENTIAL) ZONING DISTRICT, was introduced by Councilman Mandia, at a Town Board meeting held on December 5, 2006, and

WHEREAS, on March 20, 2007, a continued public hearing was held to consider said local law, and at such time it was determined by the Town Board that the hearing be continued on April 17, 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 April 17, 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. (154-2007)

Co. Lasker offered and Co. Maloney seconded

RESOLUTION SETTING A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED, "A LOCAL LAW AMENDING CHAPTER 42 (PLANNING BOARD AND BOARD OF APPEALS) OF THE TOWN CODE OF THE TOWN OF CLARKSTOWN

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

"A LOCAL LAW AMENDING CHAPTER 42 (PLANNING BOARD AND BOARD OF APPEALS) OF THE TOWN CODE OF THE TOWN OF CLARKSTOWN"

and

WHEREAS, the purpose of this Local Law is amend Chapter 42 (Planning Board and Board of Appeals) of the Town Code of the Town of Clarkstown, to require and provide the Planning Board and Board of Appeals members with the knowledge of both the grants of authority under which they operate, and the principles and practices of land use regulations, zoning and planning, and to comply with both State law and the new certification requirement of the Rockland Municipal Planning Federation ("Federation"), and

WHEREAS, the Town Board hereby wishes to amend its requirements for the Planning Board and Board of Appeals members to be consistent with State law and the Federation's requirements;

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 March 20, 2007 at 8:00 p.m. or as soon thereafter as possible, relative to such proposed local law, and be it

RESOLUTION NO. (154-2007) continued

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. (155-2007)

Co. Lasker offered and Co. Maloney seconded

RESOLVED, that the Town Board Minutes of March 6, 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. (156-2007)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the March of Dimes Birth has requested use of the Town of Clarkstown showmobile for Sunday, April 29, 2007 from 6:00 am – 1:00 pm, for the Opening and Closing Ceremony at the annual Walk America to be held at 1 Blue Hill Plaza, Pearl River, NY

NOW, THEREFORE, BE IT

RESOLVED, that permission is hereby granted to the March of Dimes Birth to use the Town of Clarkstown showmobile on Sunday, April 29, 2007 for the above purpose and subject to the provision of the necessary insurance policies,

FURTHER RESOLVED, that the Clarkstown Parks Board and Recreation Commission and Town Board hereby waives the fee for the use of the Town of Clarkstown Showmobile.

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. (157-2007)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, IFG Productions, Inc. has requested use of the Town of Clarkstown showmobile on Sunday, May 20, 2007 from 9:00 am – 7:00 pm for a Parade of Unity Year 2007 to celebrate Haitian Flag Day and Ethnic Diversity in Rockland at Spring Valley Memorial Park,

NOW, THEREFORE, BE IT

RESOLVED, that permission is hereby granted to IFG Productions to use the Town of Clarkstown showmobile on May 20, 2007 for the above purpose and subject to the provision of the necessary insurance policies,

FURTHER RESOLVED, that the Town Board hereby waives the fee for the use of the Town of Clarkstown Showmobile.

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. (158-2007)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Feis has requested use of the Town of Clarkstown showmobile on Sunday, July 15, 2007 from 7:30 AM – 8:00 PM for conducting 2 Masses, Singing & Language Competitions, and Band Performance at the Anthony Wayne Pool area,.

NOW, THEREFORE, BE IT

RESOLVED, that permission is hereby granted to the Rockland Feis to use the Town of Clarkstown showmobile on Sunday, July 15, 2007 for the above purpose and subject to the provision of the necessary insurance policies,

FURTHER RESOLVED, that the Town Board hereby waives the fee for the use of the Town of Clarkstown Showmobile.

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. (159-2007)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Chamber of Commerce Nyacks has requested use of the Town of Clarkstown showmobile on Saturday, October 27, 2007 to be held at the Municipal lot at Cedar and Main Streets in Nyack;

NOW, THEREFORE, BE IT

RESOLVED, that permission is hereby granted to the Chamber of Commerce Nyacks to use the Town of Clarkstown showmobile on Saturday, October 27, 2007 for closing ceremonies after Halloween Parade, subject to the provision of the necessary insurance policies,

FURTHER RESOLVED, that the Town Board hereby waives the fee for the use of the Town of Clarkstown Showmobile.

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. (160-2007)

Co. Maloney offered and Co. Lasker seconded

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

BID#20-2007 – CLARKSTOWN CENTRAL WAREHOUSE RENOVATION

Bids to be returnable to the office of the Deputy Town Attorney-Purchasing, 10 Maple Avenue, New city, New York 11:00 A.M. on APRIL 25, 2007 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 Deputy Town Attorney-Purchasing.

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. (161-2007)

Co. Maloney offered and Co. Lasker seconded

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

BID #24-2007 – PAPER AND PLASTIC SUPPLIES

Bids to be returnable to the office of Purchasing , Room 331, 10 Maple Avenue, New City, New York by _____ A.M.) (P.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 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. (162-2007)

Co. Maloney offered and Co. Lasker seconded

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

BID #25-2007 – ATHLETIC FIELD AND TURF MAINTENANCE

Bids to be returnable to the office of Purchasing , Room 331, 10 Maple Avenue, New City, New York by _____ A.M.) (P.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 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. (163-2007)

Co. Nowicki offered and Co. Lasker seconded

RESOLUTION NO. (163-2007)

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 replace a gabion wall on Schriever Lane. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$57,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$57,000 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 \$57,000 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 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 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.

The adoption of the foregoing resolution was seconded by Co. Lasker and duly put to a vote on roll call, which resulted as follows:

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. (164-2007)

Co. Nowicki offered and Co. Lasker seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MARCH 20, 2007, AUTHORIZING THE ACQUISITION OF DOCUMENT IMAGING EQUIPMENT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$43,500, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$43,500 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 document imaging equipment. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$43,500 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$43,500 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 \$43,500 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

RESOLUTION NO. (164-2007) continued

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 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.

The adoption of the foregoing resolution was seconded by Co. Lasker and duly put to a vote on roll call, which resulted as follows:

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. (165-2007)

Co. Nowicki offered and Co. Lasker seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MARCH 20, 2007, AUTHORIZING THE CONSTRUCTION OF A STEEL PEDESTRIAN BRIDGE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$15,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$15,000 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 a steel pedestrian bridge. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$15,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$15,000 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 \$15,000 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. 10 of the Law, is twenty (20) 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 continued 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

RESOLUTION NO. (165-2007)

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.

The adoption of the foregoing resolution was seconded by Co. Lasker and duly put to a vote on roll call, which resulted as follows:

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. (166-2007)

Co. Nowicki offered and Co. Lasker seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MARCH 20, 2007, AUTHORIZING THE CONSTRUCTION OF IMPROVEMENTS TO GUIDE RAILS ON ROADS IN THE TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$37,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$37,000 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 improvements to guide rails on roads in the Town. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$37,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$37,000 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 \$37,000 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 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 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.

RESOLUTION NO. (166-2007) continued

The adoption of the foregoing resolution was seconded by Co. Lasker and duly put to a vote on roll call, which resulted as follows:

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. (167-2007)

Co. Nowicki offered and Co. Lasker seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MARCH 20, 2007, AUTHORIZING THE CONSTRUCTION OF IMPROVEMENTS TO THE HIGHWAY DEPARTMENT SALT DOME/PLOW SHOP, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$91,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$91,000 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 improvements to the Highway Department salt dome/plow shop. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$91,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$91,000 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 \$91,000 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. 12 (a) (3) 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 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.

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.

The adoption of the foregoing resolution was seconded by Co. Lasker and duly put to a vote on roll call, which resulted as follows:

On roll call the vote was as follows

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

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MARCH 20, 2007, AUTHORIZING THE CONSTRUCTION OF VARIOUS ROAD IMPROVEMENTS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$62,500, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$62,500 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 various road improvements. The aggregate estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$62,500 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$62,500 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 \$62,500 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. 20 (c) 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:

(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.

The adoption of the foregoing resolution was seconded by Co. Lasker and duly put to a vote on roll call, which resulted as follows:

On roll call the vote was as follows

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

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MARCH 20, 2007, AUTHORIZING THE ACQUISITION OF VARIOUS VEHICLES FOR USE BY THE TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$215,500, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$215,500 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 various vehicles for use by the Town. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$215,500 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$215,500 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

RESOLUTION NO. (169-2007) continued
become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$215,500 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. 77 of the Law, is three (3) 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 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.

The adoption of the foregoing resolution was seconded by Co. Lasker and duly put to a vote on roll call, which resulted as follows:

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. (170-2007)

Co. Nowicki offered and Co. Lasker seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MARCH 20, 2007, AUTHORIZING THE ACQUISITION OF VARIOUS TRUCKS FOR USE BY THE TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$156,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$156,000 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 acquire various trucks for use by the Town. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$156,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$156,000 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 \$156,000 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 purpose for which \$133,000 of said serial bonds are authorized to be issued, within the limitations of Section 11.00 a. 28 of the Law, is fifteen (15) years. The period of probable usefulness applicable to the purpose for which the \$23,000 balance of said serial bonds are authorized to be issued, within the limitations of Section 11.00 a. 28 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

RESOLUTION NO. (170-2007) continued

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:

- (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.

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.

The adoption of the foregoing resolution was seconded by Co. Lasker and duly put to a vote on roll call, which resulted as follows:

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. (171-2007)

Co. Nowicki offered and Co. Lasker seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MARCH 20, 2007, AUTHORIZING THE CONSTRUCTION OF VARIOUS DRAINAGE IMPROVEMENTS IN THE TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$323,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$323,000 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 various drainage improvements in the Town. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$323,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$323,000 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 \$323,000 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. 40 of the Law, is forty (40) 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

RESOLUTION NO. (171-2007) continued

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.

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.

The adoption of the foregoing resolution was seconded by Co. Lasker and duly put to a vote on roll call, which resulted as follows:

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. (172-2007)

Co. Nowicki offered and Co. Lasker seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MARCH 20, 2007, AUTHORIZING THE PREPARATION OF PLANS AND SPECIFICATIONS IN CONNECTION WITH THE PROPOSED CENTRAL NYACK DOWNTOWN REVITALIZATION, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$42,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$42,000 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 prepare plans and specifications in connection with the proposed Central Nyack Downtown Revitalization. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$42,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$42,000 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 \$42,000 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 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.

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.

RESOLUTION NO. (172-2007) continued

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.

The adoption of the foregoing resolution was seconded by Co. Lasker and duly put to a vote on roll call, which resulted as follows:

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. (173-2007)

Co. Nowicki offered and Co. Lasker seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MARCH 20, 2007, AUTHORIZING THE PREPARATION OF PLANS AND SPECIFICATIONS IN CONNECTION WITH THE PROPOSED CONSTRUCTION OF AN EMERGENCY SERVICES CELL TOWER, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$32,500, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$32,500 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 construction of an emergency services cell tower. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$32,500 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$32,500 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 \$32,500 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.

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.

The adoption of the foregoing resolution was seconded by Co. Lasker and duly put to a vote on roll call, which resulted as follows:

On roll call the vote was as follows

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

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AGREEMENTS FOR ECONOMIC ASSISTANCE FOR THE YEAR 2007

WHEREAS, certain non-for-profit organizations that have provided services to individuals and groups in the Town of Clarkstown have submitted requests for economic assistance for the year 2007, and

WHEREAS, the applications has been reviewed by the Town Attorney, who has determined that the services provided by the organizations set forth herein are in the public interest and qualifies for expenditure of public funds:

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement, in a form approved by the Town Attorney, with the following non-profit organizations to provide services and programs for residents of the Town of Clarkstown that are deemed beneficial to Town residents, and be it

FURTHER RESOLVED, that the Town Board shall allocate economic assistance for 2007 to the following non-profit organizations in the following amounts:

Albertus Magnus High School -Project Graduation	\$ 500.00
Association for the Visually Impaired, Inc.	\$ 500.00
Big Brothers Big Sisters of Rockland County, Inc.	\$ 500.00
Camp Venture, Inc.	\$ 2,500.00
CANDLE	\$20,000.00
Clarkstown Baseball Association	\$ 1,000.00
Clarkstown Community Task Force	\$ 4,500.00
Clarkstown Family Resource Center	\$ 4,500.00
Clarkstown High School North – Project Graduation	\$ 1,250.00
Clarkstown High School South – Project Graduation	\$ 1,250.00
Friends of the Nyacks	\$ 1,000.00
Friends of Rockland Lake, Inc.	\$ 500.00
Historical Society of Rockland	\$ 2,000.00
Home Aides of Rockland, Inc.	\$ 750.00
Jawonio, Inc.	\$ 2,500.00
Keep Rockland Beautiful	\$ 1,000.00
Literacy Volunteers of Rockland County	\$ 500.00
Martin Luther King Multi Purpose Center, Inc.	\$ 4,500.00
Meals on Wheels	\$ 6,000.00
Nanuet High School – Project Graduation	\$ 1,250.00
Nyack High School PTSA	\$ 1,250.00
People to People	\$ 500.00
Rockland Center for the Arts, Inc.	\$ 4,000.00
Rockland Center for Holocaust Studies	\$ 1,500.00
Rockland Community College Retired and Senior Volunteer Program (RSVP)	\$ 500.00
Rockland Community College Senior Citizens Club	\$ 2,500.00
Rockland County Council for Senior Citizens, Inc.- Foster Grandparent Program	\$ 500.00
Rockland Family Shelter	\$ 750.00
Rockland YM-YWHA (JCC-Y)	\$ 1,250.00
S.T.A.R. Kids	\$ 1,500.00
Summer Theatre Festival of Clarkstown, Inc.	\$ 500.00
T.O.U.C.H. of Rockland County, Inc.	\$ 2,500.00
Volunteer Counseling Service of Rockland County, Inc.	\$ 500.00
West Nyack Little League	\$ 1,000.00

and be it

FURTHER RESOLVED, that the funds are to assist in providing such services for the calendar year 2007 and shall be charged to Account No. A 8840-424.

On roll call the vote was as follows

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

RESOLUTION NO. (175-2007)
Co. Mandia offered and Co. Lasker seconded

RESOLUTION AUTHORIZING FIRE LANE DESIGNATIONS AT ROCKLAND JEWISH COMMUNITY CAMPUS

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

ROCKLAND JEWISH COMMUNITY CAMPUS
450 WEST NYACK ROAD
WEST NYACK, NY 10994
(52-A-3.2) (58.19-1-11)

By the installation of fire lane designated, and

WHEREAS, BARRY KANTROWITZ 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

RESOLUTION NO. (175-2007) continued

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. (176-2007)

Co. Nowicki offered and Co. Maloney seconded

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE TOWN OF RAMAPO TO PROVIDE FOR THE USE OF SPOOK ROCK GOLF COURSE BY CLARKSTOWN RESIDENTS

WHEREAS, the Town of Ramapo operates a municipal golf course known as the Spook Rock Golf Course, and WHEREAS, the Town of Clarkstown has requested that Clarkstown residents be granted the opportunity to use the golf course, and

WHEREAS, the Town of Ramapo has submitted an agreement to the Town of Clarkstown which provides for the use of its Spook Rock Golf Course to Clarkstown residents at discount rates;

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 Town of Ramapo, in a form approved by the Town Attorney, for use of the Town of Ramapo's Spook Rock Golf Course to Clarkstown residents at discount rates, 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. (177-2007)

Co. Nowicki offered and Co. Lasker seconded

RESOLUTION ACCEPTING PROPOSAL OF CLG FINANCIAL AND THE DUCEY AGENCY WITH RESPECT TO INSURANCE COVERAGE OF THE MINI-TRANS BUS SYSTEM OF THE TOWN OF CLARKSTOWN

RESOLVED, that at the recommendation of Robert S. Berdy, Insurance and Claims Manager, the Supervisor is hereby authorized to purchased through CLG Financial and the Ducey agency, insurance coverage for the Mini-Trans bus system of the Town of Clarkstown, including Automobile Liability, Automobile Physical Damage Coverage, and Automobile Excess Liability Coverage, for a period of one year, commencing (retroactively) from March 14, 2007 an expiring March 14, 2008, and be it

FURTHER RESOLVED, that the cost of insurance policies shall not exceed \$115,000 to be charged to Account No. CS 1910-420.

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. (178-2007)

Co. Mandia offered and Co. Lasker seconded

RESOLUTION AUTHORIZING CONDUCTION OF GEOTECHNICAL SUBSURFACE INVESTIGATIONS TO COMPLETE THE DESIGN OF THE TRIBUTARY TO THE HACKENSACK RIVER KNOW AS THE DEMAREST MILL CREEK WEST NYACK, NEW YORK

WHEREAS, Town Board Resolution 695-2004 authorized BRIAN BROOKER ASSOCIATES to be the consultant for engineering services to design and prepare Specifications to address the flooding of the tributary to the Hackensack River know as the Demarest Mill Creek (from Strawtown Road to the confluence at Hackensack River), and,

WHEREAS, Brian Brooker Associates has completed a preliminary design of the mitigation measures for the flooding of the tributary to the Hackensack River know as the Demarest Mill Creek and determined that subsurface soil investigations is required to complete the engineering design, and,

WHEREAS, the Brian Brooker Associates solicited a proposal to perform soil investigative work, and

WHEREAS, the Director of the Department of Environmental Control has reviewed said proposal and found it reasonable in terms of scope and price;

NOW, THEREFORE, BE IT RESOLVED that, based on said review, the Director of the Department of Environmental Control recommends that the Town Board retain the services of:

SOILTESTING, INC.
140 Oxford Road
Oxford, CT 05418-1943
Phone: (914) 627-0186

NOW THEREFORE, BE IT RESOLVED that the current allowance for this project be increased by an amount of \$4285.00 to cover this additional design fees; and

RESOLUTION NO. (178-2007) continued

BE IT FURTHER RESOLVED that this shall be a proper charge to account # H 8739-409-0-60-1.

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. (179-2007)

Co. Nowicki offered and Co. Lasker seconded

RESOLUTION ACCEPTING SEWER EASEMENT REGARDING C.F.F. DEVELOPMENT CORP. SITE PLAN – 35-A -23

WHEREAS, based upon the recommendation of the Department of Environmental Control and as a condition to the approval of the final map by the Planning Board with regard to a site plan known as C.F.F. Development Corp. (35-A-23) and more commonly known as Route 304, Bardonia, New York, Price Realty LLC had provided a Sewer Easement to the Town of Clarkstown, dated June 26, 1996, and

WHEREAS, the Deputy Director of the Department of Environmental Control has recommended acceptance of said conveyance; and the Town Attorney has advised that all documents are in proper legal form;

NOW, THEREFORE be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby accepts a Sewer Easement from Price Realty LLC in connection with C.F.F. Development Corp. site plan, and orders it recorded in the Rockland County Clerk's Office at the expense of the grantor.

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. (180-2007)

Co. Nowicki offered and Co. Lasker seconded

RESOLUTION ACCEPTING DEED FOR ROAD WIDENING REGARDING McDERMOTT APPEAL #3539 (51.05-1-74)

WHEREAS, based upon the recommendation of the Department of Environmental Control and as a condition of the Board of Appeals Decision, dated October 23, 2006, granting a variance to Robert J. McDermott, Jr. (51.05-1-74), Robert J. McDermott, Jr. has provided a Deed for a road widening strip for highway purposes along Red Hill Road, New City, New York, dated February 22, 2007, to the Town of Clarkstown, and

WHEREAS, the Town Attorney has advised that all documents are in proper legal form;

NOW, THEREFORE be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby accepts a Deed for a road widening strip for highway purposes from Robert J. McDermott, Jr. pursuant to Board of Appeals No. 3539, and orders it recorded in the Rockland County Clerk's Office at the expense of the grantor.

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. (181-2007)

Co. Maloney offered and Co. Mandia seconded

RESOLUTION GRANTING PERMISSION TO WEST NYACK FIRE ENGINE CO. #1 INC., TO HAVE A LICENSED FIREWORKS DISPLAY AT GERMONDS PARK, WEST NYACK, NY

WHEREAS, the West Nyack Fire Engine Co. #1 Inc. has requested permission to have a licensed fireworks display at Germonds Park, West Nyack, NY and hold a fair, and

WHEREAS, Police Chief Peter Noonan, Clarkstown Police Department, Keith Garrabrant, Emergency Management Coordinator, and Mark Papenmeyer, Chief Fire Safety Inspector, have reviewed the proposal and have advised that the proposed fireworks display shall be in compliance with the National Fire Protection Act and New York State Penal Law Section 405 and that adequate Police personnel will be available, and have recommended permission be granted for such fireworks display subject to certain conditions and compliance with all necessary public safety measures provided the display is held on May 12, 2007 (rain date May 13, 2007);

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby grants permission to West Nyack Fire Engine Co. #1 Inc. to sponsor a fireworks display at Germonds Park on May 12, 2007 (rain date May 13) at approximately 9:00 p.m., subject to the following conditions:

1. Compliance with New York State Penal Law S405 and the National Fire Protection Act, and
2. A Certificate of Insurance naming the Town of Clarkstown as an additional insured with coverage not less than \$3,000,000 and evidence of NYS Workers' Compensation and Disability Benefits coverage, and
3. An on site inspection by the Town of Clarkstown Fire Inspector prior to the fireworks display, and

RESOLUTION NO. (181-2007) continued

4. Provide a bond for the favor of the Town of Clarkstown in an amount not less than \$5,000 as provided by §405.00(4) Penal Law.

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. (182-2007)

Co. Lasker offered and Co. Maloney seconded

WHEREAS, the town has received \$3,788.71 from D.A.R.E. donations,
NOW THEREFORE BE IT,
RESOLVED, to increase Revenue Account A-01-9-2705-0 (General-Gifts & Donations) and Expense Account A-3230-319-0 (Police-Misc Supplies) by \$3,788.71 and
WHEREAS, various accounts require additional funding,
NOW THEREFORE BE IT,
RESOLVED, to decrease A-7020-110-0 (Recreation-Salaries) and increase A-3020-230-0 (Communications Equipment) by \$4,497.30.

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. (183-2007)

Co. Nowicki offered and Co. Maloney seconded

RESOLVED, that the resignation (by retirement) of Frank J. Ross, Jr., Police Officer – Clarkstown Police Department - is hereby accepted – effective and retroactive to March 16, 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. (184-2007)

Co. Nowicki offered and Co. Maloney seconded

RESOLVED, that the resignation (by retirement) of Patricia Betz, 50 Continental Road, Cornwall, New York, 12518 – Utility Services Coordinator – Consolidated Street Lights – is hereby accepted - effective and retroactive to March 6, 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. (185-2007)

Co. Nowicki offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby recognizes the appointment by the Superintendent of Highways of James E. Settles, 22 Simkin Avenue, New City, New York, to the position of Motor Equipment Operator I – Highway Department – at the 2006 annual salary of 36,154., effective April 9, 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. (186-2007)

Co. Nowicki offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby recognizes the appointment by the Superintendent of Highways of Patrick J. McNamara, 66 Schriever Lane, New City, N.Y., to the position of Motor Equipment Operator I – Highway Department – at the 2006 annual salary of \$36,154., effective April 9, 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. (187-2007)

Co. Nowicki offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby recognizes the appointment by the Parks Board and Recreation Commission of Johnny L. Jemison, 18 South Rte 303, Congers, N.Y., to the position of Senior Groundswoker – Parks Board and Recreation Commission – at the 2006 salary of \$58,822., effective and retroactive to March 5, 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. (188-2007)

Co. Nowicki offered and Co. Maloney seconded

RESOLVED, that Patsy A. DeSimone, 20 Park Avenue, Congers, New York – is hereby appointed to the position of (part time) Municipal Bus Driver – Mini Trans Department -at the 2006 hourly rate of \$16.60 - effective March 26, 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. (189-2007)

Co. Nowicki offered and Co. Maloney seconded

RESOLVED, that Michael J. Donovan, 88 Noyes Street, Pearl River, New York – is hereby appointed to the position of (part time) Municipal Bus Driver – Mini Trans Department –at the 2006 hourly rate of \$16.60 - effective March 26, 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. (190-2007)

Co. Nowicki offered and Co. Maloney 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, 13 North Rockland Avenue, Apt #2,Congers, New York – 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 March 27, 2007 to April 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. (191-2007)

Co. Nowicki offered and Co. Maloney seconded

RESOVLED, that Robert Johnson, 686 Cottage Lane,Valley Cottage, New York – is hereby reappointed to the position of Member – Fire Board of Appeals – at the 2007 annual salary of \$1,030., - term effective and retroactive to February 28, 2007 and to expire on February 27, 2010.

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. (192-2007)

Co. Lasker offered and Co. Maloney seconded

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF STATE GRANT FOR COMPREHENSIVE STUDY

WHEREAS, the Town Board adopted Resolution No. 761 on November 8, 2006, creating a Special Board to prepare propose amendments to the Clarkstown Comprehensive Plan, and

WHEREAS, Thomas P. Morahan, State Senator, has secured from the New York State Department of State an award to the Town in the amount of \$25,000.00 for the purpose of updating the Clarkstown Comprehensive Plan;

NOW, THEREFORE, be it

RESOLUTION NO. (192-2007) continued

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with the New York State Department of State, in a form approved by the Town Attorney, to obtain an award in the amount of \$25,000.00, for the purpose of updating the Clarkstown Comprehensive Plan, for the period April 1, 2006 to July 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. (193-2007)

Co. Lasker offered and Co. Maloney seconded

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF STATE GRANT FOR DOCUMENT IMAGING PROGRAM

WHEREAS, the Town Board adopted Resolution No. 112 on February, 13, 2007, authorizing the Director of Automated Systems to purchase a Document Imaging Program for various departments at a cost of \$81,125.00, and

WHEREAS, Thomas P. Morahan, State Senator, has secured from the New York State Department of State an award to the Town in the amount of \$38,000.00 to offset the cost of the program with respect to hardware only;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with the New York State Department of State, in a form approved b the Town Attorney, to obtain an award in the amount of \$38,000.00, for the purpose of purchasing hardware for the Document Imaging Program.

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. (194-2007)

Co. Nowicki offered and Co. Maloney seconded

RESOLUTION AUTHORIZING SURVEYING SURVICES FOR THE JERRYS AVENUE DRAINAGE IMPROVEMENTS PROJECT

WHEREAS, the Town Board authorized the construction of drainage improvements in the hamlet of Nanuet, known as Jerrys Avenue Drainage Improvements, and,

WHEREAS, as a part of said project, the Town will acquire a parcel of property from Wyeth for construction of a detention facility for the project which requires the preparation of a subdivision plat by a licensed Professional Land Surveyor for filing in the County Clerks Office, and

WHEREAS Director of Environmental Control has received a proposal from Edward T. Gannon, L.S. PLLC in the amount of \$2,800.00 to provide said services, which the Director finds reasonable in terms of scope and price;

NOW THEREFORE, BE IT RESOLVED that Town Board authorizes the Director of Environmental Control to retain the services of Edward T. Gannon, L.S. PLLC to provide survey and subdivision plat preparation services in accordance with their proposal received March 6, 2007, and

BE IT FURTHER RESOLVED that the cost shall not exceed \$2,800.00 without additional authorization by the Town Board, and

BE IT FURTHER RESOLVED that the total cost of said services shall be a proper charge to account number H-8736-409-0-67-20.

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. (195-2007)

Co. Lasker offered and Co. Mandia 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:

KJS HAULING & HOME IMPROVEMENTS
95 Maple Avenue
New City, NY 10956
Keith Schepis, President

JD BACKHOE
P.O. Box 342
Sparkill, NY 10976
Joseph D'Auria, President

MONSEY EXCAVATING
P.O. Box 677
Tallman, NY 10982
Albert Lepori, President

JGC HEATING
8 Fairmont Terrace
West Nyack, NY 10994
Gerard Campitiello, President

CAL MART CONSTRUCTION
357A Route 59
West Nyack, NY 10994
Martin Wortendyke, President

LEO BEGNOCHE III
LANDSCAPE CONTRACTORS
19 Westview Avenue
Congers, NY 10920

TRAVCON, INC.
375 Kings Highway
Valley Cottage, NY 10989
Vincent Travaglini, President

VICTOR P. ZUGIBE, INC.
66 West Railroad Avenue
Garnerville, NY 10923
Victor P. Zugibe, President

NOW, THEREFORE, be it
RESOLVED, that the following Certificates of Registration be issued:

- No. 07-12 KJS HAULING & HOME IMPROVEMENTS
- 07-14 CAL MART CONSTRUCTION
- 07-15 TRAVCON, INC.
- 07-16 JD BACKHOE
- 07-17 JGC HEATING, INC.
- 07-18 LEO BEGNOCHE III LANDSCAPE CONTRACTORS, INC.
- 07-19 VICTOR P. ZUGIBE, INC.
- 07-20 MONSEY EXCAVATING

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. (196-2007)
Co. Lasker offered and Co. Mandia seconded

RESOLUTION AMENDING RESOLUTION NO. 984-2004

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
 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 has submitted a proposal to perform the additional engineering services associated with the changes in project scope, which proposal has been 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;

NOW, THEREFORE, BE IT

RESOLVED, that Resolution No. 984-2004 is hereby amended as follows:

“RESOLVED, that the Town is hereby authorized 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 be it
 FURTHER RESOLVED, that said fee shall constitute a proper charge to Account No. H-8751-409-75-16.”

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. (197-2007)
Co. Nowicki offered and Co. Maloney seconded

RESOLUTION AUTHORIZING RELEASE OF ESCROW FUNDS CONCERNING GREG COMITO (59.15-1-9)

WHEREAS, Greg Comito provided escrow funds in the amount of \$14,300.00 as security for an Escrow Agreement required by the Town in connection with premises (59.15-1-9) located at 503 Mountainview Avenue, Valley Cottage, New York, and
 WHEREAS, the Town has already released \$9,000.00 of these funds to Mr. Comito with the approval of the Building Department and the Department of Environmental Control and Mr. Comito has now requested release of the balance of these escrow funds, and

WHEREAS, the Deputy Director of the Department of Environmental Control has reported some issues relating to run-off and icing which need to be addressed in connection with said premises, and

WHEREAS, the Town Attorney's Office has reviewed the Escrow Agreement and the issues raised by the Deputy Director of the Department of Environmental Control;

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation and report of Deputy Town Attorney Daniel N. Kraushaar, the Comptroller is authorized to release the balance of the escrow funds still being held as security for the Escrow Agreement to Mr. Comito, and be it

FURTHER RESOLVED, that, as per Deputy Town Attorney Daniel N. Kraushaar's February 15, 2007 memorandum, the Building Department is hereby directed to investigate conditions at the site and determine whether violations should be issued against the property owner(s).

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. (198-2007)
Co. Mandia offered and Co. Lasker seconded

WHEREAS, the Town of Clarkstown awarded Bid #33-2006 (Clarkstown Police Department CCTV System Upgrade DVR) to Fire Response, Inc. (bidder) by Resolution #777-2006 dated 11/17/06, and
WHEREAS, the bidder was required to either be certified with reference to 49 CFR 23.67 (Participation by Disadvantaged Business Enterprises, "DBE" in Department of Transportation (DOT) programs or to submit evidence of good faith efforts toward meeting said DBE participation, and
WHEREAS, the bidder stated in the bid documents that it is not certified under the DBE programs and has since failed to submit evidence of good faith efforts toward meeting said DBE participation and
WHEREAS, as a result, the Town of Clarkstown will not qualify for a DOT grant for the bid without such good faith evidence, and
WHEREAS, the Deputy Town Attorney – Purchasing recommends that the Purchasing Department be authorized to re-advertise for bids, now therefore
BE IT RESOLVED, that the Purchasing Department is authorized to re-advertise for bids for
 BID #33A-2006 – CLARKSTOWN POLICE DEPARTMENT CCTV SYSTEM UPGRADE DVR
with a bid opening date and time to be determined.

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. (199-2007)
Co. Mandia offered and Co. Lasker seconded

WHEREAS, the Town of Clarkstown solicited bids for Bid #34-2006 – Fiber Optic Cable and Maintenance, and
WHEREAS, only one bid was received, and
WHEREAS, the bidder has failed to comply with the requirements of the Disadvantaged Business Enterprises in Department of Transportation (DOT) programs, and
WHEREAS, as a result, the Town of Clarkstown will not qualify for a DOT grant for said contract, and
WHEREAS, the Deputy Town Attorney – Purchasing recommends that the Purchasing Department be authorized to re-advertise for bids, now therefore
BE IT RESOLVED, that the Purchasing Department is authorized to re-advertise for bids for
 BID #34A-2006 – FIBER OPTIC CABLE AND MAINTENANCE FOR THE CLARKSTOWN POLICE DEPARTMENT
with a bid opening date and time to be determined.

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. (200-2007)
Co. Lasker offered and Co. Maloney seconded

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

BID #55-2006 – PURCHASE OF SIGNS FOR COMMUTER PARKING LOTS

is hereby awarded to: AMERICAN WOODCARVING LLC
 21 POMPTON PLAINS X-ROAD
 WAYNE, NJ 07470
 MICHAEL HOLST

at a total price not to exceed \$61,106.00 and be it
FURTHER RESOLVED, that the Town will be reimbursed for this expenditure by 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

RESOLVED, that based upon the recommendation of the Deputy Town Attorney- Purchasing and the Clerk of the Works that
BID # 17-2007 – REPLACE SIX ROOF DRAINS CLARKSTOWN TOWN HALL – 10 MAPLE AVENUE, NEW CITY

is hereby awarded to: LORENCIN CONTRACTING
 17 SCHRIEVER LANE
 NEW CITY, NY 10956
PRINCIPAL: LORRAINE DI NARDI, PRESIDENT

as per their proposed project cost of \$17,900.00 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 Clerk of the Works, and be it
FURTHER RESOLVED, that said award shall constitute a proper charge to Account Number H 8754 400 409 0 78 42
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. (202-2007)
Co. Lasker offered and Co. Maloney seconded

RESOLVED, that based upon the recommendation of the Deputy Town Attorney- Purchasing and the Director of the Department of Environmental Control that

BID # 18-2007 – WEED CONTROL SPRAYING

is hereby awarded to: SECOND NATURE LAWN CARE, INC.
 54 CENTER STREET
 PEARL RIVER, NY 10965
PRINCIPAL: BRYAN R. BEAUDRY, PRESIDENT

as per their proposed project cost of \$47,975.00 and be it
FURTHER RESOLVED, that the Town shall have the option to extend the agreement an additional three years and be it
FURTHER RESOLVED, that changes in contract prices from 2008 through 2010 shall be based on the Consumer Price Index (CPI) 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 Department of Environmental Control
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. (203-2007)
Co. Mandia offered and Co. Nowicki seconded

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH CUMBERLAND FARMS, INC.

WHEREAS, the Town intends to undertake improvements to its municipal stormwater drainage system servicing properties in the vicinity of New valley Road and Little Tor Road, known as Phase II of the New Valley Drainage Extension, and WHEREAS, Cumberland Farms, Inc. ("CFI"), the owner of property located at 279 Little Tor Road New City, has agreed to remediate any petroleum discharges that may exist on said property due to action or inactions of predecessors in title, including through the use of a groundwater treatment system installed on the property, and WHEREAS, the Town is concerned that potential untreated groundwater may flow into the Town's New Valley Road drainage

RESOLUTION NO. (203-2007) continued

system during high water table conditions and seeks to prevent that situation from occurring by construction a groundwater interceptor system, and

WHEREAS, said project was sent out to bid;

NOW, THEREFORE, be it

RESOLVED, the Town Board hereby authorizes the Supervisor to enter into an agreement with Cumberland Farms, Inc., in a form approved by the Town Attorney, whereby the Town agrees to construct an Interceptor System in the course of making improvements to its existing New Valley Road stormwater drainage system, and Cumberland Farms, Inc. shall pay to the Town of Clarkstown an amount equal to that portion of the bid award which covers the construction of the Interceptor System.

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. (204-2007)

Co. Lasker offered and Co. Mandia seconded

RESOLUTION AUTHORIZING STORM DRAIN REPAIRS WITHIN AN EXISTING DRAINAGE EASEMENT AT 186 WEST MARY LANE, VALLEY COTTAGE

Whereas, sinkholes exist adjacent to a catch basin located within an existing Town drainage easement at 186 West Mary Lane in Valley Cottage; and

Whereas, said sinkholes represent a potential hazard to the residents residing at that address; and

Whereas, the Department of Environmental Control has solicited proposals from three (3) qualified contractors to expose the problem and effect necessary repairs to alleviate said hazardous condition; and

Whereas, the Department of Environmental Control has received three (3) proposals in response to its solicitation; and

Whereas, the Department of Environmental Control has reviewed the proposals and finds them to be acceptable;

Know, Therefore, Be It Resolved that the Department of Environmental Control recommends that the Town Board of The Town of Clarkstown retain the services of

Environmental Construction, Inc.
P.O. Box 563
Stony Point, New York 10980

to perform the necessary repairs in accordance with their proposal for the amount of \$3,800.00; and

Be It Further Resolved that the amount for this work shall not be increased without further resolution by the Town Board of the Town of Clarkstown; and

Be It Further Resolved that this shall be a proper charge to account # A – 8730 - 432.

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. (205-2007)

Co. Nowicki offered and Co. Lasker seconded

RESOLUTION AUTHORIZING A SPECIAL MEETING OF THE CLARKSTOWN TOWN BOARD

RESOLVED, that the Town Board hereby authorizes a special Town Board Meeting for March 27, 2007, at 7:30 p.m., to be held in Room 311 of the Clarkstown Town Hall, 10 Maple Avenue, New City, New York, to consider accepting the Final Environmental Impact Statement prepared in connection with the proposed AAR Zone, as well as any other matters the Town wishes to place on the agenda.

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. (206-2007)

Co. Nowicki offered and Co. Lasker seconded

RESOLUTION AUTHORIZING AGREEMENT WITH VERIZON, INC.

WHEREAS, the Clarkstown Police Department is in need of additional employee parking; and

WHEREAS, Deputy Town Attorney Richard Glickel has been in negotiations with Verizon, Inc. regarding utilizing a portion of Verizon’s parcel located next to the Police Department for additional parking; and

WHEREAS, Verizon has agreed to lease a portion of said parcel to the Town, and the Town has agreed to pay for the cost of improving said parcel;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is hereby authorized to enter into a lease agreement, in a form approved by the Town Attorney, with Verizon, Inc., which agreement shall provide that the Town shall pave and maintain the leased parcel and in return shall be entitled to occupy said parcel rent free for the first ten (10) years of said lease.

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. (207-2007)
Co. Nowicki offered and Co. Lasker seconded

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AGREEMENT WITH SARATOGA ASSOCIATES
TO CONDUCT ECONOMIC DEVELOPMENT STUDY

WHEREAS, in June 2006, the Town of Clarkstown issued Request for Qualifications 2006-1P, in which the Town sought information from qualified consulting firms or teams with the goal of developing an economic development plan for the Town of Clarkstown; and

WHEREAS, the Town received ten (10) responses to such solicitation; and

WHEREAS, an ad-hoc committee comprised of the Town Planner, Director of Finance, Town Councilwoman Nowicki and Town Board Constituent Services Representative; and

WHEREAS, upon a thorough review of all proposals, the committee recommends that the Town Board retain the services of Saratoga Associates as per their January 25, 2007 proposal;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement, in a form approved by the Town Attorney, with Saratoga Associates, 443 Broadway

Saratoga Springs, NY 12866, to conduct an economic development study as per their January 25, 2007 proposal; and be it

FURTHER RESOLVED, that the fee for said services shall not exceed \$130,000 without further authorization from the Town Board and shall constitute a proper charge to A-1990-505-0.

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. (208-2007)
Co. Nowicki offered and Co. Lasker seconded

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH BEHAN PLANNING ASSOCIATES,
LLC TO PROVIDE PROFESSIONAL SERVICES IN CONNECTION WITH THE NEW CITY HAMLET REVITALIZATION PROJECT

WHEREAS, by Resolution No. 944-2005, adopted December 30, 2005, the Town Board authorized the Supervisor to enter into an agreement with Behan Planning Associates, LLC to conduct a visioning process for land use planning in downtown New City; and

WHEREAS, by Resolution No. 724-2006, adopted October 17, 2006, the Town Board amended Resolution No. 944-2005 and authorized the retention of Behan Planning Associates, LLC to perform additional services in connection with the New City Hamlet Revitalization Project; and

WHEREAS, the results of the New City Vision Plan require substantial modifications of the New City Hamlet Revitalization Project plans and specifications; and

WHEREAS, Behan Planning Associates, LLC has submitted a proposal to oversee the preparation of the plans and specifications for the New City Hamlet Revitalization Project, which proposal includes the architect/engineering costs; and

WHEREAS, the proposal has been reviewed by the Clerk of the Works, who finds such proposal reasonable in terms of scope and price;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with Behan Planning Associates, LLC to provide professional services as per their March 16, 2007 proposal, including the design of streetscape improvements and the preparation of contract documents for the New City Hamlet Revitalization Project; and be it

FURTHER RESOLVED, that the cost of said services shall not exceed \$485,000 without further authorization from the Town Board and shall constitute a proper charge to account no. H 5111-409-0-4-16.

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. (209-2007)
Co. Lasker offered and Co. Mandia seconded

RESOLVED, that based upon the recommendation of the Deputy Town Attorney- Purchasing and the Clarkstown Police Department that

BID # 23-2007 – ELECTRICAL SERVICES: REMOVAL AND DISPOSAL OF EXISTING UPS (UNINTERRUPTIBLE POWER SUPPLY) SYSTEM AND THE INSTALLATION OF NEW TOWN SUPPLIED UPS SYSTEM FOR THE CLARKSTOWN POLICE DEPARTMENT

RESOLUTION NO. (209-2007) continued

is hereby awarded to: FRAN CORPORATION
D/B/A ALL BRIGHT ELECTRIC
100 SNAKE HILL ROAD
WEST NYACK, NY 10994
PRINCIPAL: HOWARD HELLMAN, CHAIRMAN

as per their proposed project cost of \$27,997.00 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 Police Department, and be it

FURTHER RESOLVED, that said award shall constitute a proper charge to Account Number 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. (210-2007)

Co. Nowicki offered and Co. Lasker seconded

RESOLUTION SETTING A PUBLIC HEARING WITH RESPECT TO AN EXTENSION OF THE MORATORIUM ON WIRELESS COMMUNICATIONS FACILITIES FOR FORTY-FIVE DAYS

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 LOCAL LAW NO. 1-2007 EXTENDING TEMPORARY MORATORIUM ON WIRELESS COMMUNICATIONS FACILITIES FOR FORTY-FIVE DAYS”

and

WHEREAS, the Town Board adopted Local Law No. 7-2006 on May 9, 2006, to establish temporary moratorium for the processing, approval and construction of Wireless Communications Facilities for a period of 180 days, pending the determination of the need for, and adoption of, revision of the Wireless Communications Facilities Law and related issues and concerns, and

WHEREAS, the Town Board adopted Local Law No. 13 on October 24, 2006, to extend temporary moratorium period for an additional 90 days, and

WHEREAS, on January 23, 2007, a public hearing was held to consider proposed amendments to Town Code Chapter 251, the “Wireless Communications Facilities Law,” and at the public hearing, counsel for several wireless carriers requested additional time to review and comment on the proposed local law, and

WHEREAS, the Town Board adopted Local Law No. 1 on February 13, 2007, to extend temporary moratorium period for an additional 60 days, and

WHEREAS, the current moratorium expires on April 13, 2007, and

WHEREAS, the purpose of this local law is to establish an additional forty-five days interim provision for the approval and construction of Wireless Communications Services Facilities pending the receipt of comments and input from the various wireless carriers;

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 April 17, 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. (211-2007)

Co. Lasker offered and Co. Nowicki seconded

RESOLUTION REFERRING AMENDMENT TO THE TOWN OF CLARKSTOWN ZONING MAP OF THE ZONING LOCAL LAW

WHEREAS, a comprehensive amendment to the Zoning Local Law of the Town of Clarkstown was adopted by the Town Board on June 30, 1967, which included the Zoning Map of the Town, and said Zoning Local Law was further amended on January 26, 1977, and

WHEREAS, the Rockland County Department of Planning, with the benefit of Geographic Information System (GIS) tax parcel information, has prepared an updated zoning map for the Town of Clarkstown; and

RESOLUTION NO. (211-2007) continued

WHEREAS, the updated zoning map is based upon the latest available base information and incorporates amended zoning boundaries based upon previously passed resolutions; and

WHEREAS, adoption of the updated map will not alter existing zoning; and

WHEREAS, the Town Board is considering amending the Zoning Local Law 290-8 to designate the updated zoning map prepared by the Rockland County Planning Department as the Official Zoning Map;

NOW, THEREFORE, be it

RESOLVED, that a public hearing pursuant to Section 264 of the Town Law be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on April 17, 2007, at 8:00 P.M., or as soon thereafter as possible to consider the adoption of the proposed amendment to section 290-8 of the Zoning Local Law the Town of Clarkstown to adopt the updated Zoning Map, a copy of which is on filed in the Town Clerk's Office, and be it

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

FURTHER RESOLVED, that the Town Attorney of the Town of Clarkstown 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 same manner provided by law and file proof thereof in the Office of 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

The Supervisor opened the meeting for general public comments.

Steven Levine- Congers

When are we going to stop illegal dumping on Massachusetts Avenue in Congers? 139 Massachusetts Avenue has been dumping illegally, which may pose a health hazard, since we still don't know what was dumped.

On motion of Co. Mandia, seconded by Co. Maloney, and unanimously adopted, Town Board Meeting was closed 10:15PM

Respectfully submitted,

David Carlucci
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING #1

Town Hall

3/20/2007

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

Re: Continued from 2/13/07 – Request of Cambridge Press to amend Zoning Local Law dealing with uses in the LO Zoning District.

On motion of Co. Maloney, seconded by Co. Lasker, hearing opened 8:00 P.M.

Amy Mele- Town Attorney

Gave an overview of the proposal. Stated the hearing should be continued to April 17, 2007.

On motion of Co. Maloney, seconded by Co. Lasker, hearing continued to April 17, 2007. RESOLUTION NO. (151-2007).

Respectfully submitted,

David Carlucci
Town Clerk

RESOLUTION NO. (151-2007)

TOWN OF CLARKSTOWN
PUBLIC HEARING #2

Town Hall

3/20/2007

8:03 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: Petition of DePaulis for zone change (LO to RS) for property located at 343 Route 9W, Congers.

On motion of Co. Nowicki, seconded by Co. Maloney, hearing opened 8:03 P.M. On motion of Co. Nowicki, seconded by Co. Lasker, closed 8:11P.M. RESOLUTION NO. (152-2007) unanimously adopted.

Amy Mele- Town Attorney

Gave an overview of the proposal and recommended its approval. Stated the proposal was referred to the Rockland County Planning Department and read their recommendations into the record, (on file with Town Clerk).

Joe Simoes- Town Planner

Read the recommendations of the Town Planning Board into the record, (on file with Town Clerk).

Ira Emanuel- Attorney representing applicant

Urged the Town Board to grant the application.

There being no one wishing to be further heard, on motion of Co. Nowicki, seconded by Co. Lasker, and unanimously adopted, the public hearing was closed 8:11P.M.

Respectfully submitted,

David Carlucci
Town Clerk

RESOLUTION NO. (152-2007)

TOWN OF CLARKSTOWN
PUBLIC HEARING #3

Town Hall

3/20/2007

8:11 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 2/13/07 – Proposed local law to amend Local Law No. 2-1974 as amended, to create AAR (Active Adult Residential) Zoning District.

On motion of Co. Lasker, seconded by Co. Mandia, hearing opened 8:11 P.M. On motion of Co. Nowicki, seconded by Co. Maloney, hearing continued to April 17, 2007. RESOLUTION NO. (153-2007)

Amy Mele- Town Attorney

Gave an overview of the proposal. Stated for the record that the Planning Board's comments were reported to the Town Board at its May 13, 2006 workshop. Read into the record, (on file with Town Clerk), a memo from the Housing Action Council dated June 20, 2006, (included in Appendix E of the DGEIS). Read the recommendations into the record of the Rockland County Planning Department, (on file with Town Clerk). New draft of proposed local law was issued on March 8, 2007 and posted on the town clerk's web site, www.clarkstownclerk.com. Referred to letters received by various individuals, which raised concerns about the proposal, (on file with Town Clerk), and suggested that the Town Board direct Tim Miller Associates to draft a new DGEIS addressing those concerns. Stated the hearing should be continued to April 17, 2007.

Shirley Thormann, Chairwoman, Planning Board

Gave a summary of the recommendations of the Town Planning Board.

Barry Moskowitz- New City

Spoke against the proposal.

Diane Steinberg- Nanuet

Spoke in favor of the proposal.

Maureen O'Connor- New City

Spoke against the proposal.

Barry Warner- New City

Asked how many possible parcels are there?

Ann Cutignola- Representative of Tim Miller Associates [Prepared Draft Generic Environmental Impact Statement (DGEIS) WITH RESPECT TO AAR Zoning District]

Stated that 31 parcels are eligible right now on the map.

Rosalyn Zucker - New City

Spoke in support of proposal.

Penny Leonard- Congers

Spoke against the proposal. Correspondence with Town Board, (on file with Town Clerk).

Donna Healy- Nanuet

Spoke against the proposal. Stated she doesn't see any restrictions in this law.

Joe Simoes- Town Planner

Stated there would be restrictions on the size of the units and that each property would have restrictions. You can have up to a 100% density bonus, depending on the property. The proposal only allows for 800 units total for all eligible parcels.

Co. Mandia

The Superintendent of schools in Nanuet came to us saying this would help with the overcrowding in the schools, by virtue of having 55 and over housing, which doesn't bring more children into the district. The district doesn't want to spend another 25 million dollars, like they did with St. Agatha's. These AAR units would have private roads, private garbage pick-up, private street lights, and all the building maintenance standards of other condos in the area. They won't affect your taxes, because they bring in their own private services, but will bring in a ton of tax money for the non-Homestead base in Clarkstown. This is not downzoning; this is upzoning. This kind of housing can be more beneficial than some businesses, both environmentally, due to lower traffic flow, and from the tax revenue. Many volunteers, our first responders, need affordable housing, but it was not done because the neighbors did not want it. Volunteers who have moved away want to come back, but we need the affordable housing. Once the the housing is built, the neighbors will see how nice it will be.

Maryellen Sher- New City

Stated she lived in Clarkstown for over 50 years. Her husband delivered many of the babies born in Clarkstown. She and her husband had difficulty taking care of their home and wanted housing like this so they could stay in Clarkstown. Her husband waited and waited for such housing to become available, but recently passed away prior to its materialization. Mrs. Sher asked the Town Board to pass this proposal, so that seniors like her, could stay in Clarkstown and not need to worry about the upkeep of a house.

Daryl Willenbrink- New City

What needs to be built are 2 and 3 bedroom one-level, ranches, not highrises with steps and not on the Applebaum property.

Steven Levine- Congers

Spoke against the floating zone aspect of the proposal. Instead, there should be a few specific parcels.

Joe Simoes- Town Planner

The floating zone is not for special permit. Any developer can come before the Town Board with a petition to downzone. This actually guides it, in terms of who can come forward with a petition with specifics. The law deals with many different developments. It's all site specific.

Warren Kossin- New City

Spoke against the proposal. Asked what is the least number of affordable housing that a builder can build? Co. Mandia Responded that there is none, but they will not get a density bonus and will have to contribute hundreds of thousands of dollars into a fund that is going to be kept to build affordable senior housing, something like Middlewood or volunteer housing.

Supervisor Gromack

Gave account of the lengthy process involved in bringing the AAR to fruition and the revitalization efforts that this Town Board has been implementing in the Town of Clarkstown.

Aubrey Jasper- New City

Expressed concerns about traffic and the need for a traffic light at New City Condos if AAR development is built nearby, as driving is already hazardous in that area. Also concerned about water capacity in the area.

Co. Lasker

We are trying to balance the needs of everybody.

Ann Cutignola- Representative of Tim Miller Associates

United Water is exploring new water possibilities. Each project will be reviewed, including traffic and water studies. There will be sufficient water.

Carol Jigargian- New City

I'm glad about the law for tree preservation. The Town Board should carefully consider what they are going to do. Flat, one story places should be built, not buildings with elevators.

Dolf Brodeur- New City

Spoke in favor of the proposal.

Peter Vetro- President, Little Tor Neighbors Association

Spoke about concerns regarding Raffia property on Schriever Lane. Wants to live in Clarkstown, but will probably be taxed out. We want to do what's right for the seniors, but when we moved here, we expected a certain quality of life. We don't want that tramped on. We want it done right for everyone.

There being no one wishing to be further heard, on motion of Co. Nowicki, seconded by Co. Maloney, and unanimously adopted, the public hearing was continued to April 17, 2007.

Respectfully submitted,

David Carlucci
Town Clerk

RESOLUTION NO. (153-2007)

TOWN OF CLARKSTOWN
PUBLIC HEARING #4
3/20/2007

Town Hall

10:00 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

Re: Proposed local law amending Chapter 42 (Planning Board & Board of Appeals) of the Clarkstown Town code to amend requirements for members of Planning & Zoning Boards to be consistent with State Law and Rockland Municipal Planning Federation.

On motion of Co. Mandia, seconded by Co. Lasker, hearing opened 10:00 P.M.

There being no one wishing to be heard, on motion of Co. Lasker, seconded by Co. Maloney, hearing closed 10:01P.M.
RESOLUTION NO. (154-2007) unanimously adopted.

Respectfully submitted,

David Carlucci
Town Clerk

RESOLUTION NO. (154-2007)