

TOWN OF CLARKSTOWN
TOWN BOARD MEETING
OCTOBER 25, 2016

Town Hall

8:00 PM

Present: Supervisor George Hoehmann
Council Members Stephanie Hausner,
Frank Borelli, John Noto & Adrienne Carey
Lino Sciarretta , Town Attorney
Justin Sweet, Town Clerk

The Supervisor declared the Town Board meeting opened. Assemblage saluted the flag. Town Clerk read the roll call.

SPECIAL PRESENTATIONS:

Little League Tournament Champions – Clarkstown’s Nanuet “Crimson Tide”

The following members of Nanuet’s “Crimson Tide” were recognized and congratulated for winning the title of Little League Tournament Champions:

Tara Connolly	Alexis “Lexi” Desapio
Emma Peterson	Kyla Zeldin
Katherine Hardwick	Dana Winkler
Victoria Daly	Lianna Tartaglia
Isabella Cimino	Caroline Hastings
Grace Diffley	
Abigail Hausner	

Nanuet Little League 11Year Old Softball

Rockland County Champions
Hudson Valley Champions
NYS Runner Up

The following members of the Nanuet Little League 11 Year Old Softball Team were recognized and congratulated for their achievements as Rockland County Champions, Hudson Valley Champions and New York State Runner Up:

Olivia Kalinowski	Julie Merritt
Ashley Moliterno	Grace Diffley
Jessie McCabe	Isabella Cimino
Tricia Devine	Addison Lennon
Kami DeGaetani	Emma Peterson
Annie Browne	Nicole Mackin
Kylie Toto	

The following Highway Department employees were recognized for their courageous act of going above and beyond to help a co-worker who was near death. They were able to stabilize him until emergency services arrived and because of their efforts he is alive and recovering.

Joe Donovan	Rob Gaglione
Ray Bonelli	Steve Peters

The Public Hearing Re: Petition of 9W Valley Cottage, LLC for use of Town Law 280-a(2) was not held as the petitioner withdrew the petition.

RESOLUTION NO. (446-2016) ADOPTED

The Public Hearing Re: “A Local Law Amending Chapter 18 (Code of Ethics) was adjourned to December 15, 2016 at 12 noon.

RESOLUTION NO. (447-2016) ADOPTED

On motion of Co. Borelli seconded by Co. Noto the Public Hearing Re: “A Local Law Amending Chapter 290 (Zoning) with respect to Table 12 (General Bulk Regulations) was opened, time: 8:27 pm closed, 8:34 pm.

RESOLUTION NO. (448-2016) ADOPTED

The Supervisor read through the agenda items and a brief synopsis of each was given. He asked if there was anyone wishing to speak on the agenda items.

Steve Levine, Congers

He suggested there be a mechanism at the time of building applications to avoid having to refund fees. Regarding the agreement with Verizon for use of their poles, he thought we should negotiate a better fee. Regarding the Owen Subdivision he questioned why the supervisor was signing the subdivision plan.

Sandra Siegel, New City

Inquired about costs associated with the attorneys hired for the police lawsuit.

Antonia Sambevski, Clarkstown

Regarding Item 14a, truck operator bid, she asked for confirmation that this is only for some kind of superstorm and nothing else. She expressed these concerns due to rumors of plans to contract out highway work to Curti's Landscaping.

Supervisor Hoehmann said this resolution was pulled until November 9 and stated there was no truth to those rumors.

Marge Hook

Regarding Item 4, funds for 911 Memorial, why is taxpayer money being used? Item 12, Traphagen House Improvements, she asked for clarification regarding costs. Regarding Item 15f, she objects to this appointment as a patronage job.

Peggy Greeley, Congers

Expressed concerns about the amount of money being spent by the Town and asked for clarification about various items.

Donna Drygas, Nanuet

Regarding Item 16, Refund of Building Permit Fee, as a business owner she is concerned about fees being waved for not-for-profits.

Jim Flynn, Nanuet

He appreciates the buyout of the lighting district but is concerned about reactions to the LED lights which look brighter.

Regarding the practice of waving fees for not-for-profits the Supervisor stated the impact of that will be evaluated. He is signing the Owens Subdivision as part of the settlement of the court. He

stated the fees paid to Verizon for use of their poles are standard fees. He addressed concerns about Town spending and stated the bonded indebtedness has been reduced. Regarding Item 12, he spoke about the costs associated with the Traphagen House. He stated he stood by the appointment in Item 15f and regarding Item 4 we are continuing to look to raise additional dollars for this memorial. He spoke about the purchase of the Lighting District and the savings that will result from it.

The Town Attorney addressed the costs of legal fees as far as what is paid for out of insurance and what is paid out of the Town coffers.

The Supervisor read through the agenda items and a brief synopsis of each was given. He asked if there was anyone wishing to speak on the agenda items.

RESOLUTION NO. (446-2017)
Co. Borelli offered and Co. Noto seconded

WHEREAS, by resolution adopted on September 27, 2016, the Town Board scheduled a public hearing for October 25, 2016 regarding a petition from 9W Valley Cottage LLC for permission to apply Town Law 280-a(2) to obtain access to proposed subdivision lots for premises known as Tax Map No. 53.13-2-26 and located at 741 Route 9W, Valley Cottage, New York, and

WHEREAS, Petitioner has withdrawn said petition at this time;
NOW, THEREFORE, be it

RESOLVED, the public hearing scheduled for October 25, 2016 is hereby cancelled.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (447-2016)
Co. Borelli offered and Co. Noto seconded

WHEREAS, a proposed local law entitled, "A LOCAL LAW AMENDING CHAPTER 18 (CODE OF ETHICS) OF THE CODE OF THE TOWN OF CLARKSTOWN" was introduced by Councilman Borelli at a Town Board meeting held on September 27, 2016, and

WHEREAS, at said meeting, a public hearing was scheduled to be held on October 25, 2016 at 8:00 p.m. relative to such proposed local law;

NOW, THEREFORE, be it

RESOLVED, the public hearing scheduled for October 25, 2016 is hereby adjourned to November 9, 2016 at 7:00 p.m.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (448-2016)

Co. Borelli offered and Co. Noto seconded

WHEREAS, a proposed local law entitled,

"A LOCAL LAW AMENDING THE CHAPTER 290 (ZONING) OF THE TOWN CODE OF THE TOWN OF CLARKSTOWN WITH RESPECT TO TABLE 12 (GENERAL BULK REGULATIONS)"

was introduced by Councilperson Hausner at a Town Board meeting held on September 6, 2016, and

WHEREAS, the Town Board of the Town of Clarkstown, by resolution adopted on September 6, 2016, directed that a public hearing be held on October 25, 2016 at 8:00 p.m., or as soon thereafter as possible, relative to such proposed local law, and

WHEREAS, notice of said hearing was duly prepared and published in the Journal News on October 18, 2016, and

WHEREAS, by resolution adopted September 6, 2016, 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 public hearing was held by the Town Board of the Town of Clarkstown on October 25, 2016, and

WHEREAS, a pdf copy of the proposed local law in final form was sent in electronic format by electronic means to the desks of the Supervisor and the Councilpersons at their office at the Clarkstown Town Hall, 10 Maple Avenue, New City, New York, on October 14, 2016, and

WHEREAS, the Town Board of the Town of Clarkstown has reviewed the Environmental Assessment Form and proposed Negative Declaration, prepared by Dennis M. Letson, PE, First Deputy Director of the Department of Environmental Control, as agent for the Town Board, pursuant to SEQRA, and which the Board has discussed and considered in making its decision herein, and

WHEREAS, by resolution dated October 5, 2016, the Town of Clarkstown Planning Board found that the proposed local law is consistent with the aims and principles embodied in Chapter 290 and the Comprehensive Plan, and the Planning Board, therefore, recommends in favor of the proposed local law, and

WHEREAS, the Rockland County Planning Department provided their written report, dated October 12, 2016, which remanded this matter for local determination since the proposed local law will have no adverse impacts on any County-wide interests;

NOW, THEREFORE, BE IT RESOLVED, that based upon the EAF prepared by Dennis M. Letson, PE, First Deputy Director of the Department of Environmental Control, acting as agent to the Town Board as lead agency, it is hereby determined that the proposed action is an Unlisted action under SEQRA that will not have the potential to adversely affect the environment, (2) that will correct an inconsistency in the allowable coverages between the various zoning districts, (3) that will still provide a limit to reduce stormwater run-off from increased impervious surfaces and reduce impacts to existing drainage systems, and (4) is consistent with the Town's Comprehensive Plan, and be it

FURTHER RESOLVED, that the Town Board has reviewed and hereby accepts and adopts the attached Negative Declaration, and be it

FURTHER RESOLVED, that Local Law No. 11 – 2016 entitled:
"A LOCAL LAW AMENDING CHAPTER 290 (ZONING) OF THE TOWN CODE OF THE TOWN OF CLARKSTOWN WITH RESPECT TO TABLE 12 (GENERAL BULK REGULATIONS)"

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:

RESOLUTION NO. (448-2016) continued

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

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

RESOLUTION NO. (449-2016)
Co. Borelli offered and Co. Noto seconded

RESOLVED, that the Town Board Minutes of September 20, 2016 and September 27, 2016 are hereby accepted as submitted by the Town Clerk.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (450-2016)
Co. Hausner offered and Co. Noto seconded

WHEREAS, Councilperson _____, a member of the Town Board of the Town of Clarkstown has introduced a proposed local law entitled,
"A LOCAL LAW AMENDING CHAPTER 109 (BUILDING CONSTRUCTION ADMINISTRATION) OF THE CODE OF THE TOWN OF CLARKSTOWN"
and

WHEREAS, this proposed local law is intended to amend Chapter 109-3 by repealing the language in §109-3A(1) and (2) regarding building permits because New York State Building Code regulations are now more restrictive than our current code and we will follow the New York State requirements;

NOW, THEREFORE, be it

RESOLVED, that a public hearing, pursuant to §20 of the Municipal Home Rule Law, be held in the Auditorium of the Clarkstown Town Hall, 10 Maple Avenue, New City, New York on November 9, 2016 at 7:00 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 same to be published and posted as aforesaid and file proof thereof in the Office of the said Clerk.

RESOLUTION NO. (450-2016) continued

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (451-2016)

Co. Borelli offered and Co. Noto seconded

WHEREAS, in order for the town to create a new 911 Memorial in the courtyard adjacent to Town Hall, a number of deteriorated retaining walls needed to be replaced. In order to support the new large black granite monument, a foundation was poured and some additional planting areas were created. The existing fountain was modified, and the lighting in the courtyard was replaced with decorative energy efficient LED fixtures. The site improvements also included new landscaping, and

WHEREAS, funds will be required for modifications and additions to the courtyard, and

WHEREAS, Travis Monuments, Blue Sky Landscaping, B&B Concrete, HVS Electrical, Topinka and D'Angelo, Inc. , Organic Recycling, have submitted proposals, which the Director of Finance has reviewed and found acceptable in terms of scope and price, and

WHEREAS, additional materials were required to complete the project and were purchased from various local suppliers;

NOW, THEREFORE, be it

RESOLVED, the improvements and additional required work in the courtyard at Town Hall, 10 Maple Avenue, New City shall not exceed \$98,000.00, and be it

FURTHER RESOLVED, that the Town Board hereby appropriates up to \$98,000.00 for completion of said improvements to the Town Hall Courtyard Memorial and such cost shall be a proper charge to Account No. H-8769-409-0-92-9, and be it

FURTHER RESOLVED, that it is the intent of the Town Board that the funds appropriated for these improvements shall be funded through the issuance of Serial Bonds.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (452-2016)

Co. Borelli offered and Co. Carey seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED OCTOBER 25, 2016, AUTHORIZING CONSTRUCTION OF IMPROVEMENTS TO THE 9/11 MEMORIAL IN THE COURTYARD ADJACENT TO TOWN HALL, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$98,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$98,000 TO FINANCE SAID APPROPRIATION

RESOLUTION NO. (452-2016) continued

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 undertake the construction of improvements to the 9/11 Memorial in the courtyard adjacent to Town Hall. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$98,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in the principal amount of \$98,000 and any bond anticipation notes issued in anticipation of the sale of said bonds of the Town to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of and interest on said bonds and notes.

Section 2. Serial bonds of the Town in the principal amount of \$98,000 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 specific object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 19(c) of the Law, is fifteen (15) years; however it is hereby determined that the maximum term of such bonds will not exceed five (5) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

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

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. 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 of the Law 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 enhancement, 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

RESOLUTION NO. (452-2016) continued

- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

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

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

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

* * *

On roll call the vote was as follows:

Co. Borelli Yes
 Co. Hausner Yes
 Co. Noto. Yes
 Co. Carey Yes
 Supervisor Hoehmann. Yes

RESOLUTION NO. (453-2016)
Co. Borelli offered and Co. Carey 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 November 1, 2016 to November 1, 2018, as follows:

Sponsor: **Aldan Press**
 57 Bardonia Road
 Bardonia, NY 10954

Road: **0.9 mile segment of Ludvigh Road,**
 from Route 304 to Middletown Road,
 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 removing trash from the above roadway that would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLUTION NO. (453-2016) continued

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 November 1, 2016 to November 1, 2018, in a form approved by the Town Attorney, and Frank DiZenzo, 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. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (454-2016)
Co. Borelli offered and Co. Carey 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 November 1, 2016 to November 1, 2018, as follows:

Sponsor: **Danny Clapp Landscaping, Inc.**
 P.O. Box 222
 West Nyack, NY 10994

Roads: **1.57 mile segment of Brewery Road, New City**
 to Intersection of Strawtown Road, New City

and,

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program in that Danny Clapp Landscaping, Inc. will perform a public service in removing trash from 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 November 1, 2016 to November 1, 2018, in a form approved by the Town Attorney, and Frank DiZenzo, Superintendent of Highways, to adopt above segment, and to provide and coordinate services by Danny Clapp Landscaping, Inc. to remove trash from the roadway.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (455-2016)
Co. Borelli offered and Co. Carey 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 November 1, 2016 to November 1, 2018, as follows:

**Sponsor: Paramount Country Club
60 Zukor Road
New City, NY 10956**

**Roads: 1.2 mile segment of Zukor Road from
North Main Street and Old Route 304
to South Mountain Road, New City**

and,

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program in that Paramount Country Club will perform a public service in removing trash from 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 November 1, 2016 to November 1, 2018, in a form approved by the Town Attorney, and Frank DiZenzo, Superintendent of Highways, to adopt above segment, and to provide and coordinate services by Paramount Country Club to remove trash from the roadway.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (456-2016)
Co. Borelli offered and Co. Carey 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 November 1, 2016 to November 1, 2018, as follows:

RESOLUTION NO. (456-2016) continued

Sponsor: **Plastic-Craft Products Corp.**
744 West Nyack Road
West Nyack, NY 10994

Roads: **.10 mile segment of Doscher Avenue from**
Western Highway to Route 59E, West Nyack, NY

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program, in that Plastic-Craft Products Corp., 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 November 1, 2016 to November 1, 2018, in a form approved by the Town Attorney, and Frank DiZenzo, Superintendent of Highways, to adopt the above segment, and to provide and coordinate services by Plastic-Craft Products Corp., to remove trash from the roadways.

On roll call the vote was as follows:

- Co. Borelli Yes
- Co. Hausner Yes
- Co. Noto. Yes
- Co. Carey Yes
- Supervisor Hoehmann. Yes

RESOLUTION NO. (457-2016)
Co. Borelli offered and Co. Carey 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 November 1, 2016 to November 1, 2018, as follows:

Sponsor: **John Wall, Insurance & Bonding**
20 Demarest Avenue
West Nyack, NY 10994

Roads: **0.2 mile segment of West Nyack Road, from #440 to Demarest Avenue,**
West Nyack, and 0.44 mile segment of Demarest Avenue from West
Nyack Road to Strawtown Road, West Nyack

and,

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

NOW, THEREFORE, be it

RESOLUTION NO. (457-2016) continued

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 November 1, 2016 to November 1, 2018, in a form approved by the Town Attorney, and Frank DiZenzo, Superintendent of Highways, to adopt above segment, and to provide and coordinate services by John Wall, Insurance & Bonding to remove trash from the roadway.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (458-2016)
Co. Borelli offered and Co. Noto 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 November 1, 2016 to November 1, 2018 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**

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 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 November 1, 2016 to November 1, 2018, in a form approved by the Town Attorney and Frank DiZenzo, 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. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (459-2016)
Co. Borelli offered and Co. Noto 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 segment of a town road for a period of two (2) years, beginning November 1, 2016 to November 1, 2018, as follows:

**Sponsor: Head Start of Rockland
 117 Route 9W
 Haverstraw, NY 10927**

**Roads: 0.5 mile segment of Second Avenue between
 Lawrence Street and One Head Start Circle,
 Nanuet, NY 10954**

and

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program, in that the Head Start of Rockland organization will perform a public service in removing trash from above roadway 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, for a period of two (2) years beginning November 1, 2016 to November 1, 2018, in a form approved by the Town Attorney, and Frank DiZeno, Superintendent of Highways, to adopt above segment, and to provide and coordinate services by the above named organization, to remove trash from the roadway.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (460-2016)
Co. Borelli offered and Co. Noto 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 segment of a town road for a period of two (2) years, beginning November 1, 2016 to November 1, 2018, as follows:

**Sponsor: New City Volunteer Ambulance Youth Corps
 P.O. Box 33
 200 Congers Road
 New City, NY 10956**

**Road: 0 .38 segment of Goebel Road from Congers Road to Route 304,
 New City, NY**

RESOLUTION NO. (460-2016) continued

and;

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program, in that the above organization will perform a public service in removing trash from above roadway 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 an agreement, for a period of two (2) years beginning November 1, 2016 to November 1, 2018, in a form approved by the Town Attorney, and Frank DiZenzo, Superintendent of Highways, to adopt above segment, and to provide and coordinate services by the above named organization, to remove trash from the roadway.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (461-2016)

Co. Borelli offered and Co. Noto 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 November 1, 2016 to November 1, 2018 as follows:

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

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

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 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 November 1, 2016 to November 1, 2018, in a form approved by the Town Attorney, and Frank DiZenzo, 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. (461-2016) continued

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (462-2016)
Co. Borelli offered and Co. Noto 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 November 1, 2016 to November 1, 2018, as follows:

Sponsor: **Steve Weiss Landscaping Inc. & Snowplowing
P.O. Box 77
Valley Cottage, NY 10989**

Roads: **1.28 mile segment of Old Mill Road from Fulle Drive to Kings Highway,
Valley Cottage, NY**

and

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program in that Steve Weiss Landscaping, Inc. will perform a public service in removing trash from 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 November 1, 2016 to November 1, 2018, in a form approved by the Town Attorney, and Frank DiZenzo, Superintendent of Highways, to adopt above segment, and to provide and coordinate services by Steve Weiss Landscaping, Inc. to remove trash from the roadway.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (464-2016) continued

Roads: **0.41 mile segment of Casper Hill Road from
Crusher Road to Route 303, Valley Cottage;**
and
 **0.44 mile segment of Demarest Mill Road from Germonds Road
to dead end of Demarest Mill Road, West Nyack**
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 removing trash from the above roadways that would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement, for a period of two (2) years beginning November 1, 2016 to November 1, 2018, in a form approved by the Town Attorney, and Frank DiZenzo, Superintendent of Highways, to adopt the above segments, 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. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (465-2016)
Co. Borelli offered and Co. Noto 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 November 1, 2016 to November 1, 2018, as follows:

Sponsor: **Housecraft Inc.
60 South Main Street, Suite 8
New City, NY 10956**

Road: **0.5 mile segment of Cairnsmuir Lane
from Congers Road to Strawtown Road,
New City, NY 10956**

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 removing trash from the above roadway that would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLUTION NO. (465-2016) continued

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 November 1, 2016 to November 1, 2018, in a form approved by the Town Attorney, and Frank DiZenzo, 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. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (466-2016)
Co. Borelli offered and Co. Noto 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 November 1, 2016 to November 1, 2018, 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 November 1, 2016 to November 1, 2018, in a form approved by the Town Attorney, and Frank DiZenzo, 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. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (467-2016)
Co. Borelli offered and Co. Noto 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 November 1, 2016 to November 1, 2018 , 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 November 1, 2016 to November 1, 2018, in a form approved by the Town Attorney, and Frank DiZenzo, 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. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (468-2016)
Co. Borelli offered and Co. Noto 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 segments of Town roads for an additional period of one (1) year, beginning November 1, 2016 to November 1, 2017, as follows:

**Sponsor: Tilcon New York, Inc.
162 Old Mill Road
West Nyack, NY 10994**

RESOLUTION NO. (469-2016) continued

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement, for a period of two (2) years continuing from November 1, 2016 to November 1, 2018, in a form approved by the Town Attorney, and Frank DiZenzo, Superintendent of Highways, to adopt above segment, and to provide and coordinate services by the above named organization to remove trash from the roadway.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (470-2016)
Co. Borelli offered and Co. Noto 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 November 1, 2016 to November 1, 2018, as follows:

**Sponsor: Clarkstown Sunrise Rotary Club
P.O. Box 9292
Bardonia, NY 10954**

**Road: 0.6 mile segment of West Nyack Road,
from Route 304 to the west end of St. Anthony’s Church
Nanuet, NY 10954**

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 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 November 1, 2016 to November 1, 2018, in a form approved by the Town Attorney, and Frank DiZenzo, 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. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (471-2016)

Co. Hausner offered and Co. Carey seconded

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED OCTOBER 25, 2016, AUTHORIZING ACQUISITION OF LARGE FORMAT SCANNER/PLOTTER PRINTING EQUIPMENT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$16,700, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$16,700 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 undertake the acquisition of large format scanner/plotter printing equipment, including a Hewlett Packard DesignJet T1300 SD Pro Multifunction Printer and related materials, software, support and training. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$16,700 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in the principal amount of \$16,700 and any bond anticipation notes issued in anticipation of the sale of said bonds of the Town to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of and interest on said bonds and notes.

Section 2. Serial bonds of the Town in the principal amount of \$16,700 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

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

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

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

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

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. 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 of the Law relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of

RESOLUTION NO. (471-2016) continued

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

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

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

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

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

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

On roll call the vote was as follows:

Co. Borelli Yes
 Co. Hausner Yes
 Co. Noto. Yes
 Co. Carey Yes
 Supervisor Hoehmann. Yes

RESOLUTION NO. (472-2016)
Co. Hausner offered and Co. Noto seconded

WHEREAS, by Resolution No. 75-2015, adopted February 3, 2016, the Town Board authorized the Supervisor to enter into an agreement with Orange and Rockland Utilities, Inc. for the purchase of the Town’s Street Lighting Facilities; and

WHEREAS, Verizon New York owns some of the poles where street lights are located; and

WHEREAS, Verizon New York is willing to permit, to the extent it may lawfully do so, the placement of said equipment on its poles, and

WHEREAS, Verizon New York will issue licenses authorizing the attachment of the Town’s lighting equipment and facilities to Verizon New York’s approximately 1,000 such poles at an annual cost of \$5.19 per pole;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement, in a form satisfactory to the Town Attorney, with Verizon New York, 140 West Street, New York, New York to allow pole attachment for municipal street lighting for an annual fee of \$5.19 per pole.

RESOLUTION NO. (472-2016) continued

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (473-2016)
Co. Hausner offered and Co. Noto seconded

WHEREAS, the Town Board authorized H2M architects + engineers (H2M) to perform professional architectural and engineering services to prepare a sub-division map for the property identified as 64.08-3-30, at a fee not to exceed \$ 5,200.00, and

WHEREAS, it is determined that the services are required for the completion of the project and H2M has submitted a proposal, dated August 24, 2016, to perform these services, and

WHEREAS, the Deputy Town Attorney and the Director of the Department of Environmental Control have reviewed the proposal and find it reasonable in both scope and price;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes H2M to provide the required engineering services, and be it

FURTHER RESOLVED, that the fee for said services shall not exceed \$5,200.00, and shall constitute a proper charge to Account No. H-8755-409-0-79-21.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (474-2016)
Co. Hausner offered and Co. Noto seconded

WHEREAS, e-Websity, Inc., d/b/a Capturepoint.com has submitted a proposal to provide the Town with software to facilitate registration and payment management for the Department of Recreation and Parks, including implementation of the system and a one year subscription; and

WHEREAS, Jo Anne Pedersen, Superintendent of Recreation and Parks, has reviewed the proposal and finds it acceptable in terms of scope and price;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement, in a form satisfactory to the Town Attorney, with e-Websity, Inc., d/b/a Capturepoint.com, 141 Dayton Street, Ste. 204, Ridgewood, New Jersey to provide implementation and one year subscription to CommunityPass Online Registration and Payment Management software for a total fee not to exceed \$17,297.00; and be it

FURTHER RESOLVED, that this should be a proper charge to Accounts No. A-7020-226, No. A-1680-409 and No. 1680-226.

RESOLUTION NO. (474-2016) continued

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (475-2016)
Co. Carey offered and Co. Borelli seconded

WHEREAS, by Resolution No. 422-2016, adopted September 20, 2016, the Town Board of the Town of Clarkstown authorized Clarkstown Police Officers to attend the FBI Sniper School, and

WHEREAS, the FBI has added one day to the school which requires an additional night at the hotel and per diem rate;

NOW, THEREFORE, be it

RESOLVED, that Resolution No. 422-2016 is hereby amended to include the additional cost of \$347.00 and the last FURTHER RESOLVED clause shall read as follows:

“FURTHER RESOLVED, that the total cost shall not exceed \$2,237.00.”

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (476-2016)
Co. Noto offered and Co. Hausner seconded

WHEREAS, AN INVESTIGATION BY THE Traffic and Traffic Fire Safety Advisory Board resulted in the recommendation that a “Stop Sign” be installed on Parma Drive at the intersection of Mayfield Street, Valley Cottage.

NOW, THEREFORE, be it RESOLVED, that the Town Board hereby authorizes the Superintendent of Highways to install a “Stop Sign” as indicated above, and be it

FURTHER RESOLVED, that a copy of this resolution be forwarded by the Town Clerk to the Chief of Police and the Traffic and Traffic Fire Safety Advisory Board for file and information.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (477-2016)
Co. Noto offered and Co. Hausner seconded

WHEREAS, Resolution Nos. 477 -2015 and 351-2016, adopted December 17, 2015 and August 9, 2016 respectively, approved the acquisition of certain property located to the rear of 23 Sickletown Road, West Nyack, New York, and

WHEREAS, it is necessary to subdivide 23 Sickletown Road, West Nyack, New York, owned by J. Owens Building Co. Inc., into two (2) lots with tax lot designations of 64.8-3-30.1 and 64.8-3-30.2 so that the Town can acquire Tax Lot 64.8-3-30.2 (2.63 acres) for use related to the “West Nyack Revitalization: Hamlet Center Flood Protection and Wetland Restoration Project,” and

WHEREAS, at the Town Board meeting held on August 9, 2016, S.E.Q.R. was adopted with reference to the Project;

NOW, THEREFORE, BE IT RESOLVED, the Town Board hereby approves the minor two-lot subdivision of J. Owens Building Co. Inc. and authorizes the Town Supervisor to sign the Final Subdivision Map and directs that it be filed with the Rockland County Clerk’s Office, subject to the subdivision map being reviewed and signed by Chairman of the Rockland Drainage Agency.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (478-2016)
Co. Noto offered and Co. Carey seconded

WHEREAS, by Resolution No. 452-2014, adopted on September 30, 2014, as amended by Resolution No. 119-2016, adopted March 8, 2016, the Town Board authorized the Supervisor to enter into an agreement, as amended, with de Bruin Engineering P.C. for professional engineering services with respect to the Germonds Park Pool – Phases I, II and III---for a total contract price not to exceed \$223,800.00, and

WHEREAS, billable expenses of \$864.17 were not included in the contract price;

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Superintendent of Recreation and Parks, the Town Board hereby authorizes the agreement with de Bruin Engineering, P.C. be amended, in a form approved by the Town Attorney, to include the additional billable expenses of \$864.17, and be it

FURTHER RESOLVED, that this additional cost shall continue to be a proper charge to Account No. H-8767-409-0-90-12, and be it

FURTHER RESOLVED, that it is the intent of the Town Board that the additional funds allocated for this project shall be funded through the issuance of Serial Bonds.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (479-2016)
Co. Hausner offered and Co. Borelli seconded

WHEREAS, by Resolution No. 562-2014, adopted December 18, 2014, as amended by Resolution No. 406-2015, adopted November 17, 2015, as amended by Resolution No. 136-2016, adopted March 22, 2016, the Town Board of the Town of Clarkstown appropriated funds to make certain improvements to the Traphagen House located at 131 Germonds Road, West Nyack, and

WHEREAS, additional funds will be required for modifications and additions to the heating, plumbing, electrical and kitchen in the house, and

WHEREAS, H & R Plumbing, Heating and AC LLC and Mag Electric Co have submitted proposals, which the Director of Finance has reviewed and found acceptable in terms of scope and price, and

WHEREAS, kitchen appliances are desired in the house and will be purchased at a cost not to exceed \$3,000.00;

NOW, THEREFORE, be it

RESOLVED, that Resolution No. 136-2016 is hereby amended to authorize H & R Plumbing, Heating and AC LLC and Mag Electric Co to perform the improvements and additional required work at 131 Germonds Road, West Nyack, as well as the purchase and installation of appliances by staff in an amount not to exceed \$26,500.00, and be it

FURTHER RESOLVED, that the Town Board hereby appropriates up to \$26,500.00 for completion of said improvements to the Traphagen House and such cost shall be a proper charge to Account No. H 8768-409-0- 91-10, and be it

FURTHER RESOLVED, that it is the intent of the Town Board that the additional funds appropriated for these improvements shall be funded through the issuance of Serial Bonds.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (480-2016)
Co. Borelli offered and Co. Carey seconded

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

PAVING SOLUTIONS INC.
51 Forest Road #316-243
Monroe, NY 10950
Baruch Reich, Secretary

ANGEL LANDSCAPING INC.
50 Rennert Lane
Bardonia, NY 10954
Miguel Arias, Owner

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the issuance of a Certificate of Registration to:

RESOLUTION NO. (480-2016) continued

16-35 PAVING SOLUTIONS INC.
16-36 ANGEL LANDSCAPING INC.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (481-2016)

(THIS RESOLUTION NUMBER WAS NOT USED)

RESOLUTION NO. (482-2016)

Co. Hausner offered and Co. Noto seconded

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

BID#1-2017 – ATHLETIC AND RECREATION SUPPLIES

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. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (483-2016)

Co. Hausner offered and Co. Noto seconded

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

BID#2-2017 – FIREWORKS DISPLAY

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

RESOLUTION NO. (483-2016) continued

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. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (484-2016)
Co. Hausner offered and Co. Noto seconded

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

BID#3-2017 – POOL CHEMICALS

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. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (485-2016)
Co. Hausner offered and Co. Noto seconded

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

BID#4-2017 – ATHLETIC FIELD AND TURF MAINTENANCE

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.

RESOLUTION NO. (485-2016) continued

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (486-2016)
Co. Hausner offered and Co. Noto seconded

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

BID#5-2017 – GROUNDSKEEPING AND LANDSCAPE SUPPLIES

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. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (487-2016)
Co. Hausner offered and Co. Noto seconded

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

BID#6-2017 – FIRST AID/SAFETY SUPPLIES

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. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (488-2016)
Co. Hausner offered and Co. Noto seconded

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

RFP#7-2017 – OPERATION OF FOOD & REFRESHMENT CONCESSION
STANDS AT TOWN PARKS

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. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (489-2016)
Co. Hausner offered and Co. Noto seconded

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

BID#8-2017 – WORK CLOTHING

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. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (490-2016)
Co. Hausner offered and Co. Noto seconded

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

BID#9-2017 – HIGHWAY SIGNING AND ROAD MAINTENANCE SUPPLIES

RESOLUTION NO. (490-2016) continued

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. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (491-2016)
Co. Hausner offered and Co. Noto seconded

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

BID#19-2016 – OVERHEAD STREET LIGHTING REPAIRS

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. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (492-2016)
Co. Noto offered and Co. Carey seconded

RESOLVED, that the resignation (by retirement) of John F. Walsh – Plumbing Inspector – Building Department – is hereby accepted effective and retroactive to October 22, 2016.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (493-2016)
Co. Noto offered and Co. Carey seconded

RESOLVED, that John F. Walsh is hereby reinstated, working part-time against the full-time position Plumbing Inspector – Building Department - at the hourly rate of \$60.11., effective and retroactive to October 24, 2016.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (494-2016)
Co. Noto offered and Co. Carey seconded

RESOLVED, that the resignation of Nicole DeFeo – Crossing Guard (Substitute) – Police Department – is hereby accepted effective and retroactive to October 3, 2016.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (495-2016)
Co. Noto offered and Co. Carey seconded

RESOLVED, that Laura Gilroy, Principal Account Clerk – Comptroller’s Office – is hereby granted a leave of absence without pay effective February 1, 2017 thru October 31, 2017.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (496-2016)
Co. Noto offered and Co. Carey seconded

RESOLVED, that Douglas Katz, is hereby reappointed to the position of - Member – Parks Board & Recreation Commission – at the 2016 annual salary of \$3,366., - effective November 23, 2016and to expire on November 22, 2023.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (497-2016)
Co. Noto offered and Co. Carey seconded

RESOLVED, that Rita Kelly, is hereby appointed to the position of - Member – Parks Board & Recreation Commission – at the 2016 annual salary of \$3,366., – (to fill the unexpired term of John O’Connell)– effective October 25, 2016 and to expire on January 6, 2020.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (498-2016)
Co. Noto offered and Co. Carey seconded

WHEREAS, by Resolution No. 437-2016, the Town Board accepted the appointment of Sean Jordan, as Information Services Specialist I (Networked Systems) – Data Processing, and WHEREAS, there was a typographical error regarding the annual salary;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby amends Resolution No. 437-2016 to correct the annual salary to read “\$77,177”.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (499-2016)
Co. Noto offered and Co. Carey seconded

WHEREAS, Rockland Country Day School has requested a refund of Building Permit Fee (#16-1121) paid in the amount of \$4,182.00 in connection with an application for property located at 34 Kings Highway, Congers, New York more particularly described as Tax Map No. 44.14-1-31, and

WHEREAS, the Building Inspector has recommended that due to the not-for-profit status of the Rockland Country Day School, a full refund of the building permit fee in the amount of \$4,182.00 should be made;

NOW, THEREFORE, be it

RESOLVED, that upon the recommendation of the Building Inspector, the Town Board hereby authorizes a full refund of \$4,182.00 to Montana Contracting, 173 No. Route 9W, Congers, New York, to be charged to Account No. B 02-6-2555-0.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (500-2016)
Co. Borelli offered and Co. Hausner seconded

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled, Nejman Family Trust v. Assessor of the Town of Clarkstown, Board of Assessment Review for the Town of Clarkstown, Town of Clarkstown, the Nanuet School District, and the Treasurer of Rockland County, Index No(s). 032980/15 and 032641/16, affecting parcel designated as Tax Map No. 64.18-3-13 and more commonly known as 6 Townline Road, Nanuet, New York for the year(s) 2015/16 and 2016/17, 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 No. 64.18-3-13 be reduced for the year(s) 2015/16 from \$179,600 to \$170,600 at a cost to the Town of \$295.43;
2. It is anticipated that for the year(s) 2016/17, the aforesaid adjustment will occur prior to January 2017 tax bills and no refund will be required;
3. Reimbursement for the year(s) 2015/16 on the parcel described as Tax Map No. 64.18-3-13, as stated above, be made within ninety (90) 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. Borelli Yes
 Co. Hausner Yes
 Co. Noto. Yes
 Co. Carey Yes
 Supervisor Hoehmann. Yes

RESOLUTION NO. (501-2016)
Co. Noto offered and Co. Carey seconded

WHEREAS, by Resolution No. 75-2015, adopted on February 3, 2015, the Town Board authorized the Supervisor to enter into an agreement with Orange and Rockland Utilities, Inc. allowing the Town of Clarkstown to purchase the Town’s Street Lighting Facilities, subject to approval by the State of New York Public Service Commission (PSC), and

WHEREAS, the PSC subsequently issued an Order authorizing the sale of the Street Lighting Facilities throughout the Town of Clarkstown to the Town, and

WHEREAS, the purchase price authorized in Resolution No. 75-2015 has now been decreased because the Town will be purchasing fewer poles so that the revised purchase price will not exceed \$658,585.00;

NOW, THEREFORE, be it

RESOLVED, that the first “RESOLVED” clause in Town Board Resolution No. 75-2015 is hereby amended to read as follows:

RESOLUTION NO. (501-2016) continued

“RESOLVED, that the Town Board hereby authorizes the Supervisor to execute any and all documents necessary to effectuate said acquisition including, but not limited to, the Bill of Sale, the Mutual General Release and Settlement Agreement and the Operating Agreement, in a form approved by the Town Attorney, for the purchase and sale of the Town’s Street Lighting Facilities for a sum not to exceed \$658,585.00 plus all transfer and sales taxes incurred with this transaction.”

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. Yes

RESOLUTION NO. (502-2016)
Co. Hausner offered and Co. Borelli seconded

WHEREAS, the Town has received \$21,850 in donations for the 9/11 Memorial Park, \$8,000 in donations for the 225th Anniversary Celebration, \$5,099 from Seized Property, \$25,834.36 from NYS Dept of State, and \$10,000 from Suez Water New York, Inc.,

NOW THEREFORE BE IT,

RESOLVED, to increase Revenue H-15-9-2705-0 (Capital-Gifts & Donations) and increase Expense Account H-8769-409-0-92-10 (Capital Projects-9/11 Memorial Park) by \$21,850 and be it,

FURTHER RESOLVED, to increase Revenue Account A-01-9-2705-0 (General-Gifts & Donations) and increase Expense Account A-7310-409-0 (Youth Programs-Fees for Services) by \$8,000 and be it,

FURTHER RESOLVED, to increase Revenue Account A-01-7-2625-0 (General-Seized Property/Local Crime Proceeds) and increase Expense Account A-3120-409-0 (Police-Fees for Services) by \$5,099 and be it,

FURTHER RESOLVED, to increase H-15-11-4845-0 (Capital-Federal Aid) and increase Expense Account H-8768-409-0-91-4 (Capital Projects-Communications Tower Site at Mountainview Avenue) by \$25,834.36 and be it

FURTHER RESOLVED, to increase Revenue Account H-15-9-2770-0 (Capital-Misc Revenue) and increase Expense Account H-8767-409-0-90-9 (Capital Projects-Fanwood Lane/Branchville Rd Drainage Project) by \$10,000 and

WHEREAS, various accounts require additional funding,

NOW THEREFORE BE IT,

RESOLVED, to decrease Expense Account A-1345-204-0 (Purchasing-Office Machines) by \$368 and increase Expense Accounts A-1345-404-0 (Purchasing-Travel & Meals) by \$78 and A-1345-414-0 (Purchasing-Schools & Conferences) by 290 and be it,

FURTHER RESOLVED, to decrease Expense Account A-1410-313-0 (Town Clerk-Office Supplies) and increase Expense Account A-1410-409-0 (Town Clerk-Fees for Services) by \$1,958.25 and be it,

FURTHER RESOLVED, to decrease Expense Accounts A-1410-201-0 (Town Clerk-Furniture & Fixtures) by \$1,000 and A-1410-204-0 (Town Clerk-Office Machines) by \$1,451.63 and increase Expense Accounts A-1410-111-0 (Town Clerk-Overtime) by \$1,147.63 and A-1410-301-0 (Town Clerk-Food) by \$304 and be it,

FURTHER RESOLVED, to decrease Expense Account A-1670-313-0 (Mail & Copy-Office Supplies) and increase Expense Account A-1670-402-0 (Mail & Copy-Rental of Equipment) by \$5,000 and be it,

FURTHER RESOLVED, to decrease Expense Account A-3010-209-0 (Safety-Other Equipment) and increase Expense Account A-3010-319-0 (Safety-Misc Supplies) by \$750 and be it,

RESOLUTION NO. (502-2016) continued

FURTHER RESOLVED, to decrease Expense Account B-3620-110-0 (Building-Salaries) by \$7,728.02 and increase Expense Accounts B-3620-199-0 (Building-Vacation Buybacks) by \$4,517.26 and B-3620-409-0 (Building-Fees for Services) by \$3,210.76.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

RESOLUTION NO. (503-2016)
Co. Carey offered and Co. Hausner seconded

WHEREAS, Clarkstown Police Department Captain Anthony Ovchinnikoff has requested authorization for the following employees to attend the NYSPILL Users Group Meeting from November 2 - 4, 2016 to discuss and explore consolidating our CAD/RMS/Mobile System with other Rockland County agencies;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the following employees to attend the NYSPILL Users Group Meeting from November 2 - 4, 2016:

Sgt. Brian Gorsky
P.O. Peter Walker,

and be it

FURTHER RESOLVED, that reasonable and necessary expenses incurred by the aforementioned employees for hotel, travel and meals shall constitute a proper charge to Account Nos. A-3120-404 and A-3120-414, and be it

FURTHER RESOLVED, that the total cost shall not exceed \$558.00.

On roll call the vote was as follows:

Co. Borelli Yes
Co. Hausner Yes
Co. Noto. Yes
Co. Carey Yes
Supervisor Hoehmann. . . . Yes

The Supervisor opened the meeting for general public comments.

Steven Levine, Congers

Spoke about the Palisades Mall and their effort to occupy illegally built space and urged the Board not to cave into this. Spoke about costs of the police report and he asked for clarification about the status of the Police Department and what is going on with the Chief.

Paula Vaccarelli, Congers

Expressed outrage at the handling of Chief Sullivan's suspension. She believes this decision was political and was told by County Executive Ed Day that Chief Sullivan would never be chief again. She asked how was that decision made when there has been no hearing and why are we wasting taxpayer money with a bogus hearing and a kangaroo court?

Bob Klebitz, Clarkstown resident and business owner

Expressed concerns about the suspension of the Police Chief and the handling thereof.

Sandy Siegel, New City

Agreed with the previous speakers about the police chief suspension and asked for clarification about Co. Carey's qualifications.

Marge Hook, New City

She asked about any plans for a facility for the police equipment. She feels patronage is alive and well in the Town. In response to comments made at the last meeting, she stated she wouldn't have to FOIL if there was more transparency.

Antonia Sambevski, Congers

She asked for clarification on a Ward workshop. She asked for clarification on earlier statements about the bond debt. She again asked for assurances that there is no plan to contract out highway work. She asked for clarification about a subpoena and its relation to removing emails from the Clarkstown police department.

Ralph Riverso, Valley Cottage

He had a question on a tax issue and the response to his FOIL.

Richard King, Congers

He was here to support Co. Carey; he has been on the staff of Nyack Hospital for years and in reference to allegations about her being fired from Nyack Hospital, he stated the reason she was let go was because her whole unit was dissolved.

Stephanie Lee, Nanuet

In support of Co. Carey, she spoke about the troublemakers who have been slandering her.

Al Osterlitz, New City

He asked the Board members if they support their party's Presidential nominees.

Careyn Piranio

Stated she supports Co. Carey and refutes the spurious comments.

Jim Flynn, Nanuet

Expressed anger about Facebook comments on Clarkstown Voice.

Supervisor Hoehmann defended Co. Carey against false and misleading comments placed on Facebook.

Regarding the Palisades Mall the Supervisor stated they cannot comment as it is in litigation. Regarding a facility for police equipment, we will evaluate all of our capital needs going forward as it relates to our facilities. He addressed Mr. Riverso stating we cannot authorize a tax certiorari from 10 year ago. He stated they would hold a Ward workshop within the next 45 days. Co. Noto stated we fully support our police department, we will continue to maintain the level and work to see where we can find savings. He spoke in support of Co. Carey. Co. Borelli spoke in support of Co. Carey. Co. Hausner stated that personal attacks have been going on for years on social media and they have to stop; we need to have some civility. She asked the Town Attorney about who was paying Mr. Harrington for his TV appearances. The Town Attorney stated Mr. Harrington did not bill for that.

There being no one further wishing to be heard, on motion of Co. Borelli seconded by Co. Noto the Town Board moved into Executive Session, time: 10:23 pm

On motion of Co. Hausner, seconded by Co. Carey the Town Board came out of Executive Session, time: 11:41 pm,

On motion of Co. Hausner, seconded by Co. Carey the Town Board Meeting was adjourned, time: 11:41 pm,

Respectfully submitted,

Justin Sweet
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

October 25, 2016

8:26 pm

Present:

Supervisor George Hoehmann
Council Members Frank Borelli, Stephanie Hausner,
John Noto & Adrienne Carey
Lino Sciarretta, Town Attorney
Justin Sweet, Town Clerk

RE Petition of 9W Valley Cottage, LLC for use of Town Law 280-a(2)

The Town Attorney explained that the applicant has withdrawn their petition at this time.

RESOLUTION NO. (446-2016) ADOPTED

Respectfully submitted,

Justin Sweet
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

October 25, 2016

8:26 pm

Present:

Supervisor George Hoehmann
Council Members Frank Borelli, Stephanie Hausner,
John Noto & Adrienne Carey
Lino Sciarretta, Town Attorney
Justin Sweet, Town Clerk

RE "A Local Law Amending Chapter 18 (Code of Ethics)

The Town Attorney explained that this public hearing would be adjourned to December 15, 2016. to allow more time to work on the draft.

RESOLUTION NO. (447-2016) ADOPTED

Respectfully submitted,

Justin Sweet
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

October 25, 2016

8:27 pm

Present:

Supervisor George Hoehmann
Council Members Frank Borelli, Stephanie Hausner,
John Noto & Adrienne Carey
Lino Sciarretta, Town Attorney
Justin Sweet, Town Clerk

RE: "A Local Law Amending Chapter 290 (Zoning) with respect to Table 12 (General Bulk Regulations)

Town Clerk, Justin Sweet, read the notice of public hearing. On motion of Co. Borelli seconded by Co. Noto the public hearing was opened.

The Town Planner explained that this amendment would correct the development coverage maximums of the R-40 zone to make them more proportionate and consistent the requirements for other residential zoning districts.

The Supervisor asked if there was anyone present wishing to speak.

Peggy Greely, Congers

She asked for an explanation of the R-40 zoning district.

The Town Planner explained that the R-40 zoning district is for 1 acre zoning; it requires a 40,000 sq. ft lot to build a single family home.

There being no one further wishing to be heard, on motion of Co. Borelli seconded by Co. Noto the public hearing was closed. On motion of Co. Borelli seconded by Co. Hausner the negative declaration and the Local Law were adopted, time 8:34 pm.

Respectfully submitted,

Justin Sweet
Town Clerk

RESOLUTION NO. (448-2016) ADOPTED