

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

7/2/2013

8:00 pm

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

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

On motion of Co. Hoehmann, seconded by Co. Lasker the continuation of the public hearing:
Re: Proposed Local Law Amending Chapter 290-3 (Definitions) was opened, time: 8:00 pm,
closed, 8:05 pm

RESOLUTION NO.(245-2013) ADOPTED

On motion of Co. Hoehmann, seconded by Co. Hausner the public hearing Re: Proposed Local
Law Amending Chapters 5, 93,173, 198, 220, 224, 240, 243, 244, 249A, 270, 278, 290, A295,
A308 and Deleting Chapters 180, 231, 239, 248, 249 and 263 was opened, time 8:06 pm,
CONTINUED to next Town Board Meeting, time: 8:16 pm

RESOLUTION NO. (246-2013) ADOPTED

The Supervisor opened the meeting for comments on the agenda items.

Joe Ciardullo, New City
Inquired about Item 13, Bonding for Town Community Centers.

Amy Durbin, Congers
Asked for clarification on Item 2, Personnel Changes, Item 6c, Mediastar Agreement and
Item12, Central Nyack Drainage.

Marge Hook, New City
Regarding Item 7, asked if permission to dispense alcohol has been done in the past and asked
for clarification of Item 21, Tree Stump Removal.

Tom Nimick, New City
Asked about Item 8, generator for Town Hall. He pointed out a typographical error on the
agenda regarding Items 9d & 9e. Regarding Item 13, Bonds, he asked about extension of term to
15 years and for clarification of "permissive referendum" Regarding Item 19, Employment
Agreement, he inquired about the yearly 2% increase.

Frank Grandel, New City
He asked for clarification on Item 13, Street Lighting, Item 16, Congers Lake Trailway and Item
19, term of appointment for Tax Assessor.

Supervisor Gromack explained that Item 2 deals with the resignations of 2 part-time bus
employees and a leave of absence for a recreation employee. Item 7, Permission to Dispense
Alcohol, has been done in past. Regarding Item 8, Town Hall Generator, we are hoping to get
this under a New York State grant.

Town Attorney Mele explained that Item 6c, was for funding with respect to completion of the
Town TV studio and that Items 9d and 9e were for 2 tax certioraris. As far as Items 13a and 13 b,

she explained that certain improvements would be more appropriately amortized over 15 years and that a permissive referendum provides that the matter can be placed on the ballot if there is a petition signed by a certain percentage of the voters.

The Supervisor explained that Item 16 is an amendment for some additional work on the Congers Lake Trail. Regarding Item 19, Employment Agreement, he explained that New York State requires a six year term for the Tax Assessor and the 2% increase was negotiated by our labor attorney.

Highway Superintendent Ballard explained the need for the stump grinding resolution, Item 21.

Regarding Item 12, Central Nyack Drainage Improvement Bid, the Supervisor explained that this project dates back to 2005 and he gave a list of over 20 public meetings that were held regarding this. The Public Works Administrator, Ed Lettre, spoke of the need for the project in order to mitigate flooding problems in this area. He gave a synopsis of Phase 1 of the project and explained what is being considered tonight in Phase 2 including flood mitigation, streetscapes, ADA compliant sidewalks, new lighting, bus stop, benches, etc. Deputy Environmental Director, Dennis Letson, gave an explanation of drainage and infrastructure problems in this area and stated he feels this is the most effective way to mitigate these problems.

Tom Nimick, New City

He asked if this project was awarded to the lowest bidder and the Supervisor confirmed that it was.

Shirley Washington, Central Nyack

She expressed her support of these ongoing projects in Central Nyack.

RESOLUTION NO. (245-2013)

Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, a proposed local law entitled,

"A LOCAL LAW AMENDING CHAPTER 290-3 (DEFINITIONS) OF THE TOWN CODE OF THE TOWN OF CLARKSTOWN"

was introduced by Councilperson Hoehmann at a Town Board meeting held on May 7, 2013, and

WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on May 7, 2013, directed that a public hearing be held on June 4, 2013, at 8:00 p.m., or as soon thereafter as possible, relative to such proposed local law, and

WHEREAS, a public hearing was held by the Town Board of the Town of Clarkstown on June 4, 2013, and said public hearing was continued to July 2, 2013, and

WHEREAS, notices of said hearing and continuation of hearing were duly prepared and published in the Journal News on May 28, 2013 and June 24, 2013 respectively, and

WHEREAS, by resolution adopted May 7, 2013, the Town Board referred the proposed local law to the Clarkstown Planning Board for their comment, pursuant to §290-33 of the Zoning Local Law of the Town of Clarkstown, and to the Rockland County Commissioner of Planning, pursuant to General Municipal Law §§239-1 & m, and

WHEREAS, a copy of the proposed local law was placed on the desks of the Supervisor and the Councilpersons at their office at the Clarkstown Town Hall, 10 Maple Avenue, New City, New York, on May 24, 2013, and

WHEREAS, a copy of a revised proposed local law in final form was placed on the desks of the Supervisor and the Councilpersons at their office at the Clarkstown Town Hall, 10 Maple Avenue, New City, New York, on June 24, 2013, and

RESOLUTION NO. (245-2013) continued

WHEREAS, the Town Board of the Town of Clarkstown has reviewed the Environmental Assessment Form and proposed Negative Declaration, prepared by Jose Simoes, Principal Planner for the Town of Clarkstown, as agent for the Town Board, pursuant to SEQRA, which the Board has discussed and considered in making its decision herein, and

WHEREAS, the Rockland County Planning Department provided their written report on May 29, 2013 recommending approval of the proposed local law since it will have no adverse impacts on any County-wide interests and remanding it for local determination, and

WHEREAS, Jose Simoes, Town Planner, by memo dated June 20, 2013, found that the proposed local law is a minor text amendment to the definitions of "lot coverage" and "building coverage", which will not adversely affect the environment, and

WHEREAS, by resolution dated May 22, 2013, the Town of Clarkstown Planning Board recommended in favor of the proposed local law;

NOW, THEREFORE, be it

RESOLVED, that based upon the EAF prepared by Jose Simoes, Principal Planner, acting as agent to the Town Board as lead agency, it is hereby determined that (1) the proposed action is an unlisted action under SEQRA, and (2) the proposed action does not have the potential to adversely impact the environment, and be it

FURTHER RESOLVED, that the Town Board has reviewed and hereby accepts the attached Negative Declaration, and directs that same be filed, distributed and published pursuant to 6 NYCRR Part 617.7(b), and be it

FURTHER RESOLVED, that Local Law No. – 2013 entitled:

"A LOCAL LAW AMENDING CHAPTER 290-3 (DEFINITIONS) OF THE TOWN CODE OF THE TOWN OF CLARKSTOWN"

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

On roll call the vote was as follows:

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

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

RESOLUTION NO. (246-2013)

Co. Hausner offered and Co. Hoehmann seconded

WHEREAS, a proposed local law entitled,

“A LOCAL LAW AMENDING CHAPTERS 5 (ARCHITECTURE AND LANDSCAPE COMMISSION), 93 (ALCOHOLIC BEVERAGES), 173 (LITTERING AND POSTING), 198 (PARENTAL RESPONSIBILITY), 220 (QUARRYING AND BLASTING), 224 (RECORDS), 240 (SHOPPING CENTER PARKING AREAS), 243 (SIGNS), 244 (SIGN CONTRACTORS, LICENSING OF), 249A (STORMWATER MANAGEMENT), 270 (TREE PRESERVATION), 278 (VEHICLES AND TRAFFIC), 290 (ZONING) TO INCORPORATE 249 (SPECIAL PERMITS) IN ITS ENTIRETY, A295 (BOARD OF APPEALS RULES) AND A308 (PUBLIC IMPROVEMENTS, PROCEDURE FOR ACCEPTANCE), AND DELETING CHAPTERS 180 (MEMORIAL DAY ACTIVITIES), 231 (SANITARY LANDFILLS), 239 (SHOPPING CARTS), 248 (SOLID WASTE TRANSPORTATION AND DISPOSAL), 249 (SPECIAL PERMITS) AND 263 (TAXICABS) OF THE CODE OF THE TOWN OF CLARKSTOWN”

was introduced by Councilperson Hoehmann at a Town Board meeting held on May 7, 2013, and

RESOLUTION NO. (246-2013) continued

WHEREAS, on July 2, 2013, a 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 August 20, 2013 to allow more time for the Town Board to review said proposed local law and to consider the public's comments;

NOW, THEREFORE, be it

RESOLVED, that the continuation of the public hearing, pursuant to §20 of the Municipal Home Rule Law, be held at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York on August 20, 2013, 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. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner. Yes
- Supervisor Gromack Yes

RESOLUTION NO. 247(-2013)

Co. Hoehmann offered and Co. Hausner seconded

RESOLVED, that the Town Board Minutes of June 4, 2013 are hereby accepted as submitted by the Town Clerk.

On roll call the vote was as follows:

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

RESOLUTION NO. (248-2013)

Co. Lasker offered and Co. Hoehmann seconded

RESOLVED, that the resignation of Camillo Ciro, 60 Lief Boulevard, Congers, New York – Municipal Bus Driver (part time) – Clarkstown Municipal Transportation is hereby accepted effective and retroactive to April 25, 2013.

On roll call the vote was as follows:

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

RESOLUTION NO. (249-2013)

Co. Lasker offered and Co. Hoehmann seconded

RESOLVED, that the resignation of Frank E. Fee, 34 Beechwood Drive, Congers, New York – Municipal Bus Driver (part time) – Clarkstown Municipal Transportation is hereby accepted effective and retroactive to May 18, 2013.

On roll call the vote was as follows:

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

RESOLUTION NO. (250-2013)

Co. Lasker offered and Co. Hoehmann 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 C.S.E.A., Anthony J. Pagliuca, 173 Massachusetts Avenue, Congers, New York – Groundskeeper – Parks and Recreation Department is hereby granted a Sick Leave of Absence at one-half pay effective and retroactive to June 23, 2013 thru July 23, 2013.

On roll call the vote was as follows:

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

RESOLUTION NO. (251-2013)

Co. Borelli offered and Co. Lasker seconded

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

WHEREAS, the following group wishes to adopt a specified Town location for an additional two year period beginning July 21, 2013 to July 21, 2015, as follows:

Sponsor: Majestic Lawn Care & Landscape, Inc.
424 Buena Vista Road
New City, NY 10956

Location: Route 59 @ Rose Road
West Nyack, NY 10994

and

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program, in that said group will perform a public service in landscaping and beautifying this location, and by removing trash from this location, which would otherwise require Town employees to perform such work;

RESOLUTION NO. (251-2013) continued

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement with the entity referred to herein, for a period of two (2) years beginning July 21, 2013 to July 21, 2015, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt the above location, and to provide and coordinate services by the above named group, to remove litter and debris and provide planting and maintenance of the location.

On roll call the vote was as follows:

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

RESOLUTION NO. (252-2013)
Co. Borelli offered and Co. Lasker seconded

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

WHEREAS, the following group wishes to adopt a specified Town location for an additional two year period beginning June 5, 2013 to June 5, 2015, as follows:

Sponsor: Nanuet Rotary Club
P. O. Box 281
Nanuet, NY 10954

Location: Corner of South Middletown Road and the south end
of Old Middletown Road; Nanuet, NY

and

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program, in that said group will perform a public service in landscaping and beautifying this location, and by removing trash from this location, which would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement with the entity referred to herein, for a period of two (2) years beginning June 5, 2013 to June 5, 2015, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt the above location, and to provide and coordinate services by the above named group, to remove litter and debris and provide planting and maintenance of the location.

On roll call the vote was as follows:

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

RESOLUTION NO. (253-2013)

Co. Borelli offered and Co. Lasker seconded

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

WHEREAS, the following group wishes to adopt a specified Town location for an additional two year period beginning July 21, 2013 to July 21, 2015, as follows:

Sponsor: Curti's Landscaping, Inc.
169 Route 303
Valley Cottage, NY 10989

Location: Southeast Corner of Route 304 at Bardonia Rd.
Bardonia, NY

and

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program, in that said group will perform a public service in landscaping and beautifying this location, and by removing trash from this location, which would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement with the entity referred to herein, for a period of two (2) years beginning July 21, 2013 to July 21, 2015, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt the above location, and to provide and coordinate services by the above named group, to remove litter and debris and provide planting and maintenance of the location.

On roll call the vote was as follows:

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

RESOLUTION NO. (254-2013)

Co. Borelli offered and Co. Lasker seconded

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

WHEREAS, the following group wishes to adopt a specified Town location for an additional two year period beginning July 21, 2013 to July 21, 2015, as follows:

Sponsor: Curti's Landscaping, Inc.
169 Route 303
Valley Cottage, NY 10989

Location: Southwest Corner of Route 304 at West Nyack Rd.
Nanuet, NY

and

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program, in that said group will perform a public service in landscaping and beautifying this location, and by removing trash from this location, which would otherwise require Town employees to perform such work;

RESOLUTION NO. (254-2013) continued

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement with the entity referred to herein, for a period of two (2) years beginning July 21, 2013 to July 21, 2015, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt the above location, and to provide and coordinate services by the above named group, to remove litter and debris and provide planting and maintenance of the location.

On roll call the vote was as follows:

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

RESOLUTION NO. (255-2013)
Co. Hausner offered and Co. Borelli seconded

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

WHEREAS, the following group wishes to continue to adopt the below segment of a town road for an additional period of two (2) years, beginning July 19, 2013 to July 19, 2015, as follows:

- Sponsor:** **Koenig Management, Ltd.**
 120 North Main Street
 New City, NY 10956
- Road:** **0.20 mile segment of Cavalry Drive from**
 North Main Street to Route 304, New City

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program in that Koenig Management, Ltd. will perform a public service in removing trash from the above roadway that would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement, for a period of two (2) years beginning July 19, 2013 to July 19, 2015, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt the above segment, and to provide and coordinate services by Koenig Management, Ltd., to remove trash from the roadways.

On roll call the vote was as follows:

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

RESOLUTION NO. (256-2013)

Co. Hausner offered and Co. Borelli seconded

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

WHEREAS, the following group wishes to continue to adopt the below segment of a town road for an additional period of two (2) years, beginning August 1, 2013 to August 1, 2015, as follows:

**Sponsor: Dr. Paul M. Lentini, D.C., C.C.S.P.
Bardonia Chiropractic
28 Bardonia Road
Bardonia, NY 10954**

**Road: 0.7 mile segment of Bardonia Road, from Route 304 to Germonds Road,
Bardonia/West Nyack, NY**

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program, in that said group will perform a public service in removing trash from the above roadway that would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement, for a period of two (2) years beginning August 1, 2013 to August 1, 2015, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt the above segment, and to provide and coordinate services by the above named, to remove trash from the roadways.

On roll call the vote was as follows:

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

RESOLUTION NO. (257-2013)

Co. Hausner offered and Co. Borelli seconded

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

WHEREAS, the following group wishes to continue to adopt the below segment of a town road for an additional period of two (2) years, beginning August 15, 2013 to August 15, 2015 as follows:

**Sponsor: Curti’s Landscaping, Inc.
169 Route 303
Valley Cottage, NY 10989**

RESOLUTION NO. (257-2013) continued

Road: 0.3 mile segment of Demarest Mill Road,
from Route 304 to West Nyack Road,
Nanuet, NY 10954

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program, in that said group will perform a public service in removing trash from the above roadway that would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement, for a period of two (2) years beginning August 15, 2013 to August 15, 2015, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt the above segment, and to provide and coordinate services by the above named, to remove trash from the roadways.

On roll call the vote was as follows:

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

RESOLUTION NO. (258-2013)

Co. Lasker offered and Co. Hoehmann seconded

WHEREAS, Palisades Medical and Professional Office Complex LLC., has commenced tax certiorari proceedings against the Town of Clarkstown affecting parcel designated as Tax Map Nos. 64.7-1-9.1/100, 9.1/200, 9.1/310, 9.1/320, 9.1/400 and 9.1/500, more commonly known as Two Medical Park Drive, West Nyack, New York, for the year(s) 2009/10, 2010/11 and 2011/12; and

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

NOW, THEREFORE, be it

RESOLVED, that an appraiser be retained for the purpose of preparing such preliminary appraisal at a fee not to exceed \$2,500; and such fee shall be charged to Account No. A 1420-439-1.

On roll call the vote was as follows:

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

RESOLUTION NO. (259-2013)

Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, a School Resource Officer Program has been proposed for the Nanuet School District; and

WHEREAS, the Board of Education of the Nanuet School District and the Clarkstown Police Department desire to provide law enforcement services of one (1) police officer to be assigned to the school district on a full time basis as the School Resource Officer.

RESOLUTION NO. (259-2013) continued

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with the Board of Education of the Nanuet School District, in a form satisfactory to the Town Attorney, to authorize the Clarkstown Police Department to provide law enforcement services consisting of one (1) police officer to the Nanuet School District on a full time basis, for the period September 1, 2013 through June 30, 2014, and be it

FURTHER RESOLVED, that the agreement shall provide, along with other provisions required by the Town Attorney, for contractual indemnification of the Town, professional and other liability insurance coverage, and be it

FURTHER RESOLVED, that this resolution is subject to the financial contribution of the Nanuet School District to the Town of Clarkstown in the amount of \$37,540.72 for the School Resource Officer.

On roll call the vote was as follows:

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

RESOLUTION NO. (260-2013)

Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, a School Resource Officer Program has been proposed for the Nyack School District; and

WHEREAS, the Board of Education of the Nyack School District and the Clarkstown Police Department desire to provide law enforcement services of one (1) police officer to be assigned to the school district on a full time basis as the School Resource Officer.

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with the Board of Education of the Nyack School District, in a form satisfactory to the Town Attorney, to authorize the Clarkstown Police Department to provide law enforcement services consisting of one (1) police officer to the Nyack School District on a full time basis, for the period September 1, 2013 through June 30, 2014, and be it

FURTHER RESOLVED, that the agreement shall provide, along with other provisions required by the Town Attorney, for contractual indemnification of the Town, professional and other liability insurance coverage, and be it

FURTHER RESOLVED, that this resolution is subject to the financial contribution of the Nyack School District to the Town of Clarkstown in the amount of \$37,543.08 for the School Resource Officer.

On roll call the vote was as follows:

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

RESOLUTION NO. (261-2013)

Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, the Town is preparing to equip and operate a TV Studio at the Clarkstown Town Hall, and

WHEREAS, the studio will be funded by grants from Verizon and Cablevision through franchise agreements, and

WHEREAS, Mediastar-SG has submitted a proposal to provide professional engineering and consulting services to the Town regarding the purchase of video equipment, installation, operation, and training, and

WHEREAS, the Public Information Specialist and Authorized Purchasing Agent have reviewed the proposal and finds it reasonable in terms of scope and price;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with Mediastar-SG to provide professional engineering services and sole source software and equipment pursuant to the proposal submitted to the town, and be it

FURTHER RESOLVED, that the cost of said services shall not exceed \$81,575 without further authorization from the Town Board and shall constitute a proper charge to Account No. H-8758-409-0-82-8, which funds will be reimbursed to the Town from Verizon and Cablevision, and be it

FURTHER RESOLVED, that the town will purchase other required video equipment from NY State OGS contract holding vendors at a total cost not to exceed \$75,000 and shall constitute a proper charge to Account No. H-8758-409-0-82-8, which funds will be reimbursed to the Town from Verizon and Cablevision.

On roll call the vote was as follows:

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

RESOLUTION NO. (262-2013)

Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, Section 93-2(B) of the Code of the Town of Clarkstown provides that permission may be granted by the Town Board to an organization desiring to dispense alcoholic beverages on public property in the Town of Clarkstown, and

WHEREAS, the Congers-Valley Cottage Rotary Club wishes to obtain a permit from the Town Board to dispense alcohol at the Italian Festival to be held on Town property, the Congers Train Station, 20 Burnside Avenue, Congers, New York, on September 29, 2013 with a rain date of October 6, 2013;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby grants permission for the Congers-Valley Cottage Rotary Club to dispense alcoholic beverages at 20 Burnside Avenue, Congers, New York, in accordance with and subject to Section 93-2(B) of the Town Code of the Town of Clarkstown, and be it

FURTHER RESOLVED, that this Resolution shall constitute the permit.

RESOLUTION NO. (262-2013) continued

On roll call the vote was as follows:

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

RESOLUTION NO. (263-2013)

Co. Hausner offered and Co. Hoehmann seconded

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

BID#20-2013 – GENERATOR FOR TOWN HALL – DATA PROCESSING

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple Avenue, New City, New York at _____ A.M. on TO BE DETERMINED at which time bids will be opened and read, and be it

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the office of the Purchasing Department.

On roll call the vote was as follows:

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

RESOLUTION NO. (264-2013)

Co. Hausner offered and Co. Borelli seconded

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled, Versailles at Nanuet Condominium v. The Assessor of the Town of Clarkstown, The Board of Assessment Review of The Town of Clarkstown, and The Town of Clarkstown, Index No(s). 57.7-5-5./10-700, affecting parcel designated as Tax Map 57.7-5-5./10-700 and more commonly known as Alexander Court and Versailles Way, Nanuet, New York for the year(s) 2010/11, 2011/12 and 2012/13, and

WHEREAS, the attorney for the petitioner(s) has proposed to settle the proceeding(s) pursuant to Section 727 of Real Property Tax Law of the State of New York and without costs on the terms and conditions set forth herein, and

WHEREAS, such settlement has been recommended by the Tax Assessor, Tax Certiorari Counsel for the Town of Clarkstown and the attorneys for the East Ramapo School District, who believe the best interests of the Town and the School District are being served;

NOW, THEREFORE, be it

RESOLVED, that:

1. There is no reduction in the unrestricted assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map 57.7-5-5./10-700, for the year(s) 2010/11, 2011/12 and 2012/13; and

RESOLUTION NO. (264-2013) continued

2. The restricted assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 57.7-5-5./10-700 be reduced for the year(s) 2010/11 (all units to be reduced by approximately 16%), 2011/12 (all units to be reduced by approximately 12%) and 2012/13 (all units to be reduced by approximately 12%) , which will be at no cost to the Town;

3. All municipal officials of the Town of Clarkstown shall be directed to make necessary notations, changes, amendments and/or corrections necessary to implement this settlement, and be it

FURTHER RESOLVED, that the settlement of the aforesaid action is authorized upon the terms and conditions herein stated; and Tax Certiorari Counsel for the Town of Clarkstown is authorized to sign all documents necessary to effectuate such settlement.

On roll call the vote was as follows:

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

RESOLUTION NO. (265-2013)

Co. Hausner offered and Co. Borelli seconded

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled, SOMO Equities, Ltd. v. The Assessor of the Town of Clarkstown, The Board of Assessment Review of the Town of Clarkstown, and The Town of Clarkstown, Index No(s). 08805/08, 008168/09, 010209/10, 031252/11 and 034301/12, affecting parcel designated as Tax Map 57.40-1-29 and more commonly known as 36 Clinton Street, Spring Valley, New York for the year(s) 2008/09, 2009/10, 2010/11, 2011/12 and 2012/13, and

WHEREAS, the attorney for the petitioner(s) has proposed to settle the proceeding(s) and discontinue with prejudice pursuant to Section 727 of Real Property Tax Law of the State of New York and without costs on the terms and conditions set forth herein, and

WHEREAS, such settlement has been recommended by the Tax Assessor, Tax Certiorari Counsel for the Town of Clarkstown and the attorneys for the East Ramapo School District, who believe the best interests of the Town and the School District are being served;

NOW, THEREFORE, be it

RESOLVED, that:

1. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 57.40-1-29 be reduced for the year(s) 2008/09, 2009/10, 2010/11, 2011/12 and 2012/13 from \$114,700.00 to \$90,000.00 at a total cost to the Town of \$1,181.45;

2. Reimbursement for the year(s) 2008/09, 2009/10, 2010/11, 2011/12 and 2012/13 on the parcel described as Tax Map No. 57.40-1-29, as stated above, be made within sixty (60) days, without interest, through the Office of the Commissioner of Finance; and such payment shall be adjusted by the Commissioner of Finance and the Town as a deficiency added to the next county levy;

3. All municipal officials of the Town of Clarkstown shall be directed to make necessary notations, changes, amendments and/or corrections necessary to implement this settlement, and be it

FURTHER RESOLVED, that the settlement of the aforesaid action is authorized upon the terms and conditions herein stated; and Tax Certiorari Counsel for the Town of Clarkstown is authorized to sign all documents necessary to effectuate such settlement.

RESOLUTION NO. (265-20113) continued

On roll call the vote was as follows:

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

RESOLUTION NO. (266-2013)

Co. Hausner offered and Co. Borelli seconded

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled, Arthur Price and Hannah Price, LP v. The Board of Assessors and/or The Assessor of the Town of Clarkstown, and The Board of Assessment Review, Index No(s). 006785/09, 007649/10, 03121/11 and 034163/2012, affecting parcel designated as Tax Map Nos. 64.6-1-5./110, 130, 180, 230, 310, 350, 360, 510, 520, 550, 820, 830, 1120, 1130, 1150, 1240, 1250 and 1330, and more commonly known as 135 West Nyack Road, Nanuet, New York for the year(s) 2009/10, 2010/11, 2011/12 and 2012/13, and

WHEREAS, the attorney for the petitioner(s) has proposed to settle the proceeding(s) and discontinue with prejudice pursuant to Section 727 of Real Property Tax Law of the State of New York and without costs on the terms and conditions set forth herein, and

WHEREAS, such settlement has been recommended by the Tax Assessor, Tax Certiorari Counsel for the Town of Clarkstown and the attorneys for the Nanuet Union Free School District, who believe the best interests of the Town and the School District are being served;

NOW, THEREFORE, be it

RESOLVED, that:

1. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map Nos. 64.6-1-5./110, 130, 180, 230, 310, 350, 360, 510, 520, 550, 820, 830, 1120, 1130, 1150, 1240, 1250 and 1330, be reduced for the year(s) 2012/13 from \$1,224,000.00 to \$1,177,800.00 at a total cost to the Town of \$980.34;
2. The proceedings commenced by the petitioner(s) respecting Tax Map 64.6-1-5./110, 130, 180, 230, 310, 350, 360, 510, 520, 550, 820, 830, 1120, 1130, 1150, 1240, 1250 and 1330, be discontinued for the years 2009/10, 2010/11 and 2011/12, at no cost to the Town;
3. Reimbursement for the year(s) 2012/13 on the parcel described as Tax Map Nos. 64.6-1-5./110, 130, 180, 230, 310, 350, 360, 510, 520, 550, 820, 830, 1120, 1130, 1150, 1240, 1250 and 1330, as stated above, be made within sixty (60) days, without interest, through the Office of the Commissioner of Finance; and such payment shall be adjusted by the Commissioner of Finance and the Town as a deficiency added to the next county levy;
4. All municipal officials of the Town of Clarkstown shall be directed to make necessary notations, changes, amendments and/or corrections necessary to implement this settlement, and be it

FURTHER RESOLVED, that the settlement of the aforesaid action is authorized upon the terms and conditions herein stated; and Tax Certiorari Counsel for the Town of Clarkstown is authorized to sign all documents necessary to effectuate such settlement.

On roll call the vote was as follows:

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

RESOLUTION NO. (267-2013)

Co. Hausner offered and Co. Borelli seconded

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled, Rhytidfree Corp. v. The Town of Clarkstown, its Assessor and Board of Assessment Review of the Town of Clarkstown, Index No(s). 6377/09, 6719/10, 4976/11 and 033539/12, affecting parcel designated as Tax Map 43.19-1-11 and more commonly known as 125 South Main Street, New City, New York for the year(s) 2009/10, 2010/11, 2011/12 and 2012/13, and

WHEREAS, the attorney for the petitioner(s) has proposed to settle the proceeding(s) and discontinue with prejudice pursuant to Section 727 of Real Property Tax Law of the State of New York and without costs on the terms and conditions set forth herein, and

WHEREAS, such settlement has been recommended by the Tax Assessor, Tax Certiorari Counsel for the Town of Clarkstown and the attorneys for the Clarkstown Central School District, who believe the best interests of the Town and the School District are being served;

NOW, THEREFORE, be it

RESOLVED, that:

1. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map 43.19-1-11 be reduced for the year(s) 2009/10 from \$426,500.00 to \$307,100.00 at a cost to the Town of \$2,659.92;

2. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map 43.19-1-11 be reduced for the year(s) 2010/11 from \$426,500.00 to \$302,800.00 at a cost to the Town of \$2,917.58;

3. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map 43.19-1-11 be reduced for the year(s) 2011/12 from \$426,500.00 to \$319,900.00 at a cost to the Town of \$2,622.81;

4. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map 43.19-1-11 be reduced for the year(s) 2012/13 from \$426,500.00 to \$324,100.00 at a cost to the Town of \$2,686.95;

5. Reimbursement for the year(s) 2009/10, 2010/11, 2011/12 and 2012/13 on the parcel described as Tax Map 43.19-1-11, as stated above, be made within sixty (60) days, without interest, through the Office of the Commissioner of Finance; and such payment shall be adjusted by the Commissioner of Finance and the Town as a deficiency added to the next county levy;

6. All municipal officials of the Town of Clarkstown shall be directed to make necessary notations, changes, amendments and/or corrections necessary to implement this settlement, and be it

FURTHER RESOLVED, that the settlement of the aforesaid action is authorized upon the terms and conditions herein stated; and Tax Certiorari Counsel for the Town of Clarkstown is authorized to sign all documents necessary to effectuate such settlement.

On roll call the vote was as follows:

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

RESOLUTION NO. (268-2013)

Co. Hausner offered and Co. Borelli seconded

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled, Anthony Coscia v. The Town of Clarkstown, its Assessor and Board of Assessment Review of the Town of Clarkstown, Index No(s). 6392/09, 6738/10 and 033525/12, affecting parcel designated as Tax Map 43.19-3-1 and more commonly known as 37 Congers Road, New City, New York for the year(s) 2009/10, 2010/11 and 2012/13, and

RESOLUTION NO. (268-2013) continued

WHEREAS, the attorney for the petitioner(s) has proposed to settle the proceeding(s) and discontinue with prejudice pursuant to Section 727 of Real Property Tax Law of the State of New York and without costs on the terms and conditions set forth herein, and

WHEREAS, such settlement has been recommended by the Tax Assessor, Tax Certiorari Counsel for the Town of Clarkstown and the attorneys for the Clarkstown Central School District, who believe the best interests of the Town and the School District are being served;

NOW, THEREFORE, be it

RESOLVED, that:

- 1. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map 43.19-3-1 be reduced for the year(s) 2009/10 and 2010/11 from \$325,000.00 to \$227,500.00 at a total cost to the Town of \$4,471.68;
- 2. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map 43.19-3-1 be reduced for the year(s) 2012/13 from \$325,000.00 to \$243,800.00 at a cost to the Town of \$2,130.66;
- 3. There is no reduction in the assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map 43.19-3-1 for the year(s) 2011/12;
- 4. Reimbursement for the year(s) 2009/10, 2010/11 and 2012/13 on the parcel described as Tax Map 43.19-3-1, as stated above, be made within sixty (60) days, without interest, through the Office of the Commissioner of Finance; and such payment shall be adjusted by the Commissioner of Finance and the Town as a deficiency added to the next county levy;
- 5. All municipal officials of the Town of Clarkstown shall be directed to make necessary notations, changes, amendments and/or corrections necessary to implement this settlement, and be it

FURTHER RESOLVED, that the settlement of the aforesaid action is authorized upon the terms and conditions herein stated; and Tax Certiorari Counsel for the Town of Clarkstown is authorized to sign all documents necessary to effectuate such settlement.

On roll call the vote was as follows:

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

RESOLUTION NO. (269-2013)

Co. Hausner offered and Co. Hoehmann seconded

RESOLVED, that the Town Board of the Town of Clarkstown, in accordance with the provisions of Section 1903 of the Real Property Tax Law, hereby establishes the base percentages, current percentages and current base proportions for the levy of taxes on the 2013 Assessment Roll for the Town of Clarkstown, and be it

FURTHER RESOLVED, that said figures for percentages and proportions are attached.

(SEE FOLLOWING PAGES)

NEW YORK STATE OFFICE OF REAL PROPERTY SERVICES
 16 SHERIDAN AVENUE, ALBANY, NY 12210-2714
 06/26/13

CERTIFICATE OF BASE PERCENTAGES, CURRENT PERCENTAGES AND
 CURRENT BASE PROPORTIONS PURSUANT TO ARTICLE 19, RPPL, FOR THE
 LEVY OF TAXES ON THE 2013 ASSESSMENT ROLL

Approved Assessing Unit: Town of Clarkstown
 Name of Portion: Town of Clarkstown

DETERMINATION OF BASE PERCENTAGES

Section I	(A) 1989 Taxable Assessed Value	(B) 1989 Class Equalization Rate	(C) Estimated Market Value A/(B*100)	(D) Base Percentages (C/sum of C)
Homestead	2,771,836,960	76.63	3,617,189,464	78.91471
Nonhomestead	813,395,178	84.16	966,474,794	21.08529
Total	3,585,222,138		4,583,664,247	100.00000

DETERMINATION OF CURRENT PERCENTAGES

Section II	(E) 2012 Taxable Assessed Value	(F) 2011 Class Equalization Rate	(G) Estimated Market Value E/(F*100)	(H) Current Percentages (G/sum of G)
Homestead	3,208,322,655	30.34	10,574,563,794	78.93466
Nonhomestead	970,782,087	34.40	2,822,040,892	21.06534
Total	4,179,104,722		13,396,604,686	100.00000

DETERMINATION OF CURRENT BASE PROPORTIONS

Section III	(I) Local Base Proportion for the 1990 Assessment Roll	(J) Updated Local Base Proportion	(K) Prospective Current Base Proportion Column (J) Projected to 100.00	(L) Adjusted Base Proportion used for Prior Tax Levy	(M) % difference between prior Adjusted Base Proportion and Prospective Base Current ((M/L)-1*100)	(N) Maximum Current Base Proportion	(O) Current Base Proportions for 2011 Roll
Class		(J/sum of J)				(L*1.05)	
Homestead	71.99773	72.01593	72.02190	73.09725	-1.47		72.02190
Nonhomestead	28.00227	27.97578	27.97810	26.90275	4.00		27.97810
Total	100.00000	99.99171	100.00000	100.00000			100.00000

CERTIFICATION

I, the clerk of the legislative body of the approved
 assessing unit identified above, hereby certify
 that the legislative body determined on 7/2/13
 base percentages, current percentages, and
 current base proportions as set forth herein for the
 assessment roll and portion as identified above.

signature

Town Clerk

date

NEW YORK STATE OFFICE OF REAL PROPERTY SERVICES
 16 SHERIDAN AVENUE, ALBANY, NY 12210-2714

08/28/13

CERTIFICATE OF BASE PERCENTAGES, CURRENT PERCENTAGES AND
 CURRENT BASE PROPORTIONS PURSUANT TO ARTICLE 19, RP/L, FOR THE
 LEVY OF TAXES ON THE 2013 ASSESSMENT ROLL

Approved Assessing Unit: Town of Clarkstown
 Name of Portion: Clarkstown TOW

CERTIFICATION

DETERMINATION OF BASE PERCENTAGES

Class	(A) 1989 Taxable Assessed Value	(B) 1989 Class Equalization Rate	(C) Estimated Market Value A/(B/100)	(D) Base Percentages (C/sum of C)
Homestead	2,868,118,888	76.89	3,487,445,555	79.59196
Nonhomestead	749,584,693	84.31	889,081,595	20.40804
Total	3,415,703,581		4,396,527,151	100.00000

DETERMINATION OF CURRENT PERCENTAGES

Class	(E) 2012 Taxable Assessed Value	(F) 2011 Class Equalization Rate	(G) Estimated Market Value E/(F/100)	(H) Current Percentages (G/sum of G)
Homestead	3,068,903,285	30.33	10,118,375,486	79.35058
Nonhomestead	906,283,375	34.44	2,631,484,829	20.63932
Total	3,975,186,660		12,749,860,315	100.00000

DETERMINATION OF CURRENT BASE PROPORTIONS

Class	(I) Local Base Proportion for the 1990 Assessment Roll	(J) Updated Local Base Proportion	(K) Prospective Current Base Proportion Column (J) Prior to Tax Levy to 100.00	(L) Adjusted Base Proportion used for Prior Tax Levy	(M) % difference between prior Adjusted Base Proportion and Prospective Current Base Proportion ([(K/L)-1]*100)	(N) Maximum Current Base Proportion (L*1.05)	(O) Current Base Proportions for 2011 Roll
Homestead	72.27771	72.06768	71.99270	73.07032	-1.47	71.99270	71.99270
Nonhomestead	27.72229	28.03647	28.00730	26.92968	4.00	28.00730	28.00730
Total	100.00000	100.10415	100.00000	100.00000		100.00000	100.00000

I, the clerk of the legislative body of the approved
 assessing unit identified above, hereby certify
 that the legislative body determined on 7/2/13
 base percentages, current percentages, and
 current base proportions as set forth herein for the
 assessment roll and portion as identified above.

signature

 Town Clerk
 title

date

NEW YORK STATE OFFICE OF REAL PROPERTY SERVICES
 16 SHERIDAN AVENUE, ALBANY, NY 12210-2714
 06/26/13

CERTIFICATE OF BASE PERCENTAGES, CURRENT PERCENTAGES AND
 CURRENT BASE PROPORTIONS PURSUANT TO ARTICLE 19, RP/L, FOR THE
 LEVY OF TAXES ON THE 2013 ASSESSMENT ROLL

Approved Assessing Unit: Town of Clarks town
 Name of Portion: Consolidated Lighting

CERTIFICATION

DETERMINATION OF BASE PERCENTAGES

Section I	(A) 1989 Taxable Assessed Value	(B) 1989 Class Equalization Rate	(C) Estimated Market Value A/(B*100)	(D) Base Percentages (Sum of C)
Homestead	2,835,684,371	78.63	3,700,749,538	79.25287
Nonhomestead	815,339,358	84.16	968,796,766	20.74713
Total	3,651,223,729		4,669,546,304	100.00000

DETERMINATION OF CURRENT PERCENTAGES

Section II	(E) 2012 Taxable Assessed Value	(F) 2011 Class Equalization Rate	(G) Estimated Market Value E/(F*100)	(H) Current Percentages (Sum of G)
Homestead	3,308,772,491	30.34	10,905,644,334	80.10598
Nonhomestead	931,681,119	34.40	2,708,376,346	19.89402
Total	4,240,453,610		13,614,019,680	100.00000

I, the clerk of the legislative body of the approved
 assessing unit identified above, hereby certify
 that the legislative body determined on 7/2/13
 base percentages, current percentages, and
 current base proportions as set forth herein for the
 assessment roll and portion as identified above.

DETERMINATION OF CURRENT BASE PROPORTIONS

Section III	(I) Local Base Proportion for the 1990 Assessment Roll	(J) Updated Local Base Proportion	(K) Prospective Current Base Proportion Column (J) Prior to Provisional to 100.00	(L) Adjusted Base Proportion Used for Prior Tax Levy	(M) % difference between prior Adjusted Base Proportion and Prospective Current Base Proportion ((K/L)-1*100)	(N) Maximum Current Base Proportion	(O) Current Base Proportions for 2011 Roll
Class		(I*(H/D))	(Sum of J)			(L*1.05)	
Homestead	70.78047	71.54238	71.85828	72.93919	-1.48	71.85828	71.85828
Nonhomestead	29.21953	28.01804	28.14174	27.06081	3.99	28.14174	28.14174
Total	100.00000	99.56042	100.00000	100.00000		100.00000	100.00000

signature

Town Clerk
 title

date

RP-8701 NEW YORK STATE OFFICE OF REAL PROPERTY SERVICES 06/26/13
 16 SHERIDAN AVENUE, ALBANY, NY 12210-02714

CERTIFICATE OF BASE PERCENTAGES, CURRENT PERCENTAGES AND
 CURRENT BASE PROPORTIONS PURSUANT TO ARTICLE 19, RPPL, FOR THE
 LEVY OF TAXES ON THE 2013 ASSESSMENT ROLL

Approved Assessing Unit Town of Clarkstown
 Name of Portion Clarkstown School District

CERTIFICATION

DETERMINATION OF BASE PERCENTAGES

Section I	(A) 1989 Taxable Assessed Value	(B) 1989 Class Equalization Rate	(C) Estimated Market Value A/(B*100)	(D) Base Percentages (C/sum of C)
Homestead	1,897,327,527	77.06	2,482,143,170	84.19033
Nonhomestead	426,474,528	92.24	462,353,131	15.80967
Total	2,323,802,055		2,924,496,301	100.00000

DETERMINATION OF CURRENT PERCENTAGES

Section II	(E) 2012 Taxable Assessed Value	(F) 2011 Class Equalization Rate	(G) Estimated Market Value E/(F*100)	(H) Current Percentages (G/sum of G)
Homestead	2,179,164,587	30.31	7,189,589,522	78.83092
Nonhomestead	627,469,896	32.50	1,930,676,603	21.16908
Total	2,806,634,483		9,120,266,135	100.00000

DETERMINATION OF CURRENT BASE PROPORTIONS

Section III	(I) Local Base Proportion for the 1989 Assessment Roll	(J) Updated Local Base Proportion	(K) Prospective Current Base Proportion Column (J) Pivotal to 100.00	(L) Adjusted Base Proportion used for Prior Tax Levy	(M) % difference between prior Adjusted Base Proportion and Prospective Current Base Proportion (K/L)*100	(N) Maximum Current Base Proportion (L*1.05)	(O) Current Base Proportions for 2011 Roll
Homestead	75.75935	70.93864	68.60757	70.38320	-2.52		68.90236
Nonhomestead	24.24065	32.45813	31.39243	29.61680	6.00	31.09764	31.09764
Total	100.00000	103.39477	100.00000	100.00000			100.00000

I, the clerk of the legislative body of the approved
 assessing unit identified above, hereby certify
 that the legislative body determined on 7/2/13
 base percentages, current percentages, and
 current base proportions as set forth herein for the
 assessment roll and portion as identified above.

signature

 Town Clerk
 title

date

RP 6701 NEW YORK STATE OFFICE OF REAL PROPERTY SERVICES 06/26/13
 18 SHERIDAN AVENUE, ALBANY, NY 12210-2714

CERTIFICATE OF BASE PERCENTAGES, CURRENT PERCENTAGES AND
 CURRENT BASE PROPORTIONS PURSUANT TO ARTICLE 19, RPPL, FOR THE
 LEVY OF TAXES ON THE 2013 ASSESSMENT ROLL

Approved Assessing Unit Town of Clarkstown
 Name of Portion Nannet School District

CERTIFICATION

DETERMINATION OF BASE PERCENTAGES

Section I	(A) 1989 Taxable Assessed Value	(B) 1989 Class Equalization Rate	(C) Estimated Market Value A/(B/100)	(D) Base Percentages (C/sum of C)
Homestead	291,749,550	80.33	363,188,784	55.13019
Nonhomestead	223,706,382	75.68	295,595,114	44.86981
Total	515,455,932		658,783,897	100.00000

DETERMINATION OF CURRENT PERCENTAGES

Section II	(E) 2012 Taxable Assessed Value	(F) 2011 Class Equalization Rate	(G) Estimated Market Value E/(F/100)	(H) Current Percentages (G/sum of G)
Homestead	330,396,330	30.37	1,087,903,822	69.46277
Nonhomestead	182,936,123	38.25	478,264,374	30.53723
Total	513,332,453		1,566,167,996	100.00000

DETERMINATION OF CURRENT BASE PROPORTIONS

Section III	(I) Local Base Proportion for the 1990 Assessment Roll	(J) Updated Local Base Proportion	(K) Prospective Current Base Proportion Column (J) Prorated to 100.00	(L) Adjusted Base Proportion used for Prior Tax Levy	(M) % difference between prior Adjusted Base Proportion and Prospective Current Base Proportion (K/L)-1*100	(N) Maximum Current Base Proportion	(O) Current Base Proportions for 2011 Roll
Class		I*(H/D)	(J/sum of J)			(L-1.05)	
Homestead	49.64953	62.55727	64.60893	65.24419	-0.97	64.60893	
Nonhomestead	50.35047	34.26723	35.39107	34.75581	1.83	35.39107	
Total	100.00000	96.82449	100.00000	100.00000		100.00000	

I, the clerk of the legislative body of the approved
 assessing unit identified above, hereby certify
 that the legislative body determined on 7/2/13
 base percentages, current percentages, and
 current base proportions as set forth herein for the
 assessment roll and portion as identified above.

 signature

 Town Clerk
 title

 date

NEW YORK STATE OFFICE OF REAL PROPERTY SERVICES 16 SHERIDAN AVENUE, ALBANY, NY 12210-2714										08/25/13
CERTIFICATE OF BASE PERCENTAGES, CURRENT PERCENTAGES AND CURRENT BASE PROPORTIONS PURSUANT TO ARTICLE 19, RPPL, FOR THE LEVY OF TAXES ON THE 2013 ASSESSMENT ROLL										
Approved Assessing Unit: Town of Clarkstown										
Name of Portion: Nyack School District										
DETERMINATION OF BASE PERCENTAGES										
Section I	(A) 1989 Taxable Assessed Value	(B) 1989 Class Equalization Rate	(C) Estimated Market Value A/(B/100)	(D) Base Percentages (C/sum of C)						
Homestead	425,667,485	72.30	588,751,708	83.44792						
Nonhomestead	85,646,575	73.34	116,780,168	18.55208						
Total	511,314,060		705,531,876	100.00000						
DETERMINATION OF CURRENT PERCENTAGES										
Section II	(E) 2012 Taxable Assessed Value	(F) 2011 Class Equalization Rate	(G) Estimated Market Value E/(F/100)	(H) Current Percentages (G/sum of G)						
Homestead	491,285,910	30.42	1,615,009,588	88.00785						
Nonhomestead	81,071,909	38.84	220,964,900	11.99215						
Total	572,357,819		1,835,974,488	100.00000						
DETERMINATION OF CURRENT BASE PROPORTIONS										
Section III	(I) Local Base Proportion for the 1990 Assessment Roll	(J) Updated Local Base Proportion	(K) Prospective Current Base Proportion Column (J) Pivoted to 100.00	(L) Adjusted Base Proportion used for Prior Tax Levy	(M) % difference between prior Adjusted Base Proportion and Prospective Current Base Proportion (K/L*-100)	(N) Maximum Current Base Proportion	(O) Current Base Proportions for 2010 Roll			
Class		[*(H)]	(J/sum of J)			(L*-1.05)				
Homestead	80,72529	85,13944	85.90861	85.45917	0.53		85.90861			
Nonhomestead	19,27471	13.96473	14.09139	14.54083	-3.09		14.09139			
Total	100.00000	99.10117	100.00000	100.00000			100.00000			

I, the clerk of the legislative body of the approved assessing unit identified above, hereby certify that the legislative body determined on 7/2/13 base percentages, current percentages, and current base proportions as set forth herein for the assessment roll and portion as identified above.

signature

Town Clerk
title

date

On roll call the vote was as follows:

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

RESOLUTION NO. (270-2013)
Co. Lasker offered and Co. Hoehmann seconded

RESOLVED, that the Town Board of the Town of Clarkstown, in accordance with the provisions of Section 1903 of the Real Property Tax Law, hereby establishes the adjusted base proportions for the levy of taxes on the 2013 Assessment Roll for the Town of Clarkstown, and be it FURTHER RESOLVED, that said figures for such proportions are attached.
(SEE FOLLOWING PAGES)

RP 6703

NEW YORK STATE OFFICE OF REAL PROPERTY SERVICES
16 SHERIDAN AVENUE, ALBANY, NY 12210-2714

06/28/13

CERTIFICATE OF ADJUSTED BASE PROPORTIONS PURSUANT TO ARTICLE 19, RPPL
FOR THE 2013 ASSESSMENT ROLL

Approved Assessing Unit: Town of Clarkstown

Name of Portion: Town of Clarkstown

Reference Roll: 2012

CERTIFICATION

DETERMINATION OF PORTION CLASS NET CHANGE IN ASSESSED VALUE DUE TO PHYSICAL AND QUANTITY CHANGES,
EQUALIZATION CHANGES AND COMPUTATION OF CLASS CHANGE IN LEVEL OF ASSESSMENT FACTOR

	(A) Total Assessed Value on the Reference Roll	(B) Total Assessed Value of Physical and Quantity Increases Between the Reference Roll and Levy Roll	(C) Total Assessed Value of Physical and Quantity Decreases Between the Reference Roll and Levy Roll	(D) Net Assessed Value of Physical and Quantity Changes	(E) Surviving Total Assessed Value on the Reference Roll
Class				(B-C)	(A-C)
Homestead	3,320,978,664	8,414,500	5,977,019	2,437,481	3,315,007,645
Nonhomestead	897,547,359	9,433,170	9,021,304	411,866	888,526,055

I, the clerk of the legislative body of the approved assessing unit, identified above, hereby certify that the legislative body determined on 7/2/13, base percentages, current percentages, and current base proportions as set forth herein for the assessment roll and portion as identified above.

Section II

COMPUTATION OF PORTION CLASS ADJUSTMENT FACTOR

	(J) Taxable Assessed Value on the Levy Roll	(K) Taxable Assessed Value on the Levy Roll at the Reference Roll Level of Assessment	(L) Assessed Value of Special Franchise on the Levy Roll at the Reference Roll Level of Assmnt	(M) Total Taxable Assessed Value on the Levy Roll at the Reference Roll Level of Assessment (K+L)	(N) Taxable Assessed Value on the Reference Roll	(O) Class Adjustment Factor
Class						(MN)
Homestead	3,205,253,513	3,211,050,206	0	3,211,050,206	3,208,322,655	1.00285
Nonhomestead	899,403,162	892,124,524	92,341,518	984,466,042	970,782,067	1.01410

COMPUTATION OF ADJUSTED BASE PROPORTIONS

	(P) Current Base Proportions	(Q) Current Base Proportions adjusted for Physical and Quantity Changes (P*O)	(R) Adjusted Base Proportions	(S) (Sum of Q)
Class				
Homestead	72.02190	72.09313	71.75621	71.75621
Nonhomestead	27.97810	28.93747	28.24379	28.24379
Total	100.00000	100.45560	100.00000	100.00000

signature

Town Clerk

date

RP-8703

NEW YORK STATE OFFICE OF REAL PROPERTY SERVICES
16 SHERIDAN AVENUE, ALBANY, NY 12210-2714

06/25/13

CERTIFICATE OF ADJUSTED BASE PROPORTIONS PURSUANT TO ARTICLE 19, RPPL
FOR THE 2013 ASSESSMENT ROLL

Town of Clarkson
Clarkstown TOW

CERTIFICATION

Approved Assessing Unit
Name of Person
Reference Roll
Levy Roll

2012
2013

DETERMINATION OF PORTION CLASS NET CHANGE IN ASSESSED VALUE DUE TO PHYSICAL AND QUANTITY CHANGES,
EQUALIZATION CHANGES, AND COMPUTATION OF CLASS CHANGE IN LEVEL OF ASSESSMENT FACTOR

Section I	(A) Assessed Value on the Reference Roll	(B) Assessed Value of Physical and Quantity Increases Between the Reference Roll and Levy Roll	(C) Assessed Value of Physical and Quantity Decreases Between the Reference Roll and Levy Roll	(D) Net Physical Quantity Changes	(E) Survivor Total Assessed Value on the Reference Roll
Class				(B-C)	(A-C)
Homestead	3,178,294,364	7,720,600	5,784,919	1,935,681	3,172,529,445
Nonhomestead	836,308,472	9,147,190	8,994,679	152,511	827,313,793
Class		(F) Total Assessed Value of Equalization Increases Between the Reference Roll and Levy Roll	(G) Total Assessed Value of Equalization Decreases Between the Reference Roll and Levy Roll	(H) Net Equalization Changes	(I) Change in Level of Assessment Factor
Homestead		236,700	5,912,550	-5,675,850	0.99821
Nonhomestead		14,982	2,804,867	-2,689,885	0.99875
Section II	COMPUTATION OF PORTION CLASS ADJUSTMENT FACTOR				
Class	(J) Taxable Assessed Value on the Levy Roll	(K) Taxable Assessed Value on the Levy Roll at the Reference Roll Level of Assessment (J/K)	(L) Assessed Value of Special Franchise on the Levy Roll at the Reference Roll Level of Assmnt (J/L)	(M) Total Taxable Assessed Value on the Levy Roll at the Reference Roll Level of Assessment (K+L)	(N) Taxable Assessed Value on the Reference Roll
Homestead	3,085,661,563	3,071,162,051	0	3,071,162,051	3,068,903,285
Nonhomestead	828,878,374	831,579,929	87,387,871	918,937,800	905,283,375
Section III	COMPUTATION OF ADJUSTED BASE PROPORTIONS				
Class	(P) Current Base Proportions	(Q) Current Base Proportions adjusted for Physical and Quantity Changes (P-Q)	(R) Adjusted Base Proportions (Q/sum of Q)		
Homestead	71.99270	72.04569	71.72718		
Nonhomestead	28.00730	28.39637	28.27282		
Total	100.00000	100.44405	100.00000		

I, the clerk of the legislative body of the approved assessing unit identified above, hereby certify that the legislative body determined on 7/2/13 base percentages, current percentages, and current base proportions as set forth herein for the assessment roll and portion as identified above.

signature _____
Town Clerk
title _____
date _____

NEW YORK STATE OFFICE OF REAL PROPERTY SERVICES
16 SHERIDAN AVENUE, ALBANY, NY 12210-2714

06/26/13

CERTIFICATE OF ADJUSTED BASE PROPORTIONS PURSUANT TO ARTICLE 16, RPPL
FOR THE 2013 ASSESSMENT ROLL

Approved Assessing Unit
Name of Person
Reference Roll
Levy Roll

CERTIFICATION

Town of Clarkstown
2012
Clarkstown School District
2013

DETERMINATION OF PORTION CLASS NET CHANGE IN ASSESSED VALUE DUE TO PHYSICAL AND QUANTITY CHANGES,
EQUALIZATION CHANGES AND COMPUTATION OF CLASS CHANGE IN LEVEL OF ASSESSMENT FACTOR

Class	(A) Total Assessed Value on the Reference Roll	(B) Total Assessed Value of Physical and Quantity Increases Between the Reference Roll and Levy Roll	(C) Total Assessed Value of Physical and Quantity Decreases Between the Reference Roll and Levy Roll	(D) Net Assessed Value of Physical and Quantity Changes	(E) Total Assessed Value on the Reference Roll	(A-C) Total Assessed Value on the Levy Roll
Homesite	2,212,910,264	6,435,900	1,770,219	4,665,681	2,211,140,045	2,211,140,045
Nonhomesite	579,003,534	6,216,450	1,619,611	4,597,239	576,475,013	576,475,013

Class	(F) Total Assessed Value of Equalization Increases Between the Reference Roll and Levy Roll	(G) Total Assessed Value of Equalization Decreases Between the Reference Roll and Levy Roll	(H) Net Equalization Changes	(I) Change in Level of Assessment Factor
Homesite	96,100	4,546,300	-4,450,200	0.99799
Nonhomesite	114,992	1,380,300	-1,265,318	0.99781

COMPUTATION OF PORTION CLASS ADJUSTMENT FACTOR

Class	(J) Taxable Assessed Value on the Levy Roll	(K) Taxable Assessed Value on the Reference Roll at the Reference Roll Level of Assessment	(L) Special Franchise Assessed Value on the Levy Roll at the Reference Roll Level of Assmnt	(M) Total Taxable Assessed Value on the Levy Roll at the Reference Roll Level of Assessment	(N) Taxable Assessed Value on the Reference Roll	(O) Class Adjustment Factor
Homesite	2,180,541,926	2,194,939,692	0	2,194,939,692	2,179,164,587	1.00285
Nonhomesite	591,151,816	592,430,205	58,483,861	640,914,066	627,489,896	1.02143

COMPUTATION OF ADJUSTED BASE PROPORTIONS

Class	(P) Current Base Proportions	(Q) Current Base Proportions adjusted for Physical and Quantity Changes	(R) Adjusted Base Proportions
Homesite	68.90236	68.0850	68.60344
Nonhomesite	31.09764	31.7639	31.49656
Total	100.00000	100.8489	100.00000

I, the clerk of the legislative body of the approved assessing unit identified above, hereby certify that the legislative body determined on 7/2/13 base percentages, current percentages, and current base proportions as set forth herein for the assessment roll and portion as identified above.

Town Clerk
Title

date

RP-6703 NEW YORK STATE OFFICE OF REAL PROPERTY SERVICES 06/26/13
 10 SHERBURN AVENUE, ALBANY, NY 12210-2714

CERTIFICATE OF ADJUSTED BASE PROPORTIONS PURSUANT TO ARTICLE 19, RPTL
 FOR THE TOWN OF CLARKSTOWN 2013 ASSESSMENT ROLL

Approved Assessing Unit Town of Clarkstown
 2012 Nanuet School District
 Levy Roll 2013

CERTIFICATION

Section I
 DETERMINATION OF PORTION CLASS NET CHANGE IN ASSESSED VALUE DUE TO PHYSICAL AND QUANTITY CHANGES,
 EQUALIZATION CHANGES AND COMPUTATION OF CLASS CHANGE IN LEVEL OF ASSESSMENT FACTOR

Class	(A) Assessed Value on the Reference Roll	(B) Total Assessed Value of Physical and Quantity Increases Between the Reference Roll and Levy Roll	(C) Total Assessed Value of Physical and Quantity Decreases Between the Reference Roll and Levy Roll	(D) Net Change of Physical and Quantity Changes	(E) Surplus or Deficit Assessed Value on the Reference Roll
Homestead	337,705,900	590,700	3,870,700	-3,370,000	333,895,100
Nonhomestead	170,982,718	2,860,190	7,237,691	-4,377,501	162,855,027
Class				(B-C)	(A-C)
Homestead					
Nonhomestead					

1. The clerk of the legislative body of the approved assessing unit identified above, hereby certifies that the legislative body determined on 7/2/13 base percentages, current percentages and current base proportions as set forth herein for the assessment roll and portion as identified above.

Section II
 COMPUTATION OF PORTION CLASS ADJUSTMENT FACTOR

Class	(L) Taxable Assessed Value on the Levy Roll	(M) Taxable Assessed Value on the Levy Roll at the Reference Level of Assessment (2012)	(N) Total Taxable Assessed Value on the Levy Roll at the Reference Level of Assessment (2012)	(O) Class Adjustment Factor
Homestead	326,767,405	327,051,120	327,051,120	0.99989
Nonhomestead	164,755,569	165,580,512	179,585,619	0.98168

Section III
 COMPUTATION OF ADJUSTED BASE PROPORTIONS

Class	(P) Current Base Proportions	(Q) Current Base Proportions adjusted for Physical and Quantity Changes (P*O)	(R) Adjusted Base Proportions
Homestead	64.60883	63.95448	64.79868
Nonhomestead	35.39107	34.7429	35.20132
Total	100.00000	98.69737	100.00000

signature _____
 date _____
 Town Clerk

NEW YORK STATE OFFICE OF REAL PROPERTY SERVICES
16 SHERIDAN AVENUE, ALBANY, NY 12210-0274

CERTIFICATE OF ADJUSTED BASE PROPORTIONS PURSUANT TO ARTICLE 19, RPTL
FOR THE 2013 ASSESSMENT ROLL

Approved Assessing Unit: Town of Chateaufort
Reference Roll: 2012 Considered Legal
Levy Roll: 2013

DETERMINATION OF PORTION CLASS NET CHANGE IN ASSESSED VALUE DUE TO PHYSICAL AND QUANTITY CHANGES,
EQUALIZATION CHANGES AND COMPUTATION OF CLASS CHANGE IN LEVEL OF ASSESSMENT FACTOR

Class	(A) Total Assessed Value on the Reference Roll	(B) Total Assessed Value of Physical and Quantity Increases Between the Reference Roll and Levy Roll	(C) Total Assessed Value of Physical and Quantity Decreases Between the Reference Roll and Levy Roll	(D) Net Assessed Value of Physical and Quantity Changes	(E) Surviving Total Assessed Value on the Reference Roll	(F-G) Change in Level of Assessment Factor
Homestead	3,305,392,964	8,403,100	6,977,019	2,426,081	3,299,415,945	(A-C)
Nonhomestead	848,487,124	9,390,770	9,010,774	369,996	839,476,330	(H-I)
Class		(F) Total Assessed Value of Equalization Increases Between the Reference Roll and Levy Roll	(G) Total Assessed Value of Equalization Decreases Between the Reference Roll and Levy Roll	(H) Net Assessed Value of Equalization Changes	(I) Change in Level of Assessment Factor	(J) Class Adjustment Factor
Homestead		298,700	6,246,330	-5,959,630	0.99919	(J)*1
Nonhomestead		114,982	2,804,637	-2,689,655	0.99690	

COMPUTATION OF PORTION CLASS ADJUSTMENT FACTOR

Class	(L) Taxable Assessed Value on the Levy Roll	(K) Taxable Assessed Value on the Levy Roll at the Reference Roll Level of Assessment	(M) Total Taxable Assessed Value on the Levy Roll at the Reference Roll Level of Assessment	(N) Taxable Assessed Value on the Reference Roll	(O) Class Adjustment Factor
Homestead	3,305,521,224	3,311,502,706	3,311,502,706	3,308,772,491	1.00083
Nonhomestead	863,570,328	866,346,706	866,832,288	931,691,119	1.02700

COMPUTATION OF ADJUSTED BASE PROPORTIONS

Class	(P) Current Base Proportions	(Q) Current Base Proportions adjusted for Physical and Quantity Changes	(R) Adjusted Base Proportions
Homestead	71.69323	71.91735	71.33334
Nonhomestead	28.14774	28.90144	28.66666
Total	100.00000	100.81879	100.00000

CERTIFICATION

I, the clerk of the legislative body of the approved assessing unit identified above, hereby certify that the legislative body determined on 7/2/13 base percentages, current percentages, and current base proportions as set forth herein for the assessment roll and portion as identified above.

signature

Town Clerk title

date

NEW YORK STATE OFFICE OF REAL PROPERTY SERVICES
19 SHERIDAN AVENUE, ALBANY, NY 12210-2714
CERTIFICATE OF ADJUSTED BASE PROPORTIONS PURSUANT TO ARTICLE 19, RPPL
FOR THE 2013 ASSESSMENT ROLL

DE/29/13

RP 6703

Approved Assessing Unit: Town of Clarkstown
Home of Portion: 2013 Nyack School District
Reference Roll: 2011
Levy Roll: 2013

SECTION I

DETERMINATION OF PORTION CLASS NET CHANGE IN ASSESSED VALUE DUE TO PHYSICAL AND QUANTITY CHANGES, EQUALIZATION CHANGES AND COMPUTATION OF CLASS CHANGE IN LEVEL OF ASSESSMENT FACTOR

Class	(A) Total Assessed Value on the Reference Roll	(B) Total Assessed Value of Physical and Quantity Increases Between the Reference Roll and Levy Roll	(C) Total Assessed Value of Physical and Quantity Decreases Between the Reference Roll and Levy Roll	(D) Net Assessed Value Physical and Quantity Changes	(E) Surviving Total Assessed Value on the Reference Roll	(A-C)
Homestead	499,642,000	1,330,900	396,100	1,002,700	499,305,900	
Nonhomestead	69,273,487	434,730	112,329	322,401	69,161,198	
Class		(F) Total Assessed Value of Increase Between the Reference Roll and Levy Roll	(G) Total Assessed Value of Decreases Between the Reference Roll and Levy Roll	(H) Net Equalization Changes	(I) Change in Level of Assessment Factor	(J) HIGHER
Homestead		1,330,900	396,100	1,002,700	499,305,900	
Nonhomestead		434,730	112,329	322,401	69,161,198	
Section II	COMPUTATION OF PORTION CLASS ADJUSTMENT FACTOR					
Homestead	491,741,810	492,440,716	0	492,440,716	491,285,910	1.00225
Nonhomestead	60,399,895	68,665,749	13,925,508	82,571,337	81,071,909	1.01850
Section III	COMPUTATION OF ADJUSTED BASE PROPORTIONS					
Class	(J) Current Base Proportions	(K) Assessed Value of Special Franchise on the Levy Roll at the Reference Roll Level of Assmt	(L) Assessed Value of Special Franchise on the Levy Roll at the Reference Roll Level of Assmt	(M) Total Taxable Assessed Value on the Levy Roll at the Reference Roll Level of Assmt	(N) Taxable Assessed Value on the Reference Roll	(O) Class Adjustment Factor
Homestead	85.50861			86.1105	85.71407	
Nonhomestead	14.09139			14.3220	14.28593	
Total	100.00000	100.4626	100.00000	100.4325	100.00000	

Signature _____
Town Clerk
date _____

CERTIFICATION

I, the clerk of the legislative body of the approved assessing unit, do hereby certify that the legislative body determined the 2013 base proportions as set forth herein for the assessment roll and portion as outlined above.

On roll call the vote was as follows:

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

RESOLUTION NO. (271-2013)
Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, the Town of Clarkstown solicited bids for the Central Nyack Drainage Improvements, Phase II project, and

RESOLUTION NO. (271-2013) continued

WHEREAS, the Town received five (5) bids in response to its solicitation, and

WHEREAS, Cal Mart Enterprises, Inc. has been determined to be the lowest responsible bidder, and

WHEREAS, the Town also solicited a proposal from Behan Planning and Design to provide professional construction administration and observation services in connection with the project, which the Public Works Administrator and the Director of Environmental Control have deemed acceptable in terms of scope and price, and

WHEREAS, the Town also solicited a proposal from M.G. McLaren, P.C. to provide construction administration services and resident engineering services with regard to the drainage and streetscape improvements in connection with the project, which the Public Works Administrator and Director of Environmental Control have deemed acceptable in terms of scope and price;

NOW, THEREFORE, BE IT

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

BID #29A-2012 – CENTRAL NYACK DRAINAGE IMPROVEMENTS
PHASE II

is hereby awarded to: CAL MART ENTERPRISES, INC.
 4 BURTS ROAD
 CONGERS, NY 10920
PRINCIPAL: CARL V. WORTENDYKE
 MARTIN C. WORTENDYKE
 PETER T. WORTENDYKE

as per their proposed total project cost not to exceed \$8,778,778.00 plus 18% contingency, and be it

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

- a) Signed Contract Documents – four sets
- b) Performance Bond - 100% of project cost
- c) Labor and Materials Payment Bond - 100% of proposed project cost
- d) Certificate of Contractor's Liability and Property Damage Coverage, including a Save Harmless Agreement
- e) Certificate of Automobile Liability Coverage
- f) Certificate of Worker's Compensation insurance coverage
- g) Certificate of Worker's Disability Insurance coverage
- h) Evidence that all Contractors/Sub-contractors have entered into an Apprenticeship Agreement which has been registered with and approved by the NYS Commissioner of Labor in accordance with Article 23 of the New York Labor Law.

The Town 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 Public Works Administrator and the Director of Environmental Control, and be it

FURTHER RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with Behan Planning and Design, 112 Spring Street, Suite 305, Saratoga Springs, New York, to

RESOLUTION NO. (271-2013) continued

provide professional construction administration and observation services in connection with the project at a cost not to exceed \$200,000.00 inclusive of expenses, which fees shall be reimbursed within the allocated contingency, and be it

FURTHER RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with M.G. McLaren, P.C., 100 Snake Hill Road, West Nyack, New York, to provide construction administration services and resident engineering services with regard to the drainage and streetscape improvements in connection with the project at a cost not to exceed \$425,050.00 inclusive of expenses, which fees shall be reimbursed within the allocated contingency, and be it

FURTHER RESOLVED, that this project shall constitute a proper charge to account number H-8755-400-409-0-79-7, and be it

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

On roll call the vote was as follows:

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

RESOLUTION NO. (272-2013)

Co. Hoehmann offered and Co. Lasker seconded

RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED JULY 2, 2013, AMENDING THE BOND RESOLUTION ADOPTED JANUARY 18, 2011

Recitals

WHEREAS, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, has heretofore duly authorized preliminary plans and specifications with respect to proposed improvements to the Town’s Community Centers, including architectural and engineering services with respect thereto, at the estimated maximum cost of \$755,000, which amount was appropriated for such purpose pursuant to the bond resolution adopted by the Town Board on January 18, 2011; and

WHEREAS, the bond resolution adopted on January 18, 2011 stated that the maximum maturity of the bonds will be five (5) years; and

WHEREAS, the Town Board of the Town has now determined that the cost of such plans and specifications and architectural and engineering services shall be financed as part of the cost of construction of the project, and it is in the best interests of the Town to amend such bond resolution to provide for the fifteen-year period of probable usefulness applicable to construction of the project;

Now , therefore, be it

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

Section (A) The Bond Resolution of said Town adopted by the Town Board on January 18, 2011, entitled:

“Bond Resolution of the Town of Clarkstown, New York, adopted January 18, 2011, authorizing the preparation of preliminary plans and specifications with respect to proposed improvements to the Town’s Community Centers, stating the estimated maximum cost

RESOLUTION NO. (272-2013) continued

thereof is \$755,000, appropriating said amount for such purpose, and authorizing the issuance of \$755,000 serial bonds of said town to finance said appropriation,”

is hereby amended to read as follows:

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED JANUARY 18, 2011 AND AMENDED JULY 2, 2013, AUTHORIZING THE PREPARATION OF PRELIMINARY PLANS AND SPECIFICATIONS WITH RESPECT TO PROPOSED IMPROVEMENTS TO THE TOWN'S COMMUNITY CENTERS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$755,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$755,000 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 preliminary plans and specifications with respect to proposed improvements to the Town's Community Centers, including architectural and engineering services with respect thereto. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$755,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in the principal amount of \$755,000 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. On June 4, 2013, the Town Board adopted a bond resolution authorizing the issuance of bonds for construction of the project and the Town Board has determined that the cost of such plans and specifications and architectural and engineering services shall be financed as part of the cost of construction of the project.

Section 2. Bonds of the Town in the principal amount of \$755,000 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. 12 (a) (2) of the Law, is fifteen (15) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. 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

RESOLUTION NO. (272-2013) continued

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 the issuance 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 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. The Town Clerk of said Town of Clarkstown is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to cause to be published, in full, in the "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, a Notice in substantially the following form:

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on July 2, 2013 the Town Board of the Town of Clarkstown, in the County of Rockland, New York, adopted a resolution amending the bond resolution adopted by said Town Board on January 18, 2011, which bond resolution, as amended, is entitled:

"Bond Resolution of the Town of Clarkstown, New York, adopted January 18, 2011 and amended July 2, 2013, authorizing the preparation of preliminary plans and specifications with respect to proposed improvements to the Town's Community Centers, stating the estimated maximum cost thereof is \$755,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$755,000 to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to prepare preliminary plans and specifications with respect to proposed improvements to the Town's Community Centers, including architectural and engineering services; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is

RESOLUTION NO. (272-2013) continued

\$755,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of \$755,000 bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon; and STATING that on June 4, 2013, the Town Board adopted a bond resolution authorizing the issuance of bonds for construction of the project and the Town Board has determined that the cost of such plans and specifications and architectural and engineering services shall be financed as part of the cost of construction of the project;

SECOND: AUTHORIZING the issuance of bonds in the principal amount of \$755,000 pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said serial bonds are authorized to be issued is fifteen (15) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$755,000 bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

JUSTIN SWEET
Town Clerk

Section (B) The amendment of the bond resolution set forth in Section (A) of this resolution shall in no way affect the validity of the liabilities incurred, obligations issued, or action taken pursuant to said bond resolution as originally adopted, and all such liabilities incurred, obligations issued, or action taken shall be deemed to have been incurred, issued or taken pursuant to said bond resolution, as so amended.

Section (C) Said bond resolution, as herein amended, is subject to a permissive referendum as therein provided. In the event that a valid petition protesting against said bond resolution, as amended, and requesting that it be submitted to the electors of said Town for their approval or disapproval, is filed and the Proposition submitted therefor is defeated, the validity of the bond resolution adopted January 18, 2011, shall not be in any way affected and shall remain in full force and effect.

Section (D) After said bond resolution, as herein amended, shall take effect, the Town Clerk is hereby directed to cause said bond resolution as herein amended, to be published, in summary, in the newspaper hereinabove referred to in Section 7 thereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as prescribed by Section 81.00 of the Local Finance Law of the State of New York.

Section (E) This resolution shall take effect immediately.

* * *

On roll call the vote was as follows:

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

RESOLUTION NO. (273-2013)

Co. Hoehmann offered and Co. Lasker seconded

RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED JULY 2, 2013, AMENDING THE BOND RESOLUTION ADOPTED AUGUST 16, 2011

Recitals

WHEREAS, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, has heretofore duly authorized the construction and installation of street lighting improvements in connection with the New City Downtown Revitalization Project (Phase III) at the estimated maximum cost of \$1,040,000, which amount was appropriated for such purpose pursuant to the bond resolution adopted by the Town Board on August 16, 2011; and

WHEREAS, the bond resolution adopted on August 16, 2011 stated that the maximum maturity of the bonds will be five (5) years; and

WHEREAS, the Town Board of the Town has now determined that it is in the best interests of the Town to amend such bond resolution to provide for a fifteen-year period of probable usefulness, because such lighting improvements constitute a physical public betterment or improvement classified as a capital asset under generally accepted accounting principles for municipalities and it has been determined by an appropriate engineering, architectural or other professional that the useful life of such improvements is at least fifteen (15) years;

Now, therefore, be it

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

Section (A) The Bond Resolution of said Town adopted by the Town Board on August 16, 2011, entitled:

“Bond Resolution of the Town of Clarkstown, New York, adopted August 16, 2011, authorizing construction and installation of street lighting improvements in connection with the New City Downtown Revitalization Project (Phase III), stating the estimated maximum cost thereof is \$1,040,000, appropriating said amount for such purpose, and authorizing the issuance of \$1,040,000 serial bonds of said Town to finance said appropriation,”

is hereby amended to read as follows:

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED AUGUST 16, 2011 AND AMENDED JULY 2, 2013, AUTHORIZING CONSTRUCTION AND INSTALLATION OF STREET LIGHTING IMPROVEMENTS IN CONNECTION WITH THE NEW CITY DOWNTOWN REVITALIZATION PROJECT (PHASE III), STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,040,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$1,040,000 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 and install street lighting improvements in connection with the New City Downtown Revitalization Project (Phase III). The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,040,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in the principal amount of \$1,040,000 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.

RESOLUTION NO. (273-2013) continued

Section 2. Bonds of the Town in the principal amount of \$1,040,000 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) Such lighting improvements constitute a physical public betterment or improvement classified as a capital asset under generally accepted accounting principles for municipalities and it has been determined by an appropriate engineering, architectural or other professional that the useful life of such improvements is at least fifteen (15) years. 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 therefore hereby determined to be 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. 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 the issuance 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 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. (273-2013) continued

Section 7. The Town Clerk of said Town of Clarkstown is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to cause to be published in the "THE JOURNAL-NEWS," a newspaper having 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, a Notice in substantially the following form:

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on July 2, 2013 the Town Board of the Town of Clarkstown, in the County of Rockland, New York, adopted a resolution amending the bond resolution adopted by said Town Board on August 16, 2011, which bond resolution, as amended, is entitled:

"Bond Resolution of the Town of Clarkstown, New York, adopted August 16, 2011 and amended July 2, 2013, authorizing construction and installation of street lighting improvements in connection with the New City Downtown Revitalization Project (Phase III), stating the estimated maximum cost thereof is \$1,040,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$1,040,000 to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to construct and install street lighting improvements in connection with the New City Downtown Revitalization Project (Phase III); STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$1,040,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds in the principal amount of \$1,040,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of bonds in the principal amount of \$1,040,000 pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the object or purpose for which said serial bonds are authorized to be issued is fifteen (15) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: July 2, 2013

JUSTIN SWEET
Town Clerk

RESOLUTION NO. (273-2013) continued

Section (B) The amendment of the bond resolution set forth in Section (A) of this resolution shall in no way affect the validity of the liabilities incurred, obligations issued, or action taken pursuant to said bond resolution as originally adopted, and all such liabilities incurred, obligations issued, or action taken shall be deemed to have been incurred, issued or taken pursuant to said bond resolution, as so amended.

Section (C) Said bond resolution, as herein amended, is subject to a permissive referendum as therein provided. In the event that a valid petition protesting against said bond resolution, as amended, and requesting that it be submitted to the electors of said Town for their approval or disapproval, is filed and the Proposition submitted therefor is defeated, the validity of the bond resolution adopted August 16, 2011, shall not be in any way affected and shall remain in full force and effect.

Section (D) After said bond resolution, as herein amended, shall take effect, the Town Clerk is hereby directed to cause said bond resolution as herein amended, to be published, in summary, in the newspaper hereinabove referred to in Section 7 thereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as prescribed by Section 81.00 of the Local Finance Law of the State of New York.

Section (E) This resolution shall take effect immediately.

* * *

On roll call the vote was as follows:

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

RESOLUTION NO. (274-2013)

Co. Lasker offered and Co Borelli seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED JULY 2, 2013, AUTHORIZING THE CONSTRUCTION OF DRAINAGE IMPROVEMENTS IN CENTRAL NYACK (PHASE II), STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$10,360,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$10,360,000 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 drainage improvements in Central Nyack (Phase II). The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$10,360,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds of the Town in the principal amount of \$10,360,000 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. Bonds of the Town in the principal amount of \$10,360,000 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.

RESOLUTION NO. (274-2013) continued

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 Sections 11.00 a. 4 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. 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. 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 "*The Journal-News*," a newspaper having 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, a Notice in substantially the following form:

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on July 2, 2013, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, adopted a bond resolution entitled:

RESOLUTION NO. (274-2013) continued

“Bond Resolution of the Town of Clarkstown, New York, adopted July 2, 2013, authorizing the construction of drainage improvements in Central Nyack (Phase II), stating the estimated maximum cost thereof is \$10,360,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$10,360,000 to finance said appropriation,”

an abstract of which bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to construct drainage improvements in Central Nyack (Phase II); STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$10,360,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds of the Town in the principal amount of \$10,360,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of bonds of the Town in the principal amount of \$10,360,000 pursuant to the Local Finance Law of the State of New York to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is forty (40) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

Justin Sweet
Town Clerk

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

* * *

On roll call the vote was as follows:

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

RESOLUTION NO. (275-2013)

Co. Lasker offered and Co Borelli seconded

WHEREAS, the Town has received \$649,826.33 from the Rockland County Sewer District #1, \$51,648 from United Water New York and \$6,090.14 from D.A.R.E. donations

NOW THEREFORE BE IT,

RESOLVED, to increase Revenue Account H-15-9-2770-0 (Capital-Misc Local Revenue) and Expense Account H-8760-409-0-84-9 (Capital-Sewer Pump Station & Collection System Upgrade) by \$649,826.33 and be it

FURTHER RESOLVED, to increase Revenue Account H-15-9-2770-0 (Capital-Misc Local Revenue) and Expense Account H-8760-409-0-84-25 (Capital-Congers V/C Ambulance Corp) by \$51,648 and be it

FURTHER RESOLVED, to increase Revenue Account A-01-9-2705-0 (General Fund-Gifts & Donations) and Expense Account A-3230-319-0 (D.A.R.E.-Misc Supplies) by \$4,931.22.

On roll call the vote was as follows:

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

RESOLUTION NO. (276-2013)

Co. Hausner offered and Co. Lasker seconded

WHEREAS, by Resolution Nos. 604-2006 and 439-2007, as amended by Resolution No. 588-2011, the Town of Clarkstown entered into agreements with Mayo, Lynch & Associates to provide professional engineering services concerning the Congers Lake Dam Project, the Congers Lake North End Boardwalk and the Congers Lake West Trailway, and

WHEREAS, by letter dated April 15, 2013, Mayo, Lynch & Associates advised the Town that there were additional structural engineering sub-consultants costs associated with the Project that were not anticipated, and

WHEREAS, the Superintendent of Recreation and Parks has reviewed the additional costs and finds them reasonable in both scope and price;

NOW, THEREFORE, be it

RESOLVED, that Resolution No. 588-2011 is hereby amended to reflect the additional unanticipated costs not to exceed \$2,679.52 for structural engineering sub-consultants costs regarding the Congers Lake West Trailway and said costs shall be a proper charge to Account No. H 8736-409-0-67-19.

On roll call the vote was as follows:

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

RESOLUTION NO. (277-2013)

Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, Rockland Jewish Community Center Corporation, by its attorney Donald S. Tracy, has petitioned the Town Board of the Town of Clarkstown for a Special Permit, pursuant to Section 290-17T of the Zoning Local Law, to utilize additional lands known as Tax Maps 58.19-1-11 and 58.19-1-9.26 and located at 450 West Nyack Road, West Nyack, New York, which consists of the subject property and part of the adjacent property owned by the Clarkstown Central School District, for outdoor recreation, and

WHEREAS, said petitioner has duly applied to the Clarkstown Planning Board for site plan approval;

NOW, THEREFORE, be it

RESOLVED, that a public hearing, pursuant to Section 290-17T of the Zoning Local Law, shall be held at the Auditorium of the Town Hall of the Town of Clarkstown, 10 Maple Avenue, New City, New York, on August 20, 2013, at 8:00 p.m., or as soon thereafter as possible, to consider the application of Rockland Jewish Community Center Corporation relative to said Special Permit, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of such statutory hearing and that the Town Clerk cause the same to be published in the newspaper of general circulation and

posted in the manner provided by law and file proof thereof in the Office of the Town Clerk, and be it

FURTHER RESOLVED, that on or before said public hearing, the petitioner shall demonstrate to the Town Board of the Town of Clarkstown that they comply with the following:

1. Site lighting. A site lighting plan shall be provided, including all technical specifications for the type and intensity of lighting proposed, the location and height of all lighting fixtures, standards, luminaries and facilities, evidence that lighting will not affect nearby residential properties and proposed hours of operation of night lighting;
2. Noise. Adequate evidence must be furnished by the applicant demonstrating that noise levels will not be likely to disturb nearby residential properties. Such evidence must take into account the nature of the activity, the general demeanor of participants, the number of participants, the frequency of the activity and the time and day of the proposed activity;
3. Waste. A plan must be provided demonstrating that activity of generated waste, such as fertilizer and insecticide runoff or airborne spray, solid waste and any other by-product of the activity will be disposed of properly;
4. Special considerations. Because the range of activities permitted as family recreation is very wide and the characteristics and intensity of use may vary widely, the Town Board may impose such additional requirements as may be necessary to provide adequate protection to adjoining and nearby properties, considering the proposed activity, the proposed location and the nature of the adjoining community;

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 Jose Simoes, Town Planner, 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 petition is hereby referred to the Rockland County Commissioner of Planning pursuant to Sections 239-L and 239-M of the General Municipal Law for report, the Clarkstown Planning Board, and to the following agencies for comment or study and report as soon as possible:

1. Clarkstown Department of Environmental Control
2. Clarkstown Building Inspector
3. Rockland County Health Department
4. New York State Thruway Authority
5. Palisades Interstate Park Commission

RESOLUTION NO. (277-2013) continued

On roll call the vote was as follows:

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

RESOLUTION NO. (278-2013)

Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, the Rockland County Personnel office has furnished Certification of Eligibles #13050 (NCP T&E) Recreation Information Clerk II –Parks and Recreation Department which contains the name of Constance A. Zayac,

NOW, therefore, be it

RESOLVED, the Constance A. Zayac, 96 E. George Avenue, Pearl River, New York - is hereby appointed to the (promotional)(permanent) position of Recreation Information Clerk II – Parks and Recreation Department – at the current 2013 annual salary of 59,650., effective July 2, 2013.

On roll call the vote was as follows:

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

RESOLUTION NO. (279-2013)

Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, the Rockland County Personnel office has furnished Certification of Eligibles #13049 (NCP T&E) Principal Account Clerk – Office of the Town Comptroller which contains the name of Laura A, Gilroy,

NOW, therefore, be it

RESOLVED, the Laura A. Gilroy, 40 Pine Street, New City, New York - is hereby appointed to the (promotional) (permanent) position of Principal Account Clerk – Office of the Town Comptroller – at the current 2013 annual salary of 52,124., effective July 2, 2013

On roll call the vote was as follows:

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

RESOLUTION NO. (280-2013)

Co. Hoehmann offered and Co. Lasker seconded

WHEREAS, Ms. Cathy L. Conklin was previously appointed to serve a full six (6) year statutory term as the Town of Clarkstown Assessor through September 30, 2013, and

RESOLUTION NO. (280-2013) continued

WHEREAS, the terms and conditions of Ms. Conklin’s previous appointment are contained in an Employment Agreement dated July 24, 2007, which was duly authorized by the Town Board pursuant to Resolution No. 472-2007, and

WHEREAS, the Town Board, in recognition of Ms. Conklin’s exemplary service to the Town, wishes to reappoint her to serve as the Assessor for the Town of Clarkstown for a new statutorily required six (6) year term;

NOW, THEREFORE, be it

RESOLVED, that Cathy L. Conklin, 25 Bull Road, Warwick, New York 10990, is hereby appointed to the position of Assessor for a statutory term effective October 1, 2013 and ending September 30, 2019, and be it

FURTHER RESOLVED, that the Town Board approves the entry into an employment agreement between the Town of Clarkstown and Ms. Cathy Conklin to serve as Assessor upon the terms and conditions substantially similar to those set forth in her previously approved employment contract, except that the new contract shall provide for annual percentage increases equivalent to the greater of (i) two percent (2%) over each previous calendar year’s salary or (ii) such percentage increase, if any, in the salaries of Town Board members, and be it

FURTHER RESOLVED, that the Supervisor is hereby authorized to execute such contract and take all actions necessary and consistent therewith.

On roll call the vote was as follows:

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

RESOLUTION NO. (281-2013)

Co. Hausner offered and Co. Hoehmann seconded

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

WHEREAS, the following group wishes to continue to adopt the below segment of a town road for an additional period of two (2) years, beginning July 19, 2013 to July 19, 2015, as follows:

Sponsor: **Window & Door Outlet, L.L.C.**
 P.O. Box 2054
 New City, NY 10956

Road: **0.8 mile segment of Phillips Hill Road from**
 North Main Street to North Little Tor Road,
 New City, NY

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program, in that said group will perform a public service in removing trash from the above roadway that would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement, for a period of two (2) years beginning July 19, 2013 to July 19, 2015, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt the above segment, and to provide and coordinate services by the above named, to remove trash from the roadways

RESOLUTION NO. (281-2013) continued

On roll call the vote was as follows:

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

RESOLUTION NO. (282-2013)

Co. Hausner offered and Co. Hoehmann seconded

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

WHEREAS, the following group wishes to continue to adopt the below segment of a town road for an additional period of two (2) years, beginning August 15, 2013 to August 15, 2015, as follows:

**Sponsor: American Legion Wm. E. DeBevoise, Jr. Post No. 1682
65 American Legion Way
New City, NY 10956**

**Road: 0.1 mile segment of American Legion Way, from Congers Road to
Route 304; New City, NY**

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program, in that said group will perform a public service in removing trash from the above roadway that would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement, for a period of two (2) years beginning August 15, 2013 to August 15, 2015, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt the above segment, and to provide and coordinate services by the above named, to remove trash from the roadways.

On roll call the vote was as follows:

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

RESOLUTION NO. (283-2013)

Co. Hoehmann offered and Co. Borelli seconded

WHEREAS, several locations within the Town of Clarkstown require tree stump removal and restoration due to prior tree removals and hurricane damage; and
WHEREAS, the Highway Department solicited proposals from qualified contractors to grind tree stumps and properly restore the areas with topsoil and seed; and
WHEREAS, the Highway Department has reviewed the proposals received from seven (7) qualified contractors to perform the necessary work; and

RESOLUTION NO. (283-2013) continued

WHEREAS, the lowest proposal was submitted by Bob Wilson Tree Experts, Inc., for \$11,125.00; and
NOW, THEREFORE BE IT RESOLVED, that it is the recommendation of the Highway Department to hire

Bob Wilson Tree Experts, Inc.
PO Box 1818
Spring Valley, NY 10977

AND BE IT FURTHER RESOLVED, that the amount shall be a proper charge to Account No. DB 5110-409.

On roll call the vote was as follows:

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

RESOLUTION NO. (284-2013)
Co. Hausner offered and Co. Hoehmann seconded

RESOLVED, that based upon the recommendation of the Traffic and Traffic Fire Safety Advisory Board, the Superintendent of Highways is hereby authorized to install:

Two (2) "Town Speed Limit 30 MPH" signs on Rose Road, West Nyack, one (1) southbound at Route 59 and one (1) northbound at Town Line Road, West Nyack, NY; and be it

FURTHER RESOLVED, that the Town Clerk is directed to forward copies of this resolution to the Superintendent of Highways for implementation and to the Chief of Police for enforcement.

On roll call the vote was as follows:

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

RESOLUTION NO. (285-2013)
Co. Hausner offered and Co. Hoehmann seconded

RESOLVED, that based upon the recommendation of the Traffic and Traffic Fire Safety Advisory Board, the Superintendent of Highways is hereby authorized to install:

"No Parking" signs per the NYS DOT Manual of Traffic Control Devices, Sec. 221.5, on both sides of Landing Road and both sides of Collyer Avenue, the whole length of the roadway, Congers, NY, and be it

FURTHER RESOLVED, that the Town Clerk is directed to forward copies of this resolution to the Superintendent of Highways for implementation and to the Chief of Police for enforcement.

RESOLUTION NO. (285-2013) continued

On roll call the vote was as follows:

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

The Supervisor opened the meeting for general public comments.

Michael Hull, Bardonia

He directed questions to Co. Hoehmann regarding documents relating to Mr. Savino’s employment and he expressed dissatisfaction with the Board’s response to requests for copies of those documents.

Tom Nimick, New City

He requested that the Town Attorney’s office be audited and pointed out what he felt were problematic employee practices in that office.

Pat Godfrey, New City

He feels the \$2.8 million renovation on the community centers it is not needed and expressed concerns about increased taxes. He asked if the Board planned on putting a cap on the amount of money bonded.

Co. Hoehmann stated that he is confident in the Town Attorney who has informed him that with contracted employees it is not always the practice to retain these documents. He stated he will review Mr. Hull’s statement and would be happy to respond to him after doing so.

Supervisor Gromack stated that the Town Attorneys who work in the Town Attorney’s Office are full time. Since 2005, their numbers have been reduced from approximately 12 to 7. He explained that recent salary increases for Mr. Cornell and Mr. Schofield are due to additional responsibilities resulting extra hours beyond full time. Other town attorneys may or may not have private practices, but they all put in at least 35 hours at the Town and the differences in their salaries are due to length of service and experience. Regarding the bond indebtedness, Clarkstown is well below what is an acceptable number for a town of our size and capacity.

There being no one further wishing to speak, on motion of Co. Lasker seconded by Co Borelli the Town Board went into Executive Session to discuss a pending tax litigation matter., time: 9:00 pm

On motion of Co. Hoehmann seconded by Co. Borelli the Town Board voted to go out of Executive Session., time: 9:50 pm

On motion of Co. Hoehmann seconded by Co. Lasker the Town Board meeting was adjourned, time: 9:50 pm

Respectfully submitted,

Joanne Castaldo
Deputy Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING #1

Town Hall

7/02/13

8:00 pm

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

Re: Continuation - Proposed Local Law entitled: "A Local Law Amending Chapter 290-3 (Definitions) of the Town Code"

Deputy Town Clerk, Joanne Castaldo, read the notice of public hearing. On motion of Co. Hoehmann seconded by Co. Lasker the public hearing was opened.

Deputy Town Attorney, Daniel Kraushaar, explained that as a result of some confusion expressed at last month's public hearing, the definition of "lot coverage" has since been clarified and he explained what was proposed in this local law.

Supervisor Gromack opened the meeting for public comment. No one appeared.

There being no one further wishing to be heard, on motion of Co. Lasker, seconded by Co. Hausner, the public hearing was closed, time 8:05 pm

Respectfully submitted,

Joanne Castaldo
Deputy Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING #2

Town Hall

7/02/13

8:06 pm

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

Re: Proposed Local Law entitled: "A Local Law Amending Chapters 5, 93,173, 198, 220, 224, 240, 243, 244, 249A, 270, 278, 290, A295, A308 and Deleting Chapters 180, 231, 239, 248, 249 and 263 of the Town Code"

Deputy Town Clerk, Joanne Castaldo read the notice of public hearing. On motion of Co. Hoehmann seconded by Co. Hausner the public hearing was opened.

The Supervisor explained that this public hearing will be continued to our August meeting to allow time for some additional review and he invited anyone who wished to speak on this to do so now or reserve until the August meeting.

Tom Nimick, New City

He pointed out some possible revisions in the proposed law in Chapter 290, with regard to notice requirements; Chapter 5 with regard to awkward wording; and Chapter 93, regarding alcoholic beverages and how it would prohibit permission at the Congers Train station. He inquired about the removal Chapter 180, Memorial Day observances and commended the addition of Chapter 224 regarding FOILs. He asked for some background on the removal of Chapter 248, regarding solid waste.

The Town Attorney stated they would take a look at what he pointed out. She explained, regarding Memorial Day, that we may limit this to certain zones where parades are observed. Regarding Chapter 248, that local law was ruled unconstitutional by the US Supreme Court years ago and it is now something that is basically governed by the County's flow control law; this is just a clean up to get it off the books.

There being no one further wishing to be heard, on motion of Co. Hausner seconded by Co. Hoehmann, the public hearing was CONTINUED to the next Town Board meeting, time: 8:16 pm .

Respectfully submitted,

Joanne Castaldo
Deputy Town Clerk